

**BOROUGH OF MIDDLESEX
REGULAR MEETING
AGENDA
FEBRUARY 14, 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 Borough Hall.
2. **SALUTE TO FLAG**
3. **ROLL CALL:**

Dotey [] Parenti [] Corley [] Madden [] Schueler [] Mikolajczyk []
Mayor DiMura []
4. **PRESENTATIONS**
 1. Acknowledging Rich Rutkowski for his 30+ Years of Service with the Recreation Commission.
5. **APPOINTMENTS**
 1. Appointing Mike Jones from Alternate #2 to the Alternate #1 position on the Zoning Board of Adjustment.
6. **PROCLAMATIONS**
7. **NEW BUSINESS**
 1. **ORDINANCE NO.1907-17 BOND ORDINANCE PROVIDING FOR A SANITARY SEWER REHABILITATION PROJECT FOR THE BOROUGH OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,327,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION**
 2. **ORDINANCE NO. 1908-17 AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX IN CHAPTER 387, TOWING, SECTION 387-3 LICENSE REQUIRED; TERM AND SECTION 387-8 ISSUANCE OF LICENSE**
 3. **ORDINANCE NO. 1909-17 BOND ORDINANCE PROVIDING FOR THE RECONSTRUCTION OF A PORTION OF SOUTH AVENUE IN THE BOROUGH OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$400,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION**

8. PUBLIC HEARING

- 1. ORDINANCE NO. 1906-17 AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX, CHAPTER 407, VEHICLES AND TRAFFIC, ARTICLE IV PROHIBITED PARKING TO INCLUDE SECTION 407-11.2 JUDSON DRIVE; PROHIBITED PARKING; SIGNS; PENALTIES**

9. ADOPTION OF MINUTES

1. Approval of the January 24, 2017 Regular Meeting Minutes

10. REPORTS

Mayor's Report

1. Update on Mountainview Park Project (Football Field)
2. Warrenton Road Project
3. Update on Sewer Project
4. Update on Bonnie Brook Road
5. Clarification of Developer's Publication in the Newspaper regarding Property Address 220-242 Lincoln Boulevard.

11. REPORTS - STANDING COMMITTEES:

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

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.

- 12. 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 #36-17 Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the MA-2017-2017 Road Improvements Harris Avenue & Runyon Avenue-00557
 2. Resolution #37-17 A Resolution of the Borough of Middlesex, in the County of Middlesex, state of New Jersey canceling Ordinance No. 1902-16 finally adopted on December 13, 2016 and canceling the unfunded appropriation balances heretofore provided thereby in the amount of \$2,450,000
 3. Resolution #38-17 Approving the Professional Service Contract for the Police Labor Attorney to Arthur R. Thibault, Jr. of the firm Apruzzese, McDermott, Mastro & Murphy for the term February 15, 2017 – December 31, 2017.
 4. Resolution #39-17 Approving Absolute Auto Salvage for a Junk Yard & Dealer License for 2017
 5. Resolution #40-17 Authorizing the refund to Tomas Rozar, 1100 Dorn Ave., Middlesex, NJ in the amount of \$100.00 for a Residential Resale Certificate refund as no inspections were made and no sale took place.
 6. Resolution #41-17 Authorizing the refund of Street Opening Permit No. 2015-006 to Metropolitan Communications, West Chester, PA in the amount of \$1875.00.
 7. Resolution #42-17 Accepting the resignation of Jesse Cribb from the DPW effective February 7, 2017.
 8. Resolution #43-17 Hiring Dylan Pearce Zebro, Hillsborough as a part time DPW Employee effective February 21, 2017 at \$12.00 per hour for 28 hours per week, pending a satisfactory physical and background check.
 9. Resolution #44-17 Accepting the resignation of Brandon Ortiz from the DPW effective February 17, 2017.
 10. Resolution #45-17 Approving the Middlesex Borough Recreation Department Policy Guide.
 11. Resolution #46-17 Accepting the retirement of Dolores Fritzinger from the Court Office effective January 13, 2017.
- 13. 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 #47-17 Pay all Claims

