



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, May 23, 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**
 - 1. Police Department Awards
- V. APPOINTMENTS**
 - 1. **Resolution 155-2023** Hiring Probationary Police Officer Amanda Basso At An Annual Salary of \$52,584.00 Effective May 30, 2023
- VI. PROCLAMATIONS**
- VII. ORDINANCE(S) FOR INTRODUCTION**
- VIII. ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION**
 - 1. **Ordinance 2094-23** BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY FOR MUNICIPAL PURPOSES, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000 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
- IX. ADOPTION OF MINUTES**

1. Approval of the May 9, 2023 Regular & Executive 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 156-2023** Acceptance of Standing Reports
2. **Resolution 157-2023** Approval of Amusement Machine Licenses for 2023/2024 (Expire 5/31/2024) for the Borough of Middlesex
3. **Resolution 158-2023** Authorizing the Execution of an Agreement for the Sale of Borough-Owned Property
4. **Resolution 159-2023** Approving the Second Year Contract for Tree Removal/Trimming and Stump Grinding by Predator Tree Service
5. **Resolution 160-2023** Reappointing Linda Chismar as the Borough Clerk/Registrar Commencing May 26, 2023
6. **Resolution 161-2023** Approving Addendum to Contract of Sale for Purchase of 302 Union Avenue, Block 154, Lot 1 from Mary A. Ogiba and the Estate of Raymond Ogiba in the Amount of \$430,000

7. **Resolution 162-2023** Declaring a 2014 Chevy Caprice Surplus and Authorizing the Sale of the Vehicle to the Somerville Fire Department in the Amount of \$500.00
8. **Resolution 163-2023** Approval for Ellery's Grill Inc. to Serve Alcohol at Community Day on June 3, 2023 From 1pm-8pm at Mountain View Park
9. **Resolution 164-2023** Approving the Mayor and Borough Clerk to Execute the Contract with Middlesex County for Health Services Effective January 1, 2023 - December 31, 2024
10. **Resolution 165-2023** Accepting the Donation of the Cast Aluminum Plaque to be Installed at Victor Crowell Park from Mayor John L. Madden
11. **Resolution 166-2023** Approving the Repair of the Fuel Pumps Terminal Management System by Petro King Service Co. In the Amount of \$20,273.50
12. **Resolution 167-2023** Approval of the Towing Licenses for 2023/2024 (Expiring 5/31/2024)
13. **Resolution 168-2023** Approving the Refund of \$1875.00 for Street Opening Permit No. 2022-001 to Jorge Caballeros, 24 Louis Avenue
14. **Resolution 169-2023** Authorizing the Purchase of Acuity Computer Aided Dispatch (Software and Licenses) Under NJ State Contract #83889 In an Amount not to Exceed \$47,608.00
15. **Resolution 170-2023** Authorizing Mayor Madden to Execute The Grit Ninja, LLC On-Site Services Agreement for Community Day, 2023

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 171-2023** Pay All Claims

XVI. AGENDA WORKSHOP ITEM

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 172-2023** Executive Session

Update - 1190 Mountain Avenue

XIX. ADJOURNMENT

1. The next Regular Meeting will be June 13, 2023

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

Resolution #155-2023

**HIRING PROBATIONARY POLICE OFFICER AMANDA BASSO AT AN ANNUAL
SALARY OF \$52,584.00 EFFECTIVE MAY 30, 2023**

WHEREAS, Amanda Basso 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 Amanda Basso be appointed to the position of Probationary Police Officer effective May 30, 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. Amanda Basso is hereby appointed a Probationary Police Officer for the Borough of Middlesex effective May 30, 2023 at an annual salary of \$52,584.00.
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 May 23, 2023.

ORDINANCE #2094-23

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY FOR MUNICIPAL PURPOSES, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000 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 \$500,000, said sum being inclusive of all appropriations heretofore made therefor, including the sum of \$25,000 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 \$475,000, 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 acquisition of real property for municipal purposes, located at 302 Union Avenue in the Borough and identified as Block 154, Lot 1 on the Borough Tax Map, 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 \$475,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$500,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$500,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$25,000 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 forty (40) 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 \$475,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$60,000 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 May 23, 2023.

