



Borough of Middlesex
Mayor and Council Regular Meeting
~ Agenda ~

1200 Mountain Ave
Middlesex, NJ

Gretchen McCarthy
www.middlesexboro-nj.gov

Tuesday, September 24, 2019

7:00 PM

Municipal Building

1. **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.
2. **SALUTE TO FLAG**
3. **ROLL CALL**

Attendee Name	Present	Absent	Late	Arrived
Mayor Ron DiMura	☐	☐	☐	
Council President John Madden	☐	☐	☐	
Council Member Douglas Rex	☐	☐	☐	
Council Member Jason Carr	☐	☐	☐	
Council Member Dan Parenti	☐	☐	☐	
Council Member Kevin Dotey	☐	☐	☐	
Council Member Jack Mikolajczyk	☐	☐	☐	
Administrator Marcia Karrow	☐	☐	☐	
Borough Attorney Christopher Corsini	☐	☐	☐	

4. **PRESENTATIONS**
5. **APPOINTMENTS**
6. **PROCLAMATIONS**

1. October, 2019 Domestic Violence Awareness Month

7. **ORDINANCE(S) FOR INTRODUCTION**

1. **Ordinance 1978-19** CAPITAL ORDINANCE AMENDING IN PART CAPITAL ORDINANCE NO. 1899-16 ADOPTED OCTOBER 11, 2016, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND APPROPRIATING \$614,202.14 THEREFOR, IN ORDER TO AMEND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE ACQUISITION OF A FINGERPRINT MACHINE AND TO EXCLUDE THE ACQUISITION OF AN ALCOHOL MEASUREMENT INSTRUMENT, AUTHORIZED IN AND BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

8. **ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION**

1. **Ordinance 1973-19** AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX, CHAPTER 407, VEHICLES AND TRAFFIC, ARTICLE III, STOP INTERSECTIONS, SECTION 407-6, STOP INTERSECTIONS; SIGNS
2. **Ordinance 1976-19** AN ORDINANCE CREATING A NEW CHAPTER 10 IN THE BOROUGH CODE OF THE BOROUGH OF MIDDLESEX ENTITLED "CULTURAL ARTS COMMITTEE" TO ESTABLISH AN ADVISORY COMMITTEE FOR THE PRESERVATION THE CULTURE AND HERITAGE OF MIDDLESEX BOROUGH
3. **Ordinance 1977-19** REFUNDING BOND ORDINANCE OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE BOROUGH'S GENERAL IMPROVEMENT BONDS DATED MAY 15, 2010, APPROPRIATING AN AMOUNT NOT EXCEEDING \$4,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$4,250,000 GENERAL OBLIGATION REFUNDING BONDS OF THE BOROUGH OF MIDDLESEX FOR FINANCING THE COST THEREOF

9. ADOPTION OF MINUTES

1. Adoption of the September 10, 2019 Regular & Executive Meeting Minutes

10. MAYOR'S REPORT

11. REPORTS - STANDING COMMITTEES

1. Finance/Taxation/Real Estate/Insurance/Public Utilities
 1. August 2019 Tax Totals Report
2. Fire/OEM/Rescue Squad
 1. Approval of the August, 2019 Chief's Report
 2. Approval of the Board of Fire Officer's Report
3. Recreation/Recreation Fields/Swim Pool/Community Celebrations
 1. Approval of the September, 2019 Recreation Director's Report
 2. Approval of the August, 2019 Recreation Trust Account
4. Public Works/Buildings & Grounds/Recycling
 1. August 2019 DPW Report
5. Police/Legal/Code Enforcement & Zoning/Shade Tree/Construction/Municipal Court
 1. Approval of the August, 2019 Police Department Report
6. Administration/Department of Senior Services/Legislation/Licensing

12. ADMINISTRATOR'S REPORT

13. PRIVILEGE OF THE FLOOR

During the conduct of the meeting, unless a Public Hearing is held or the Regular Order of Business is waived, the audience does not participate. A Public Portion is held at the end of the meeting. Individuals commenting from the audience will be provided an opportunity to address the Council but will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given an

opportunity to speak on behalf of all of the members of the group. The Council, pursuant to the Open Public Meeting Act, will not publicly discuss personnel matters and may choose not to respond to comments made by members of the public during this portion of the meeting; however, the Council will give all comments appropriate consideration and will refer all individual complaints to the Mayor or appropriate Borough representative for resolution.

