

Municipal Building
1200 Mountain Avenue

November 25, 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 (absent)
	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.

Comments by Councilwoman Barbara Ferris.

Mayor, fellow Council members, Councilwoman elect Thomasey, Kathy, Linda, George, Joe and guest.

Thank you for this opportunity to have served with you, albeit for this short time. You are all consummate professionals. Being associated with you has been a joy and a privilege, and I know I am a better person to have been in your company.

A very special thanks to Bruce for getting me on board in the first place. It has been an outstanding education in civic responsibility – one I will never forget. Having taken municipal functions for granted in the past, it has given me new found respect for what it takes to run a town.

I want to thank Rich Reedy, Jack Costa and their teams for the honor of having served as Commissioner. I will always value the education they provide and their camaraderie.

I am still here and will continue to provide support to Laura and this team, doing what I can to improve this wonderful town we are proud to call home, helping to instill in it a genuine sense of community.

Thank you for the privilege of having served you and to Laura, much good luck in your new role as Councilwoman. I know you will be awesome.

Councilman Mulcahy stated that he heard glowing comments from the Fire Chief that the Fire Department was appreciative of the assistance of Councilwoman Ferris and mentioned that she had done a great job as Fire Commissioner.

Mayor Dobies presented Councilwoman Ferris with a clock and stated that the Fire Chief and Board of Fire Officers felt that she was someone that really cared about the Fire Company and wished Councilwoman Ferris all the luck in the future.

Councilwoman Laura Thomasey was administered the Oath of Office by Mayor Dobies.

The Borough Clerk read Ordinance No. 1590-03 by title only saying it had been posted on the bulletin board and made available for any person who wanted a copy.

ORDINANCE NO. 1590-03

**BOND ORDINANCE PROVIDING FOR PRELIMINARY
PLANNING FOR THE SANITARY SEWER IMPROVEMENT
PROJECT AND VIDEOTAPING INSPECTION IN AND BY THE
BOROUGH OF MIDDLESEX, IN THE COUNTY OF
MIDDLESEX, NEW JERSEY, APPROPRIATING \$173,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF**

**\$164,350 BONDS OR NOTES OF THE BOROUGH TO
FINANCE PART OF THE COST THEREOF**

Mayor Dobies opened the Public Hearing on Ordinance No. 1590-03. Seeing that there was no public participation, Mayor Dobies closed the public hearing on Ordinance No. 1590-03.

Council President Sadowski moved for adoption of Ordinance No. 1590-03 seconded by Councilman Mulcahy and carried by the following roll call votes: Ayes: Members Hompesch, Liana, Mulcahy, Sadowski and Thomasey. Nos.: None. Abstain: None.

The Borough Clerk read Ordinance No. 1591-03 by title only saying it had been posted on the bulletin board and made available for any person who wanted a copy.

ORDINANCE NO. 1591-03

**AN ORDINANCE FIXING AND DETERMINING THE SALARY RANGE OF CERTAIN
OFFICERS AND EMPLOYEES OF THE BOROUGH OF MIDDLESEX**

Mayor Dobies opened the Public Hearing on Ordinance No. 1591-03. Seeing that there was no public participation, Mayor Dobies closed the public hearing on Ordinance No. 1591-03.

Council President Sadowski moved for adoption of Ordinance No. 1591-03 seconded by Councilman Hompesch and carried by the following roll call votes: Ayes: Members Hompesch, Liana, Mulcahy, and Sadowski Nos.: None. Abstain: Thomasey.

The Borough Clerk read Ordinance No. 1592-03 for introduction.

ORDINANCE NO. 1592-03

**AN ORDINANCE TO AMEND CHAPTER 64
STORAGE: MATERIALS AND EQUIPMENT**

Council President Sadowski moved for introduction of Ordinance No. 1592-03 seconded by Councilman Mulcahy and carried by the following roll call votes: Ayes: Members Hompesch, Liana, Mulcahy, Sadowski 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 2003(W)

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 #299-03 - Resolution #307-03
Resolution #309-03 - Resolution #316-03

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

The Borough Clerk read the following resolution:

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

Resolution #299-03

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Middlesex hereby authorize the Borough Administrator to take any and all action necessary to file for the Brownfields Assessment Grant.

