

**BOROUGH OF MIDDLESEX
REGULAR MEETING
AGENDA
DECEMBER 12, 2017
7 PM**

1. **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 the Municipal Building.
2. **SALUTE TO FLAG**
3. **ROLL CALL:**

Dotey [] Parenti [] Corley [] Madden [] Schueler [] Mikolajczyk []
Mayor DiMura []
4. **PRESENTATIONS**
 1. Police Department Awards
5. **APPOINTMENTS**
6. **PROCLAMATIONS**
7. **NEW BUSINESS**
8. **PUBLIC HEARING & FINAL ADOPTION**
 1. **ORDINANCE NO. 1925-17** AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX IN CHAPTER 420, ZONING, ARTICLE VI DISTRICT REGULATIONS, SECTION 420-44 R-60B SINGLE FAMILY AND TWO FAMILY RESIDENTIAL DISTRICT TO INCLUDE SECTION 420-44 G ZERO LOT LINE
 2. **ORDINANCE NO. 1929-17** AN ORDINANCE OF THE MUNICIPAL COUNCIL OF THE BOROUGH OF MIDDLESEX ADOPTING AN AMENDMENT TO THE LINCOLN BOULEVARD REDEVELOPMENT PLAN FOR THE LINCOLN BOULEVARD REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.
 3. **ORDINANCE NO. 1930-17** AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 272, MASSAGE, BODYWORK AND SOMATIC THERAPY ESTABLISHMENTS, SECTION 272-3 APPLICATION FEES, AND SECTION 272-7 MASSAGE, BODYWORK AND SOMATIC THERAPIST PERMIT FEE

4. ORDINANCE NO. 1931-17 AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 371, TATTOOING, SECTION 371-2 FEE REQUIRED

5. ORDINANCE NO. 1932-17 AN ORDINANCE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, NEW JERSEY AUTHORIZING THE FINANCIAL AGREEMENT FOR THE PROPERTY COMMONLY KNOWN AS BLOCK 349, LOTS 6.02, 8 AND 10.1, 10.02 AND 10.03 IN THE BOROUGH OF MIDDLESEX PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 et seq.

9. ADOPTION OF MINUTES

1. Approval of the November 21, 2017 Regular Meeting Minutes & Executive Meeting Minutes and November 28, 2017 Special Meeting Minutes

10. REPORTS

MAYOR'S REPORT

11. REPORTS - STANDING COMMITTEES:

1. Finance/Taxation/Real Estate/Insurance/Public Utilities
2. Recreation/Recreation Fields/Swim Pool/Community Celebrations
3. Fire/OEM/Rescue Squad/Shade Tree
 - A. Approval of the November, 2017 Fire Chief Report
4. Public Works/Buildings & Grounds/Recycling
5. Police/Legal/Code Enforcement/Construction/Municipal Court
6. Administration/Department of Senior Services/Legislation/Licensing/Board of Health

12. 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.

- 13. 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 #274-17 The Governing Body advances Thomas Ruszcyk, Middlesex, New Jersey to full time status as a permanent laborer in the DPW for 40 hours per week at \$15.12 per hour effective December 13, 2017, pending a satisfactory driving abstract
2. Resolution #275-17 The Tax Collector is authorized to redeem Tax Sale Certificates and Tax Sale Premiums on various properties.
3. Resolution #276-17 The Tax Collector is authorized to issue checks for the Tax Sale Certificate redemptions on various properties
4. Resolution #277-17 The Tax Collector is hereby authorized to issue a check in the amount of \$11.00 to Middlesex County to record tax sale certificates acquired at the December 5, 2017 tax sale
5. Resolution #278-17 The Tax Collector is authorized to redeem Tax Sale Certificate #16-00022 in the amount of \$2138.54 and Tax Sale Premium in the amount of \$1100.00 for Block 191, Lot 9, 335 Lorraine Avenue.
6. Resolution #279-17 Authorizing the Borough Treasurer to invest and re-invest borough funds for the year 2018
7. Resolution #280-17 Authorizing the Tax Assessor and Tax Appeal Attorney to file the Settlement of Tax Appeals
8. Resolution #281-17 Appointing Caroline Benson as PACO Officer for the Borough of Middlesex for 2018
9. Resolution #282-17 Authorizing the Tax Collector to Collect Interest on Delinquent Taxes
10. Resolution #283-17 The Tax Collector is hereby authorized to waive 2016 Sanitary Sewer Use Charges for various properties, based upon the recommendation of the appeals committee.
11. Resolution #284-17 The Tax Collector is hereby authorized to adjust 2016 Sanitary Sewer Use Charges for various properties, based upon the recommendation of the appeals committee.
12. Resolution #285-17 The Tax Collector is authorized to issue refunds for 2016 Sanitary Sewer Use Charges for various properties, based upon the recommendation of the appeals committee.
13. Resolution #286-17 The Tax Collector is authorized to transfer monies from Unity Bank escrow to the Current Fund MRNA account for a tax sale premium on a foreclosed property on Block 147, Lot 3.
14. Resolution #287-17 At the recommendation of Police Chief Geist, the Governing Body hereby advances Police Officer Bryan Rodrigues to Patrolman Class "F" effective December 14, 2017 at an annual salary of \$61,530.