14. PRIVILEGE OF THE FLOOR

15. AGENDA WORKSHOP ITEM

1. Electronic Payments (Brandon Goldberg)
2. Economic Development Committee Report
3. Greenbrook Flood Control Project
4. Amendment to Chapter 359 Streets and Sidewalks to include Curb to Curb Restoration of Street Surface (Brandon Goldberg)

16. PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

17. EXECUTIVE SESSION Resolution #48-17

1. Landlocked Property at the End of William Street – Block 318/Lot 43

18. ADJOURNMENT. The next Regular Meeting will be on February 28, 2017.

ORDINANCE NO. 1907-17

**BOND ORDINANCE PROVIDING FOR A SANITARY SEWER
REHABILITATION PROJECT FOR THE BOROUGH OF
MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,450,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF
\$2,327,500 BONDS OR NOTES OF THE BOROUGH FOR
FINANCING PART OF SUCH APPROPRIATION**

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

Section 1. The Borough Council of the Borough of Middlesex, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$2,450,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$122,500 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$2,450,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,327,500 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$2,327,500 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 and the purposes for the financing of which said obligations are to be issued are the rehabilitation of the Borough sanitary sewer system, including, but not limited to, the rehabilitation of approximately 9,600 linear feet (covering 11 streets) of various size sanitary sewer mains and 43 manholes, and the reconstruction of five manholes, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$2,327,500.

(c) The estimated cost of said purposes is \$2,450,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$122,500 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 40 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a copy thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and 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 for in this bond ordinance by \$2,327,500, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$120,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including any grant, shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$2,327,500. If the

Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 9. The Borough hereby covenants to comply with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") applicable to any bonds or notes authorized pursuant to this bond ordinance and covenants not to take any action or to fail to take any action which would cause the interest on such bonds or notes to lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code. Further, the Borough will take all actions within its power that are necessary to assure that interest on the bond and notes does not lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code.

Section 10. All notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. 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 purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

Section 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

ATTEST:

Kathleen Anello, Municipal Clerk

Ronald J. DiMura, Mayor

INTRODUCED: February 14, 2017

DATE PUBLICATION
OF INTRODUCTION:

ADOPTED:

DATE OF PUBLICATION
OF ADOPTION:

ORDINANCE NO. 1908-17

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX IN CHAPTER 387, TOWING, SECTION 387-3 LICENSE REQUIRED; TERM AND SECTION 387-8 ISSUANCE OF LICENSE

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

WHEREAS, pursuant to N.J.S.A. 40:48-1, the governing body of a municipality may make, amend, repeal, and enforce ordinances to manage regulate and control the finances and property of the municipality; and

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey as follows:

SECTION ONE. The Code of the Borough of Middlesex, Middlesex County, New Jersey is hereby amended to include the following changes to Chapter 387, Towing, Section 387-3 License Required; Term and Section 387-8 Issuance of License:

1. § 387-3 License Required; Term

Any person who wishes to engage in business as a wrecker in the Borough to tow vehicles on public and private property at the request of the Police Department shall be licensed by the Borough pursuant to this chapter. Any license issued pursuant to this chapter shall be for a period of 12 months, subject to annual renewal, and shall be nontransferable. Notwithstanding any other provision of this chapter, no more than five (5) licenses pursuant to this chapter may be issued and outstanding during any twelve month period.

2. § 387-8 Issuance of License

Upon approval by the Borough Council, and payment of the annual license fee, the Borough Clerk shall issue a license to the applicant wrecker, with a copy to the Chief of Police. Notwithstanding any other provision of this chapter, no more than five (5) licenses pursuant to this chapter may be issued by the Clerk and outstanding during any twelve month period.

SECTION TWO. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION THREE. This ordinance shall take effect after passage and publication as provided by law.