The Borough Clerk read the following resolution:

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

Resolution #300-03

The Swim Pool Commission is authorized to retain \$3,001.00 in the Snack Bar Account and transfer the balance to the Regular Swim Pool Account.

The Borough Clerk read the following resolution:

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

Resolution #301-03

WHEREAS, the Borough has entered into a Hazardous Materials Billback and Cost Recovery Interlocal Services Agreement with the County of Middlesex which will expire on December 31, 2003; and

WHEREAS, in order to remain in force, this Agreement must be renewed for a three year term which will expire on December 31, 2006.

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 Hazardous Materials Billback and Cost Recovery Interlocal Services Agreement with the County of Middlesex, which will expire on December 31, 2006.
2. This resolution will 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 #302-03

The Tax Collector is authorized to transfer the added assessment on the following mother property to the newly assigned individual properties:

FROM	TO	ADDRESS	AMOUNT
293/3	293/3.03	120 Wagner Street	\$2,264.65
293/3	293/3.04	130 Wagner Street	\$2,264.65

The Borough Clerk read the following resolution:

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

Resolution #303-03

The Tax Collector is hereby authorized to cancel 1st through 4th quarter 2003 property taxes in the amount of \$3,844.80, 1st & 2nd quarter 2004 property taxes in the amount of \$1,922.40 on Block 127, Lot 17, 142 Prospect Place. This property was purchased by the U.S. Army Corps of Engineers.

The Borough Clerk read the following resolution:

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

Resolution #304-03

The Tax Collector is hereby authorized to cancel 1st through 4th quarter 2003 property taxes in the amount of \$3,979.80, 1st & 2nd quarter 2004 property taxes in the amount of \$1,989.90 on Block 127, Lot 18, 146 Prospect Place. This property was purchased by the U.S. Army Corps of Engineers.

The Borough Clerk read the following resolution:

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

Resolution #305-03

The Tax Collector is hereby authorized to cancel 1st and 2nd quarter 2003 property taxes in the amount of \$3,689.40 on Block 173, Lot 43.002, 120 Giles Avenue. The wrong lot number was assigned when property was originally established.

The Borough Clerk read the following resolution:

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

Resolution #306-03

WHEREAS, Kupper Associates has provided to the Borough of Middlesex a proposal dated November 4, 2003 to provide professional engineering services during the construction phase of the Hazelwood Avenue Road Reconstruction project; and

WHEREAS, these services include:

- Attendance at a preconstruction conference
- General administration of the construction contract;
- Visits to the site and observation of construction to observe the progress and quality of the work;
- Issuance of clarifications and interpretations;
- Preparation of change orders and work change directives;
- Review of shop drawings and submittals
- Processing of applications for payment
- Participation in a final inspection; and
- Preparation of contractors and NJDOT completion documents.

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 professional engineering services during the construction phase of the Hazelwood Avenue Road Reconstruction project at a cost not to exceed \$22,000. (\$3,500 of this amount is estimated as required by NJDOT for services of a testing lab to take the cores).
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. 04-1548-00-1548-52.

The Borough Clerk read the following resolution:

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

Resolution #307-03

The Tax Collector is hereby authorized to refund an overpayment of 4th quarter 2003 property taxes in the amount of \$1,159.39 on Block 303, Lot 27, 600 Edgeworth St. The check is to be made payable to:

GMAC Mortgage Corp.
Attn: Tax Refunds/Loan #654642198
3451 Hammond Avenue
Waterloo, IA 50702

The Borough Clerk read the following resolution:

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

Resolution #308-03

The Tax Collector is hereby authorized to refund overpayments of 4th quarter 2003 property taxes on the following:

