



Borough of Middlesex
Mayor and Council Regular Meeting
~ Agenda ~

1200 Mountain Ave
Middlesex, NJ

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

Tuesday, December 19, 2023

7:00 PM

Municipal Building

- I. MAYOR'S STATEMENT:** Under the provisions of N.J.S.A. 10:4-6 et seq., notice of the time and place of this meeting was given by way of an annual meeting notice to the Star Ledger, Courier News and Home News, and posted at Borough Hall.
- II. SALUTE TO FLAG**
- III. ROLL CALL**

Attendee Name	Present	Absent	Late	Arrived
Mayor John Madden	☐	☐	☐	
Council President Michael Conahan	☐	☐	☐	
Councilman Jeremiah Carnes	☐	☐	☐	
Councilman Robert Dessino	☐	☐	☐	
Councilman Jack Mikolajczyk	☐	☐	☐	
Councilman Martin Quinn	☐	☐	☐	
Councilman Douglas Rex	☐	☐	☐	
Administrator Michael LaPlace	☐	☐	☐	
Borough Attorney Christopher Corsini	☐	☐	☐	

IV. PRESENTATIONS

V. APPOINTMENTS

- 1. **Resolution 353-2023** Hiring Probationary Police Officer Brandon Stout At An Annual Salary of \$52,058.00 Effective January 8, 2024
- 2. **Resolution 354-2023** Hiring Probationary Police Officer David Wilczynski At An Annual Salary of \$52,058.00 Effective January 8, 2024

VI. PROCLAMATIONS

VII. ORDINANCE(S) FOR INTRODUCTION

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

- 1. **Ordinance 2104-23** PROVIDING FOR DESIGN AND PERMITTING IN CONNECTION WITH THE MOUNTAINVIEW PARK PROJECT, APPROPRIATING \$185,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$175,750 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

2. **Ordinance 2105-23** AN ORDINANCE AUTHORIZING THE SALE OF PROPERTY KNOWN AS BLOCK 278, LOTS 60 & 61 ON THE MIDDLESEX BOROUGH TAX MAP AND LOCATED ON DRAKE AVENUE TO THE UNITED STATES DEPARTMENT OF THE ARMY CORPS OF ENGINEERS
3. **Ordinance 2106-23** AN ORDINANCE AMENDING CHAPTER 6 (BYLAWS OF COUNCIL) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX

IX. ADOPTION OF MINUTES

1. Approval of the November 21, 2023 Regular & Executive Meeting Minutes
2. Approval of the December 8, 2023 Special Meeting Minutes

X. MAYOR'S REPORT

XI. COUNCIL MEMBER REPORTS

1. Council President Conahan
2. Councilman Carnes
3. Councilman Dessino
4. Councilman Mikolajczyk
5. Councilman Quinn
6. Councilman Rex

XII. ADMINISTRATOR'S REPORT

XIII. PRIVILEGE OF THE FLOOR

During the conduct of the meeting, unless a Public Hearing is held or the Regular Order of Business is waived, the audience does not participate. A Public Portion is held at the end of the meeting. Individuals commenting from the audience will be provided an opportunity to address the Council but will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given an opportunity to speak on behalf of all of the members of the group. The Council, pursuant to the Open Public Meeting Act, will not publicly discuss personnel matters and may choose not to respond to comments made by members of the public during this portion of the meeting; however, the Council will give all comments appropriate consideration and will refer all individual complaints to the Mayor or appropriate Borough representative for resolution.

XIV. NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS: Matters listed within the Consent Agenda have been referred to members of the Borough Council for reading and study, are considered to be routine and will be enacted by one motion of the Council. If separate discussion is desired, the item may be removed from the Consent Agenda by Council action. The Resolutions listed below were submitted to the Borough Council for review and will be adopted by one motion.

1. **Resolution 355-2023** Acceptance of Standing Reports
2. **Resolution 356-2023** Authorizing Participation in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program to Enable the Borough of Middlesex Police Department to Request and Acquire Excess Department of Defense Equipment

