

Municipal Building
1200 Mountain Avenue

June 24, 2003

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
Council President	Bruce Sadowski
	Louis Curcio
	Barbara Ferris
	Michael Hompesch
	Josephine Liana
	Garrett Mulcahy

Attorney:	George Hendricks
Administrator:	Joseph Manning

Mayor Dobies opened the meeting with the Sunshine Law Statement saying the meeting had been advertised in the Public Meeting Notice of January 7, 2003.

The Borough Clerk read the following resolution:

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

Consent Agenda 2003(M)

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 for individual action 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 #167-03 - Resolution #182-03

Council President Sadowski moved for adoption seconded by Councilman Hompesch and carried by the following roll call votes: Ayes: Members Curcio, Ferris, Hompesch, Liana, Mulcahy and Sadowski. 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 #167-03

RESOLUTION PERMITTING SUNDARARAJAN SRINIVASAN TO CONSTRUCT A FENCE ALONG THEIR PROPERTY LINE AT 806 GRANDVIEW STREET IN MIDDLESEX, NEW JERSEY

WHEREAS, Mr. Sundararajan Srinivasan has requested a Construction Permit from the Borough of Middlesex to construct a fence on a drainage easement along their property line at 806 Grandview Street in Middlesex, New Jersey; and

WHEREAS, the Construction Official has advised Mr. Srinivasan that, in the event there is a problem with the drainage area, they must give permission to the Borough to perform any necessary work at the drainage site; and

WHEREAS, Mr. Srinivasan has been further advised that they would be fully responsible for any costs involved in removing or reconstructing the fence in the event the fence must be moved to provide access to the drainage easement area; and

WHEREAS, Mr. Srinivasan has written to the Mayor and Council by letter dated June 6, 2003 acknowledging the understanding that they would be responsible for any costs involved in removing and/or reconstructing the fence in the event it is necessary for the Borough of Middlesex to perform any necessary work in the drainage easement area; and

WHEREAS, the Governing Body therefore has no objection to the Construction Official issuing a permit to Mr. Srinivasan to allow him to construct this fence along a portion of the drainage easement area.

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 does hereby agree to allow Mr. Sundararajan Srinivasan to construct a fence along his property line at 806 Grandview Street in Middlesex, New Jersey.
- 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 #168-03

The application for renewal of Liquor Licenses for the year 2002-2003 which have been approved by the Police Department, Fire Department, Board of Health and Construction Official be accepted; and the Borough Clerk is hereby authorized to issue the following licenses in consideration of the fees which have been paid to the Borough of Middlesex and the State of New Jersey:

R&C Lettiere, Inc. t/a Endzone Lounge 425 Bound Brook Road	1211-33-001-003
Jamsan Inc. t/a Chicago Steak House 229 Bound Brook Road	1211-33-002-005
Middlesex Sea L.L.C. t/a Café Havana 580 Union Avenue	1211-33-007-006
Carpaccio Ristorante Inc. 651 Bound Brook Road	1211-33-010-002
Cahoots, Inc. 624 Lincoln Boulevard	1211-33-003-003
Jan Liquors, Inc. t/a Middlesex Liquor Store 708 Union Avenue	1211-44-005-001
Timothy Kerwin’s Inc., Kerwin’s Tavern 353 Bound Brook Road	1211-33-009-002
Cub Liquors, Inc. 242 Lincoln Boulevard	1211-32-011-004
Mid Union Corp., t/a Vincenzo’s Restaurant 665 Bound Brook Road	1211-33-012-003
John W. Lupu Memorial Post 306 The American Legion 707 Legion Place	1211-311-013-001
Middlesex Lodge 2301 BPO Elks 545 Bound Brook Road	1211-31-014-001
Marstock, Inc., t/a Jilly’s Liquors 657 Lincoln Boulevard	1211-44-006-002

The Borough Clerk read the following resolution:

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

Resolution #169-03

WHEREAS, the Recreation Department will be hiring Playground Councilors for the Summer Playground Program which will run from June 30, 2003 – August 8, 2003; and