Block/Lot	Name & Address	Amount
2/1.A	Daniel W & Margaret E Hill 21 Rolling Rd	\$ 39.82
5/7.A	Michael J Jagacki 65 Warrenville Rd	\$ 180.50
9/19	Garrett P & Janet M Mulcahy 9 Grandview St	\$ 31.93
50/6.A	Kevin May 331 Second St	\$1,070.53
51/17.A	Nicholas & Christine Dinizo 7 Pearl Pl	\$1,291.30
61/15	Joseph Dibella 55 Dayton Ave	\$1,899.47
71.A/9	Mohankumar K & Chitra Pillai 73 Louis Ave	\$ 18.29
124/9	Jeffrey & Altagrecia Desiree Legacki 129 Chestnut St	\$1,084.40
166/22	Steven W & Theris M Fisher 321 Decatur Ave	\$1,228.82
182/7	Richard J Potts 215 Cook Ave	\$1,320.46
187/15	Mark A & Carla A Wishinsky 329 Harris Ave	\$ 250.00
197/11	Stephen B Jr & Kathleen Wallace 421 Giles Ave	\$1,080.25
201/19	Ashraf Seoudy 437 Edgeworth St	\$ 955.29
258/5	Jorge & Vicki Fonseca 340 Runyon Ave	\$ 892.80
264/10	Mary Cito Jesperson 211 Grove Avenue	\$ 205.02
273/6.A	Michael D Ambicki & C. Boettger 127 Sherman Ave	\$ 43.52
274/4	Binh Ngo 221 Sherman Ave	\$ 951.12
282/8	Frank & Valerie Price 717 Pershing Ave	\$ 992.77
285/21	Herman Ramos & Clemencia Bohorques 741 Lincoln Blvd	\$ 717.85
322/11	John T & Theresa A O'Neill 512 Fairview Ave	\$1,323.24
329/32	Garry & Debra Yuhas	\$1,473.20

The Borough Clerk read the following resolution:

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

Resolution #309-03

The Tax Collector is hereby authorized to refund an overpayment of 4th quarter 2003 property taxes in the amount of \$999.72 and an overpayment of 1st quarter 2004 property taxes in the amount of \$100.28 on Block 262, Lot 1.A/C026B, 26B Foxhall. The check is to be made payable to:

Susan Cafaro
26B Foxhall
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 #310-03

WHEREAS, the Borough of Middlesex has been approved to receive a grant from the Department of Transportation from the Fiscal Year 2003 Transportation Trust Fund Municipal Aid Formula Program for \$200,000 for reconstructing Shepard Avenue; and

WHEREAS, it is necessary for the Borough Administrator to file for a one year extension of time until January 9, 2005 in order to insure that the \$200,000 allotment remains available 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 Borough Administrator is hereby authorized to file for an extension for the grant for \$200,000 in order to insure that the allotment remains available for this project for the Fiscal Year 2003 Transportation Trust Fund Municipal Aid Formula Program from the Department of Transportation.
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 #311-03

Resolution – Budget transfers for the Budget Year 2003:

ACCOUNT NAME:	TO:	FROM:
Gasoline		
Other Expense	\$ 7,000.00	
Senior Bus Transportation		
Salary & Wage		\$3,000.00
Senior Coordinator		
Salary & Wage		\$4,000.00

The Borough Clerk read the following resolution:

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

Resolution #312-03

WHEREAS, Princeton Geoscience, Inc. was issued a street opening permit on February 7, 2003; and

WHEREAS, Steven Gelb deposited \$550.00 with the Borough of Middlesex to ensure proper repair and maintenance of the roadway; and

WHEREAS, said roadway at South Raritan Avenue & Baekeland Avenue was inspected by Scott Luthman, Code Enforcement Officer, and 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 \$550.00 in favor of Steven B. Gelb, 49 Lake Shore Drive, Randolph, NJ 07869, for refund of Street Opening Permit No. 2003-01.

