

Municipal Building
1200 Mountain Avenue

July 22, 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 (absent)
Council President	Bruce Sadowski
	Louis Curcio
	Barbara Ferris
	Michael Hompesch
	Josephine Liana (absent)
	Garrett Mulcahy

Attorney:	George Hendricks
Administrator:	Joseph Manning

Council President Sadowski 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 Ordinance No. 1584-03 by title only saying it had been posted on the bulletin board and made available for any person who wanted a copy.

ORDINANCE NO. 1584-03

AN ORDINANCE TO AMEND ORDINANCE ENTITLED BOROUGH OFFICERS- CHAPTER 11, ARTICLE VII, SECTION 34A

Council President Sadowski opened the Public Hearing on Ordinance No. 1584-03. Seeing that there was no public participation, Council President Sadowski closed the hearing on Ordinance No. 1584-03.

Councilman Hompesch moved for adoption seconded by Councilman Curcio and carried by the following roll call votes: Ayes: Members Curcio, Ferris, Hompesch, 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 #202-03

BOROUGH OF MIDDLESEX
MIDDLESEX COUNTY, NEW JERSEY

RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2003 was approved on the 11th day of February, 2003; and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Middlesex, County of Middlesex, that the following amendments to the approved budget of 2003 be made:

	<u>Ayes</u>	<u>Nays</u>	<u>Abstained</u>	<u>Absent</u>
Curcio	☒			
Ferris	☒			
Hompesch	☒			
Liana				☒
Mulcahy	☒			
Sadowski	☒			
			<u>From</u>	<u>To</u>
Current Fund – Anticipated Revenue				
General Revenues				
3.Miscellaneous Revenues				
Section B – State Aid without Offsetting Appropriations:				
Extraordinary Aid			00.00	\$150,000.00
Total Miscellaneous Revenues – Section B			2,332,108.05	2,482,108.05
Section F – Special Items of Revenue anticipated with Prior				
Written Consent of the Director of Local Government Services				
- Public and Private Revenues Offset with Appropriations:				
- Clean Communities			00.00	11,659.74
- Older Americans Grant			8,000.00	13,500.00
Total Miscellaneous Revenues – Section F			49,708.07	66,867.81
Total Miscellaneous Revenues			3,638,558.04	3,805,717.78
5. Subtotal General Revenues			4,963,558.04	5,130,717.78
6. Amount to be Raised by Taxes:				
(a) Local Tax for Municipal Purposes Including				
Reserve for Uncollected Taxes			7,437,154.03	7,287,154.03
7. TOTAL GENERAL REVENUES			\$11,927,515.22	\$11,944,674.96
Current Fund – Appropriations				

8. General Appropriations

(a) Operations Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

Clean Communities	00.00	11,659.74
Older Americans Act	19,633.00	25,133.00
Total Public and Private Programs offset by Revenues	82,262.07	99,421.81
Total Operations-excluded from "CAPS"	1,681,304.07	1,698,463.81
Detail:		
Other Expenses	1,492,552.07	1,509,711.81
(H-2) & (O) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	3,120,079.07	3,137,238.81
(L) Subtotal General Appropriations (Items (H-1) and (O))	11,791,712.07	11,808,871.81

9. TOTAL GENERAL APPROPRIATIONS \$11,927,515.22 \$11,944,674.96

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the 2003 local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 22nd day of July, 2003.

The Borough Clerk read the following resolution:

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

Resolution #203-03

Resolution to Adopt 2003 Municipal Budget

(See Attached in Full)

Council President Bruce Sadowski stated that the budget we are adopting is at 9.5%. It has been a trying year. The reason we are adopting today is that we did receive \$150,000 in extraordinary aid that was indicated in the amendment resolution. Council President Sadowski stated that the Finance Committee put forth some very good recommendations and made some very tough cuts in our operating budget. Council President Sadowski addressed the following issues concerning the budget.

- Shortfalls on the revenue side two biggest hits were the municipal court, which took in \$45,000 less than projected last year, and investment income that was down \$50,000 due to interest rates.