WHEREAS, the individuals listed below have been approved by the Recreation Department and the Recreation Commission to be employed for this Summer Playground Program:

Mary Heisch	211 Cook Avenue	\$12.00/hr.
Tara Anello	108 Howard Avenue	\$6.50/hr.
Chris Chismar	19 Shearn Drive	\$6.50/hr.
Carly Domenick	409 Fairview Avenue	\$7.17/hr.
Megan Kayser	3 Kalman Court	\$7.90/hr.
Travis Mickel	521 Hancock Street	\$6.50/hr.
Joseph O’Donnell	351 Fairview Avenue	\$7.17/hr.
Mike O’Donnell	351 Fairview Avenue	\$9.00/hr.
Alyssa Vail	352 First Street, Dunellen	\$10.00/hr.
Michelle Lynch	259 Market Street	\$6.00/hr.
Lisa Harrity	2M Reler Lane, Somerset	\$11.03/hr.
Greg Mastroserio	617 Hazelwood Avenue	\$9.98/hr.
John Chismar	19 Shearn Drive	\$7.17/hr.
Scott Fellin	344 Giles Avenue	\$6.83/hr.
David Hoerburger	12 Myers Place	\$6.50/hr.
Sarah Imbimbo	3 Wells Place	\$6.83/hr.
Jeff Metallo	10 Dunlap Place	\$6.50/hr.
Kristin Plank	101 Greenbrook Road	\$6.83/hr.
Jennifer Salvo	320 Anthony Avenue	\$7.17/hr.
Nick Schneider	440 High Street	\$6.83/hr.
Doug Thomasey	109 Greene Avenue	\$7.17/hr.
Brenda Reilly	436 Giles Avenue	\$7.90/hr.
Megan Reilly	436 Giles Avenue	\$6.50/hr.

SUBSTITUTES

Robert Ellery	12 Princeton Drive	\$6.00/hr.
Scott Gambino	1A Daisy Place	\$6.00/hr.
Jenny Nyugen	27 Dogwood Drive	\$6.00/hr.
Sanam Sadaghiani	100 Marlborough Avenue	\$6.00/hr.
Thomas Willbergh	335 Howard Avenue	\$6.00/hr.

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 above-named individuals are hereby hired as Summer Playground councilors to be employed by the Borough from June 30, 2003 through August 8, 2003.
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 #170-03

The Tax Collector is hereby authorized to transfer monies from the Current Fund into Accutrack Premium Tax Sale collected at the June 3, 2003 tax sale for premiums on specified properties in the amount of \$12,100.00.

241/7

American Tax Funding

\$5,400.00

The check should be made payable to: Borough of Middlesex.

The Borough Clerk read the following resolution:

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

Resolution #171-03

The Treasurer is hereby authorized to issue a check in the amount of \$3.00 to record Tax Sale Certificate #2002-1642, Block 127, Lot 1 that was acquired at the June 3, 2003 tax sale. The check is to be made payable to:

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

The Borough Clerk read the following resolution:

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

Resolution #172-03

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

WHEREAS, Chief Benson has recommended Police Officer Michael Rocca 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 Michael Rocca be and is hereby advanced in grade to Patrolman Class "B" effective July 5, 2003 at an annual salary of \$55,717.

The Borough Clerk read the following resolution:

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

Resolution #173-03

Authorizing Kupper Associates to go out to bid for the Victor Crowell Park Dam Reconstruction.

The Borough Clerk read the following resolution:

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

Resolution #174-03

WHEREAS, Kupper Associates has provided a proposal dated May 20, 2003 to provide professional engineering services for the Green Bridge over the Ambrose Brook at Victor Crowell Park; and

WHEREAS, these services include Field Survey/Inspection of Structure, and an Engineering Report.

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 Council hereby approve the proposal by Kupper Associates to provide the Borough of Middlesex with professional engineering services for the Green Bridge over Ambrose Brook at Victor Crowell Park at a cost not to exceed \$7,600.
2. This resolution shall take effect immediately.

NOW FURTHER BE IT RESOLVED, that the Chief Financial Officer hereby certifies that funds are available in Account No. 04-1524-00-1524-52.

