



Borough of Middlesex
Mayor and Council Regular Meeting
~ Minutes ~

1200 Mountain Ave
Middlesex, NJ

Kathleen Anello
732-356-7400 x236
www.middlesexboro-nj.gov

Tuesday, February 27, 2018

7:00 PM

Municipal Building

MAYOR'S STATEMENT

UNDER THE PROVISIONS OF N.J.S.A. 10:4-6 ET SEQ., NOTICE OF THE TIME AND PLACE OF THIS MEETING WAS GIVEN BY WAY OF AN ANNUAL MEETING NOTICE TO THE STAR LEDGER, COURIER NEWS AND HOME NEWS, AND POSTED AT BOROUGH HALL.

SALUTE TO FLAG

1. Additional Items for Agenda

Mayor DiMura added two resolutions to the meeting agenda which included approving a Coin Toss for Parker Fire House and accepting the resignation of Sean Kaplan as CRS Coordinator for the Borough of Middlesex.

2. Comments from Mayor DiMura

Mayor DiMura stated that he was deeply troubled and saddened by the news of the accusations leveled against Father Patrick Kuffner. I fully understand that at this point they are only allegations and that he is entitled to due process. While I am mindful of this, our obligation and our commitment is the protection and the well-being of our citizens. At this time, I have no information that any such activity occurred in the Borough of Middlesex or that any of our residents were victims of the type of activity that is alleged. If anyone has information to the contrary, I strongly urge them to report that information to the Middlesex Police Department immediately.

It is times like these that provide us the opportunity to show what makes Middlesex a truly special place. Let us band together, support one another and begin the process of healing our community.

ROLL CALL

Members:

Council Member Kevin Dotey
Council Member Dan Parenti
Council Member Sean Kaplan
Council Member John Madden
Council President Robert Schueler
Council Member Jack Mikolajczyk

Staff:

Ron DiMura Mayor
Brandon Goldberg Administrator
Aravind Aithal Attorney

PRESENTATIONS

1. Recognizing John Semonish on his Retirement

Mayor DiMura presented John Semonish with a Certificate to express the Borough's sincere thanks and gratitude for Mr. Semonish's 23+ years of dedicated service and for his commitment to the Borough and their residents and wished Mr. Semonish good health, happiness and continued success in his retirement.

2. "Buy Middlesex" Program - Municipal Cards LLC

Mr. Eli Weingarden, CEO of Municipal Cards LLC attended the Council meeting and explained to the Council the debit card that his company is offering for homeowners.

Mr. Weingarden explained that Municipal Cards is the sole provider of a new innovative property tax savings program for local governments which allows them to offer a municipal branded debit card to their homeowners that rewards them with a percentage of every dollar spent on the card being credited to ones property tax as a reward. A greater percentage is earned for purchases made within the local municipality and online at select merchants. The program is valuable to municipalities as well as it enables them to effectively reduce taxes, accelerate tax collections, increase revenue and promote local spending.

APPOINTMENTS

PROCLAMATIONS

1. Celebrating Ann Matuszkiewicz 100TH Birthday

ORDINANCE(S) FOR INTRODUCTION

The Borough Clerk read ordinance 1936-18 by title:

ORDINANCE 1936-18

**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX,
COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 168, SECTION 2 CONSTRUCTION
FEES**

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

WHEREAS pursuant to N.J.S.A. 40:48-1, the Governing Body of a municipality may make, amend, repeal and enforce ordinances to manage, regulate and control the finances and properties of the municipality; and

WHEREAS the Construction Official has reviewed the existing fee schedule as set forth in the Borough's Construction Code to determine if the fees set forth therein are reasonable and within the guidelines of the Uniform Construction Code; and

WHEREAS the purpose of the fees charged by a municipality for inspections of buildings and for operating the Construction Office is to insure that the office is self-sufficient and that the fees charged by the office are adequate to cover the cost for operating the office; and

NOW THEREFORE BE IT ORDAINED by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey as follows:

SECTION ONE. The Code of the Borough of Middlesex, County of Middlesex, State of New Jersey, Section 168-1.E is removed.