- Expenditures for items within the CAP were up \$148,000. Health insurance cost went up \$207,000 reflecting a \$50,000 cut in operating expenses.
- Expenditures outside the CAP are the item the Governing Body has no control. These figures show \$92,000 in expenses \$12,650 increase in our recycling charges from our recycling program, \$11,000 up in our multi-family dwellings collections which the Borough now has now been required to subsidize, \$43,000 increase in sewerage fees, and our court cost was up \$26,000 mainly due to health insurance and a retiree position.
- The budget process started at 25 points and is now reduced to an increase of 9.5 points.

Council President Sadowski stated that there are some things that needed to be done to increase revenues. A Taxpayers Advisory Committee was recently put together and they are investigating areas where we can increase revenues and save some money in terms of expenses. The Governing Body made efforts to increase ratables in Middlesex putting a big effort forward in terms of redevelopment in Middlesex. The Governing Body has gotten several grants based on the study from Rutgers University to do some streetscaping to improve the business community. We also applied for the Brownfield's grant but did not get that one, but we will apply again. We also have a smart growth grant that is pending and are waiting to hear on that. We have just put together an Economic Development Committee, which will give us some input and give us some recommendations.

Councilman Hompesch moved for adoption seconded by Councilman Curcio and carried by the following roll call votes: Ayes: Members Curcio, Ferris, Hompesch, 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:

Consent Agenda 2003(O)

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 #204-03 - Resolution #211-03

Council President Sadowski moved for adoption seconded by Councilman Curcio and carried by the following roll call votes: Ayes: Members Curcio, Ferris, Hompesch, 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 #204-03

The Tax Collector is hereby authorized to refund an overpayment of 3rd quarter 2003 property taxes in the amount of \$1,359.37 on Block 272, Lot 18, 702 William Street. The check is to be made payable to:

Rick Iacovo
26 Coddington Rd
Whitehouse Station, NJ 08889

The Borough Clerk read the following resolution:

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

Resolution #205-03

The Tax Collector is hereby authorized to cancel 3rd quarter 2003 property taxes in the amount of \$606.88 on Block 265, Lot 17.A, 112 Runyon Avenue. The property owner has been certified as being 100% permanently and totally disabled by the Department of Veterans Affairs.

The Borough Clerk read the following resolution:

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

Resolution #206-03

The Treasurer is hereby authorized to cancel the following unpaid encumbrances in the Victor Crowell Park Ordinances in the amount of \$157,211.13:

<u>P.O. #</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Ord.#</u>
16064	Stavola	\$ 200.00	1462-99
647	Capital Highway	\$10,050.00	1474-99
649	Capital Highway	\$19,890.00	1474-99
650	Kennedy Culvert	\$ 4,432.20	1474-99
651	Kennedy Culvert	\$ 3,968.00	1474-99
652	Kennedy Culvert	\$ 1,068.00	1474-99
653	Kennedy Culvert	\$ 229.94	1474-99
654	Polywood, Inc.	\$ 2,550.00	1474-99
655	Specialty Plastics	\$35,083.84	1474-99
656	Specialty Plastics	\$ 7,056.00	1474-99

657	Specialty Plastics	\$17,383.04	1474-99
15114	Taylor Rental	\$ 153.70	1474-99
2061	Applied Landscape	\$18,821.41	1474-99
2287	Kennedy Culvert	\$17,640.00	1474-99
2289	Kennedy Culvert	\$ 745.00	1474-99
2288	Landscape Material	\$17,940.00	1474-99

The Borough Clerk read the following resolution:

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

Resolution #207-03

Resolution authorizing the Mayor and Borough Clerk to execute the application for the 2004 Update for the Municipal Alliance Program for the Middlesex Borough Drug & Alcohol Alliance Committee.

The Borough Clerk read the following resolution:

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

Resolution #208-03

WHEREAS, Kupper Associates has provided to the Borough of Middlesex a proposal dated January 20, 2003 to provide professional engineering services for the Shepard Avenue Reconstruction Project which will extend along Shepard Avenue from Route 28 to the Borough line at the Bound Brook for approximately 2,500'; and

WHEREAS, these services include Task 1 – Contract Drawings and Specifications (field survey, engineer's site visit, project design, utility test pits and specifications), Task 2 – Bid Services and cost estimate.