3. **Resolution 357-2023** The Tax Collector is Authorized to Issue Tax Title Lien Redemption's for Block 299 Lot 28
4. **Resolution 358-2023** Authorizing the Mayor to Execute a Shared Service Agreement with the Township of Franklin for the Purpose of Animal Control Services
5. **Resolution 359-2023** Approval of the 100% Exempt Disabled Veteran Located at Block 77, Lot 3
6. **Resolution 360-2023** Authorizing the Purchase of Firearms and Accessories for the Middlesex Borough Police Department from Atlantic Tactical, in the Amount of \$61,377.51
7. **Resolution 361-2023** Authorizing the Administrator to Execute the Proposal for Digitization of Archived Records from Foveonics Imaging Technologies in the Amount of \$25,201.10
8. **Resolution 362-2023** Authorizing the Mayor and Borough Clerk to Execute the Litter Pick Up Program Agreement with the County of Middlesex
9. **Resolution 363-2023** Accepting the Resignation of Laura Meixner, Meals on Wheels Driver & Playgroup Coordinator, Effective November 10, 2023
10. **Resolution 364-2023** Approval to Advance Police Officer Daniel Gurell to Police Officer Class "I" at an Annual Salary of \$61,448 Effective January 3, 2024
11. **Resolution 365-2023** Special Items of Revenue and Appropriation - Drive Sober or Get Pulled Over Grant
12. **Resolution 366-2023** Authorizing of Reimbursement of Medicare Premiums for Certain Eligible Pensioners Under Chapter III, Public Law 1973, NJ Health Benefits Plans
13. **Resolution 367-2023** Authorizing the Treasurer to Remit the Condo Reimbursements for 2023 to Various Properties
14. **Resolution 368-2023** Special Items of Revenue and Appropriation - National Opioid Settlement Fund
15. **Resolution 369-2023** Authorizing the Transfer of Funds for the 2023 Operating Budget Effective December 20, 2023
16. **Resolution 370-2023** Acknowledging the Change in Status for Certain Properties Under the Senior Citizen/ Disabled Person/ Veteran Tax Deductions for Block 83 Lot 3
17. **Resolution 371-2023** Authorizing to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Mountain Avenue and South Avenue Improvements Project

18. **Resolution 372-2023** Awarding the Contract for Public Relations and Design Consulting Services to Positive Solutions from January, 2024 through December, 2024 in the amount of \$31,500.00 per year

19. **Resolution 373-2023** Authorizing Acceptance of Two Quitclaim Deeds from the United States of America, General Services Administration, for the Property Known as 239 Mountain Avenue, a Portion of Block 318 Lot 1.01 (Proposed North Parcel) and a Portion of Block 318 Lot 1.01 & Block 319 Lot 45 (Proposed South Parcel)

XV. NON-CONSENT AGENDA/RESOLUTIONS: Matters listed within the Non-Consent Agenda will be individually addressed and acted upon accordingly. Council reserves the right to refer an item to Committee for further review and discussion. The Resolutions listed below were submitted to the Borough Council for review and will be adopted individually by motion.

1. **Resolution 374-2023** Pay All Claims

XVI. AGENDA WORKSHOP ITEM

1. Heather Lane Property Erosion

XVII. PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

During the conduct of the meeting, unless a Public Hearing is held or the Regular Order of Business is waived, the audience does not participate. A Public Portion is held at the end of the meeting. Individuals commenting from the audience will be provided an opportunity to address the Council but will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given an opportunity to speak on behalf of all of the members of the group. The Council, pursuant to the Open Public Meeting Act, will not publicly discuss personnel matters and may choose not to respond to comments made by members of the public during this portion of the meeting; however, the Council will give all comments appropriate consideration and will refer all individual complaints to the Mayor or appropriate Borough representative for resolution.

XVIII. EXECUTIVE SESSION

1. **Resolution 375-2023** Executive Session

Real Estate - 1190 Mountain Avenue

Council - Personnel

XIX. ADJOURNMENT

1. The Reorganization Meeting will be January 2, 2024

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

Resolution #353-2023

HIRING PROBATIONARY POLICE OFFICER BRANDON STOUT AT AN ANNUAL SALARY OF \$52,058.00 EFFECTIVE JANUARY 8, 2024

WHEREAS, Brandon Stout 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 Brandon Stout be appointed to the position of Probationary Police Officer effective January 8, 2024 at an annual salary of \$52,058.00.

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. Brandon Stout is hereby appointed a Probationary Police Officer for the Borough of Middlesex effective January 8, 2024 at an annual salary of \$52,058.00.
2. This resolution shall take effect immediately.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #354-2023

HIRING PROBATIONARY POLICE OFFICER DAVID WILCZYNSKI AT AN ANNUAL SALARY OF \$52,058.00 EFFECTIVE JANUARY 8, 2024

WHEREAS, David Wilczynski 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 David Wilczynski be appointed to the position of Probationary Police Officer effective January 8, 2024 at an annual salary of \$52,058.00.

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. David Wilczynski is hereby appointed a Probationary Police Officer for the Borough of Middlesex effective January 8, 2024 at an annual salary of \$52,058.00.
2. This resolution shall take effect immediately.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

ORDINANCE #2104-23

PROVIDING FOR DESIGN AND PERMITTING IN CONNECTION WITH THE MOUNTAINVIEW PARK PROJECT, APPROPRIATING \$185,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$175,750 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Middlesex, in the County of Middlesex, New Jersey (the "Borough"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$185,000, said sum being inclusive of all appropriations heretofore made therefor, including the sum of \$9,250 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$175,750, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized to be undertaken consist of the design and permitting in connection with the Mountainview Park Project, together with all purposes necessary incidental or apparent thereto, all as shown on and in accordance with plans, specifications or requisitions therefor on file with or through the Borough Chief Financial Officer, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$175,750, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$185,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$185,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$9,250 down payment for said purposes.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such

rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$175,750 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$185,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for

the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

INTRODUCED: November 21, 2023

DATE OF PUBLICATION:
OF INTRODUCTION November 24, 2023

ORDINANCE #2105-23

AN ORDINANCE AUTHORIZING THE SALE OF PROPERTY KNOWN AS BLOCK 278, LOTS 60 & 61 ON THE MIDDLESEX BOROUGH TAX MAP AND LOCATED ON DRAKE AVENUE TO THE UNITED STATES DEPARTMENT OF THE ARMY CORPS OF ENGINEERS