15. Resolution #288-17 At the recommendation of Police Chief Geist, the Governing Body hereby advances Police Officer Scott Mulford to Patrolman Class "E" effective December 29, 2017 at an annual salary of \$70,567.
 16. Resolution #289-17 Authorizing Reimbursement of Medicare Premiums for Certain Eligible Pensioners under Chapter III, Public Law 1973, NJ Health Benefits Plans
 17. Resolution #290-17 Authorizing the Middlesex Police Department to purchase a new conducted energy Device (Taser) with funds re-appropriated from the 2012 and 2013 Capital Budget.
 18. Resolution #291-17 The Governing Body hereby appoints Dale Dube, Edison, New Jersey as the backup Fire Subcode Official at 38.00 per hour effective immediately.
 19. Resolution #292-17 The Governing Body hereby accepts the resignation of Kenneth Pine, laborer in the DPW effective November 24, 2017.
 20. Resolution #293-17 The Governing Body hereby approves the following liquor stores to open for business on December 24th at 9AM: Cub Liquor, Jilly's Liquor, Endzone Lounge and Middlesex Liquor Store.
 21. Resolution #294-17 The Tax Collector is authorized to refund/and or credit 2017 taxes for qualified Senior Citizen, Disabled Person & Veteran Deductions for Block 166, Lot 4 for Michael Donhauser.
 22. Resolution #295-17 The Governing Body approves hiring Alex Augusztin, Middlesex, New Jersey as a part time laborer in the DPW for 28 hours per week at \$12.00 per hour effective December 18, 2017, pending a satisfactory physical and background check.
 23. Resolution #296-17 The Governing Body approves hiring Dylan Bauman, Middlesex, New Jersey as a part time laborer in the DPW for 28 hours per week at \$12.00 per hour effective December 18, 2017, pending a satisfactory physical and background check.
 24. Resolution #297-17 The Governing Body hereby accepts the resignation of the Court Administrator, Lizandra DeAngelis, effective December 29, 2017.
 25. Resolution #298-17 The Governing Body approves hiring Ryan Scott Shepherd, Middlesex, New Jersey as a part time laborer in the DPW for 28 hours per week at \$12.00 per hour effective December 18, 2017, pending a satisfactory physical and background check.
 26. Resolution #299-17 Approval of the 2018 Meeting Calendar
14. **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 #273-17 Authorizing Execution of Redevelopment Agreement with Middlesex Residential Urban Renewal, LLC in Connection with Real Property Located in Block 394, Lots 6.02, 8, 10.01, 10.02 and 10.03
2. Resolution #300-17 Pay All Claims

15. AGENDA WORKSHOP ITEM

1. CRS Program

16. PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

17. EXECUTIVE SESSION - Action may be taken immediately after Executive Session on any items posted below.

18. ADJOURNMENT. The next Meeting will be the Reorganization Meeting on January 1, 2018

ORDINANCE NO. 1925-17

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX IN CHAPTER 420, ZONING, ARTICLE VI DISTRICT REGULATIONS, SECTION 420-44 R-60B SINGLE FAMILY AND TWO FAMILY RESIDENTIAL DISTRICT TO INCLUDE SECTION 420-44 G ZERO LOT LINE

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

SECTION ONE. The Code of the Borough of Middlesex, Middlesex County, New Jersey is hereby amended to the following:

Chapter 420 shall be amended to include the following:

**ARTICLE VI
DISTRICT REGULATIONS**

§420-44 G. Zero-Lot Line. A "Zero-lot line" lot shall mean a lot created with no side yard setback on one side of the lot to create a shared building envelope between the two lots. This shared building envelope shall only be used to build or divide a duplex where the common wall between the two units is built, or determined to be, the common boundary line to create two separate attached single-family dwelling units. No lot can have more than one side yard with a zero setback.

(1) Zero-Lot Line lots are only permitted in the R-60B zone. The dimensional standards for each zero-lot line lot containing a single-family attached dwelling structure or duplex shall be as follows:

- a. Minimum lot area: 3,000 square feet per lot. Therefore the minimum lot area total of both lots containing the duplex is 6,000 square feet.
- b. Minimum lot width: 30 feet per lot. Therefore the minimum lot width total for both lots containing the duplex is 60 feet.
- c. Minimum front yard setback: 25 feet.
- d. Minimum rear yard setback: 20 feet.
- e. Minimum outside side yard setback (not shared side): 6 feet

(2) Notwithstanding Section 420-44 E. herein, the minimum off-street parking requirements for two family resident structures shall not be less than two off-street parking spaces per dwelling unit. A separate driveway is required for each lot with a minimum 2 foot setback from the outside side yard.

(3) Appearance. The appearance of the duplex must remain identical on both sides. The building façade, colors and the shape of the structure must remain identical on both sides. No additions to only one side of the two family structure are permitted at any time.

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

ATTEST:

Kathleen Anello, Municipal Clerk

Ronald J. DiMura, Mayor

INTRODUCED: November 21, 2017

DATE PUBLICATION
OF INTRODUCTION: November 24, 2017

ADOPTED: December 12, 2017

DATE OF PUBLICATION
OF ADOPTION:

ORDINANCE NO. 1929-17

AN ORDINANCE OF THE MUNICIPAL COUNCIL OF THE BOROUGH OF MIDDLESEX ADOPTING AN AMENDMENT TO THE LINCOLN BOULEVARD REDEVELOPMENT PLAN FOR THE LINCOLN BOULEVARD REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.

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

SECTION I

Pursuant to the "Local Redevelopment and Housing Law," P.L. 1992, c.79 (C.40A:12A-1 et seq.), by an ordinance approved on September 18, 2007, the Middlesex Borough Council ("Borough Council"), adopted a Redevelopment Plan for the Lincoln Boulevard Rehabilitation Area, prepared by A. Nelessen Associates, Inc., dated June, 2007 ("Redevelopment Plan").