SECTION TWO. The Code of the Borough of Middlesex, County of Middlesex, State of New Jersey, Section 168-2 is hereby amended as follows:

168-2. Construction Fees:

1. Fees for alterations, renovations and repairs, all structures and use groups: The applicant shall submit such cost data as necessary and available from a bona fide contractor's bid, architect or engineering firm or recognized estimating firm. The appropriate Subcode Official will serve as the final decision regarding estimated cost.
2. A nonrefundable plan review fee of 25% shall be charged for all permits. The plan review fee shall be calculated from the total permit fees.
3. No certificate of occupancy shall be issued unless and until the applicant submits a receipt or similar document demonstrating to the satisfaction of the Construction Official that all excess items, materials, refuse, garbage, trash, tree stumps, wire, paint cans, insulation and similar building materials have been disposed of in a lawful manner.

A. Building Subcode fees:

1. New construction and additions of all use groups except below \$.050 per cubic volume
as per N.J.A.C.5:23-2.28
2. New construction of Use Groups S-1 and S-2 \$.0270 per cubic volume
as per N.J.A.C.5:23-2.28
3. New construction of commercial farm buildings: \$.0018 per cubic volume
4. Alteration renovations and repairs for all use groups
 - (a) Up to \$50,000 cost of construction \$25 per \$1000 cost
 - (b) \$50,001 to \$100,000 cost of construction \$18 per \$1000 cost
 - (c) Over \$100,001 cost of construction \$15 per \$1000 cost
5. Roofing
 - a. R3, R4 or R5 single or 2-family dwelling \$75
 - b. All other uses based on cost of construction
 6. Siding \$100
 7. Fence over 6 feet high \$75
 8. Signs (wall or pylon) \$75 each
9. Pools
 - (a) Above ground \$100
 - (b) In ground \$250
10. Retaining walls over 4 feet high:
 - (a) Retaining walls with a surface area 550 square feet or less that are associated with a residential structure \$75
 - (b) Retaining walls with a surface area of greater than 550 square feet that is associated with a residential one- or two-family structure \$200
 - (c) Retaining walls for all other use groups other than residential one- and two-

- family structure based on cost of construction
- | | |
|--|-----------|
| 11. Asbestos abatement | \$150 |
| 12. Lead Hazard abatement | \$150 |
| 13. Radon systems | \$100 |
| 14. Demolition | \$300 |
| 15. Emergency generator | \$75 each |
| 16. Temporary tents | \$150 |
| 17. Temporary office or construction trailers | \$75 |
| 18. Antenna, mast, satellite dish | \$150 |
| 19. Structural towers | \$500 |
| 20. Minimum fee | \$75 |
| 21. Change of contractor | \$75 |
| 22. State of New Jersey surcharge fee: | |
| (a) \$ 0.00371 per cubic foot or \$1.90 per \$1,000 of estimated cost of construction with a minimum fee of \$1 | |
| (b) State permit fees excluded for commercial farm buildings, asbestos or lead abatement, legally restricted low or moderate income households demolition or nature disasters when local agency is waiving fee | |
| (c) State permit fees shall be in accordance with N.J.A.C. 5:23-2 as same may be amended from time to time | |

B. Plumbing Subcode Fees:

Plumbing fixture or appliance includes water closet, urinal/bidet, bath tub, lavatory, shower, floor drain, sink, dishwasher, drinking fountain, washing machine, hose bibb or similar devices.

Plumbing appurtenances includes water heater, fuel oil piping, gas piping, LP gas tank, steam boiler, hot water boiler, sewer pump, interceptor/separator, backflow preventer, grease trap, sewer connection, water service connection, stacks, water-cooled air conditioner, lawn sprinkler or similar devices.