WHEREAS, the Borough is the fee simple owner of two parcels of land known as Lots 60 and 61 within Block 278 on the Middlesex Borough tax map, located on Drake Avenue ("property"), which are pair of lots currently known as the "Daisy Park" totaling 0.34 acres; and

WHEREAS, the Borough of Middlesex has engaged with the United States Department of the Army Corps of Engineers ("USACE") for planned construction activities associated with the Green Brook Flood Risk Management Project; and

WHEREAS, the Borough has the right to receive just compensation for the sale of properties for improvements associated with the project and has negotiated a price with the USACE for the sale of Block 278, Lots 60 and 61 for the combined price of \$19,700.00; and

WHEREAS, the conveyance of these properties will result in the protection of local residents from recurring flooding; and

WHEREAS, the attached parcels of property are not currently needed for the Borough's public use and are better utilized for the public use of the USACE pursuant to N.J.S.A. 40A:12-13(b)(1);

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of Middlesex, in the County of Middlesex and State of New Jersey, that the property be and is hereby offered for sale, subject to all restrictions and limitations of record or as may be found to exist on the property, to the USACE per N.J.S.A. 40A:12-13(b)(1), as more specifically delineated below:

SECTION I.

Part A **Existing Facts**

1. The Borough is the fee simple owner of Block 278, Lots 60 and 61 on the Middlesex Borough Tax Map, located on Drake Avenue;
2. The lots in question, as shown on the tax map, are in aggregate approximately 0.34 acres and largely undeveloped;
3. Pursuant to N.J.S.A. 40A:12-13(b)(1), the Borough may convey the property at private sale to a governmental agency, notably the USACE;
4. The subject property is not needed for public use;
5. The fair market value of the subject property, as determined in the formula set forth from the Tax Assessor, is \$19,700.00;

Part B **Sale Pursuant to N.J.S.A. 40A:12-13(b)(1)**

6. The subject property, pursuant to N.J.S.A. 40A:12-13(b)(1), is hereby offered for sale to the USACE as outlined above;
7. The minimum price for which the subject property shall be is set forth above;
8. This offer of sale, as reflected in this Ordinance, shall be pursuant to N.J.S.A. 40A:12-13(b)(1):
 - a) This Ordinance and Public Notice shall be posted in the Borough Hall, located at 1200 Mountain Avenue, Middlesex, N.J. 08846
 - b) The notice to sell shall be placed as an advertisement in a newspaper circulating in the Borough in which the subject is property is situated, namely, the Courier News
 - c) Both the posting and the advertisement shall occur within five days following the date of the enactment of this Ordinance;
9. Offers to purchase the property may be made by additional offerors within a period of twenty (20) days following the advertisement set forth hereinabove. Said offer shall be made for not less than the minimum price set forth above;
10. Pursuant to N.J.S.A. 40A:12-13(b), the Borough, having offered the property for private sale, will file, with the Director of the Division of Local Government Services in the Department of Community Affairs, sworn affidavits verifying the publication of the advertisement referenced in paragraph 8 above;
11. The highest offer made above the minimum price as set forth above, consistent with the terms of this Ordinance, shall be accepted and a closing of title will be required within sixty (60) days after the offer is accepted. Should a closing not occur during that timeframe, for any reason related directly or indirectly to the offer or, the Borough shall have the right to terminate the sale.

SECTION II.

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

SECTION III.

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

SECTION IV.

If any section, paragraph, subdivision, clause, or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision,

clause, or provision, and the remainder of this Ordinance shall remain valid and effective.

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

INTRODUCED: November 21, 2023

DATE OF PUBLICATION:
OF INTRODUCTION November 24, 2023

ORDINANCE #2106-23

AN ORDINANCE AMENDING CHAPTER 6 (BYLAWS OF COUNCIL) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX

WHEREAS, the Mayor and Council of the Borough of Middlesex desires to amend the by-laws of the Borough Council to provide for council liaison committees; and

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Middlesex, in the County of Middlesex, State of New Jersey, that Chapter 6 of the Municipal Code of the Borough of Middlesex shall be amended as follows:

SECTION I.

A new section shall be inserted into the Municipal Code of the Borough of Middlesex as Section 6-6, shall be entitled as "Ex Officio Member of Committees," and shall contain the following provisions:

The Mayor shall be an ex officio member of all committees, both standing and special, and shall be informed in advance of all meetings of such committees.

SECTION II.