INTRODUCED: May 9, 2023

DATE OF PUBLICATION:
OF INTRODUCTION May 15, 2023

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

Resolution #156-2023

ACCEPTANCE OF STANDING REPORTS

The Governing Body hereby accepts the following Reports itemized below:

1. Acceptance of the April, 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 May 23, 2023.

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

Resolution #157-2023

APPROVAL OF AMUSEMENT MACHINE LICENSES FOR 2023/2024 (EXPIRE 5/31/2024) FOR THE BOROUGH OF MIDDLESEX

The application for Amusement Machine Licenses, Pool Tables and Music Licenses, filed by the following establishments, which have been approved by the Chief of Police, be accepted, and the Borough Clerk is hereby authorized to issue the licenses upon receipt of the fees. This license is valid until May 31, 2024.

End Zone Lounge 425 Bound Brook Rd.	(1) Pool Table (4) Amusement Machine (1) Music Machine	\$350.00
Ferraro's Pizzeria & Pub 275 Lincoln Boulevard	(1) Music Machine	\$150.00
American Legion 707 Legion Place	(1) Pool Table (2) Amusement Machine (1) Music Machine	\$350.00
Tim Kerwin's Tavern 353 Bound Brook Rd.	(2) Amusement Machines (1) Music Machine (1) Pool Table	\$350.00
Ellery's Grill 701 Lincoln Boulevard	(1) Amusement Machines (1) Music Machine	\$350.00
	TOTAL	\$1550.00

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 May 23, 2023.

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

Resolution #158-2023

**AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE SALE OF
BOROUGH-OWNED PROPERTY**

WHEREAS, the Borough passed an Ordinance allowing a bid process for the conveyance of Block 43, Lot 32, an undersized and unimproved Borough-owned property to contiguous parcel-owners; and

WHEREAS, the Borough received a bid acceptable in nature and above the minimum price as specified by Ordinance; and

WHEREAS, the Borough now seeks to close title and execute a real estate agreement for the sale of Block 43, Lot 32;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Middlesex, County of Middlesex, and State of New Jersey, that the Mayor and Clerk may execute a real estate contract for the conveyance of (and may convey therewith according to its terms) the Borough-owned parcel known as Block 43, Lot 32.

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 May 23, 2023.

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

Resolution #159-2023

APPROVING THE SECOND YEAR CONTRACT FOR TREE REMOVAL/TRIMMING AND STUMP GRINDING BY PREDATOR TREE SERVICE

WHEREAS, four sealed bids were received on May 20, 2022 for the proposal for tree removal/trimming and stump grinding for a two (2) year contract from June 2022 through May 2024; and

WHEREAS, at the June 14, 2022 Council Meeting, approval was granted to award the contract to the lowest responsible, responsive bidder, Predator Tree Service; and

WHEREAS, the bid received by Predator Tree Service has met all the necessary requirements of the Borough during the first year; and

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

1. At the recommendation of the Purchasing Agent, the Mayor and Council hereby accepts the second-year contract for tree removal/trimming and stump grinding for the period of 6/15/2023 - 5/31/2024, awarded to Predator Tree Service LLC of Green Brook, New Jersey, subject to the appropriation of funds in the 2023 and 2024 budget.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies funds are appropriated in the 2023 adopted budget.

Caroline Benson, Treasurer

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on May 23, 2023.

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

Resolution #160-2023

**REAPPOINTING LINDA CHISMAR AS THE BOROUGH CLERK/REGISTRAR
COMMENCING MAY 26, 2023**

WHEREAS, by Resolution #135-2020 adopted on May 26, 2020 the Borough Council appointed Linda Chismar as the Borough Clerk/Registrar for a three year term effective May 26, 2020 said term to expire on May 26, 2023; and

WHEREAS, NJSA 40A:9-133.7 provides that a Municipal Clerk possessing a Registered Municipal Clerk Certificate, having served and performed all the statutory duties of said office for not less than 3 consecutive years immediately prior to such reappointment shall upon reappointment hold office during good behavior and efficiency; and

WHEREAS, Linda Chismar has served as Borough Clerk/Registrar for three years and meets all the statutory requirements; and

WHEREAS, the Borough Council desires to reappoint Linda Chismar as Borough Clerk/Registrar.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Middlesex, County of Middlesex that Linda Chismar is hereby reappointed as Borough Clerk/Registrar for the Borough of Middlesex effective May 26, 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 May 23, 2023.