Plumbing fees shall be as follows:

- | | |
|------------------------------------|------------|
| 1. Plumbing fixtures or appliances | \$30 each |
| 2. Plumbing appurtenances | \$65 each |
| 3. Water or Sewer capping | \$100 each |
| 4. Emergency generator | \$75 each |
| 5. Minimum fee | \$75 |
| 6. Change of contractor | \$75 |

C. Electrical Subcode Fees:

- Fees for electrical lighting fixtures, receptacles, switches, detectors, light poles, motors, emergency & exit lights, communication points, alarm devices, FAC panel, under water lighting fixture or similar device shall be:
 - For the first 50 devices \$50
 - Each additional 25 devices or fraction thereof \$25
- Fees for electric range receptacle, oven/surface unit, electric hot water heater, electric dryer receptacle, dishwasher receptacle, garbage disposal, central ac unit,

space heater, air handler, baseboard heat, motor, transformer, generator or similar device shall be:

- | | | |
|---------------------------|------------|--|
| (a) Up to 100 hp or kw | \$30 each | |
| (b) 101 hp or kw or above | \$300 each | |
3. The fees for service panels, subpanels, feeders, switches, switchboards, motor control centers, alarm panels, signs, disconnects and similar devices.

(a) Up to 100 amps:	\$75	
(b) 101 amps to 200 amps:	\$125	
(c) 201 amps to 1,000 amps:	\$225	
(d) Over 1,000 amps:	\$45	
 4. Fees for service, subpanels, motor control center, sign, feeder, switchboard or similar device shall be:

(a) Up to 200 amps	\$75 each	
(b) 201 amps or above	\$300 each	
 5. Pools

(a) Above ground	\$75 each	
(b) In-ground	\$150 each	
 6. Hot tub or spa

	\$75 each	
--	-----------	--
 7. Solar/Photovoltaic systems

(a) Up to 50 kw	\$75	
(b) 50.1 kw or above	\$300	
 8. Emergency generator

	\$75 each	
--	-----------	--
 9. Disconnect of service

	\$75 each	
--	-----------	--
 10. Temporary office or construction trailer

	\$75 each	
--	-----------	--
 11. Annual inspection of pool or spa

	\$150	
--	-------	--
 12. Minimum fee

	\$75	
--	------	--
 13. Change of contractor

	\$75	
--	------	--
- D. Fire Subcode Fees:
1. Flammable/combustible storage tanks (installation or removal)

(a) up to 2000 gallons	\$75 each	
(b) over 2000 gallons	\$500 each	
 2. Alarm devices and detectors (smoke & fire)

	\$75	
a. 1-16 devices	\$75	
b. Over 16	devices	\$100
 3. Supervisory devices

	\$175 each	
--	------------	--
 4. Signaling devices

	\$75 each	
--	-----------	--
 5. Fire pump

	\$150 each	
--	------------	--
 6. Alarm or pre-action valves

	\$75	
--	------	--
 7. Automatic sprinkler systems:

a. One to 20 heads:	\$75	
b. Twenty-one to 100 heads:	\$130	
c. One hundred one to 200 heads:	\$250	
d. Two hundred one to 400 heads:	\$625	

e. Four hundred one to 1,000 heads:	\$850
f. One thousand heads and over:	\$1,150
g. Each additional riser:	\$50
8. Standpipe	\$250 each
9. Pre-engineered systems (wet, dry, foam, fm200)	\$100 each
10. Kitchen hood exhaust system	\$125 each
11. Smoke control system	\$250 each
12. Fuel-fired appliances (gas, oil, solid)	\$75 each
13. Fireplace venting	\$75 each
14. Metal chimney	\$75 each
15. Emergency generator	\$75 each
16. Water tank or fire main	\$150 each
17. Change of contractor	\$75
18. Minimum fee	\$75

E. Mechanical inspector fees shall be as follows:

(a) Heating/conversion/replacement for R3, R4 or R5	\$75
---	------

F. The fee for elevator plan review and elevator installation inspections shall comply with the standards listed in N.J.A.C. 5:23-12 by the DCA.

G. Occupancy permit fee shall be as follows:

(1) Certificate of occupancy	
a) R3, R4 & R5 residential 1 or 2-family:	\$100
(b) All other use groups per occupancy:	\$150
(2) Certificate of continued occupancy:	
(a) R3, R4 & R5 residential 1 or 2-family:	\$100
(b) All other use groups, per occupancy:	\$250
(3) Change of use:	\$200
(4) Certificate of approval or compliance:	no fee
(5) Temporary certificates of occupancy	no fee for 1 st
(6) Renewal of temporary certificates of occupancy:	\$30

H. Variation fees shall be as follows:

(1) Class 1:	\$690.
(2) Class II/III:	\$295.
(3) Resubmission of an application for Class I:	\$295.
(4) Resubmission of an application for Class II:	\$150.