The Borough Clerk read the following resolution:

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

Resolution #175-03

WHEREAS, Kupper Associates has provided a proposal dated May 27, 2003 to provide professional engineering services for the Route 28 Streetscape Project; and

WHEREAS, these services include the preparation of contract plans and specifications and the bid services for this project.

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 Council hereby approve the proposal by Kupper Associates to provide the Borough of Middlesex with professional engineering services for the Route 28 Streetscape Project at a cost not to exceed \$24,000.
2. This resolution shall take effect immediately.

NOW FURTHER BE IT RESOLVED, that the Chief Financial Officer hereby certifies that funds are available in Ordinance No. 1582-03.

The Borough Clerk read the following resolution:

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

Resolution #176-03

WHEREAS, Kupper Associates has provided an estimate for the preparation of an application for a Statewide General Freshwater Wetlands Permit GP#26 for minor channel or stream cleaning for local government agencies in Bonygutt Brook behind 115 Valley Brook Court and in Ambrose Brook behind 1027 Beechwood Avenue; and

WHEREAS, Kupper Associates has estimated the cost for the preparation of this application to be approximately \$3,500; and

WHEREAS, Middlesex Borough will be providing the application fee and reimburse the cost of the public mailing notices.

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 Council hereby approve the proposal by Kupper Associates to prepare the application for a Statewide General Freshwater Wetlands Permit GP#26 for minor channel or stream cleaning in Bonygutt Brook behind 115 Valley Brook Court and in the Ambrose Brook behind 1027 Beechwood Avenue in an amount not to exceed \$3,500. The Borough will be providing the application fee and reimburse the cost of the public mailing notices.
2. This resolution shall take effect immediately.

NOW FURTHER BE IT RESOLVED, that the Chief Financial Officer hereby certifies that funds are available in Ordinance No. Account No. 04-0003-00-6000-90.

The Borough Clerk read the following resolution:

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

Resolution #177-03

The Mayor and Council hereby accept the retirement of Sergeant Christopher Conrad of the Middlesex Police Department effective April 1, 2004.

The Borough Clerk read the following resolution:

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

Resolution #178-03

WHEREAS, the New Jersey Transportation Trust Fund Authority Act provides funding to municipalities for public road improvement projects; and

WHEREAS, the Borough of Middlesex desires to apply for municipal aid funds for the improvement of the following roads, which are listed in order of priority:

- 1. Cedar Avenue – from Lincoln Boulevard to the Piscataway Boundary
- 2. Orchard Road – from Route 28 (Union Avenue) to Beechwood Avenue
- 3. South Avenue – from Mountain Avenue to Sherman Avenue

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. The Mayor and Council approve of the projects as defined and prioritized above.
- 2. Mayor Ronald S. Dobies is hereby authorized to execute the required Resolution, Application and Agreement (Form SA-96 2003) for each project.
- 3. Borough Administrator/CFO Joseph Manning, with assistance from Borough Engineer Joseph Pryor, P.E., is authorized to file the required applications and supporting materials with the New Jersey Department of Transportation.

The Borough Clerk read the following resolution:

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

Resolution #179-03

WHEREAS, the New Jersey Transportation Trust Fund Authority Act provides funding to municipalities for pedestrian safety projects; and

WHEREAS, the Borough of Middlesex desires to apply for municipal aid funds from the School Route Safety Program in order to improve traffic safety controls to provide safe school routes for the students for the four school district locations which include: Hazelwood School, Watchung/Mauger School, Middlesex High School and Parker School.

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. The Mayor and Council approve of the projects as defined above.
- 2. Mayor Ronald S. Dobies is hereby authorized to execute the required Resolution, Application and Agreement (Form SA-96 2003) for this project.
- 3. Borough Administrator/CFO Joseph Manning, with assistance from Borough Engineer Joseph Pryor, P.E., is authorized to file the required applications and supporting materials with the New Jersey Department of Transportation.