A new section shall be inserted into the Municipal Code of the Borough of Middlesex as Section 6-7, shall be entitled as "Liaison," and shall contain the following provisions:

The Mayor shall serve as the liaison between the governing body and all boards, committees, agencies or organizations except as herein assigned to a specific Council committee for liaison purposes.

SECTION III.

Article V (Council Committees) is hereby repealed and replaced as follows (all text is novel):

Section 6-23 Relationship of Mayor.

The Mayor shall appoint all committees and shall be a member, ex officio, of each such committee. In addition, the Mayor shall see that all matters referred to the committee are acted upon and reported promptly to the Council.

Section 6-24 Enumeration and appointment.

The following Council committees, consisting of three Council members (other than the Mayor, ex officio) shall be appointed at the discretion of the Mayor:

- A. Finance, Taxation, Real Estate, Construction Official and Insurance.
- B. Recreation, Recreation Fields, Water and Light.
- C. Fire, Office of Emergency Management, Board of Health and Welfare.
- D. Public Works, Parks, Sanitation, Garbage, Recycling and Buildings & Grounds.
- E. Police, Legal, Code Enforcement, Municipal Court & Zoning.
- F. Administration, Legislation, License, Facilities Planning & Office of Aging & Disabled Services.

Section 6-25 Councilmanic liaisons.

The Mayor shall appoint the membership of each council committee as well as all boards or organizations as he deems necessary.

Section 6-26 Purpose, function and restrictions.

Standing committees are appointed to expedite and facilitate the work of the Council, but only within statutory limits as the entire Council is held responsible for any or all of its acts.

A. A standing committee shall:

- (1) Plan, study, direct, make commitments within budgetary limitations, and carry on the routine activities for which it has primary responsibility.
- (2) Perform such acts as may be assigned to it by the Council.
- (3) Report and make recommendations to the Council regarding its responsibilities and activities.

B. Except as provided above, a standing committee shall not:

- (1) Exceed its budgetary appropriations without prior approval of the Council.
- (2) Make promises or commitments to anyone which directly or by inference bind the Council.
- (3) Act in such a manner or make decisions which set a precedent or violate established Council policy.

Section 6-27 Special committees for other purposes.

Special committees may be appointed by the Mayor for purposes other than those included in the duties of the standing committees.

Section 6-28 Reports to Mayor and Council.

The Chairperson of each standing or special committee shall be prepared to report to the Mayor and Council at each regular meeting on the principal activities and achievements of his or her committee. The Chairperson shall also prepare and submit in writing to the Mayor and Council not later than December 1 of each year a suitable annual report.

Section 6-29 Finance, Taxation, Real Estate, Insurance and Public Utility.

The Finance Committee shall have primary responsibility for the following described activities

and matters:

- A. The examination, review and approval of all vouchers prior to their submission to the Council for authorizing to pay the same.
- B. The administration, practices, procedures and records of the following:
 - (1) The Collector/Treasurer and his/her office.
 - (2) The Tax Assessor and his/her office.
 - (3) Public utilities (gas, electric and water).
- C. The initiation of foreclosure action, and subsequent administration and disposition of property acquired by the Borough under foreclosure of tax title liens.
- D. The coordination of departmental budgets; the preparation of budgetary figures relating to the activities above mentioned; the final preparation.
- E. The maintenance, review and revision of the Borough cost system.
- F. The review, revision and all other matters pertaining to any insurance coverage of the Borough.
- G. Serve as liaison between the Council and the registered municipal accountants, and any other body or organization on fiscal matters.

Section 6-30 Recreation, Recreation Fields, Swim Pool Commission and Community Celebrations.

This committee shall have primary responsibility for the following described activities and matters:

- A. The administration, practices, procedures and records of the following:
 - (1) Recreation field construction, maintenance and improvements.
 - (2) Recreation activities conducted by the Recreation Commission.
 - (3) Activities conducted by the Swim Pool Commission.
 - (4) Community celebrations financed wholly or in part by public funds.
- B. It shall serve as liaison between the Council and the following:
 - (1) The Recreation Commission.
 - (2) Community celebrations financed wholly or in part by public funds.

Section 6-31 Board of Health, Emergency Management and Rescue Squad.

This committee shall have primary responsibility for the following described activities and matters:

- A. The administration, practices, procedures and records of the following:

- (1) Fire activities.
- (2) Activities conducted by Animal Control Services.

B. It shall serve as the liaison between the Council and the Office of Emergency Management, the Board of Health and the Rescue Squad.

Section 6-32 Public Works, Recycling and Buildings and Grounds.

This committee shall have primary responsibility for the following described activities and matters:

A. The administration, practices, procedures and records of the following:

- (1) Road construction, improvement, maintenance and cleaning, including street openings.
- (2) Maintenance and operations of the Borough facilities and adjacent grounds.
- (3) Maintenance of vehicles and other mechanical equipment as assigned.
- (4) Sanitation activities, including construction, maintenance and inspection of sanitary sewers and coordination of new sewer construction.
- (5) Garbage and refuse collection and disposal.
- (6) The Borough Engineer.
- (7) Stormwater collection and disposal.
- (8) Parks maintenance.
- (9) Cutting of grass and weeds on municipal property.
- (10) Recycling collection and disposal.

