

Municipal Building  
1200 Mountain Avenue

December 3, 2002

A special meeting of the Mayor and Council was held at the above place on the above date commencing at 6:30 p.m.

|                   |                        |
|-------------------|------------------------|
| Mayor             | Ronald S. Dobies       |
| Council President | Bruce Sadowski         |
|                   | Colin Fowler           |
|                   | John Fuhrmann          |
|                   | Robert Heisch (absent) |
|                   | Josephine Liana        |
|                   | Jean C. Tynan (absent) |

Attorney: Peter Hendricks

Mayor Dobies opened the meeting with the Sunshine Law Statement saying the meeting had been advertised in the Public Meeting Notice of November 29, 2002.

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The Borough Clerk read Ordinance No. 1573-02 by title only saying it had been posted on the bulletin board and made available for any person who wanted a copy.

#### **ORDINANCE NO. 1573-02**

##### **AN ORDINANCE FIXING AND DETERMINING THE SALARIES AND COMPENSATION OF THE WHITE COLLAR ADMINISTRATIVE PERSONNEL OF THE BOROUGH OF MIDDLESEX FOR THE YEAR 2003**

Mayor Dobies opened the public hearing on Ordinance No. 1573-02. Seeing that there was no public participation, Mayor Dobies closed the hearing on Ordinance No. 1573-02.

Mr. Sadowski moved for adoption seconded by Mr. Fuhrmann and carried by the following roll call vote: Ayes: Members Fowler, Fuhrmann, Liana, and Sadowski. Nos.: None. Abstain: None.

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The Borough Clerk read Ordinance No. 1574-02 for introduction.

#### **ORDINANCE NO. 1574-02**

##### **AN ORDINANCE TO AMEND ORDINANCE ENTITLED PROHIBITED PARKING CHAPTER 80-7**

Mr. Fuhrmann moved for introduction seconded by Ms. Tynan and carried by the following roll call vote: Ayes: Members Fowler, Fuhrmann, Liana, and Sadowski. Nos.: None. Abstain: None.

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The Borough Clerk read the following resolution:

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

#### **Consent Agenda 2002(V)**

**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 #299-02-Resolution #310-02

Mr. Fuhrmann moved for adoption seconded by Ms. Liana and carried by the following roll call vote: Ayes: Members Fowler, Fuhrmann, Liana, 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 #299-02**

The Tax Collector is hereby authorized to cancel 2002 property taxes on Bloc k 259, Lot 1 in the amount of \$27,131.28. The property is owned by the Plainfield Area Regional Sewage Authority and as such is exempt from property taxes.

The Borough Clerk read the following resolution:

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

**Resolution #300-02**

The Tax Collector is hereby authorized to cancel 2002 added assessment taxes on Block 191, Lot 5 in the amount of \$101.18. The property has qualified for a five-year abatement and is not subject to additional taxes until the expiration of that abatement.

The Borough Clerk read the following resolution:

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

**Resolution #301-02**

The Tax Collector is hereby authorized to refund an overpayment of 4<sup>th</sup> quarter 2002 property taxes on Block 190, Lot 25 in the amount of \$1,037.16 based upon Tax Assessor recommendation. The check should be made payable to:

Tarica, Jerry & Paulette  
332 Lorraine Avenue  
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 #302-02**

The Tax Collector is hereby authorized to refund an overpayment of 3<sup>rd</sup> quarter 2002 property taxes in the amount of \$1,036.89 and to cancel 4<sup>th</sup> quarter 2002 property taxes in the amount of \$1,065.37 on Block 180, Lot 3. The homeowner has been certified as totally disabled during wartime service by the Department of Veteran Affairs. The check should be made payable to:

Przybylkowski, Edward J.  
203 Harris Avenue  
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 #303-02**

