

Municipal Building
1200 Mountain Avenue

April 27, 2004

A public meeting of the Mayor and Council was held at the above place on the above date commencing at 8:00 p.m.

Mayor	Ronald S. Dobies (absent)
Council President	Michael Hompesch
	Giancarlo Colitti (absent)
	Jerry D’Angelo
	Josephine Liana
	Garrett Mulcahy (absent)
	Laura Thomasey

Attorney:	George Hendricks
Administrator:	Joseph Manning

Council President Hompesch opened the meeting with the Sunshine Law Statement saying the meeting had been advertised in the Public Meeting Notice of January 6, 2004.

The Borough Clerk read Ordinance No. 1609-04 by title only saying it had been posted on the bulletin board and made available for any person who wanted a copy.

ORDINANCE NO. 1609-04

BOND ORDINANCE PROVIDING FOR THE RESURFACING OF SOUTH AVENUE IN AND BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY APPROPRIATING \$456,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$220,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

Council President Hompesch opened the Public Hearing on Ordinance No. 1609-04. Seeing that there was no public participation, Mayor Dobies closed the hearing on Ordinance No. 1609-04.

Councilwoman Liana moved for adoption seconded by Councilman D’Angelo and carried by the following roll call vote: Ayes: Members: Hompesch, D’Angelo, Liana and Thomasey. Nos.: None. Abstain: None.

The Borough Clerk read Ordinance No. 1610-04 by title only saying it had been posted on the bulletin board and made available for any person who wanted a copy.

ORDINANCE NO. 1610-04

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 1564-02 OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY FINALLY ADOPTED AUGUST 13, 2002 IN ORDER TO AMEND THE SECTION 20 COSTS

Council President Hompesch opened the Public Hearing on Ordinance No. 1610-04. Seeing that there was no public participation, Mayor Dobies closed the hearing on Ordinance No. 1610-04.

Councilman D’Angelo moved for adoption seconded by Councilwoman Liana and carried by the following roll call vote: Ayes: Members: Hompesch, D’Angelo, Liana and Thomasey. Nos.: None. Abstain: None.

The Borough Clerk read Ordinance No. 1612-04 by title only saying it had been posted on the bulletin board and made available for any person who wanted a copy.

ORDINANCE NO. 1612-04

AN ORDINANCE TO AMEND ORDINANCE NO. 1608-04 ENTITLED “AN ORDINANCE ESTABLISHING AN ECONOMIC DEVELOPMENT COMMITTEE”

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

Council President Hompesch opened the Public Hearing on Ordinance No. 1612-04. Seeing that there was no public participation, Mayor Dobies closed the hearing on Ordinance No. 1612-04.

Councilwoman Liana moved for adoption seconded by Councilwoman Thomasey and carried by the following roll call vote: Ayes: Members: Hompesch, D'Angelo, Liana and Thomasey. Nos.: None. Abstain: None.

The Borough Clerk read the following resolution:

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

Consent Agenda 2004(G)

WHEREAS, the Mayor and Council of the Borough of Middlesex has reviewed the Consent Agenda consisting of various proposed resolutions; and

WHEREAS, the Mayor and Council of the Borough of Middlesex is not desirous of removing any resolutions from the Agenda.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following resolutions on the Consent Agenda are hereby approved and adopted.

Resolution #132-04 - Resolution #138-04

Councilman D'Angelo moved for adoption seconded by Councilwoman Liana and carried by the following roll call votes: Ayes: Members D'Angelo, Hompesch, Liana, and Thomasey. Nos.: None. Abstain: None.

The Borough Clerk read the following resolution:

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

Resolution #132-04

WHEREAS, the residents of Edward Avenue and Stella Place wish to conduct a block party on June 26, 2004; and

WHEREAS, all designated officials have given approval for this block party.

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

1. The Governing Body hereby grants the residents of Edward Avenue and Stella Place permission to conduct a block party on June 26, 2004.
2. This resolution shall take effect immediately.

The Borough Clerk read the following resolution:

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

Resolution #133-04

APPOINTMENT OF LEWIS GOLDSHORE, ESQ. OF THE FIRM GOLDSHORE, WOLF & KALAC TO REPRESENT THE BOROUGH OF MIDDLESEX IN CONNECTION WITH VARIOUS ENVIRONMENTAL MATTERS WHICH MAY ARISE FROM APRIL 1, 2004 – DECEMBER 31, 2004

WHEREAS, the Governing Body of the Borough of Middlesex appointed Lewis Goldshore, Esq. of the firm Szaferman, Lakind, Blumstein, Blader, Lehmann & Goldshore, P.C. at the January 6, 2004 Reorganization Meeting as the firm to represent the Borough in connection with certain law suits instituted against the Borough pertaining to environmental issues; and

WHEREAS, effective April 1, 2004 Lewis Goldshore, Esq. announced he now has formed his own lawfirm which is known as Goldshore, Wolf & Kalac: and

WHEREAS, the Governing Body wishes to appoint Lewis Goldshore, Esq. of the firm Goldshore, Wolf & Kalac to continue to represent the Borough in connection with certain law suits instituted against the Borough pertaining to environmental issues.