Section 6-33 Police, Municipal Court, Legal, Code Enforcement. Zoning and Construction.

This committee shall have primary responsibility for the following described activities and matters:

A. The administration, practices, procedures and records of the following:

- (1) Police activities.
- (2) Borough Attorney.
- (3) Municipal Magistrate, Prosecutor, Public Defender and Court Services.
- (4) Code Enforcement activities.
- (5) Construction Office/Zoning Official activities.
- (6) Organizations or agencies concerned with public safety or juvenile delinquency.

Section 6-34 Administration, Legislation, Licensing, Facilities Planning and Office of Aging & Disabled Services.

This committee shall have primary responsibility for the following described activities and matters:

A. The administration, practices, procedures and records of the following:

- (1) The Borough Clerk's office.

- (2) Maintenance and review of Borough ordinances.
- (3) Computer technology, web services, phone systems and radio services. It shall serve as the liaison between the Council and the Borough Technology Committee.
- (4) Administrative responsibility as designated by the Mayor.
- (5) The Office of Aging & Disabled Services

SECTION IV.

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

SECTION V.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

SECTION VI.

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

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

INTRODUCED: November 21, 2023

DATE OF PUBLICATION:
OF INTRODUCTION November 24, 2023

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

Resolution #355-2023

ACCEPTANCE OF STANDING REPORTS

The Governing Body hereby accepts the following Reports itemized below:

1. Acceptance of the October, 2023 Tax Totals.
2. Acceptance of the November, 2023 Tax Totals.
3. Acceptance of the November, 2023 Police Report.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #356-2023

AUTHORIZING PARTICIPATION IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE BOROUGH OF MIDDLESEX POLICE DEPARTMENT 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, 2024 to December 31, 2024.

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 ; and

BE IT FURTHER RESOLVED, that the Borough of Middlesex is hereby authorized to pursue the acquisition of "DEMIL B through Q" property, if it shall become available in the

period of time for which this resolution authorizes, subject to the final approval by the Borough of Middlesex prior to the acquisition; and

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" and "DEMIL B through Q" 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, 2024, to December 31, 2024.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #357-2023

**THE TAX COLLECTOR IS AUTHORIZED TO ISSUE TAX TITLE LIEN
REDEMPTION'S FOR BLOCK 299 LOT 28**

WHEREAS, pursuant to N.J.S.A. 54:5-54, a lien has been redeemed by the owners or those persons having an interest, and the purchasers of said property are legally entitled to receive redemption funds in the following specific amounts, and;

WHEREAS, the interest and payments on the following Tax Title Lien Redemptions were calculated for December 19, 2023, and;

NOW, THEREFORE, BE IT RESOLVED the Tax Collector is hereby authorized to issue a check to the lien holder in the following amount(s):

Date of Sale: 11/16/2023

Block/Lot: 299 / 28

Amount: \$16,444.76

Premium: \$36,000

Certificate: 22-00006

Payable To: Phoenix Funding, Inc.
1148 Springfield Avenue
Mountainside, NJ 07092

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #358-2023

**AUTHORIZING THE MAYOR TO EXECUTE A SHARED SERVICE AGREEMENT
WITH THE TOWNSHIP OF FRANKLIN FOR THE PURPOSE OF ANIMAL CONTROL
SERVICES**

WHEREAS, the Borough of Middlesex, County of Middlesex is in need of Animal Control Services; and

WHEREAS, the Borough of Middlesex and the Township of Franklin's Shared Service Agreement expires on December 31, 2023 and both municipalities desire to renew the Animal Control Shared Services Agreement per N.J.S.A. 40A:65-1 et seq. for a three-year period beginning January 1, 2024 and ending December 31, 2026; and

WHEREAS, The Borough of Middlesex and the Township of Franklin recognize that a sharing of said services would result in a cost savings for the taxpayers in each municipality; and

WHEREAS, the Borough of Middlesex shall pay the Township of Franklin an annual contract fee of \$35,511.00 for 2024 with a 2% increase on January 1 of each consecutive year throughout the agreement period.

WHEREAS, the Township of Franklin shall be the Lead Agency for the Shared Services Agreement and will maintain any needed records to reflect the terms of the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of Middlesex, County of Middlesex, State of New Jersey, that the Mayor is hereby authorized to execute a Shared Service Agreement with the Township of Franklin for the purpose of Animal Control Services and the Borough Clerk is to attest to the Agreement.