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

Resolution #161-2023

APPROVING ADDENDUM TO CONTRACT OF SALE FOR PURCHASE OF 302 UNION AVENUE, BLOCK 154, LOT 1 FROM MARY A. OGIBA AND THE ESTATE OF RAYMOND OGIBA IN THE AMOUNT OF \$430,000

WHEREAS, the Borough of Middlesex entered into a Contract of Sale dated February 8, 2023 for the purchase of 302 Union Avenue, Block 154, Lot 1 from Mary A. Ogiba and the Estate of Raymond Ogiba; and

WHEREAS, an Addendum to the Contract of Sale for the premises located at 302 Union Avenue is required to amend the purchase price to \$430,000, which is reduction of \$10,000 from the original contract; and

WHEREAS, this decrease in the Contract was requested and negotiated to cover the environmental testing that is scheduled to be performed on this property; and

WHEREAS, the Contract closing date shall also be changed to "on or before June 15, 2023,

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

1. The Governing Body authorizes the Mayor to execute the Addendum to the Contract of Sale for the purchase of 302 Union Avenue from Mary A. Ogiba and the Estate of Raymond Ogiba in the amount of \$430,000.
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 May 23, 2023.

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

Resolution #162-2023

DECLARING A 2014 CHEVY CAPRICE SURPLUS AND AUTHORIZING THE SALE OF THE VEHICLE TO THE SOMERVILLE FIRE DEPARTMENT IN THE AMOUNT OF \$500.00

WHEREAS, the Borough of Middlesex has determined that the 2014 Chevy Caprice, Vin # 6G3NS5U22EL952290 is no longer needed for public use and declared surplus; and

WHEREAS, the sale of surplus government property is governed by N.J.S.A. 40A:12-13. The statute provides that the sale of any property owned by a municipality may be sold by private sale when sold to another government agency; and

WHEREAS, the Somerville Fire Department wishes to purchase the 2014 Chevy Caprice, Vin # 6G3NS5U22EL952290 from the Borough of Middlesex in the amount of \$500.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Middlesex, County of Middlesex, State of New Jersey, that the Purchasing Agent is hereby authorized to sell the surplus personal property to the Somerville Fire Department; and

BE IT FURTHER RESOLVED, by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey, that the 2014 Chevy Caprice Vin # 6G3NS5U22EL952290 is hereby declared surplus and is sold to the Somerville Fire Department in the amount of \$500.00.

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 May 23, 2023.

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

Resolution #163-2023

APPROVAL FOR ELLERY'S GRILL INC. TO SERVE ALCOHOL AT COMMUNITY DAY ON JUNE 3, 2023 FROM 1PM-8PM AT MOUNTAIN VIEW PARK

The Governing Body hereby approves Ellery's Grill Inc. to serve alcohol at Community Day on June 3, 2023 from 1pm-8pm at Mountain View Park.

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 May 23, 2023.

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

Resolution #164-2023

**APPROVING THE MAYOR AND BOROUGH CLERK TO EXECUTE THE CONTRACT
WITH MIDDLESEX COUNTY FOR HEALTH SERVICES EFFECTIVE JANUARY 1,
2023 - DECEMBER 31, 2024**

The Governing Body hereby approves the Mayor and Borough Clerk to execute a contract between the Middlesex Board of Health and the Middlesex County to provide Middlesex with health services for the term January 1, 2023 - 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 May 23, 2023.

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

Resolution #165-2023

**ACCEPTING THE DONATION OF THE CAST ALUMINUM PLAQUE TO BE
INSTALLED AT VICTOR CROWELL PARK FROM MAYOR JOHN L. MADDEN**

The Governing Body hereby accepts the donation of the cast aluminum plaque to be installed at Victor Crowell Park in the amount of \$1,037.00 from Mayor John L. Mdden. This remembrance plaque replaces the former plaque that had been installed at the 9/11 Memorial.