- 14. NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS:** Matters listed within the Consent Agenda have been referred to members of the Borough Council for reading and study, are considered to be routine and will be enacted by one motion of the Council. If separate discussion is desired, the item may be removed from the Consent Agenda by Council action. The Resolutions listed below were submitted to the Borough Council for review and will be adopted by one motion.

1. **Resolution 239-2019** Approving a Block Party on B Street between Walnut Street and Maple Street on October 5, 2019 between the Hours of 2 p.m. and 6 p.m.
2. **Resolution 240-2019** Approving the Block of Howard Avenue between Fisher Avenue and Woodland Avenue for the Watchung School PTO to hold a Trunk or Treat on Friday, October 25, 2019 from 5:30PM - 8PM
3. **Resolution 241-2019** Approve Redemption of Tax Lien on Block 264, Lot 2.01
4. **Resolution 242-2019** Approving the Municipal Alliance Contract Between the County of Middlesex and the Borough of Middlesex for FY2020
5. **Resolution 243-2019** Authorize Tax Collector to Cancel Taxes for Block 295, Lot 8, C002, and Authorize Taxes Paid to be Applied to Block 295, Lot 8 Due to Planning Board Denial of Subdivision
6. **Resolution 244-2019** Waiving Permit Fees for Construction, Plumbing, Electric and Zoning for the Bathroom Renovations for Parker Engine & Hose Co. #4
7. **Resolution 245-2019** Authorize Rejection of Bids and Authorize Re-Issuance of Bid Documents for Middlesex Public Library A.H.U. Replacement Project
8. **Resolution 246-2019** Special Items of Revenue and Appropriation - Middlesex County Office of Aging Information & Assistance Grant
9. **Resolution 247-2019** Special Items of Revenue and Appropriation - Drive Sober or Get Pulled Over Grant
10. **Resolution 248-2019** Resolution to Approve the Salaries and Compensation of Certain Officers and Employees of the Borough of Middlesex for Year 2019
11. **Resolution 249-2019** Authorize Extra Work Hours for Finance Clerk to Complete Summary Forms Mandated by the New Jersey Public Employment Relations Commission
12. **Resolution 250-2019** Redemption of Tax Lien 16-00006 on Block 22 Lot 3.39 in the Amount \$2549.53

13. **Resolution 251-2019** Refund 2016 Homestead Rebate to 100% Disabled Veterans Recently Exempted

14. **Resolution 252-2019** Acknowledging the Change in Status for Certain Properties Under the Veteran Tax Deductions

15. **NON-CONSENT AGENDA/RESOLUTIONS:** Matters listed within the Non-Consent Agenda will be individually addressed and acted upon accordingly. Council reserves the right to refer an item to Committee for further review and discussion. The Resolutions listed below were submitted to the Borough Council for review and will be adopted individually by motion.

1. **Resolution 253-2019** Pay All Claims
2. **Resolution 254-2019** Executive Session

16. AGENDA WORKSHOP ITEM

17. PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

During the conduct of the meeting, unless a Public Hearing is held or the Regular Order of Business is waived, the audience does not participate. A Public Portion is held at the end of the meeting. Individuals commenting from the audience will be provided an opportunity to address the Council but will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given an opportunity to speak on behalf of all of the members of the group. The Council, pursuant to the Open Public Meeting Act, will not publicly discuss personnel matters and may choose not to respond to comments made by members of the public during this portion of the meeting; however, the Council will give all comments appropriate consideration and will refer all individual complaints to the Mayor or appropriate Borough representative for resolution.