I. Reinstatement of lapsed permit:	\$75 per subcode
------------------------------------	------------------

SECTION THREE. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION FOUR. This Ordinance maybe renumbered for codification purposes.

SECTION FIVE. In the event that nay section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of the Ordinance as a whole or any part thereof other that the part so held unenforceable or invalid.

SECTION SIX. This Ordinance shall take effect upon final passage and publication according to law.

RESULT:	FIRST READING [UNANIMOUS]	Next: 3/13/2018 7:00 PM
MOVER:	Jack Mikolajczyk, Council Member	
SECONDER:	John Madden, Council Member	
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk	

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

ADOPTION OF MINUTES

1. Approval of the February 13, 2018 Regular & Executive Meeting Minutes

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robert Schueler, Council President
SECONDER:	Sean Kaplan, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

MAYOR'S REPORT

1. NJDOT Grant

Mayor DiMura reported that he was informed that Middlesex Borough received more than \$1,000,000 to improve the streetscape on Route 28. This NJDOT Grant is not a matching grant, and is an opportunity for the borough to clean up our main road in the borough. Mayor DiMura will request that the engineer get a plan together to present to the Governing Body. Council requested that a residential committee be appointed for recommendations. Mayor DiMura will appoint this committee soon.

2. IT Firm

Mayor DiMura commended the new IT firm for the great job that they have done analyzing our IT situation and the outstanding projects in the Borough.

REPORTS - STANDING COMMITTEES

Finance/Taxation/Real Estate/Insurance/Public Utilities

Fire/OEM/Rescue Squad/Shade Tree

1. Approve Engine 21 to attend the St. Patrick's Day Parade in Somerville on March 11, 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Madden, Council Member
SECONDER:	Dan Parenti, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

2. Approval of Jason Frank to be a Driver of Engine 21

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Madden, Council Member
SECONDER:	Dan Parenti, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

Recreation/Recreation Fields/Swim Pool/Community Celebrations

1. Easter Egg Hunt

Councilman Dotey reminded everyone that the Easter Egg Hunt will be at MountainView Park on March 31, 2018 rain or shine. If inclement weather, the event will be held in the High School Gym.

2. Swim Pool Applications

Councilman Dotey reported that the swim pool applications will be available on March 1 at Borough Hall and the Library. The Borough Clerk requested that copies also be put at the Recreation Center. Councilman Dotey will advise the Swim Pool Secretary to have applications available at the Recreation Center.

Public Works/Buildings & Grounds/Recycling

Police/Legal/Code Enforcement & Zoning/Shade Tree/Construction/Municipal Court

1. Approval of the January, 2018 Police Department Report

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Council Member
SECONDER:	Sean Kaplan, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

Administration/Department of Senior Services/Legislation/Licensing

PRIVILEGE OF THE FLOOR

Bob Edwards, 243 Hazelwood Avenue questioned the HUD Grant and how public funds are being used on a private building and also the monthly rent that is paid for the Community Center at OLMV. The Borough Attorney was not aware of this resolution, and Mayor DiMura indicated that they would table this resolution and bring it back to the HUD Committee for another recommendation. Mayor DiMura stated that the Lease for this Center was approved in July and in the budget funds were allocated from the tower out back for certain IT and ADA improvements for the Community Center.

Rich Rutkowski, 211 Maple Street thanked Mr. Semonish for his years of service, questioned the bids and job of the conflict municipal attorney and how he was chosen, increasing fees for the recreation programs, and the \$40,000 rental payments that have been paid to OLMV to date, and if rent is being paid for the rescue squad lease. Mr. Rutkowski also stated that he never received the contract information regarding Direct Development Limited Liability Corp. Mayor DiMura indicated that only one bid was received for the conflict municipal attorney, who will represent the borough if there is a conflict with our borough attorney. The rental payments to date have come from funds that were put aside from the funds from the tower, and does not have a negative effect on the budget. The rescue squad lease is valid for four more years and the governing body will decide at that time if they will renew that lease. In regard to the information with Direct Development Limited Liability Corp. that was discussed at the February 13, 2018 Regular Meeting, Mayor DiMura indicated that Mr. Rutkowski had not submitted his contact information to provide this information to him.