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 Shepard Avenue Reconstruction Project which will extend along Shepard Avenue from Route 28 to the Borough line at the Bound Brook for approximately 2,500' at a cost not to exceed \$27,500. Services for the optional Utility Test Pit Location Survey shall not exceed \$2,000.
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 #209-03

WHEREAS, Resolution #169-03 hiring the Playground Councilors for the Summer Playground Program was adopted by the Mayor and Council on June 24, 2003; and

WHEREAS, due to the resignation of Greg Mastroserio, the Recreation Director has promoted Doug Thomasey to the position of Site Supervisor effective June 30, 2003 at a rate of \$9.00 per hour.

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. Douglas Thomasey is hereby approved as Site Supervisor for the Summer Playground Program effective June 30, 2003 at a rate of \$9.00 per hour.
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 #210-03

The Tax Collector is hereby authorized to refund an overpayment of 3rd quarter 2003 property taxes in the amount of \$148.30 on Block 82, Lot 13. The check is to be made payable to:

Lawrence O & Theresa Ann Gambino
34 Whitney Drive
Middlesex, NJ 08846

The Borough Clerk read the following resolution:

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

Resolution #211-03

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.

The Borough Clerk read the following resolution:

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

Resolution #212-03

WHEREAS, Schoor DePalma has provided to the Borough of Middlesex a proposal dated July 17, 2003 to provide professional design services for the Memorial Plaza Area at Victor Crowell Memorial Park; and

WHEREAS, the Scope of Services for the preparation of Preliminary and Final Plans in order to construct improvements associated with the Memorial Plaza Area at Victor Crowell Memorial Park consist of the following proposed improvements:

1. Installation of new flagpole(s)
2. Creation of a sitting area/plaza
3. Design of a memorial for the victims of September 11, 2001
4. Landscape planting plan to improve the overall aesthetics of the Memorial Area
5. Design of an overhead arbor/trellis structure that will be installed on the existing stone piers to develop a pavilion area; and

WHEREAS, the tasks and associated expenses have been itemized outlined below:

1.	Phase A – Survey & Base Map	\$ 3,978.00
2.	Phase B – Preliminary & Final Contract Documents	\$24,866.00
3.	Phase C – Advertisement & Bidding Services	\$ 1,820.00
4.	Reimbursable Expenses	\$ 2,000.00

TOTAL LUMP SUM FEE \$32,664.00

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 Schoor DePalma to provide the Borough of Middlesex with professional design services for the Memorial Plaza Area at Victor Crowell Memorial Park at a total lump sum fee not to exceed \$32,664.00.
2. This resolution shall take effect immediately.

NOW FURTHER BE IT RESOLVED, that the Chief Financial Officer hereby certifies that funds are available in Ordinance No. 1462-55, Ordinance 1474-55, Ordinance No. 1545-52 and Account No. 01-2010-20-1652-112.

Council President Sadowski moved for adoption seconded by Councilman Curcio and carried by the following roll call votes: Ayes: Members Curcio, Ferris, Hompesch, Mulcahy and Sadowski. Nos.: None. Abstain: None.

Council President Sadowski opened the public portion of the meeting for comments or questions.

Myra Efinger, 112 Prospect Place – Mrs.Efinger came before the Council to show the members the dirt being used to fill in the foundations of the houses along Prospect Place. The dirt has wire going through it. Mrs. Efinger also stated that she doesn't believe all the houses have been inspected.

Council President Sadowski noted that the houses are now owned by the Federal Government and voiced that Administrator, Joseph Manning will be attending the monthly meeting with the Army Corp. of Engineers on Thursday and will speak on this matter. Mr. Manning will address our construction official regarding the inspections of the Prospect Place properties.

There being no further comments Council President Sadowski closed the public portion of the meeting.

Councilman Curcio moved the approval of the July 1, 2003 Agenda Meeting Minutes and the July 8, 2003 Public & Agenda Meeting Minutes seconded by Council President Sadowski and carried by a unanimous vote of Council.

Councilman Mulcahy moved the approval of the June, 2003 Police Report seconded by Council President Sadowski and carried by a unanimous vote of Council.

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

Council President Sadowski moved the approval of the April, 2003 Construction Report 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