18. EXECUTIVE SESSION

1. 150 Lincoln Boulevard and 242 Lincoln Boulevard (potential litigation)
2. South Avenue Project American Tower Pole (potential litigation)
3. Finance Officer (Personnel)
4. Financial Accounting Advisors (Contract Negotiation)

19. ADJOURNMENT

1. The next Regular Meeting will be October 8, 2019

PROCLAMATION

October, 2019 Domestic Violence Awareness Month

WHEREAS, domestic violence impacts countless New Jersey residents without regard to age, race, religion, or economic status; as victims suffer at the hands of a spouse or partner, and it affects their children, families, and entire communities; and

WHEREAS, Women Aware, Inc. along with The Middlesex/Dunellen Domestic Violence Response Team has offered unparalleled services to women, children and men who have been victimized by domestic violence;

WHEREAS, the Borough of Middlesex joins with others across New Jersey and across the Nation in supporting victims of domestic violence and shares the worthy goals of this month-long observance, and likewise supports the work of Women Aware, Inc. along with The Middlesex/Dunellen Domestic Violence Response Team as they strive to provide the best coordinated response to domestic violence in our community, sending a loud and clear message to abusers that domestic violence is not tolerated in Middlesex Borough;

Now, THEREFORE, I, Mayor Ronald J. DiMura, do hereby proclaim October 2019 as Domestic Violence Awareness Month in the Borough of Middlesex and I urge all citizens to actively participate in the scheduled activities and programs sponsored by Women Aware, Inc., and to work toward the elimination of personal and institutional violence against women, children, and men.

DATED: September 24, 2019

Gretchen McCarthy

Mayor Ronald J. DiMura

ORDINANCE #1978-19

CAPITAL ORDINANCE AMENDING IN PART CAPITAL ORDINANCE NO. 1899-16 ADOPTED OCTOBER 11, 2016, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND APPROPRIATING \$614,202.14 THEREFOR, IN ORDER TO AMEND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE ACQUISITION OF A FINGERPRINT MACHINE AND TO EXCLUDE THE ACQUISITION OF AN ALCOHOL MEASUREMENT INSTRUMENT, AUTHORIZED IN AND BY THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

WHEREAS, the Borough of Middlesex, in the County of Middlesex, New Jersey (the "Borough") adopted Capital Ordinance No. 1899-16 on October 11, 2016 (the "Prior Ordinance") authorizing various capital improvements; and

WHEREAS, the Borough has determined that the purpose of the Prior Ordinance should be amended to include the acquisition of a fingerprint machine and to exclude the acquisition of an alcohol measurement instrument, without amending the aggregate appropriation for said improvements.

NOW, THEREFORE, BE IT ORDAINED by the BOROUGH COUNCIL of the BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section One. Section 2 of the Prior Ordinance is hereby amended to read as follows:

SECTION 2. The improvements and purposes hereby authorized and purposes for the financing of which said debt obligations are to be issued are Police: fingerprint machine, replace OC - MK3 and MK9, patrol car radar unit replacement, bullet proof vests and modular UPS revitalization service; Garage: garbage trucks nos. 1 and 2; Roads: portable trailer mounted steam cleaner; Rescue Squad: power load cot fastening system; Recreation: Haverstick slide replacement; Buildings and Grounds: Municipal Building upgrade and new postage machine; Stream Cleaning: stream cleaning; and Mill and Overlay: mill and overlay. The appropriation set forth above also includes all work, materials, appurtenances and equipment necessary for or incidental thereto.

Section Two. The 2019 capital budget of the Borough shall conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section Three. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section Four. All other provisions of the Prior Ordinance remained unchanged.

Section Five. This ordinance shall take effect as provided by law.