SECTION II

The Borough Council has adopted amendments to the Redevelopment Plan, August 2011, and December 2016, prepared by RicciPlanning, which recognized the creation of a formal Redevelopment Area.

SECTION III

The Borough Council has prepared an amendment to the Redevelopment Plan, which shall be referred to the Planning Board for its consideration.

SECTION IV

The following are the proposed amendments to the Redevelopment Plan, Section 11.1 Parking Standards and shall be added as new provisions:

Section 11.1.1. Bullet Point 3: language will be replaced with the following; "Apartment Dwellings" One bedroom and two bedroom - two (2) spaces per unit: More than two bedrooms: Planning Board to determine.

Section 11.1.1. (3) Shared Parking, Deleted in its entirety.

Section 11.1.2 Shared Parking: deleted in its entirety and replaced with: Shared Parking will be considered by the Planning Board at its sole discretion if it can be determined that the parking demand at any one time will be adequately served by the total number of parking spaces available.

SECTION V

Prior to the adoption of the amendment to the Redevelopment Plan, the Planning Board shall within 45 days after referral, transmit to the Borough Council acting as the redevelopment entity, a report containing its recommendation concerning the amendment to the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7. e.

SECTION VI

Upon receipt of the Planning Board's recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the Borough Council shall act upon this Ordinance adopting the amendment to the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.

SECTION VII

The Borough Council hereby amends the amendment to the Redevelopment Plan.

SECTION IIX

This Ordinance shall take effect twenty (20) days after publication in accordance with applicable law.

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

ATTEST

Kathleen Anello, Municipal Clerk

Ronald DiMura, Mayor

INTRODUCED: November 21, 2017

DATE OF PUBLICATION
OF INTRODUCTION: November 24, 2017

ADOPTED: December 12, 2017

DATE OF PUBLICATION
OF ADOPTION

ORDINANCE NO. 1930-17

**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX,
COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 272, MASSAGE, BODYWORK
AND SOMATIC THERAPY ESTABLISHMENTS, SECTION 272-3 APPLICATION
FEES, AND SECTION 272-7 MASSAGE, BODYWORK AND SOMATIC THERAPIST
PERMIT FEE**

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

§272-3 Application Fees shall be amended as follows:

Every applicant for a permit to maintain, operate or conduct a massage, bodywork or somatic therapy establishment or out call massage, bodywork or somatic therapy service shall file an application with the Board of Health upon a form provided by said division and pay a fee of \$1,000. The permit to be issued shall be valid until May 31 of the year immediately following the year that the permit was issued hereunder.

§272-7 Massage, Bodywork and Somatic Therapist Permit Fee shall be amended as follows:

An applicant for a massage, bodywork or somatic therapist's license shall pay a permit fee of \$100, which permit shall be valid until May 31 of the year immediately following the year that the permit was issued hereunder.

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

ATTEST:

Kathleen Anello, Municipal Clerk

Ronald J. DiMura, Mayor

INTRODUCED: November 21, 2017

DATE PUBLICATION
OF INTRODUCTION: November 24, 2017

ADOPTED: December 12, 2017

DATE OF PUBLICATION
OF ADOPTION:

ORDINANCE NO. 1931-17

**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX,
COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 371, TATTOOING, SECTION
371-2 FEE REQUIRED**

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

§371-2 Fee Required shall be amended as follows:

The initial fee for the license required to engage in this business in the Borough of Middlesex shall be \$1,000, and thereafter there will be a 500.00 renewal fee paid yearly. The license to be issued shall be valid until May 31 of the year immediately following the year that the license was issued hereunder.

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

ATTEST:

Kathleen Anello, Municipal Clerk

Ronald J. DiMura, Mayor

INTRODUCED: November 21, 2017

DATE PUBLICATION
OF INTRODUCTION: November 24, 2017

ADOPTED: December 12, 2017

DATE OF PUBLICATION
OF ADOPTION:

ORDINANCE NO. 1932-17

ORDINANCE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, NEW JERSEY AUTHORIZING THE FINANCIAL AGREEMENT FOR THE PROPERTY COMMONLY KNOWN AS BLOCK 349, LOTS 6.02, 8 AND 10.1, 10.02 AND 10.03 IN THE BOROUGH OF MIDDLESEX PURUSANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A. 40A:12A-1 et seq.*

WHEREAS, the Borough of Middlesex, in the County of Middlesex, New Jersey (the **"Borough"**), a public body corporate and politic of the State of New Jersey (the **"State"**) is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the **"Redevelopment Law"**), to determine whether certain parcels of land within the Borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, pursuant to the Redevelopment Law, improvements to property located within an area in need of rehabilitation or redevelopment may qualify for long term tax exemptions under the Long Term Tax Exemption Law, *N.J.S.A. 40A:20-1 et seq.* (the **"LTTE Law"**); and

WHEREAS, on July 25, 2006, pursuant to Resolution 179-06, the Borough Council of the Borough (the **"Borough Council"**) designated certain property, including Lots 6.02, 8, 10.1, 10.02 and 10.03 in Block 349 on the Official Tax Map of the Borough (the **"Property"**) as an Area in Need of Rehabilitation in accordance with the Redevelopment Law; and

WHEREAS, on September 18, 2007, in accordance with all applicable provisions of the Redevelopment Law, the Borough duly adopted the Lincoln Boulevard Redevelopment Plan, as subsequently amended through December 13, 2016, and as may be further amended, (the **"Redevelopment Plan"**); and