Betty Platten, 4 Hooker Avenue explained what the HUD grant funds are used for and that prior funds had been used at the rescue squad building, which is also rented. The HUD secretary has contacted the County

Housing Office and received approval to submit the HUD grant to include upgrades at the Community Center. Councilman Mikolajczyk questioned any time constraint for this Grant, and Mayor DiMura was informed by the Borough Attorney that we can approve this resolution at this time as stated.

Evan Walter, 837 W. Second Street had questions for Mr. Weingarden of Municipal Cards that included: will there be an expiration on the card that was offered through Municipal Cards if it is not used, is there a charge if you do not use it, or an annual or termination fee, and is there a limit that can be put on the card. Also, Mr. Walter asked about a "suggestion box" and possibly tie into the streetscape project. Mr. Weingarden had left the meeting earlier to answer Mr. Walter's questions and Mayor DiMura indicated that there will be a "suggestion box" on the website and one at borough hall.

Frank Ryan, 303 Maple Street mentioned that the governing body should get an increase in their salary for all the time that they put in, the borough consider enforcing cars not parking on snow covered streets by having the police use a bull horn or just have the cars towed away, not allowing any weed store in Middlesex Borough and be sure that two family apartments not leave bulk garbage outside their apartments when they move out. Mayor DiMura stated that we have amended our Code Enforcement ordinance, and we are issuing summons for bulk left outside apartments without a scheduled bulk pick up.

John Hoffman, formerly of 455 Lincoln Boulevard, now 23 Auten Avenue, Somerville, stated that he is not in support of the PILOT Program and explained the status of Somerville's redevelopment project and the repercussions they have had with their PILOT Program. Also, he is not in favor of our Economic Development Specialist that has also worked with Somerville's redevelopment. He also stated that he misses Middlesex and was glad to see everyone tonight.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	Robert Schueler, Council President
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The Borough Clerk read the following resolution:

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

RESOLUTION 59-2018

APPROVAL OF THE HUD GRANT FUNDS FOR 2018

The following items have been approved by the Housing and Community Development Committee to be submitted to the Middlesex County Housing & Community Development for approval for the use of the 2018 Grant Funds:

Senior Coordinator Salary	\$11,075
Senior Van Driver	\$7,500
Code Enforcement	\$7,500
Nutritional Program	\$7,500
Refurbish of New Senior Center	\$15,346
Bathroom/ADA Compliance	
TOTAL	\$48,921

The Borough Clerk read the following resolution:

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

RESOLUTION 67-2018

**ACCEPTING THE RETIREMENT OF JOHN SEMONISH FROM THE DEPARTMENT OF
PUBLIC WORKS**

The Mayor and Council hereby accept John Semonish's retirement effective February 1, 2018 and agree to reimburse him the amount of \$221.97 for the following benefits.

6.5 Hours Comp Time	\$ 221.97
TOTAL	\$ 221.97

The Borough Clerk read the following resolution:

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

RESOLUTION 68-2018

REFUND OF STREET OPENING PERMIT #2017-011

WHEREAS, Jeffrey Buccellato was issued a street opening permit on 6/2/17; and

WHEREAS, Jeffrey Buccellato deposited \$2500.00 with the Borough of Middlesex to ensure proper repair and maintenance of the roadway; and

WHEREAS, said roadway at 462 Voorhees Ave. was inspected by Dan Niro, Plumbing Inspector and Bob Teutsch Public Works Director, 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 \$1875.00 in favor of Jeffrey Buccellato, 313 Beechwood Ave, Middlesex, NJ 08846, for refund of Street Opening Permit No. 2017-011.

The Borough Clerk read the following resolution:

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

RESOLUTION 69-2018

REFUND OF STREET OPENING PERMIT #2013-005 IN THE AMOUNT OF \$1875.00

WHEREAS, Emil Vogt was issued a street opening permit on 8/2/13; and

WHEREAS, Emil Vogt deposited \$2500.00 with the Borough of Middlesex to ensure proper repair and maintenance of the roadway; and

WHEREAS, said roadway at 955-959 Lincoln Blvd. was inspected by Dan Niro, Plumbing Inspector and Bob Teutsch Public Works Director, 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 \$1875.00 in favor of Emil Vogt, 37 Davis Ave, Piscataway NJ 08854 for refund of Street Opening Permit No. 2013-005.