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

INTRODUCED: September 24, 2019

DATE OF PUBLICATION:
OF INTRODUCTION September 27, 2019

ORDINANCE #1973-19

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX, CHAPTER 407, VEHICLES AND TRAFFIC, ARTICLE III, STOP INTERSECTIONS, SECTION 407-6, STOP INTERSECTIONS; SIGNS

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

SECTION 1. In accordance with N.J.S.A. 39:4-8.b.(1) and N.J.S.A. 39:4-197(e), Section 407-6 is hereby supplemented, amended and revised to reflect:

(74) Washington Avenue and Woodrow Street: The intersection is hereby established as a 4-way stop intersection. Stop signs and stop bars are to be installed on Washington Avenue at the north and south approaches to the intersection with Woodrow Street.

(75) Washington Avenue and Nelson Street: The intersection is hereby established as a 4-way stop intersection. Stop signs and stop bars are to be installed on Washington Avenue at the north and south approaches to the intersection with Nelson Street.

(76) Washington Avenue and Wilson Street: The intersection is hereby established as a 3-way stop intersection. Stop signs and stop bars are to be installed on Washington Avenue at the north and south approaches to the intersection with Wilson Street.

(77) Washington Avenue and Dogwood Drive: Stop signs to be installed on Dogwood Drive at the intersection with Washington Avenue.

(78) Starlit Drive and June Way: Stop signs to be installed on June Way at both intersections with Starlit Drive.

SECTION 2. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to effect the operation of any other portion thereof, which shall remain in full force and effect.

SECTION 3. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect immediately upon final passage and publication according to law.

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

INTRODUCED: 9/10/2019

DATE OF PUBLICATION:
OF INTRODUCTION September 13, 2019

ORDINANCE #1976-19

AN ORDINANCE CREATING A NEW CHAPTER 10 IN THE BOROUGH CODE OF THE BOROUGH OF MIDDLESEX ENTITLED “CULTURAL ARTS COMMITTEE” TO ESTABLISH AN ADVISORY COMMITTEE FOR THE PRESERVATION THE CULTURE AND HERITAGE OF MIDDLESEX BOROUGH

WHEREAS, the Borough Council of the Borough of Middlesex seeks to establish an ordinance for the creation of a cultural arts committee, to be organized as mandated hereby; and

BE IT ORDAINED, by the Borough Council of the Borough of Middlesex in the County of Middlesex and State of New Jersey that Chapter 10 of the Municipal Code thereof is hereby created as follows:

Section I

Chapter 10-1 is hereby created and entitled “Establishment” and shall appear in its entirety as follows:

There is hereby established a Cultural Arts Committee for the advancement of the creative arts in the Borough of Middlesex. The term “Committee,” when used by itself in this Chapter, shall refer to the Borough of Middlesex Cultural Arts Committee.

Section II

Chapter 10-2 is hereby created and entitled “Appointment; Membership; Term” and shall appear in its entirety as follows:

The Committee shall consist of nine members, each of whom shall be residents of the Borough of Middlesex. Members shall be appointed by the Mayor with the advice and consent of the Borough Council. Members shall be appointed for a term of three calendar years from the date of appointment. The initial appointment terms will be staggered in order to prevent all nine members' terms from expiring at the same time. Initial appointments will contain three one-year terms, three two-year term and three three-year term. In the event of a vacancy prior to the expiration of member's term, the Mayor shall appoint, with advice and consent of the Council, a resident of the Borough of Middlesex to fill the remaining portion of the unexpired term.

Section III

Chapter 10-3 is hereby created and entitled “Organization” and shall appear in its entirety as follows:

The membership of the Committee shall appoint from among their membership a chairperson who shall preside of meetings of the Committee. The Committee may approve by-laws for conduct of its business that are consistent with this Chapter and any other relevant legal provision.