The Borough Clerk read the following resolution:

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

Resolution #313-03

The Tax Collector is hereby authorized to refund an overpayment of 4th quarter 2003 property taxes in the amount of \$1,552.34 on Block 174, Lot 12, 117 Giles Avenue. The check is to be made payable to:

Flanzbaum, Cohen & Goldstein
Attn: Judy Nadeau
7 Mt. Bethel Rd
Warren, NJ 07059

The Borough Clerk read the following resolution:

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

Resolution #314-03

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 #315-03

WHEREAS, bids were received on November 24, 2003 for a 2004 Ford Crown Victoria Police Interceptor Sedan; and

WHEREAS, only one bid was received by Hertrich Fleet Services of 695 N. DuPont Blvd., Milford, Delaware as follows:

Purchase of:	2004 Ford Police Interceptor Sedan	\$20,209.00
Less Trade in:	1989 Caprice	\$(200.00)
TOTAL		\$20,009.00

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that Hertrich Fleet Services, Inc. has met all the requirements of the specifications and is hereby awarded the bid (including the trade-in) in the amount of \$20,009.00 for a 2004 Ford Police Interceptor Sedan.

NOW FURTHER BE IT RESOLVED that the Chief Financial Officer hereby certifies that \$18,158.00 is available in Account No. 01-2010-25-2402-149 and \$1,851.00 is available in Account No. 01-2010-25-2402-131.

The Borough Clerk read the following resolution:

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

Resolution #316-03

WHEREAS, Lincoln Hose Co. #1 has requested that the Mayor and Council waive the \$20.00 Borough license fee for the sale of Christmas Trees and Wreaths to be sold by the Lincoln Hose Co. #1 at Lincoln Fire House, 615 Mountain Avenue from November 29, 2003 through December 23, 2003.

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 agree to waive the \$20.00 License fee for the sale of Christmas Trees and Wreaths as requested by Lincoln Hose Co. #1 from November 29, 2003 through December 23, 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 #308-03

The Tax Collector is hereby authorized to refund overpayments of 4th quarter 2003 property taxes on the following:

Block/Lot	Name & Address	Amount
2/1.A	Daniel W & Margaret E Hill 21 Rolling Rd	\$ 39.82
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187/15	Mark A & Carla A Wishinsky 329 Harris Ave	\$ 250.00

197/11	Stephen B Jr & Kathleen Wallace 421 Giles Ave	\$1,080.25
201/19	Ashraf Seoudy 437 Edgeworth St	\$ 955.29
258/5	Jorge & Vicki Fonseca 340 Runyon Ave	\$ 892.80
264/10	Mary Cito Jesperson 211 Grove Avenue	\$ 205.02
273/6.A	Michael D Ambicki & C. Boettger 127 Sherman Ave	\$ 43.52
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322/11	John T & Theresa A O'Neill 512 Fairview Ave	\$1,323.24
329/32	Garry & Debra Yuhas 130 Osceola Ave	\$1,473.20

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

Mayor Dobies opened the public portion of the meeting for any comments or questions. Seeing that there was no public participation, Mayor Dobies closed the public portion of the meeting.

Councilwoman Thomasey addressed the Mayor and Council stating that the challenge of working in municipal government is great and I welcome it. The responsibility given to me will not be taken lightly.

I will always be a visible, active councilperson available to all the residents of Middlesex and any decision I make will be in the best interest of the community.

Thank you very much.

Councilman Hompesch moved the approval of the November 12, 2003 Public Meeting Minutes seconded by Councilman Mulcahy and carried by a unanimous vote.

Council President Sadowski moved the Board of Fire Officer's acceptance of Dave Wineland and Phil Embrescia as qualified drivers of Engine 23 effective November 17, 2003 seconded by Councilman Mulcahy and carried by a unanimous vote.

Council President moved the approval of Richard Reedy Sr. as Fire Chief for 2004, Lori Pinter as 1st Assistant Chief and David Bird as 2nd Assistant Chief seconded by Councilman Mulcahy and carried by a unanimous vote.

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

Respectfully submitted,

Kathleen Anello, RMC
Borough Clerk

