BOROUGH OF MIDDLESEX
REGULAR MEETING
AGENDA
NOVEMBER 21, 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**

5. **APPOINTMENTS**

6. **PROCLAMATIONS**

7. **NEW BUSINESS**

   1. **ORDINANCE NO. 1925-17 AN ORDINANCE TO AMEND THE CODE O 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**

8. **PUBLIC HEARING & FINAL ADOPTION**

1. **ORDINANCE NO. 1928-17 AN ORDINANCE OF THE BOROUGH OF MIDDLESEX ADOPTING A POLICY FOR ESTABLISHMENT OF PROFESSIONAL ESCROW AND PAYMENT OF REDEVELOPMENT FEE BY REDEVELOPERS FOR PROJECTS IN ALL BOROUGH AREAS**

9. ADOPTION OF MINUTES

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

10. REPORTS

Mayor's Report
A. Economic Development Advisory Committee Agenda for Redevelopment

11. REPORTS - STANDING COMMITTEES:

1. Finance/Taxation/Real Estate/Insurance/Public Utilities
   A. Budget Status

2. Recreation/Recreation Fields/Swim Pool/Community Celebrations
   A. Approval of the October & November, 2017 Recreation Director's Report

3. Fire/OEM/Rescue Squad/Shade Tree

4. Public Works/Buildings & Grounds/Recycling

5. Police/Legal/Code Enforcement/Construction/Municipal Court
   A. Police Monthly Report for September

6. Administration/Department of Senior Services/Legislation/Licensing/Board of Health
   A. Board of Health Recommendation

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 #252-17 The Governing Body hereby authorizes the Borough Administrator to execute the Job Coaching Work Site Agreement with the Middlesex Public Schools, Department of Special Services.

2. Resolution #253-17 The Tax Collector is authorized to refund 1st & 2nd Quarter 2017 Tax Payments each in the amount of $501.54 on Block 285, Lot 60 for a total of $1003.08 due to a misapplied electronic payment.

3. Resolution #254-17 The Tax Collector is authorized to cancel taxes on Block 58, Lot 21.01 for the first & second Quarter, 2018 in the amount of $3,327.94 and the second and third Quarter, 2017 in the amount of $3,437.66, as they were bought by the US Army Corps of Engineers who are exempt from paying taxes.

4. Resolution #255-17 The Governing Body hereby approves to refund Kevin Thank of General Maintenance & Contractors Inc. $50.00 for overpayment of a Zoning Permit at 230 Mountain Avenue.

5. Resolution #256-17 The Tax Collector is authorized to redeem Tax Sale Certificate #16-00005 in the amount of $122,035.64 and Tax Sale Premium in the amount of $110,000.00 for Block 5, Lot 12, Hamiltonian Gardens LLC.

6. Resolution #257-17 The Tax Collector is authorized to refund 3rd Quarter, 2017 Taxes in the amount of $1684.34 on Block 338, Lot 17.02, as the previous owner and new owner both paid these taxes.

7. Resolution #258-17 The Governing Body hereby hires Jeanine Colaluca, Middlesex, New Jersey as a Substitute Senior Driver for the Disabled & Senior Services Office at $12.00 per hour effective immediately, pending a satisfactory drug screening and driver's abstract.

8. Resolution #259-17 At the recommendation of Police Chief Geist, the Governing Body hereby advances Police Officer Jamie Marczak to Patrolman Class "D" effective November 19, 2017 at an annual salary of $79,605.

9. Resolution #260-17 At the recommendation of Police Chief Geist, the Governing Body hereby advances Police Officer Daniel McCue to patrolman Class "B" effective November 21, 2017 at an annual salary of $97,680.

10. Resolution #261-17 Approving the Drug Alliance Grant from Middlesex County for Fiscal Grant Cycle July, 2014 – June, 2019.

11. Resolution #262-17 The Tax Collector is authorized to refund and/or credit 2017 taxes for certain qualified senior citizen, Disabled Person & Veteran Deductions.

12. Resolution #263-17 Budget Transfers for the 2017 Municipal Budget

13. Resolution #264-17 The Governing Body hereby approves hiring David Bird, Middlesex, New Jersey as a part time Code Enforcement Inspector for the Construction Department at $15.00 per hour at 4 hours per week, pending a satisfactory driving abstract.

14. Resolution #265-17 The Governing Body hereby accepts the resignation of Nancy Quast as a School Crossing Guard with the Police Department effective November 15, 2017

15. Resolution #266-17 Approving and Accepting the Corrective Action Plan for the 2016 Audit according to Local Finance Board Directive 92-15.