WHEREAS, on December 17, 2013, the Borough Council adopted Resolution 324-13, authorizing the Planning Board of the Borough (the **"Planning Board"**) to undertake a Non-Condemnation preliminary investigation to determine whether the Property may be designated as an area in need of redevelopment in accordance with the Redevelopment Law (the **"Study"**); and

WHEREAS, the Planning Board authorized Paul N. Ricci, P.P. (the **"Planning Consultant"**) to conduct the Study; and

WHEREAS, the Planning Consultant prepared the Study, titled "Redevelopment Study and Preliminary Investigation Report Lincoln Boulevard - Phase I", dated May 19, 2014; and

WHEREAS, on June 11, 2014, at the time and place of the noticed public hearing, the Planning Consultant, being duly sworn and qualified as an expert in professional planning, made a presentation of the Study to the Planning Board; and

WHEREAS, the Planning Consultant concluded that the Property satisfies the criteria as an area in need of redevelopment under the Redevelopment Law; and

WHEREAS, the Planning Board recommended that the Borough Council designate the Property as an area in need of non-condemnation redevelopment in accordance with the Redevelopment Law; and

WHEREAS, after review and consideration of the Planning Board's findings and recommendation, including all documents submitted therewith, the Borough Council agreed with the conclusion of the Planning Board and on June 12, 2014 adopted Resolution 158-14 designating the Property as an area in need of redevelopment under the Redevelopment Law (the “**Redevelopment Area**”); and

WHEREAS, the Middlesex Residential Urban Renewal, LLC, an affiliate of Middlesex Fund I, LLC, a New Jersey limited liability company, with offices located at 400 South Avenue, Suite 10, Middlesex, New Jersey and its successors and assigns (the “**Redeveloper**”) is the contract purchaser of the Property; and

WHEREAS, the Redeveloper will construct or cause to be constructed a mixed use apartment project (the “**Project Improvements**”) on the Property (collectively, the “**Project**”); and

WHEREAS, the Project will conform to the Redevelopment Plan and all applicable municipal zoning ordinances to the extent it contains provisions that are relevant to the Project and will be in conformance with the master plan of the Borough; and

WHEREAS, the provisions of the LTTE Law authorize the Borough to accept, in lieu of real property taxes, an Annual Service Charge (as defined in the LTTE Law), to be paid by the Redeveloper to the Borough in connection with the Project Improvements; and

WHEREAS, pursuant to *N.J.S.A. 40A:20-8*, the Redeveloper filed an application with the Borough for approval of a long term tax exemption for the Project Improvements, including a form of financial agreement (as attached hereto as **Exhibit B**, the “**Application**”); and

WHEREAS, the proposed form of financial agreement (the “**Financial Agreement**”) sets forth the terms and conditions under which the Redeveloper and the Borough shall carry out their respective obligations with respect to payment of the Annual Service Charge by the Redeveloper for the Project Improvements; and

WHEREAS, the Mayor, together with counsel for the Borough, has reviewed the Application and found that it complies with the provisions of the LTTE Law; and

WHEREAS, the Mayor together with counsel for the Borough, has reviewed the terms of the proposed Financial Agreement and has recommended that the Application be approved and the Financial Agreement, a copy of which has been filed with the Borough Clerk, be executed; and

WHEREAS, upon review of the Application and the Mayor's recommendation, the Borough Council has made the following findings with respect to the Project pursuant to *N.J.S.A. 40A:20-11*:

1. The Project will provide increased ratables in the form of the Annual Service Charge which exceeds current real estate taxes and would not be realized but for the execution of the Financial Agreement.
2. It is estimated that the Project will create at least 400 jobs during construction and approximately 3 new part- and full-time permanent jobs;
3. The Project should stabilize and contribute to the economic growth of existing local businesses and to the creation of new businesses, which will cater to the new residents and employees of the Project.
4. The Project will further the redevelopment objectives of the Redevelopment Plan for the Redevelopment Area; and
5. The Borough has determined that the benefits of the Project significantly outweigh the costs of the Borough.
6. The Project will replace the existing industrial use that is adversely impacting the health, safety and welfare of the neighborhood and Borough with improved infrastructure and a high end multi-use project.
7. The relative stability and predictability of the Annual Service Charge will make the Project more attractive to investors and lenders needed to finance the Project; and
8. The relative stability and predictability of the Annual Service Charge will allow stabilization of the Project operating budget, allowing a high level of maintenance to the buildings over the life of the Project, which will ensure the likelihood of the success of the Project and ensure that it will have a positive impact on the surrounding area, including the Redevelopment Area.

WHEREAS, in accordance with the provisions of the LTTE Law, the Borough Council desires to approve the Application and the Financial Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Application submitted by the Redeveloper is hereby approved in accordance with Section 8 of the LTTE Law.

Section 3. The Mayor, in consultation with counsel to the Borough, is hereby authorized to execute the Financial Agreement substantially in the form attached as **Exhibit A**

and prepare, amend or execute any other agreements necessary to effectuate this ordinance, subject to modification or revisions, as deemed necessary and appropriate.

Section 4. The clerk of the Borough is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Borough upon such document.

Section 5. Any exemption from taxation as set forth in the Financial Agreement is hereby granted to the Redeveloper, with respect to the Project for the term set forth in the Financial Agreement; provided that in no event shall the term of the Financial Agreement exceed the earlier of (i) thirty-five (35) years from the date of execute of the Financial Agreement or (ii) to the extent permitted by the LTTE Law, thirty (30) years from the Redeveloper's receipt of a Certificate of Occupancy (as defined in the Financial Agreement) for the Project and only so long as the Redeveloper remains subject to and in compliance with the Financial Agreement and the LTTE Law and; provided further, that the Redeveloper does not file a tax appeal for the Project or any part thereof.