NOW, FURTHER BE IT RESOLVED, that a certified copy of this resolution, together with a copy of the Shared Services Agreement, shall be forwarded to the Township of Franklin.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #359-2023

APPROVAL OF THE 100% EXEMPT DISABLED VETERAN LOCATED AT BLOCK 77, LOT 3

WHEREAS, per N.J.S.A. 54:4-3-30 the homeowner of Block 77 Lot 3 , 6 Lynn Avenue has been declared a 100% Disabled Veteran by the Department 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 12/5/2023; and,

NOW, THEREFORE, the Tax Collector is hereby authorized to cancel the balance of 1st & 2nd Qtr. 2024 taxes in the following amounts,

1 st Qtr. 2024	\$1,774.51
2 nd Qtr. 2024	\$1,774.51

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #360-2023

AUTHORIZING THE PURCHASE OF FIREARMS AND ACCESSORIES FOR THE MIDDLESEX BOROUGH POLICE DEPARTMENT FROM ATLANTIC TACTICAL, IN THE AMOUNT OF \$61,377.51

WHEREAS, the Middlesex Police Department wishes to purchase firearms and accessories in an amount not to exceed \$61,377.51; and

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

WHEREAS, Atlantic Tactical, is under the NJ State Contract #17-FLEET-00732, NJ State Contract #17-FLEET-00764, NJ State Contract #17-FLEET-00787, for the purchase of accessories; in the amount of \$39,159.51; and

WHEREAS, two quotes were received for the purchase of firearms from the following vendors:

- 1) Atlantic Tactical, Somerset, NJ - \$22,218.00
- 2) Grab-A-Gun - \$24,821.16

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council that the purchase of firearms and accessories for the Middlesex Borough Police Department from Atlantic Tactical, in the amount of \$61,377.51 be and is hereby approved.

The CFO hereby certifies that the funds in the amount not to exceed \$61,377.51 are available in the 2023 Police Department Capital Budget. Account number C-04-23-095-000-071.

Caroline Benson, CFO

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #361-2023

**AUTHORIZING THE ADMINISTRATOR TO EXECUTE THE PROPOSAL FOR
DIGITIZATION OF ARCHIVED RECORDS FROM FOVEONICS IMAGING
TECHNOLOGIES IN THE AMOUNT OF \$25,201.10**

WHEREAS, the Borough of Middlesex Administration have determined that there is a need for the acquisition of the following goods and services: Digitization of archived records for the Joint Land Use Board (JLUB); and

WHEREAS, as a member of the Educational Services Commission (ESCNJ) Cooperative Pricing System, the Governing Body of the Borough of Middlesex wishes to utilize Foveonics Imaging Technologies, under said CO-OP #65MCESCCPS, ESCNJ #22/23-11; and

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

WHEREAS, the cost for the first stage of digitization of JLUB records is \$12,000.00; and

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. The governing body hereby approves the proposal from Foveonics Imaging Technologies, for the digitization of archived records for the Joint Land Use Board in the amount of \$25,201.10.
2. The Governing Body authorizes the Administrator to execute the proposal for digitization of archived records from Foveonics Imaging Technologies in the amount of \$25,201.10.
3. The Borough Clerk is directed to forward a certified copy of this Resolution to the Qualified Purchasing Agent, Chief Financial Officer, Borough Administrator Borough Attorney, and Foveonics Imaging Technologies.

BE IT FURTHER RESOLVED, that the CFO hereby certifies that funds in the amount of \$12,000.00 for the first stage of digitization are available in Account No. 3-01-20-140-000-054 (Computer/Data Services - Joint Land Use Board).

Caroline Benson, CFO

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #362-2023

**AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE THE LITTER
PICK UP PROGRAM AGREEMENT WITH THE COUNTY OF MIDDLESEX**

The Governing Body hereby authorizes the Mayor and Borough Clerk to execute the Litter Pick Up Program Agreement by and between the County of Middlesex and the Borough of Middlesex effective January 1, 2024 - December 31, 2028.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #363-2023

ACCEPTING THE RESIGNATION OF LAURA MEIXNER, MEALS ON WHEELS DRIVER & PLAYGROUP COORDINATOR, EFFECTIVE NOVEMBER 10, 2023

The governing body hereby accepts the resignation of Laura Meixner, Meals on Wheels Driver & Playgroup Coordinator, effective November 10, 2023

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #364-2023

APPROVAL TO ADVANCE POLICE OFFICER DANIEL GURELL TO POLICE OFFICER CLASS "I" AT AN ANNUAL SALARY OF \$61,448 EFFECTIVE JANUARY 3, 2024

WHEREAS, Police Officer Daniel Gurell is eligible for advancement in grade pursuant to Article XV of the Police Department Ordinance; and

WHEREAS, On December 11, 2023 Chief Geist recommended Police Officer Daniel Gurell 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 Daniel Gurell be and is hereby advanced in grade to Police Officer Class "I" on January 3, 2024 at an annual salary of \$61,448.00.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #365-2023

SPECIAL ITEMS OF REVENUE AND APPROPRIATION - DRIVE SOBER OR GET PULLED OVER GRANT

WHEREAS, N.J.S.A. 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex, County of Middlesex, hereby requests that the Director of Local Government Services approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$7,000.00, which item is now available as a revenue from the Drive Sober or Get Pulled Over Grant in the amount of \$7,000.00;