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

1. The Governing Body hereby retains the services of Lewis Goldshore, Esq. of the firm Goldshore, Wolf & Kalac to represent the Borough in connection with various environmental matters, which may arise from April 1, 2004 – December 31, 2004 as designated by the Governing Body and to continue representing the Borough in connection with the litigation matters which are presently pending for the period from April 1, 2004 – December 31, 2004 at a fee set forth in their Agreement, a copy of which is available in the Borough Clerk’s Office
2. This contract is made without competitive bidding as a “professional service” under the provisions of the local public contracts law, because of the qualitative nature of the position.

The Borough Clerk read the following resolution:

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

Resolution #134-04

Authorizing the Mayor to execute the Permission for Entry and Performing Landscape Work along Route 28 by the New Jersey Department of Transportation for landscape enhancements located adjacent to the State right of way along westbound Route 28 at the Mountainview Park entrance at Van Ness Drive and Route 28 at Grant/Shepherd Avenue.

The Borough Clerk read the following resolution:

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

Resolution #135-04

Authorizing the Mayor to execute the 2004 Green Communities Grant Agreement and the invoice for the reimbursement for work performed under this Grant Agreement.

The Borough Clerk read the following resolution:

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

Resolution #136-04

The Mayor and Council hereby accept the Certificate of Determination and Award certified by Joseph F. Manning, Chief Financial Officer of the Borough of Middlesex in regard to the recent sale of \$2,000,000 in bond anticipation notes.

The Borough Clerk read the following resolution:

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

Resolution #137-04

WHEREAS, in order to improve the aesthetic appearance of the roadside environment, and to provide assistance in maintaining roadside areas, the Department of Transportation has established a roadside maintenance program known as the “Adopt a Highway” Program, in which volunteer groups, municipalities, businesses, or organizations adopt a section of the state highway, or portion thereof near their community, in order to pick up litter and perform roadside maintenance, such as grass mowing and/or planting of flowers or ornamental shrubs; and

WHEREAS, the borough desires to participate in the New Jersey Department of Transportation Adopt a Highway Maintenance Program.

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 Mayor and Borough Clerk are hereby authorized to execute the Adopt a Highway Maintenance Agreement and to participate in the Adopt a Highway Maintenance Program.
2. This resolution shall take effect immediately.

The Borough Clerk read the following resolution:

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

Resolution #138-04

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.

The Borough Clerk declared May, 2004 as “National Older Americans Month”

PROCLAMATION

WHEREAS, May, 2004 has been designated National Older Americans Month; and
WHEREAS, the Administration on Aging has designated “Aging Well, Living Well” as the theme for Older Americans Month; and
WHEREAS, Middlesex Borough recognizes the value and contributions of our older citizens.
NOW THEREFORE, I, RONALD S. DOBIES, Mayor of the Borough of Middlesex, hereby proclaim May, 2004 to be Older Americans Month and urge citizens of this community to honor and celebrate this special event.

The Borough Clerk declared May, 2004 as “ALS Awareness Month” in the Borough of Middlesex.

PROCLAMATION

WHEREAS, The Muscular Dystrophy Association’s Amyotrophic Lateral Sclerosis Division is promoting ALS awareness during the month of May, 2004; and
WHEREAS, the Muscular Dystrophy Association has requested that May, 2004 be proclaimed “ALS Awareness Month”; and
WHEREAS, the Muscular Dystrophy Association is the leading health agency providing scientific, medical and emotional support for individuals and families affected by Amyotrophic Lateral Sclerosis, also known as Lou Gehrig’s disease; and
WHEREAS, the Muscular Dystrophy Association’s participation in “ALS Awareness Month” serves to heighten public awareness of the devastating effects of the disease as well as to promote the significant advancements in quality of life opportunities that are available to those the Muscular Dystrophy Association serves with Amyotrophic Lateral Sclerosis.
THEREFORE, I Ronald S. Dobies, Mayor of the Borough of Middlesex hereby proclaim the month of May, 2004 as

‘ALS AWARENESS MONTH’

in the Borough of Middlesex, and I urge all our citizens to learn more about this disease through news media coverage regarding ALS Awareness Month activities or by calling their local MDA office for more information.

Mayor Dobies opened the public portion of the meeting for comments or questions.

Frank Ryan, 303 Maple Street mentioned that he brought pictures to a Public Council Meeting about 2 months ago of properties along Route 28 that were in disarray and had unregistered

vehicles. Mr. Ryan still feels that there is a problem with unregistered vehicles on Route 28 and the property at 165 Union Avenue is still a mess, but the owner has now enclosed it with a fence. Mr. Ryan also questioned the zoning for this property. He would like the council to be aware of this problem, because the problem is still not corrected, and he would like Route 28 to look clean and neat.

Council President indicated that he was not aware of the status of the citations issued by the Construction Official for the unregistered vehicles in town, but the Borough Administrator would follow up on this matter.

Seeing that there was no further public participation, Council President Hompesch closed the public portion of the meeting.

There being no further business to discuss, the meeting was adjourned by Councilman D'Angelo and seconded by Councilwoman Liana and carried by unanimous vote of Council.

Respectfully submitted,

Kathleen Anello, RMC
Borough Clerk