Section 6. The executed copy of the Financial Agreement shall be certified by and filed with the Office of the Borough Clerk. Further, the Clerk shall file certified copies of this ordinance and the Financial Agreement with the Tax Assessor of the Borough and the Director of the Division of Local Government Services with the Department of Community Affairs, in accordance with Section 12 of the LTTE Law.

Section 7. The Project shall conform with all federal, state and Borough laws, ordinances and regulations relating to construction and use.

Section 8. The Redeveloper shall, in the operation of the Project, comply with all laws so that no person of race, religious principles, color national origin or ancestry will be subject to discrimination.

Section 9. The Redeveloper shall, from the time the Annual Service Charge becomes effective under the Financial Agreement, pay to the Borough the estimated quarterly Annual Service Charge for the Project until the correct amount due from the Redeveloper is determined by the certified financial audit report, required to be submitted under the terms of the Financial Agreement. After the report has been accepted by the Borough and within ninety (90) days thereafter, the Borough and the Redeveloper shall adjust any over or underpayment so made or required to be made for the period covered by the certified audit report.

Section 10. This ordinance shall take effect in accordance with all applicable laws.

ATTEST

Kathleen Anello, Municipal Clerk

Ronald DiMura, Mayor

INTRODUCED: November 28, 2017

DATE PUBLICATION
OF INTRODUCTION: December 1, 2017

ADOPTED:

DATE OF PUBLICATION
OF ADOPTION:

EXHIBIT A
FINANCIAL AGREEMENT

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

Resolution #274-17

The Governing Body hereby advances Thomas Ruszcyk, Middlesex, New Jersey to full time status as a permanent laborer in the DPW for 40 hours per week at \$15.12 per hour effective December 13, 2017, pending a satisfactory driving abstract.

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

I CERTIFY THE FOREGOING TO BE A TRUE AND
CORRECT ABSTRACT OF A RESOLUTION
REGULARLY ADOPTED AT A MEETING OF THE
COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT
COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #275-17**

The Tax Collector is hereby authorized to issue checks for the following redemptions:

<u>Certificate #</u>	<u>Block/Lot</u>	<u>Address</u>	<u>Amount</u>	<u>Premium</u>
#16-00011	79/5	55 Ramsey Road	\$624.45	\$900.00
#16-00014	86.02/11	22 Judson Drive	\$91.26	\$200.00
#16-00020	164/29	333 Fairview Ave	\$298.52	\$800.00
#16-00030	273/16	118 Wilton Ave	\$684.72	\$1200.00

Checks are made payable to:

Trystone Capital Assests, LLC
PO Box 1030
Brick, NJ 08723

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

I CERTIFY THE FOREGOING TO BE A TRUE AND
CORRECT ABSTRACT OF A RESOLUTION
REGULARLY ADOPTED AT A MEETING OF THE
COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT
COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #276-17

The Tax Collector is hereby authorized to issue checks for the following Tax Sale Certificate redemptions.

<u>Certificate #</u>	<u>Block/Lot</u>	<u>Address</u>	<u>Amount</u>	<u>Premium</u>
#16-00034	312/1	605 Voorhees Ave	\$147.56	\$200.00
#16-00013	84/21.05	17 Greenbrook Rd	\$1412.22	\$1600.00
#16-00032	293/27.01	7 Rutherford Ct	\$645.54	\$400.00

Checks are made payable to:

TWR as Cust for Ebury Fund 1NJ
PO Box 37695
Baltimore, MD 21297-3695

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

I CERTIFY THE FOREGOING TO BE A TRUE AND
CORRECT ABSTRACT OF A RESOLUTION
REGULARLY ADOPTED AT A MEETING OF THE
COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT
COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #277-17

The Tax Collector is hereby authorized to issue a check in the amount of \$11.00 to record tax sale certificates acquired at the December 5, 2017 tax sale. The check should be made payable to:

Middlesex County Clerk
P O Box 1110
New Brunswick, NJ 08903-1110

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

I CERTIFY THE FOREGOING TO BE A TRUE AND
CORRECT ABSTRACT OF A RESOLUTION
REGULARLY ADOPTED AT A MEETING OF THE
COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT
COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #278-17**

The Tax Collector is hereby authorized to issue a check in the amount of \$2138.54 to redeem Tax Sale Certificate #16-00022 and a check in the amount of \$1100.00 for a Tax Sale Premium, Block 191 Lot 9, 335 Lorraine Ave. Check is made payable to:

US Bank Cust for Procap4 & Crdts
US Bank Global Corp Trst Srvs
50 South 16th St.- Ste 2050
Philadelphia, PA 19102

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #279-17

WHEREAS, the Treasurer is required to invest and reinvest borough funds.

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 Borough Treasurer is hereby authorized to invest and re-invest borough funds.
2. This resolution shall take effect for the year 2018.