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 #267-17 Pay All Claims
2. Resolution #268-17 Executive Session

15. AGENDA WORKSHOP ITEM

1. Special Meeting – November 28, 2017
2. Amusement Licenses

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.

1. Possible Litigation w/ PSE&G
2. Board of Education Contracts w/ Middlesex Borough
3. DPW Disability Retirement & Restructure of DPW
4. Police Chief Contract

18. ADJOURNMENT. The next Regular Meeting will be on December 12, 2017.

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:

ADOPTED:

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-1ET 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:

ADOPTED:

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:

ADOPTED:

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:

ADOPTED:

DATE OF PUBLICATION
OF ADOPTION:

ORDINANCE NO. 1928-17

AN ORDINANCE OF THE BOROUGH OF MIDDLESEX ADOPTING A POLICY FOR ESTABLISHMENT OF PROFESSIONAL ESCROW AND PAYMENTOF REDEVELOPMENT FEE BY REDEVELOPERS FOR PROJECTS IN ALL BOROUGH AREAS

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., the Borough Council has been acting as the redevelopment entity for the Borough and responsible for managing the redevelopment of the Borough; and

WHEREAS, N.J.S.A. 40A:12A-8(f) authorizes a redevelopment entity "to arrange or contract with public agencies or redevelopers for the planning, replanning, construction, or undertaking of any project or redevelopment work, or any part thereof; negotiate and collect revenue from a redevelopment to defray the costs of the redevelopment entity"; and

WHEREAS, N.J.S.A. 40A:12A-8(n) authorizes a redevelopment entity to "do all things necessary or convenient to carry out its powers"; and

WHEREAS, it has been the Borough's practice to negotiate the payment of redevelopment fees by redevelopers on an ad hoc basis, which fees have been included in prior redevelopment agreements between the Borough and redevelopers; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-8(f) and (n), the Borough wishes to adopt a policy for establishing a professional escrow in order to reimburse the Borough for professional service fees incurred on redevelopment applications, including but not limited to architects, engineers, planners, attorneys, consultants and/or professionals; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-8(f) and (n), the Borough wishes to adopt a policy for the payment of a redevelopment fee by the redeveloper in order for the Borough to defray the administrative costs and expenses associated with implementing a redevelopment project; and

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

1. It hereby adopts the following policy for establishing a professional escrow and for the payment of a redevelopment fee by redevelopers to cover Borough administrative expenses, costs of professionals and other costs associated with implementing redevelopment projects:

I. ESTABLISHMENT OF PROFESSIONAL ESCROW

A. Prior to the initial meeting or review of a proposed redevelopment concept

and/or preliminary application, the applicant/redeveloper shall establish a professional escrow account with the Borough by depositing a minimum $10,000.00 with the Borough Clerk and shall be required to enter into the attached Escrow Agreement in substantially similar form.

B. The escrow fee charged for review shall be used exclusively for professional reviews by architects, engineers, planners, attorneys, consultants and/or professionals employed by the municipality. Said escrow fees shall be so segregated for each application so that the fee to be paid shall be utilized only for the particular project.

C. Whenever an escrow balance drops below $5,000.00, the applicant/redeveloper shall replenish said escrow to $10,000.00. If the escrow fee charged is insufficient so as to cover the professional fees applicable to that particular project, then that applicant/redeveloper shall be required to pay all deficiencies within his or her individual account.

D. In the event any of the escrow remains unused at the conclusion of the application or redevelopment project, said amount that is not utilized shall be returned to the applicant/redeveloper upon written request.

E. If the Borough and applicant/redeveloper enter into a redevelopment agreement, the redevelopment agreement shall replace the parties' escrow agreement. The Borough shall have the discretion to increase the professional escrow minimum balance requirements in the redevelopment agreement based on the nature of the redevelopment project on a case-by-case basis. The redeveloper shall be required to maintain a professional escrow until completion of the redevelopment project as determined by the terms of said redevelopment agreement.

F. All such escrow fees shall be maintained in accordance with the provisions of the New Jersey Municipal Land Use Law, N.J.S.A. 40:55d-1 et seq.

II. PAYMENT OF REDEVELOPMENT FEE

A. If the Borough and applicant/redeveloper enter into a redevelopment agreement, the applicant//redeveloper shall be required to pay a redevelopment fee to the Borough in order to defray the administrative costs and expenses associated with implementing said redevelopment project. The redevelopment agreement shall include a provision for the payment of a redevelopment fee by a redeveloper.

B. The redevelopment fee shall be paid by the redeveloper fifty percent (50%) upon execution of the redevelopment agreement and fifty percent (50%) upon the issuance of the first certificate of occupancy or temporary certificate of occupancy for the project.