The Tax Collector is hereby authorized to refund overpayment of 4<sup>th</sup> quarter 2002 and 1<sup>st</sup> quarter 2003 property taxes on the properties listed below:

| BLOCK/LOT | NAME & ADDRESS                                                             | AMOUNT                             |
|-----------|----------------------------------------------------------------------------|------------------------------------|
| 55/10     | Bigge, Amy B & Akturk, Zekeriya<br>5 Marshall Place<br>Middlesex, NJ 08846 | \$1,054.01 – 2002<br>127.95 – 2003 |

|         |                                                                             |            |
|---------|-----------------------------------------------------------------------------|------------|
| 63/10   | Castellanos, Gabriel L & Sue Ann<br>22 Nelson Street<br>Middlesex, NJ 08846 | \$ 35.15   |
| 80.A/30 | Priddy, Margaret R.<br>5 Glen Gary Road<br>Middlesex, NJ 08846              | \$ 64.00   |
| 102/31  | Guiliano, Anthony & Denise M.<br>281 Anthony Avenue<br>Middlesex, NJ 08846  | \$1,645.60 |
| 180/34  | O’Rorke, Donald, Jr. & Christine<br>212 Giles Avenue<br>Middlesex, NJ 08846 | \$1,232.99 |
| 283/24  | Carr, Eric & Debra<br>747 Drake Avenue<br>Middlesex, NJ 08846               | \$1,338.68 |
| 301/7   | Flynn, Craig<br>512 Howard Avenue<br>Middlesex, NJ 08846                    | \$1,272.81 |
| 308/17  | Chaparro, Claudio & Susan<br>568 W. Pershing Avenue<br>Middlesex, NJ 08846  | \$1,154.86 |

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The Borough Clerk read the following resolution:

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

**Resolution #304-02**

The Tax Collector is hereby authorized to refund an overpayment of 2002 property taxes based upon a change in the property assessment on the following properties:

| BLOCK/LOT | NAME & ADDRESS                                                          | AMOUNT     |
|-----------|-------------------------------------------------------------------------|------------|
| 86.H/3.C  | Ferris, William A & Robert K<br>559 Union Avenue<br>Middlesex, NJ 08846 | \$ 875.84  |
| 371/5.01  | Ultimate Self-Storage LLC<br>20 Highland Avenue<br>Metuchen, NJ 08840   | \$2,903.60 |
|           | Property Location: 195 South Avenue                                     |            |

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The Borough Clerk read the following resolution:

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

**Resolution #305-02**

The Tax Collector is hereby authorized to refund an overpayment of 4<sup>th</sup> quarter 2002 property taxes on Block 3, Lot 17.A in the amount of \$975.05. The check should be made payable to:

Livera, Phyliss F.  
73 Warrenville Road  
Middlesex, NJ 08846

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The Borough Clerk read the following resolution:

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

**Resolution #306-02**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, New Jersey that the disbursing officers be and are hereby authorized to refund escrow monies to close the following escrow account:

| BLOCK/LOT | NAME                                                     | AMOUNT   | ACCOUNT # |
|-----------|----------------------------------------------------------|----------|-----------|
| 22/3.11   | Andrew Comba<br>190 Market Street<br>Middlesex, NJ 08846 | \$500.00 | 60071     |

Including interest to date of refund.

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The Borough Clerk read the following resolution:

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

**Resolution # 307-02**

**AUTHORIZING THE BOROUGH CLERK TO ISSUE A RAFFLE LICENSE TO  
JOHN W. LUPU MEMORIAL POST 306 – AMERICAN LEGION**

The application for a Raffle License filed by John W. Lupu Memorial Post 306 – American Legion, which has been approved by the Police Chief, be accepted and the Borough Clerk is hereby authorized to issue the license upon receipt of the fee as set by the State (RA556).

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The Borough Clerk read the following resolution:

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

**Resolution # 308-02**

**WHEREAS**, the Borough of Middlesex adopted Ordinance No. 1510-00 on November 21, 2000 establishing an Environmental Commission in the Borough of Middlesex; and

**WHEREAS**, the Borough of Middlesex through its Middlesex Borough Health Department for the Middlesex Borough Environmental Commission, is applying for an Environmental Services Program (ESP) Grant for the purpose of Residential Well Identification Evaluation.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council support the submission of the Environmental Services Program (ESP) Grant application by the Middlesex Borough Health Department for the Middlesex Borough Environmental Commission; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council would include a local match of \$2,500 in its FY 2003 Municipal Budget.