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #280-17

**BOROUGH OF MIDDLESEX
COUNTY OF MIDDLESEX
Authorizing the Filing and Settlement of Tax Appeals**

WHEREAS, the Mayor and Council of the Borough of Middlesex, Middlesex County, New Jersey (the "Council"), has been informed by the Tax Assessor that from time to time adjustments are made in the computation of tax assessments covering property within the Borough, and

WHEREAS, the Tax Assessor has requested the Council to authorize him, in consultation the Borough Tax Appeal Attorney, to direct the Borough Tax Appeal Attorney to file corrective appeals with the Middlesex County Board of Taxation and/or the New Jersey Tax Court, and

WHEREAS, the Tax Assessor has requested the Council to authorize the Borough Tax Appeal Attorney to file, in cases of increases, decreases, or counter-claims as he deems reasonable and necessary, after consultation with the Borough Assessor, petitions, complaints and counterclaims with the Middlesex County Board of Taxation and/or the Tax Court of New Jersey, and

WHEREAS, the Tax Assessor and Borough Tax Appeal Attorney are called upon to defend tax appeals filed with the Middlesex County Board of Taxation and the Tax Court, and to negotiate and agree to settlements and enter into stipulations of settlements on tax appeals.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex, Middlesex County, that the Tax Assessor of the Borough is hereby authorized to request after consultation with the Borough Tax Appeal Attorney, and the Borough Tax Appeal Attorney is authorized to thereby file corrective appeals with the Middlesex County Board of Taxation and the New Jersey Tax Court and to defend appeals filed with said Board and said Court, and

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Middlesex, Middlesex County, that the Tax Assessor of the Borough be and is hereby authorized, after consultation with the Borough Tax Appeal Attorney, to request that and authorize the Borough Tax Appeal Attorney to file counterclaims in cases of increase with the Middlesex County Board of Taxation and/or the New Jersey Tax Court, as the Tax Assessor, after consultation with the Borough Tax

Appeal Attorney, deem necessary, proper and in the best interests of the Borough,
and

BE IT FURTHER RESOLVED by the Mayor and Council that the Tax Assessor and the Tax Appeal Attorney are authorized to negotiate and enter into settlements and stipulations of settlement to be filed with the Middlesex County Board of Taxation and/or the Tax Court, on behalf of the Borough of which the Assessor, after consultation with, and subject to the legal directions of the Borough Tax Appeal Attorney, deem necessary, proper and in the best interests of the Borough.

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Appeal Attorney, deem necessary, proper and in the best interests of the Borough, and

BE IT FURTHER RESOLVED by the Mayor and Council that the Tax Assessor and the Tax Appeal Attorney are authorized to negotiate and enter into settlements and stipulations of settlement to be filed with the Middlesex County Board of Taxation and/or the Tax Court, on behalf of the Borough of which the Assessor, after consultation with, and subject to the legal directions of the Borough Tax Appeal Attorney, deem necessary, proper and in the best interests of the Borough.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #281-17

WHEREAS, the New Jersey Department of the Treasury requires that every municipality designate a Public Agency Compliance Officer (PACO) each year.

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

1. Caroline Benson hereby is appointed PACO Officer for the Borough of Middlesex for the year 2018.
2. This resolution shall take effect immediately.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #282-17

A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO COLLECT INTEREST ON DELINQUENT TAXES

"Delinquency means the sum of all taxes and municipal charges due on a given parcel of property covering any number of quarters or years"

In the event the quarterly payment of taxes or assessments are not paid on the date on which they become delinquent, but are paid within ten days on the date on which they become delinquent, the Tax Collector be and is hereby authorized to collect interest on all such delinquent payments; and

In the event that quarterly payment of taxes or assessments are not paid within ten days of the date on which they become delinquent, and the total amount of said delinquency is less than \$1,500.00, the Tax Collector be and is hereby authorized to collect 8% interest per annum from the date said payments first become delinquent up to \$1,500.00 of the delinquency and 18% interest on all such delinquent payments over \$1,500.00.

Pursuant to N.J.S.A. 54:4-67, which is the New Jersey statute defining a tax delinquency, the Governing Body of the Borough of Middlesex does hereby fix a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000 who fails to pay the delinquency prior to the end of the calendar year 2017 and the penalty so fixed shall be six (6%) of the amount of the yearly delinquency.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New

Jersey that:

Resolution #283-17

The Tax Collector is hereby authorized to waive 2016 Sanitary Sewer Use Charges. The appeal committee reviewed the documentation provided and recommended the fees to be waived on the following properties:

<u>Block</u>	<u>Lot</u>	<u>Amount</u>
62	19	\$541.32
114	9	\$1384.53
150	54	\$530.91
86.02	22	\$728.70
80	90.01	\$260.25
18	10	\$364.35
112	6	\$1676.01
84	22	\$208.20
167.03	8	\$1353.30
114	11	\$114.51
114	13	\$707.88
114	14	\$249.88
293	25.01	\$270.66
293	3.01	\$2123.64
4	8	\$749.52
114	2	\$405.99
169	58.01	\$176.97
279	45	\$468.45
91	13.01	\$322.71
70.08	11.09	\$593.37
2.01	1.01	\$124.92
70.01	14	\$62.46
70.10	3	\$343.53
167	38	\$10.41
117	9	\$1353.30
108	11	\$197.79
72	4.06	\$104.10
192	1	\$72.87
282	8	\$239.43
167.03	14	\$884.85
123	10	\$1301.25
81	14.01	\$437.22
321	6	\$20.82

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #284-17**

The Tax Collector is hereby authorized to adjust 2016 Sanitary Sewer Use Charges. The appeal committee reviewed the documentation provided and recommended the fees to be adjusted on the following properties:

<u>BLOCK</u>	<u>LOT</u>	<u>ORIGINAL AMOUNT</u>	<u>ADJUSTED AMOUNT</u>
22	3.27	\$837.62	\$83.28
111	10	\$582.96	\$249.91
67	5	\$2394.30	\$780.75
42	5	\$6402.15	\$5882.00
312	24	\$707.88	\$184.80
191	17	\$499.68	\$218.61
176	31	\$707.88	\$642.09

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #285-17

The Tax Collector is hereby authorized to issue refunds for 2016 Sanitary Sewer Use Charges. The appeal committee reviewed the documentation provided and waived the amounts and recommends a refund for the following properties.