ATTEST:

Kathleen Anello, Municipal Clerk

Ronald J. DiMura, Mayor

INTRODUCED:

February 14, 2017

DATE PUBLICATION
OF INTRODUCTION:

ADOPTED:

DATE OF PUBLICATION
OF ADOPTION:

ORDINANCE NO. 1909-17

**BOND ORDINANCE PROVIDING FOR THE
RECONSTRUCTION OF A PORTION OF SOUTH AVENUE IN
THE BOROUGH OF MIDDLESEX, NEW JERSEY,
APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$400,000 BONDS OR NOTES OF THE
BOROUGH FOR FINANCING PART OF SUCH
APPROPRIATION**

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

Section 1. The Borough Council of the Borough of Middlesex, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$400,000, said sum being inclusive of all appropriations heretofore made therefor and including a grant from the Transportation Trust Fund in the amount of \$400,000 (the "Grant"). No down payment is required for said improvements or purposes in accordance with Section 11(c) of the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law") as a result of the Grant.

Section 2. For the financing of said improvements or purposes, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$400,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$400,000 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 and the purposes for the financing of which said obligations are to be issued are the reconstruction of South Avenue from Sherman to Hall Street, including the installation of curbs, sidewalks and handicap sidewalk ramps, restriping of the roadway and modification and improvement of the existing drainage system, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$400,000.

(c) The estimated cost of said purposes is \$400,000.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 10 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a copy thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and 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 for in this bond ordinance by \$400,500, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$20,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including the Grant or any other grant, shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$400,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 9. The Borough hereby covenants to comply with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") applicable to any bonds or notes authorized

pursuant to this bond ordinance and covenants not to take any action or to fail to take any action which would cause the interest on such bonds or notes to lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code. Further, the Borough will take all actions within its power that are necessary to assure that interest on the bond and notes does not lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code.

Section 10. All notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. 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 purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

Section 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

ATTEST:

Kathleen Anello, Municipal Clerk

Ronald J. DiMura, Mayor

INTRODUCED: February 14, 2017

DATE PUBLICATION
OF INTRODUCTION:

ADOPTED:

DATE OF PUBLICATION
OF ADOPTION:

ORDINANCE NO. 1906-17

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF MIDDLESEX -CHAPTER
407, VEHICLES AND TRAFFIC, ARTICLE IV PROHIBITED PARKING TO INCLUDE
SECTION 407-11.2 JUDSON DRIVE; PROHIBITED PARKING; SIGNS; PENALTIES**

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

Amending Chapter 407, Vehicles and Traffic, Article IV Prohibited Parking to include
Section 407-11.2 Judson Drive; Prohibited Parking; Signs; Penalties:

- A. Parking of motor vehicles shall be prohibited on the east side of Judson Drive for a distance of approximately thirty-eight (38) feet from the point of intersection with the northerly side of Union Avenue.
- B. No-parking signs in accordance with specifications as provided by statute of the State of New Jersey shall be posted in the appropriate areas.
- C. A fifty-dollar fine shall be imposed for violations of this section.

ATTEST:

Kathleen Anello, Municipal Clerk

Ronald J. DiMura, Mayor

INTRODUCED: January 24, 2017

DATE PUBLICATION
OF INTRODUCTION: January 28, 2017

ADOPTED: February 14, 2017

DATE OF PUBLICATION
OF ADOPTION:

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

Resolution #36-17

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE ROAD IMPROVEMENTS PROJECT FOR HARRIS AVENUE & RUNYON AVENUE

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

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-2017 Road Improvements Harris Avenue & Runyon Avenue-00557 for Middlesex Borough 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 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.