Section IV

Chapter 10-4 is hereby created and entitled "Organization" and shall appear in its entirety as follows:

- A. The duties of the Committee shall consist of engaging and encouraging cultural and artistic exhibitions, events and all related activities. These duties may include, but shall not be limited to, the advancement of the following:
 - (1) Visual arts, including, but not limited to, sculpture, painting, drawing, architectural design, photography, motion pictures, and television.
 - (2) Literary arts, including, but not limited to, the writing of prose, poetry, drama and choreography.
 - (3) Performing arts, including, but not limited to, music, dance, poetry-reading, and theater.
 - (4) The collection and display of art objects.
 - (5) The preservation or commemoration of the culture and history of the Borough of Middlesex.
 - (6) Other activities which the Committee defines as advancing the creativity or culture in the Borough of Middlesex.
- B. The Committee shall advise the Mayor and the Borough Council on ways and means for the encouragement of creative talent within the Borough of Middlesex and for the recognition of persons who have made outstanding contributions to the development, expansion, or preservation of culture and history in Middlesex, whether such person is or is not an artist.
- C. The Committee is encouraged to establish cooperative efforts to seek voluntary assistance from other sources of expertise consistent with its purpose.
- D. The Committee shall be authorized and encouraged to apply for and to accept grants and contributions under the auspices of and through the Borough of Middlesex from public and private sources to finance its initiatives. The Committee shall make no expenditure or commitment of Borough funds without the specific authorization of the Council, except that the Mayor, to the extent of staff availability, may authorize administrative staff support for grant applications and publicity.

Section V

All ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section VI

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

Section VII

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law but, in no event, less than 20 days after its final passage by the Borough Council, where such approval is required in the manner prescribed by law.

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

INTRODUCED: September 10, 2019

DATE OF PUBLICATION:
OF INTRODUCTION September 13, 2019

ORDINANCE #1977-19

REFUNDING BOND ORDINANCE OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE BOROUGH'S GENERAL IMPROVEMENT BONDS DATED MAY 15, 2010, APPROPRIATING AN AMOUNT NOT EXCEEDING \$4,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$4,250,000 GENERAL OBLIGATION REFUNDING BONDS OF THE BOROUGH OF MIDDLESEX FOR FINANCING THE COST THEREOF

WHEREAS, pursuant to the Local Bond Law (N.J.S.A. 40A:2-1 et seq.), the Borough of Middlesex, in the County of Middlesex, New Jersey (the "Borough") has heretofore issued \$9,865,000 aggregate principal amount of its General Improvement Bonds, dated May 15, 2010 (the "Series 2010 Bonds") providing for the financing of certain capital improvements of the Borough; and

WHEREAS, the Borough Council has determined that it is in the best interests of the Borough to refund all or a portion of the outstanding Series 2010 Bonds.

NOW, THEREFORE, BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Borough is hereby authorized (A) to refund all or part of the Series 2010 Bonds (collectively, the "Bonds to Be Refunded"), and (B) to provide for the payment of the costs of issuing the refunding bonds (including printing, advertising, accounting, financial and legal services, and further including bond insurance premium (if any) and underwriting compensation).

Section 2. In order to finance the cost of the purpose described in Section 1 hereof, one or more series of negotiable general obligation refunding bonds (the "Refunding Bonds") are hereby authorized to be issued from time to time in the principal amount not to exceed \$4,250,000 pursuant to the Local Bond Law.

Section 3. An aggregate amount not exceeding \$125,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 4. The purposes for which the Refunding Bonds are to be issued are (i) refunding the Bonds to Be Refunded and (ii) to provide for the payment of the costs of issuing the refunding bonds (including printing, advertising, accounting, financial and legal services, and further including bond insurance premium (if any) and underwriting compensation).

Section 5. Further provisions as to the terms of sale, deposit, securing, regulation, investment, reinvestment, disposition or application of the proceeds of the refunding bonds, and any matters in connection therewith, shall be determined by resolution of the Borough Council of the Borough adopted prior to the issuance of the refunding bonds.