BE IT FURTHER RESOLVED that the like sum of \$7,000.00 is hereby appropriated under the caption of "Drive Sober or Get Pulled Over Grant"; and

BE IT FURTHER RESOLVED that the above is a result of \$7,000.00 from the Drive Sober or Get Pulled Over Grant.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #366-2023

AUTHORIZING OF 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 Group Insurance for Employees from the period July 2023 through December 2023, as follows:

Anello, John 108 Howard Ave Middlesex, NJ 08846	\$1,247.40	James L Benson 445 Harris Ave Middlesex, NJ 08846	\$1,384.80
Patricia A Benson 445 Harris Ave Middlesex, NJ 08846	\$1,384.80	Cynthia Chomen 10 Oswego Ave Middlesex, NJ 08846	\$999.20
Anthony Cole 900 Rolling Hills Ln Neshanic Station, NJ 08853	\$989.40	Susan Cole 900 Rolling Hills Ln Neshanic Station, NJ 08853	\$989.40
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	\$989.40	DeVuyst, Kenneth 148 Turner Rd Sugar Run, PA 18846	\$989.40
Donatelli, Dennis 7 June Way Middlesex, NJ 08846	\$989.40	Donatelli, Kathy 7 June Way Middlesex, NJ 08846	\$989.40
Michele Lella Echols 195 Shafer Ave	\$999.20	John Fuhrmann 38 Whitney Dr	\$813.00

Phillipsburg, NJ 08865-2414		Middlesex, NJ 08846	
Sheila Fuhrmann	\$813.00	John Giuliano	\$578.40
38 Whitney Dr		339 Second St	
Middlesex, NJ 08846		Middlesex, NJ 08846	
John A Haverstick	\$1,020.60	Charlie Nash	\$989.40
771 County Rt 16		13 Homestead Terrace	
Mexico, NY 13114-3193		Scotch Plains, NJ 07076	
Jerome Nowak	\$578.40	Kevin Reilly	\$1,020.60
6544 North Kennedy Ave		436 Giles Ave	
Fresno, CA 93720		Middlesex, NJ 08846	
Erica Schaefer	\$629.40	Jerry Schaefer	\$629.40
58 Joe-Ent Rd		58 Joe-Ent Rd	
Flemington, NJ 08822		Flemington, NJ 08822	
Maureen Schaefer	\$813.00	Robert Schwarz	\$1,020.60
58 Joe-Ent Rd		265 Fountain St	
Flemington, NJ 08822		Port Charlotte, FL 33953	
Charles Sebastian	\$768.00	James Tolomeo	\$629.40
512 Clinton Ave		45 Myrtle Ct	
Middlesex, NJ 08846		Whitehouse Station, NJ 08889	
Rita Wahler	\$599.40	Roger Wahler	\$629.40
16 Fitzsimmons Ave		16 Fitzsimmons Ave	
Middlesex, NJ 08846		Middlesex, NJ 08846	

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #367-2023

**AUTHORIZING THE TREASURER TO REMIT THE CONDO REIMBURSEMENTS
FOR 2023 TO VARIOUS PROPERTIES**

The Treasurer is hereby authorized to remit the Condo Reimbursements for 2023 to the following:

Gramercy Gardens	\$ 6,687.31
Midatlantic Property Mgmt	
315 Raritan Avenue	
Highland Park, NJ 08904	

Foxhall Condo Association	\$ 7,291.02
11 Cleveland Pl	
PO Box 297	
Springfield, NJ 07081-1507	

Hanover Square Condo Association	\$ 5,565.77
c/o Reliance Property Mngmt	
PO Box 208	
New Brunswick, NJ 08903-0208	

Wilton Village Condo Association	\$ 3,220.29
99 Wilton Ave	
Middlesex, NJ 08846	

Middlesex Village Condo Association	\$ 23,919.25
C/O Regency Management Group	
35 Clyde Road, Suite 102	
Somerset, NJ 08873	

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #368-2023

SPECIAL ITEMS OF REVENUE AND APPROPRIATION - NATIONAL OPIOID SETTLEMENT FUND

WHEREAS, N.J.S.A. 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex, County of Middlesex, hereby requests that the Director of Local Government Services approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$787.54, which item is now available as a revenue from the National Opioid Settlement Fund in the amount of \$787.54;

BE IT FURTHER RESOLVED that the like sum of \$787.54 is hereby appropriated under the caption of "National Opioid Settlement Fund"; and

BE IT FURTHER RESOLVED that the above is a result of a State Settlement Agreement of \$787.54 from the National Opioid Settlement Fund.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #369-2023

**AUTHORIZING THE TRANSFER OF FUNDS FOR THE 2023 OPERATING BUDGET
EFFECTIVE DECEMBER 20, 2023**

The CFO/Treasurer hereby authorizes the transfer of funds for the 2023 Operating Budget with an effective date of December 20, 2023:

Department	From	To
Group Insurance	\$77,000.00	
Construction O/E Supplies		\$500.00
Senior Nutrition S/W		\$5,000.00
Senior O/E Instructors		\$2,000.00
Sewers O/E Equipment		\$5,000.00
Sewers O/E Calibrations		\$3,000.00
Fire Hydrants		\$18,000.00
Street Lighting		\$15,000.00
Telephones & Cellphones		\$3,500.00
Diesel Fuel		\$10,000.00
Gasoline		\$15,000.00
	\$77,000.00	\$77,000.00

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #370-2023

**ACKNOWLEDGING THE CHANGE IN STATUS FOR CERTAIN PROPERTIES
UNDER THE SENIOR CITIZEN/ DISABLED PERSON/ VETERAN TAX DEDUCTIONS
FOR BLOCK 83 LOT 3**

WHEREAS, an internal audit was conducted to review Senior and Veteran deductions, and

WHEREAS, while reviewing Veteran deductions, a deduction exists on Block 83 Lot 3, 10 Edward Drive, and

WHEREAS, supporting documentation was not found for Block 83 Lot 3, for the current owner and,

WHEREAS, notification was mailed in September 2023 to the current owner to verify eligibility and no reply was received by the Borough, and

THEREFORE, the Tax Collector has disallowed the following Senior Citizen/Disabled Person/Veteran deduction for the 2023 year totaling \$250.00.

Name:	Vernoia, Sarah
Block/Lot:	83 / 3
Amount:	\$250.00
Reason:	Supporting documentation requested not received
Year:	2023

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #371-2023

AUTHORIZING TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE MOUNTAIN AVENUE AND SOUTH AVENUE IMPROVEMENTS PROJECT

NOW, THEREFORE, BE IT RESOLVED that Council of the Borough of Middlesex formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk and Colliers Engineering & Design are hereby authorized to submit an electronic grant application identified as LTPF-2024-Mountain Ave and South Ave Improve-00040 to the New Jersey Department of Transportation on behalf of the Borough of Middlesex

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Middlesex and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #372-2023

**AWARDING THE CONTRACT FOR PUBLIC RELATIONS AND DESIGN
CONSULTING SERVICES TO POSITIVE SOLUTIONS FROM JANUARY, 2024
THROUGH DECEMBER, 2024 IN THE AMOUNT OF \$31,500.00 PER YEAR**

WHEREAS, pursuant to 40A:11-4.4, sealed bids were requested on November 7, 2023 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 December 6, 2023 at 11:00am for Public Relations and Design Consulting Services as follows; and

Positive (+) Solutions
186 Burnet Crescent
Robbinsville, NJ
Yearly Flat Rate: \$31,500.00

WHEREAS, at the recommendation of the Borough Administrator, the Borough is awarding the contract for Public Relations and Design Consulting Services to Positive (+) Solutions from January, 2024 through December, 2024.

NOW THEREFORE BE IT RESOLVED, the Governing Body hereby authorizes the Mayor to execute the Contract with Positive (+) Solutions from January, 2024 through December, 2024 in the amount of \$31,500.00 per year.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #373-2023

AUTHORIZING ACCEPTANCE OF TWO QUITCLAIM DEEDS FROM THE UNITED STATES OF AMERICA, GENERAL SERVICES ADMINISTRATION, FOR THE PROPERTY KNOWN AS 239 MOUNTAIN AVENUE, A PORTION OF BLOCK 318 LOT 1.01 (PROPOSED NORTH PARCEL) AND A PORTION OF BLOCK 318 LOT 1.01 & BLOCK 319 LOT 45 (PROPOSED SOUTH PARCEL)

WHEREAS, The Borough Counsel of the Borough of Middlesex desires to accept the dedication by Quitclaim Deed from The United States of America, General Services Administration, for 239 Mountain Avenue, a portion of Block 318 Lot 1.01 (proposed North Parcel) and a portion of Block 318 Lot 1.01 & Block 319 Lot 34 (proposed South Parcel) (hereinafter referred to as "Property") for emergency management response use pursuant to 40 USC 533; and

WHEREAS, a copy of the Quitclaim Deeds are annexed to this Resolution as "Exhibit A" and "Exhibit B" and incorporated as if fully set forth herein; and

WHEREAS, the Borough Attorney has reviewed the Quitclaim Deeds and finds same acceptable.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the Borough hereby authorizes acceptance of the Property by Quitclaim Deeds; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute the Quitclaim Deeds and any supporting documents as may be necessary.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #374-2023

PAY ALL CLAIMS

THE DISBURSING OFFICERS BE AND THEY ARE HEREBY AUTHORIZED TO PAY THE ATTACHED CLAIM LIST AS PRESENTED, IF FOUND CORRECT, AND APPROVED BY THE FINANCE COMMITTEE. EXCLUDED VOUCHERS MAY BE PAID UPON BEING FOUND ACCEPTABLE.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.

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

Resolution #375-2023

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 Real Estate - 1190 Mountain Avenue and Council-Personnel; 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.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on December 19, 2023.