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 #37-17

RESOLUTION OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY CANCELING ORDINANCE NO. 1902-16 FINALLY ADOPTED ON DECEMBER 13, 2016 AND CANCELING THE UNFUNDED APPROPRIATION BALANCES HERETOFORE PROVIDED THEREBY IN THE AMOUNT OF \$2,450,000

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (THE "BOROUGH") , AS FOLLOWS:

Section 1. The Borough Council previously adopted Ordinance No. 1902 entitled "Bond Ordinance Providing for a Sanitary Sewer Rehabilitation Project by and in the Borough of Middlesex, in the County of Middlesex, State of New Jersey; Appropriating \$2,450,000 Therefor and Authorizing the Issuance of \$2,450,000 Bonds or Notes to Finance the Cost Thereof" on December 13, 2016 (the "Ordinance").

Section 2. The Ordinance and the unfunded appropriation remaining as balance in the Ordinance are hereby canceled.

Section 3. This resolution shall take effect at the time and in the manner provided by law.

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 #38-17

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR POLICE LABOR ATTORNEY TO ARTHUR R. THIBAUT, JR. OF THE FIRM APRUZZESE, MCDERMOTT, MASTRO & MURPHY FOR THE PERIOD FROM FEBRUARY 15, 2017 – DECEMBER 31, 2017

WHEREAS, the Governing Body of the Borough of Middlesex wishes to appoint Arthur R. Thibault, Jr. of the firm Apruzzese, McDermott, Mastro & Murphy, whose office are located at 25 Independence Boulevard, Warren, NJ 07059 as the Police Labor Attorney for the Borough of Middlesex for the period from February 15, 2017 to December 31, 2017;

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

1. Arthur R. Thibault, Jr. of the firm of Apruzzese, McDermott, Mastro & Murphy, having his office located at 25 Independence Boulevard, Warren, New Jersey is hereby appointed as the Police Labor Attorney for the Borough of Middlesex for the period from February 15, 2017 through December 31, 2017 at a salary set forth in the Agreement, a copy of which is available in the Borough Clerk's Office.
2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.

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 #39-17

The application for renewal of Junkyard Licenses for the year 2017 filed by Absolute Auto-truck Salvage. has been approved by the Police Department, Fire Official and Board of Health be accepted and the Borough Clerk is hereby authorized to issue the license in consideration of the fees which have been paid.

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 #40-17

WHEREAS, Tomas Rozar, applied to the Construction Office for a Residential Resale Certificate for 524 Voorhees Avenue; and

WHEREAS, Tomas Rozar submitted Check #1072 in the amount of \$100.00 on 1/19/17 in payment of said Residential Resale Certificate for a single-family dwelling; and

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

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex that the disbursing officers be and they are hereby authorized to draw a check in the amount of \$100.00 in favor of Tomas Rozar, 1100 Dorn Avenue, Middlesex, NJ 08846, for refund of fee for Residential Resale Certificate.

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 #41-17

WHEREAS, Metropolitan Communications was issued a street opening permit for trench work on 7/13/15; and

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

WHEREAS, twenty-five percent of said fee shall be taken out for administration charges; and

WHEREAS, said roadway at Cedar Ave was inspected by George Allan, Borough Engineer, 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 Metropolitan Communications, 910 Camaro Run Dr., West Chester, PA 19380, for refund of Street Opening Permit No. 2015-006.

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

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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 #42-17

The governing body hereby accepts the resignation of Jesse Cribb from the DPW effective February 7, 2017. Mr. Cribb was employed part time in the DPW Sanitation Department.

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 #43-17

The governing body hereby hires Dylan Pearce Zebro, Hillsborough as a part time DPW Employee effective February 21, 2017 at \$12.00 per hour, 28 hours per week, 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 #44-17

The governing body hereby accepts the resignation of Brandon Ortiz from the DPW effective February 17, 2017. Mr. Ortiz was employed part time in the DPW Sanitation Department.

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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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 #45-17

The governing body hereby approves the Middlesex Borough Recreation Department Policy Guide.

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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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 #46-17

The governing body hereby accepts the retirement of Dolores Fritzinger from the Court Office effective January 13, 2017.

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 #47-17

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.

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 #48-17

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. Landlocked Property at the End of William Street – Block 318/Lot 43

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