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The Borough Clerk read the following resolution:

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

**Resolution # 309-02**

The Tax Collector is hereby authorized to cancel 2002 property taxes on the following properties that are now owned by the U.S. Army Corps. Of Engineers.

| BLOCK/LOT | ADDRESS            | AMOUNT     |
|-----------|--------------------|------------|
| 127/11    | 118 Prospect Place | \$3,119.08 |
| 127/13    | 128 Prospect Place | \$1,288.39 |
| 127/14.A  | 132 Prospect Place | \$2,927.59 |
| 127/16.A  | 138 Prospect Place | \$1,687.00 |
| 127/19    | 150 Prospect Place | \$3,469.62 |
| 127/20.A  | 154 Prospect Place | \$4,122.92 |

|          |                    |            |
|----------|--------------------|------------|
| 127/23   | 155 Prospect Place | \$3,198.75 |
| 127/24   | 153 Prospect Place | \$2,931.85 |
| 127/25   | 149 Prospect Place | \$1,889.11 |
| 127/26   | 145 Prospect Place | \$2,220.33 |
| 127/27   | 141 Prospect Place | \$1,868.26 |
| 127/28   | 135 Prospect Place | \$1,945.25 |
| 127/30   | 129 Prospect Place | \$2,134.63 |
| 127/32   | 119 Prospect Place | \$1,143.50 |
| 127/33.A | 115 Prospect Place | \$3,254.52 |
| 127/34.A | 111 Prospect Place | \$3,127.04 |
| 127/35.A | 109 Prospect Place | \$3,318.92 |

The Borough Clerk read the following resolution:

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

**Resolution # 310-02**

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 # 311-02**

**WHEREAS**, sealed bids were received by the Middlesex Library Board Trustees for the complete construction of the Expansion and Renovation to the Middlesex Borough Public Library on November 19, 2002; and

**WHEREAS**, listed below are the three lowest bids which were received for this project:

|                                                                         |              |                    |
|-------------------------------------------------------------------------|--------------|--------------------|
| Dauti Construction Co., Inc.<br>43 Washington Street<br>West Orange, NJ | Base Bid     | \$1,198,000        |
|                                                                         | Alt. #1      | \$ 12,395          |
|                                                                         | Alt. #2      | \$ 9,000           |
|                                                                         | Alt. #3      | \$ 16,000          |
|                                                                         | Alt. #4      | \$ N/A             |
|                                                                         | Alt. #5      | \$ 12,000          |
|                                                                         | <b>TOTAL</b> | <b>\$1,247,395</b> |
| Paley Construction Company<br>505 Morris Avenue<br>Springfield, NJ      | Base Bid     | \$1,190,284        |
|                                                                         | Alt. #1      | \$ 14,486          |
|                                                                         | Alt. #2      | \$ 9,861           |
|                                                                         | Alt. #3      | \$ 15,117          |
|                                                                         | Alt. #4      | \$ N/A             |
|                                                                         | Alt. #5      | \$ 15,000          |
|                                                                         | <b>TOTAL</b> | <b>\$1,244,748</b> |
| Tri-Form Construction, Inc.<br>84 Webb Street<br>Edison, NJ             | Base Bid     | \$1,106,500        |
|                                                                         | Alt. #1      | \$ 7,240           |
|                                                                         | Alt. #2      | \$ 12,720          |
|                                                                         | Alt. #3      | \$ 10,325          |
|                                                                         | Alt. #4      | \$ N/A             |
|                                                                         | Alt. #5      | \$ 7,990           |

**\$1,144,775**

**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 Cornerstone Architectural Group, LLC and the Middlesex Library Board of Trustees, the Governing Body hereby awards the contract for the Expansion and Renovations to the Middlesex Borough Public Library to Tri-Form Construction, Inc. in the amount of \$1,144,775.00.
2. This resolution shall take effect immediately

Mr. Fowler moved for adoption seconded by Mr. Fuhrmann and carried by the following roll call vote: Ayes: Members Fowler, Fuhrmann, Liana, and Sadowski. Nos.: None. Abstain: None.

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

Seeing that there was no public participation, Mayor Dobies closed the public portion of the meeting.

Mr. Fowler moved the approval of the October, 2002 Municipal Court Report seconded by Mr. Fuhrmann and carried by a unanimous vote.

Mr. Sadowski moved the approval of David S. Wineland to the New Jersey State Fireman's Association seconded by Mr. Fuhrmann and carried by a unanimous vote.

Ms. Liana moved the approval of the November 12, 2002 Public Meeting Minutes seconded by Mr. Sadowski and carried by a unanimous vote.

Mr. Sadowski moved the approval of the October, 2002 Treasurer's Report seconded by Mr. Fuhrmann and carried by a unanimous vote.

There being no further business to discuss, the meeting was adjourned by Mr. Fuhrmann and seconded by Mr. Fowler and carried by unanimous vote of Council.

Respectfully submitted,

Kathleen Anello, RMC  
Borough Clerk