<u>Block</u>	<u>Lot</u>	<u>Amount</u>
62	19	\$541.32
150	54	\$530.91
86.02	22	\$728.70
80	90.01	\$260.25
84	22	\$208.20
167.03	8	\$1353.30
114	13	\$353.94
293	25.01	\$135.33
293	3.01	\$2123.64
279	45	\$468.45
70.01	14	\$62.46
167	38	\$10.41
108	11	\$197.79
72	4.06	\$104.10
192	1	\$72.87
81	14.01	\$218.61
321	6	\$20.82
22	3.27	\$754.34

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #286-17**

The Tax Collector is hereby authorized to transfer monies from Unity Bank escrow to the Current Fund MRNA account for a tax sale premium on a foreclosed property.

Block 147 Lot 3 – TTL # 2013-1814 - 277 Lincoln Blvd - \$20,000

The check should be made payable to: Borough of Middlesex

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #287-17

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

WHEREAS, On December 1, 2017 Chief Geist recommended Police Officer Bryan Rodrigues 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 Bryan Rodrigues be and is hereby advanced in grade to Patrolman Class "F" effective December 14, 2017 at an annual salary of \$61,530.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #288-17

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

WHEREAS, On December 1, 2017 Chief Geist recommended Police Officer Scott Mulford 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 Scott Mulford be and is hereby advanced in grade to Patrolman Class "E" effective December 29, 2017 at an annual salary of \$70,567.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #289-17

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

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

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex that the disbursing officers be and they are hereby authorized to draw checks, charged against Insurance (1) Group Insurance for Employees from the period July through December 2017, as follows:

James L Benson 445 Harris Ave Middlesex, NJ 08846	\$630.00	Patricia A Benson 445 Harris Ave Middlesex, NJ 08846	\$648.00
Archie J Blood Jr 54 Lincoln Ave Barnegat, NJ 08005	\$578.40	Margie L Blood 54 Lincoln Ave Barnegat, NJ 08005	\$629.40
Anthony Cole 246 Oak Dr Middlesex, NJ 08846	\$629.40	Susan Cole 246 Oak Dr Middlesex, NJ 08846	\$629.40
Dorothy Coren 20 Mead Ave Middlesex, NJ 08846	\$663.00	Joseph Coren 20 Mead Ave Middlesex, NJ 08846	\$1,069.80
John Giuliano 339 Second St Middlesex, NJ 08846	\$578.40	John A Haverstick 771 County Rt 16 Mexico, NY 13114-3193	\$804.00
Judith Lynch	\$730.80	Thomas Lynch	\$629.40

359 Market St
Middlesex, NJ 08846

Charlie Nash \$636.00
213 Melrose Ave
Middlesex, NJ 08846

Arthur Roberts \$578.40
305 Harris Ave
Middlesex, NJ 08846

Jerry Schaefer \$629.40
58 Joe-Ent Rd
Flemington, NJ 08822

Lorraine Smith \$578.40
5602 Gold Ct
New Bern, NC 28560-9747

Karen Thompson \$624.00
6525 41 Ave North
St Petersburg, FL 33709-4907

Rita Wahler \$599.40
16 Fitzsimmons Ave
Middlesex, NJ 08846

359 Market St
Middlesex, NJ 08846

Jerome Nowak \$578.40
1886 East Fir Ave, Apt 104
Fresno, CA 93720

Erica Schaefer \$629.40
58 Joe-Ent Rd
Flemington, NJ 08822

Charles Sebastian \$768.00
512 Clinton Ave
Middlesex, NJ 08846

Earl S Thompson \$624.00
6525 41 Ave North
St Petersburg, FL 33709-4907

James Tolomeo \$629.40
841 West Second St
Middlesex, NJ 08846

Roger Wahler \$629.40
16 Fitzsimmons Ave
Middlesex, NJ 08846

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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359 Market St
Middlesex, NJ 08846

Charlie Nash \$636.00
213 Melrose Ave
Middlesex, NJ 08846

Arthur Roberts \$578.40
305 Harris Ave
Middlesex, NJ 08846

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Middlesex, NJ 08846

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #290-17**

WHEREAS, the 2012 Capital Budget appropriated funds for the purchase of new computer hardware for the Middlesex Police Department and the 2013 Capital Budget appropriated funds for the purchase of a new 4 wheel drive vehicle for the Middlesex Police Department,

NOW THEREFORE BE IT RESOLVED, that a portion of the unused balances be re-appropriated for the purchase of a new conducted energy device (CED) also known as a Taser for the Middlesex Police Department,

NOW FURTHER BE IT RESOLVED that the Treasurer hereby certifies that the funds in the amount of \$576.67 are available in Account No. C-04-13-818-000-071 and funds in the amount of \$1475.10 are available in Account No. C-04-14-832-000-071.

Caroline Benson, Treasurer

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #291-17**

The governing body hereby appoints Dale Dube, Edison, New Jersey as the backup Fire Subcode Official at 38.00 per hour effective immediately.