The Borough Clerk read the following resolution:

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

RESOLUTION 70-2018

ACCEPTING THE RESIGNATION OF RYAN ZITTEL

The Mayor and Council hereby accept Ryan Zittel's resignation effective February 16, 2018 and agreed to reimburse him the amount of \$2,272.20 for the following benefits.

52.5 Hours Comp Time	\$ 2,272.20
TOTAL	\$ 2,272.20

The Borough Clerk read the following resolution:

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

RESOLUTION 71-2018

RELEASING THE PERFORMANCE BOND TO BLACK ROCK ENTERPRISE LLC FOR THE SOUTH AVENUE ROAD IMPROVEMENT PROJECT - *Item Removed from Consent*

WHEREAS, Black Rock Enterprise LLC has requested a release of the performance bond for the South Avenue Road Improvement Project; and

WHEREAS, Remington & Vernick Engineers has reviewed all documents and is recommending release of the Performance Bond;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey in accordance with NJAC 40:55D-53c. (1) of the Municipal Land Use Law, and by recommendation of the Borough Engineer, the governing body, hereby agrees to release the performance bond for the South Avenue Road Improvement Project to Black Rock Enterprise LLC.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	Robert Schueler, Council President
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The Borough Clerk read the following resolution:

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

RESOLUTION 72-2018

APPROVAL OF A FUNDRAISER FOR BEECHWOOD HEIGHTS FIRE COMPANY #2

WHEREAS, Beechwood Heights Fire Company No. 2 has requested to hold fund raising within the borough of Middlesex by conducting a coin tosses within the borough at the intersections of Greenbrook Road and Route 28 between the hours of 9 A.M. and 2 P.M.; and

WHEREAS, Beechwood Heights Fire Company No. 2 would like to conduct this coin toss on October 13, 2018 with an alternate date of October 20, 2018; and

WHEREAS, Beechwood Heights Fire Company No. 2 has met all of the criteria required in Middlesex Borough Ordinance No. 1747-09, with the exception of the approval of the New Jersey Department of Transportation.

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

1. The Governing Body hereby approves Beechwood Heights Fire Company No. 2 conduct a coin toss on October 13, 2018 with an alternate date of October 20, 2018 at the above location, pending receipt of approval from the New Jersey 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 73-2018

HIRING TK1 SOLUTIONS, LLC FOR IT SERVICES FOR THE BOROUGH OF MIDDLESEX FOR 2018

WHEREAS, the Governing Body of the Borough of Middlesex wishes to appoint TK1 Solutions, LLC having offices located at 97 Main Street, Suite 205, Woodbridge, NJ 07095 for IT Services for the Borough of Middlesex for the period of February 27, 2018 to December 31, 2018 at a fee set forth in the Agreement, a copy of which is available in the Borough Clerk's Office.

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. TK1 Solutions, LLC, having an office located at 97 Main Street, Suite 205, Woodbridge, NJ 07095 is hereby appointed for IT Services for the Borough of Middlesex for the period of February 27, 2018 through December 31, 2018 for compensation that is set forth in the Agreement, a copy of which is available in the Borough Clerk's Office.
2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.

The Borough Clerk read the following resolution:

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

RESOLUTION 74-2018

**APPROVING THE NEW JERSEY DEPARTMENT OF THE ENVIRONMENT TO ACCESS
BOROUGH PROPERTY TO PERFORM ARCHAEOLOGICAL INVESTIGATIONS AND
WETLAND DELINEATION SURVEY WORK FOR THE GREEN BROOK FLOOD
CONTROL PROJECT**

The Governing Body hereby approves the Mayor and Borough Clerk to execute the Department of the Army Right of Entry for Survey and Exploration to access to a portion of borough Property in order to perform archaeological investigations and wetland delineation survey work required for the Green Brook Flood Control Project. The land affected by this permit or right-of-entry is located in the State of New Jersey, County of Middlesex, and is described as follows: S. Lincoln Ave, otherwise known as Block 244, Lot 15.