C. The redevelopment fee shall be determined as follows:

a. $400.00 per studio unit;

b. $800.00 per one (1) bedroom unit;

c. $1,000.00 per two (2) bedroom unit;

d. $1,300.00 per three (3) bedroom unit or townhouse; plus

e. Commercial/Retail/Other space at $0.75 per foot.

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

ATTEST

_____ _____

Kathleen Anello, Municipal Clerk Ronald DiMura, Mayor

INTRODUCED: October 24, 2017

DATE OF PUBLICATION
OF INTRODUCTION: October 27, 2017

ADOPTED: November 21, 2017

DATE OF PUBLICATION
OF ADOPTION:

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

Resolution #252-17

The Governing Body hereby authorizes the Borough Administrator to execute the Job Coaching Work Site Agreement with the Middlesex Public Schools, Department of Special Services.

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #253-17

The tax collector is hereby authorized to refund 1st & 2nd quarter 2017 tax payments each in the amount of $501.54 on Block 285 Lot 60 for a total of $1003.08, due to a misapplied electronic payment. Payment should have been applied to Block 285 Lot 60 Q C001. Check should be made payable to:

SunTrust Mortgage
1001 Semmes Avenue
Richmond, VA 23224

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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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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 #254-17

The Tax Collector is hereby authorized to cancel taxes on the following property. This property was bought by the US Army Corps of Engineers who are exempt from paying taxes.

BLOCK/LOT	ADDRESS	AMOUNT
58/21.01	56 Dayton Ave	2nd & 3rd Qtr 2017- $3437.66 1st & 2nd Qtr 2018- $3327.94

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #255-17

WHEREAS, Kevin Thank of General Maintenance & Contractors Inc. applied to the Construction Office for a Zoning Permit at 230 Mountain Avenue; and

WHEREAS, Kevin Thank of General Maintenance & Contractors Inc. submitted $100.00, Check #1136 on 10/24/2017 in payment of said Zoning Permit; and

WHEREAS, said Zoning Permit fees are $50.00 not $100.00.

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 $50.00 in favor of Kevin Thank General Maintenance & Contractors Inc, 710 Kelli Lane, Springfield, PA 19064, for refund of overpayment of a Zoning permit.

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #256-17

The Tax Collector is hereby authorized to issue a check in the amount of $122,035.64 to redeem Tax Sale Certificate #16-00005 and a check in the amount of $110,000.00 for a Tax Sale Premium, Block 5 Lot 12, Hamiltonian Gardens LLC. Check is made payable to:

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

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #257-17

The Tax Collector is hereby authorized to refund an overpayment of 3rd Quarter 2017 taxes in the amount of $1684.34 on Block 338, Lot 17.02, Voorhees Avenue. The previous owner and the new owner both paid.

The check is to be made payable to:

Warren Orlando
221 Beechwood Avenue
Middlesex, NJ 08846

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #258-17

The Governing Body hereby hires Jeanine Colaluca, Middlesex, New Jersey as a Substitute Senior Driver for the Office of Aging at $12.00 per hour effective immediately, pending a satisfactory drug screening and driver's abstract.

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #259-17

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

WHEREAS, On November 3, 2017 Chief Geist recommended Police Officer Jamie Marczak 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 Jamie Marczak be and is hereby advanced in grade to Patrolman Class "D" effective November 19, 2017 at an annual salary of $79,605.

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

_____
MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #260-16

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

WHEREAS, On November 3, 2017 Chief Geist recommended Police Officer Daniel McCue be advanced in grade.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that Police Officer Daniel McCue be and is hereby advanced in grade to Patrolman Class "B" effective November 21, 2017 at an annual salary of $97,680.

ADOPTED_____

_____
CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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 #261-17

GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE
FISCAL GRANT CYCLE JULY, 2014 – JUNE, 2019

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough Council of the Borough of Middlesex, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Middlesex;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Middlesex, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Middlesex Borough Municipal Alliance grant for fiscal year 2019 in the amount of:

DEDR	$20,965.00
Catch Match	$ 5,241.25
In-Kind	$15,723.75

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

ADOPTED_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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

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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 #262-17

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

BLOCK/LOT	NAME	AMOUNT
313/61/C001	Nardozzi, Joan	$250.00
321/12	Romano, Steven	$250.00

ADOPTED_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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

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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 #263-17

The Treasurer hereby authorizes the transfer of funds for the Current Budget of 2017:

Department	From	To
Computer Services - Municipal Clerk	$3,800.00	
Computer Services - IT Consultant	$8,000.00	
Computer Services - Finance		$5,600.00
Computer Services - Tax Collector		$6,200.00
Tax Collector - S/W		$500.00
Tax Collector - Tax Bill Costs	$500.00	
Legal Services - Tax Appeals		$4,600.00
Legal Services - Police Attorney		$2,500.00
Legal Services - Miscellaneous		$3,000.00
Engineering - General	$6,100.00	
Environmental - Engineering	$2,500.00	
Environmental - Landfill	$1,500.00	
Police - Overtime	$38,705.00	
Group Insurance		$25,000.00
Road Dept - Differential		$11,500.00
Road Dept - Overtime		$15,000.00
Garbage Dept - S/W		$32,000.00
Buildings & Grounds - Supplies		$2,000.00
Buildings & Grounds - Cleaning		$3,000.00
Buildings & Grounds - Bldg Maint		$10,000.00
Piscataway Sewer		$77,205.00
MultiFamily Solid Waste	$15,000.00	
Recreation - Supplies		$10,000.00
Parks Dept - S/W	$60,000.00	
Sick Pay	$10,000.00	
Electricity		$10,000.00
Street Lighting	$20,000.00	
Water	$10,000.00	
Diesel Fuel	$35,000.00	
Gasoline	$24,000.00	
Sewer Dept - S/W		$5,000.00
Social Security		$22,000.00
Municipal Court S/W	$10,000.00	
	$245,105.00	**$245,105.00**

ADOPTED_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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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 #264-17

The Governing Body hereby hires David Bird, Middlesex, New Jersey as a part time Code Enforcement Inspector for the Construction Department at $15.00 per hour for 4 hours per week, pending a satisfactory driving abstract. Mr. Bird will be working on Tuesday and Thursday from 2PM – 4PM effective immediately.

ADOPTED_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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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 #265-17

The governing body hereby accepts the resignation of Nancy Quast as a School Crossing Guard with the Police Department effective November 15, 2017.

ADOPTED_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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

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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 #266-17**

The Governing Body hereby approves and accepts the Corrective Action Plan on the 2016 Audit, according to Local Finance Board Directive 92-15.

ADOPTED_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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

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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 # 267-17

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_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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

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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 #268-17

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. Possible Litigation w/ PSE&G
2. Board of Education Contracts w/ Middlesex Borough
3. DPW Disability Retirement & Restructure of DPW
4. Police Chief Contract

ADOPTED_____

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CLERK OF THE BOROUGH OF MIDDLESEX

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MAYOR OF THE BOROUGH OF MIDDLESEX

Council	Aye	Nay	Abstain	Absent
Corley				
Dotey				
Madden				
Mikolajczyk				
Parenti				
Schueler				

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

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CLERK OF THE BOROUGH OF MIDDLESEX, NJ

October 5, 2017

Mr. Andrew Galida, President
Middlesex Borough Planning Board
1200 Mountain Avenue
Middlesex, NJ 08846

Mr. Galida,

The Middlesex Borough Economic Development Advisory Committee (EDAC) is in the process of conducting a review of the Lincoln Boulevard Redevelopment Plan. During our review it became apparent that some changes are needed regarding some parking issues. At our meeting on Thursday, September 28, 2017 the committee determined that certain changes would be beneficial for future redevelopment.

Background:
In 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.

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

The Economic Development Advisory Committee has prepared this recommendation to amend certain sections of the Redevelopment Plan for the Planning Board to consider.

Recommendation:
Proposed amendments to the Redevelopment Plan, Section 11.1 Parking Standards:

A. **Section 11.1.1 General Parking Requirements.**
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.

B. **Section 11.1.1 (2) Shared Parking – Delete in its entirety.**

C. **Section 11.1.2 Shared Parking: Delete in its entirety and replace 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.

If the Planning Board agrees with the proposed amendments to the Redevelopment Plan the Planning Board is requested to forward to the Borough Council, acting as the redevelopment entity, a recommendation to amend the Redevelopment Plan.

Upon receipt of the Planning Board's recommendation the Borough Council shall introduce an ordinance adopting the amendment to the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.

Respectfully,

James L. Benson

James L. Benson, Chairman
Economic Development Advisory Committee

Cc: Mr. Albert Lowande, Planning Board Secretary
Ms. Karen Wick, Planning Board Clerk
Mayor Ronald DiMura (via email)
EDAC members (via email)

To: Mayor DiMura , Administrator , & Council Nov. 15 , 2017

I would like to present to you two permanent part time employees for movement to full time positions / Bryan Oliver and Bryan Woldin , both have shown an eagerness to learn , have a good work ethic , and would be a great addition to the DPW work force . Thank you for your consideration in this matter !

Best Regards

Robert Teutsch / DPW Manager