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #292-17

The governing body hereby accepts the resignation of Kenneth Pine, laborer in the DPW effective November 24, 2017.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #293-17

The governing body hereby approves the following liquor stores in the borough to open for business on December 24th at 9AM:

Endzone Lounge
425 Bound Brook Road

Middlesex Liquor Store
708 Union Avenue

Cub Liquors, Inc.
242 Lincoln Boulevard

Jilly's Liquor Store
657 Lincoln Boulevard

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #294-17**

The Tax Collector is hereby authorized to refund/and or credit 2017 taxes for qualified Senior Citizen, Disabled Person & Veteran Deductions:

<u>BLOCK/LOT</u>	<u>NAME</u>	<u>AMOUNT</u>
166/4	Donhauser, Michael J	\$250.00

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

I CERTIFY THE FOREGOING TO BE A TRUE AND CORRECT ABSTRACT OF A RESOLUTION REGULARLY ADOPTED AT A MEETING OF THE COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #295-17

The governing body hereby approves to hire Alex Augusztin, Middlesex, New Jersey as a part time laborer in the Department of Public Works at \$12.00 per hour, 28 hours per week effective December 18, 2017, pending a satisfactory physical and background check.

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

ADOPTED _____

MAYOR OF THE BOROUGH OF MIDDLESEX

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CORRECT ABSTRACT OF A RESOLUTION
REGULARLY ADOPTED AT A MEETING OF THE
COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT
COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #296-17

The governing body hereby approves to hire Dylan Bauman, Middlesex, New Jersey as a part time laborer in the Department of Public Works at \$12.00 per hour, 28 hours per week effective December 18, 2017, pending a satisfactory physical and background check.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that: **Resolution #297-17**

The governing body hereby accepts the resignation of the Court Administrator, Lizandra DeAngelis, effective December 29, 2017.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #298-17

The governing body hereby approves to hire Ryan Scott Shepherd, Middlesex, New Jersey as a part time laborer in the Department of Public Works at \$12.00 per hour, 28 hours per week effective December 18, 2017, pending a satisfactory physical and background check.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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REGULARLY ADOPTED AT A MEETING OF THE
COMMON COUNCIL OF MIDDLESEX, HELD

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COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #299-17

In compliance with the "Open Public Meeting Law" P.L. 1975 C231, the following schedule is set for the meetings of Mayor and Council for the year 2018:

January 1, 9, 23

February 13, 27

March 13, 27

April 10, 24

May 8, 22

June 12, 26

July 10, 24

August 14, 28

September 11, 25

October 9, 23

November 20

December 4, 18

Regular Meetings commence at 7:00 p.m.

Action may be taken at any meeting above.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

I CERTIFY THE FOREGOING TO BE A TRUE AND CORRECT ABSTRACT OF A RESOLUTION REGULARLY ADOPTED AT A MEETING OF THE COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

RESOLUTION #273-17

RESOLUTION OF THE BOROUGH OF MIDDLESEX AUTHORIZING EXECUTION OF REDEVELOPMENT AGREEMENT WITH MIDDLESEX RESIDENTIAL URBAN RENEWAL, LLC IN CONNECTION WITH REAL PROPERTY LOCATED IN BLOCK 394, LOTS 6.02, 8, 10.01, 10.02 & 10.03

WHEREAS, Middlesex Residential Urban Renewal, LLC ("Redeveloper") is the designated redeveloper of properties identified as Lots 6.02, 8, 10.01, 10.02 & 10.03 in Block 349 on the Official Tax Map of the Borough (the "Property"); and

WHEREAS, the Redeveloper has proposed to redevelop the Property by constructing an apartment complex on the Property consisting of approximately 200 residential units and first floor retail ("Project"); and

WHEREAS, said Project has been reviewed and found to be consistent with the goals of the Borough for redevelopment of the Property; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, that that Borough is hereby authorized to executed the attached Redevelopment Agreement, in substantially similar form attached hereto as Exhibit A, within 90 days upon execution of a financial agreement between the Borough and Redeveloper.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

I CERTIFY THE FOREGOING TO BE A TRUE AND CORRECT ABSTRACT OF A RESOLUTION REGULARLY ADOPTED AT A MEETING OF THE COMMON COUNCIL OF MIDDLESEX, HELD

AND IN THAT RESPECT A TRUE AND CORRECT COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

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

Resolution #300-17

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.

ADOPTED _____

CLERK OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

MAYOR OF THE BOROUGH OF MIDDLESEX

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AND IN THAT RESPECT A TRUE AND CORRECT COPY OF ITS MINUTES

CLERK OF THE BOROUGH OF MIDDLESEX, NJ

Lizandra DeAngelis
136 Lakeview Ave
South Plainfield, NJ 07080
(908) 731-2959

December 12, 2017

(Hand Delivered)

Hon. Dennis Fackelman, J.M.C
Middlesex Borough Municipal Court
1200 Mountain Ave
Middlesex, NJ 08846

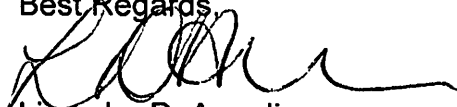
Dear Hon. Fackelman,

Please accept this as my formal notice of resignation from my position as Court Administrator. My last day will be December 29th 2017.

This was not an easy decision to make. The past 6 ½ years have been very rewarding. I enjoyed managing a very successful Municipal Court and appreciate all the support you provided. I have gained valuable experiences while working under your direction and I will forever be grateful for the opportunity you gave me.

I wish you and this department all the best. If I can be of any help during the transition, please don't hesitate to ask.

Best Regards,



Lizandra DeAngelis

Cc: Brandon Goldberg, Borough Administrator
(Hand delivered)