The Borough Clerk read the following resolution:

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

RESOLUTION 75-2018

ADJUST SANITARY SEWER USE CHARGES ON BLOCK 54, LOT 13

The Tax Collector is hereby authorized to adjust 2016 Sanitary Sewer Use Charges. The appeal committee reviewed the documentation provided and recommended the fees to be adjusted on the following properties:

<u>BLOCK</u>	<u>LOT</u>	<u>ORIGINAL AMOUNT</u>	<u>ADJUSTED AMOUNT</u>
54	13	\$1,457.40	\$826.95

The Borough Clerk read the following resolution:

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

RESOLUTION 76-2018

**APPOINTING ROBERT D. SPENGLER, ESQ. AS THE CONFLICT PUBLIC DEFENDER
FOR THE BOROUGH OF MIDDLESEX FOR 2018 - *Item Removed from Consent***

WHEREAS, the Governing Body of the Borough of Middlesex wishes to appoint Robert D. Spengler, Esq., having offices located at 59 West Union Avenue, Bound Brook, NJ 08805 as the Conflict Public Defender for the Borough of Middlesex for the period of February 27, 2018 to December 31, 2018 at a fee set forth in the Agreement, a copy of which is available in the Borough Clerk's Office.

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. Robert D. Spengler, Esq., having his office located at 59 West Union Avenue, Bound Brook, New Jersey is hereby appointed as the Conflict Public Defender for the Borough of Middlesex for the period of February 27, 2018 through December 31, 2018 for a compensation set forth in the Agreement, a copy of which is available in the Borough Clerk's Office.
2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.

RESULT:	ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	Robert Schueler, Council President
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The Borough Clerk read the following resolution:

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

RESOLUTION 77-2018

AMENDING APPENDIX B OF THE RECREATION POLICY GUIDE

The governing body hereby authorizes the Recreation Committee to amend Appendix B of the Recreation Policy Guide.

The Borough Clerk read the following resolution:

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

RESOLUTION 78-2018

**HIRING JOHN TACKACH AS A PART TIME CODE ENFORCEMENT INSPECTOR -
*Withdrawn***

The Governing Body hereby approves hiring John Tackach, Middlesex, New Jersey as a part time Code Enforcement Inspector for 10 hours per week at \$12.00 per hour pending a satisfactory background check and driving abstract.

The Borough Clerk read the following resolution:

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

RESOLUTION 80-2018

APPROVAL OF A COIN TOSS FUNDRAISER FOR PARKER ENGINE & HOSE CO. #4

WHEREAS, Parker Engine & Hose Company #4 has requested to hold a fund raising event within the Borough of Middlesex by conducting a coin toss within the borough at the intersections of South Lincoln Avenue and Route 28 between the hours of 9 A.M. and 1 P.M.; and

WHEREAS, Parker Engine & Hose Company #4 would like to conduct this coin toss on March 24, 2018, rain date March 31, 2018, October 20, 2018, and rain date October 27, 2018; and

WHEREAS, Parker Engine & Hose Company #4 has met all of the criteria required in Middlesex Borough Ordinance No. 1747-09, with the exception of the approval of the New Jersey Department of Transportation.

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

1. The Governing Body hereby approves, Parker Engine & Hose Company #4 conduct a coin toss on March 24, 2018, rain date March 31, 2018, October 20, 2018, and rain date October 27, 2018 at the above location, pending receipt of approval from the New Jersey Department of Transportation.
2. This resolution 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 81-2018

ACCEPTING THE RESIGNATION OF SEAN KAPLAN AS CRS COORDINATOR

The Governing Body hereby accepts the resignation of Sean Kaplan as the CRS Coordinator.

NON-CONSENT AGENDA/RESOLUTIONS

The Borough Clerk read the following resolution:

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

RESOLUTION 79-2018

PAY ALL CLAIMS

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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Dotey, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

AGENDA WORKSHOP ITEM

PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

EXECUTIVE SESSION

ADJOURNMENT

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dan Parenti, Council Member
SECONDER:	John Madden, Council Member
AYES:	Dotey, Parenti, Kaplan, Madden, Schueler, Mikolajczyk

The next Regular Meeting will be March 13, 2018

Respectfully yours,

Kathleen Anello, RMC
Borough Clerk