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 May 23, 2023.

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

Resolution #166-2023

APPROVING THE REPAIR OF THE FUEL PUMPS TERMINAL MANAGEMENT SYSTEM BY PETRO KING SERVICE CO. IN THE AMOUNT OF \$20,273.50

WHEREAS, the Department of Public Works has determined that the aging fuel pumps terminal management system is in need of repair; and

WHEREAS, two quotes were received for the repair of the fuel pumps terminal management system from the following vendors:

- 1) Petro King Service Co. - \$20,273.50
- 2) West End Supply, Inc. - \$26,015.00

WHEREAS, the Department of Public Works and the Purchasing Agent recommend using Petro King Service Co. for the repair of the fuel pumps terminal management system in the amount of \$20,273.50; 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 the repair of the fuel pumps terminal management system by Petrol King Service Co. in the amount of \$20,273.50.

NOW FURTHER BE IT RESOLVED, that the Treasurer hereby certifies that funds in an amount of \$20,273.50 are available from Account No. T-03-56-286-850-000, Commodity Resale System Trust.

Caroline Benson, Treasurer

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on May 23, 2023.

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

Resolution #167-2023

APPROVAL OF THE TOWING LICENSES FOR 2023/2024 (EXPIRING 5/31/2024)

The following applications for Towing Licenses for 2023/2024 have been approved by the Police Department and met all Borough requirements, and the Borough Clerk is hereby authorized to issue the license in consideration of the fees which have been paid.

1. Tierno's Automotive Inc.
2. M&W Towing Service
3. Mike's Towing
4. JVD Towing

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 May 23, 2023.

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

Resolution #168-2023

APPROVING THE REFUND OF \$1875.00 FOR STREET OPENING PERMIT NO. 2022-001 TO JORGE CABALLEROS, 24 LOUIS AVENUE

WHEREAS, Jorge Caballeros was issued a street opening permit on 02/14/22; and

WHEREAS, Jorge Caballeros deposited \$2500.00 with the Borough of Middlesex to ensure proper repair and maintenance of the roadway; and

WHEREAS, said roadway at 24 Louis Avenue was inspected by Dan Niro, Plumbing Inspector and Lenny Vidal DPW Supervisor, and found to have been maintained in a satisfactory manner.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex that the disbursing officers be and they are hereby authorized to draw a check in the amount of \$1875.00 in favor of Jorge Caballeros, 24 Louis Avenue, Middlesex, NJ 08846, for refund of Street Opening Permit No. 2022-001.

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 May 23, 2023.

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

Resolution #169-2023

**AUTHORIZING THE PURCHASE OF ACUITY COMPUTER AIDED DISPATCH
(SOFTWARE AND LICENSES) UNDER NJ STATE CONTRACT #83889 IN AN
AMOUNT NOT TO EXCEED \$47,608.00**

WHEREAS, the Middlesex Police Department of the Borough of Middlesex wishes to purchase Acuity Computer Aided Dispatch (Software and Licenses) under the NJ State Contract #83889; and

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

WHEREAS, Queues Enforth Development is under the NJ State Contract #83889 for Acuity Computer Aided Dispatch (Software and Licenses); and

WHEREAS, the cost for the purchase is not to exceed \$47,608.00; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council that the purchase Acuity Computer Aided Dispatch (Software and Licenses) under NJ State Contract #83889 be and is hereby approved.

The CFO hereby certifies that the funds in the amount not to exceed \$47,608.00 are available in the 2022 Police Department Capital Budget, account number C-04-22-062-000-071.

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 May 23, 2023.

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

Resolution #170-2023

AUTHORIZING MAYOR MADDEN TO EXECUTE THE GRIT NINJA, LLC ON-SITE SERVICES AGREEMENT FOR COMMUNITY DAY, 2023

The Governing Body authorizes Mayor Madden to execute The Grit Ninja, LLC On-Site Services Agreement dated May 12, 2023 for the Community Day Event on June 3, 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 May 23, 2023.

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

Resolution #171-2023

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 May 23, 2023.

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

Resolution #172-2023

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; 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. Update on Purchase of Property - 1190 Mountain Avenue

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 May 23, 2023.