The Borough Clerk read the following resolution:

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

Resolution #180-03

WHEREAS, the three bids listed below were accepted for the Bound Brook Road Pump Station Improvements on June 17, 2003; and

Cothery Construction Co. 60 Rising Sun Tavern Road Clarksburg, NJ 08510	Total Bid:	\$ 94,040
Standard Industrial Services, Inc.	Total Bid:	\$124,800

900 State Street
Perth Amboy, NJ 08861-0871

P&H Construction Co.
255 Margaret King Avenue
Ringwood, NJ 07456

Total Bid: \$149,350

WHEREAS, the Borough Engineer has reviewed the bids listed above and has recommended that the bid be awarded to the Cothery Construction Co. of Clarksburg, NJ who has submitted the lowest bid and has met all of the requirements of the specifications.

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. At the recommendation of the Borough Engineer, the Mayor and Council hereby award the bid for the Bound Brook Road Pump Station Improvements to Cothery Construction Co. of Clarksburg, New Jersey in the amount of \$94,040.00.
2. This resolution shall take effect immediately.

NOW FURTHER BE IT RESOLVED, that the Chief Financial Officer hereby certifies that funds are available in Account No. 04-1564-00-1564-60.

The Borough Clerk read the following resolution:

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

Resolution #181-03

**REQUESTING THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY
DENY THE (5) FIVE-YEAR RENEWAL FOR J.H. REID ON-SITE RECYCLING
FACILITY**

WHEREAS, J.H. Reid is applying to the State Department of Environmental Protection for a (5) five-year permit to continue operating its recycling facility on Baekeland Avenue in Middlesex; and

WHEREAS, they currently operate under a General approval for the receipt, storage, process and transfer of Class B Recyclable Materials, issued by the NJ Department of Environmental Protection; and

WHEREAS, the Governing Body of the Borough of Middlesex has deep concerns with their request for a (5) five-year extension and the operations at their facility; and

WHEREAS, these concerns are based upon a long documented history of odor, noise and particulate materials coming from their operation including (a) breathing problems due to the odors and particles, and (b) the inability to use their backyards because of the odors, (c) noise from the constant cutting, and (d) dust particles on their cars and in their home caused by the grinding and cutting of trees.

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

1. The Mayor and Council oppose the (5) five-year renewal application for the J.H. Reid On-Site Recycling Facility.
2. Recommend the Department of Environmental Protection immediately notify JH Reid to cease and desist their operations until the quality of life for the residents of the Borough of Middlesex is a safe environment to live.
3. The Department of Environmental Protection surveys the J.H. Reid operations and the residents in the area, including the adjoining town of Piscataway.

BE IT FURTHER RESOLVED that certified copies of the resolution be forwarded to Senator Joseph Suliga, Assemblywoman Linda Stender, Assemblyman Jerry Green, Governor James McGreevey and the adjoining communities.

The Borough Clerk read the following resolution:

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

Resolution #182-03

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.

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

Seeing that there were no public comments, Mayor Dobies closed the public portion of the meeting.

Councilman Curcio moved the approval of the June 10, 2003 Public & Agenda Meeting Minutes and the May 6, 2003 and June 17, 2003 Agenda Meeting Minutes seconded by Councilman Hompesch and carried by a unanimous vote of Council.

Councilwoman Ferris moved the approval of the resignation of Mandy Oades from Beechwood Heights Fire Co. #2 and also the acceptance of the removal of Derrick Baer from the active role for H.C. Pierce Hose Company seconded by Council President Sadowski and carried by a unanimous vote of Council.

Councilman Mulcahy moved the approval of the Court Report for May, 2003 seconded by Councilman Hompesch and carried by a unanimous vote of Council.

Councilman Mulcahy moved the approval of the Police Department report for May, 2003 seconded by Councilman Hompesch and carried by a unanimous vote of Council.

Council President moved the approval of the Treasurer's Report for the month of May, 2003 seconded by Councilman Hompesch and carried by a unanimous vote of Council.

There being no further business to discuss, the meeting was adjourned by Council President Sadowski and seconded by Councilman Curcio and carried by unanimous vote of Council.

Respectfully submitted,

Kathleen Anello, RMC
Borough Clerk