Section 6. All other matters relating to the refunding bonds shall be performed or determined by subsequent resolution of the Borough Council of the Borough, or the performance or determination thereof shall be delegated by resolution of the Borough Council of the Borough to the Chief Financial Officer of the Borough.

Section 7. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this refunding bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 8. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the chief financial officer of the Borough as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 9. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that, except for refunding bonds issued in accordance with N.J.S.A. 40A:2-51(c), this refunding bond ordinance shall not be effective as to any refunding bonds unless the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted.

I Hereby Certify that the above Ordinance was introduced by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

INTRODUCED: September 10, 2019

DATE OF PUBLICATION:
OF INTRODUCTION September 13, 2019

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #239-2019

APPROVING A BLOCK PARTY ON B STREET BETWEEN WALNUT STREET AND MAPLE STREET ON OCTOBER 5, 2019 BETWEEN THE HOURS OF 2 P.M. AND 6 P.M.

WHEREAS, the residents of 237 B Street have requested to have a block party on B Street between Walnut Street and Maple Street on October 5, 2019 between the hours of 2 p.m. and 6 p.m.; and

WHEREAS, all the designated officials have given approval for this block party.

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

1. The Governing Body hereby grants approval to the residents of 237 B Street to conduct a block party on B Street between Walnut Street and Maple Street on October 5, 2019 between the hours of 2 p.m. and 6 p.m.
2. This resolution shall take effect immediately.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #240-2019

APPROVING THE BLOCK OF HOWARD AVENUE BETWEEN FISHER AVENUE AND WOODLAND AVENUE FOR THE WATCHUNG SCHOOL PTO TO HOLD A TRUNK OR TREAT ON FRIDAY, OCTOBER 25, 2019 FROM 5:30PM - 8PM

WHEREAS, the Watchung School PTO has requested to have a “Trunk or Treat” on Howard Avenue between Fischer Avenue and Woodland Avenue on October 25, 2019 between the hours of 5:30 p.m. and 8 p.m.; and

WHEREAS, all the designated officials have given approval for this block party.

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

1. The Governing Body hereby grants approval to the Watchung School PTO to conduct a “Trunk or Treat” on Howard Avenue between Fischer Avenue and Woodland Avenue on October 25, 2019 between the hours of 5:30 p.m. and 8 p.m.
2. This resolution shall take effect immediately.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #241-2019

APPROVE REDEMPTION OF TAX LIEN ON BLOCK 264, LOT 2.01

WHEREAS, said liens have been redeemed by the owners or those persons having an interest, and the purchasers of said property are legally entitled to receive redemption funds in the following specific amounts;

WHEREAS, the interest and payments on the following Tax Title Lien Redemptions were calculated for September 24th, 2019;

NOW, THEREFORE, BE IT RESOLVED the Tax Collector is hereby authorized to issue a check to the said individual in the following amount(s):

<u>Date of Sale:</u>	7/12/17
<u>Block/Lot:</u>	264 / 2.01
<u>Amount:</u>	\$530.58
<u>Premium:</u>	\$300.00
<u>Certificate:</u>	16-00029
<u>Payable To:</u>	Trystone Capital Assets, LLC PO Box 1030 Brick, NJ 08723

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #242-2019

APPROVING THE MUNICIPAL ALLIANCE CONTRACT BETWEEN THE COUNTY OF MIDDLESEX AND THE BOROUGH OF MIDDLESEX FOR FY2020

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough of Middlesex Council of the Borough of Middlesex, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Borough of Middlesex Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Borough of Middlesex Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Middlesex;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Middlesex, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough of Middlesex Council does hereby authorize submission of a strategic plan for the Middlesex Borough Municipal Alliance grant for fiscal year 2019-2020 in the amount of:

DEDR	\$24,965.00
Cash Match	\$ 6,241.25
In-Kind	\$18,723.75

The Borough of Middlesex Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #243-2019

AUTHORIZE TAX COLLECTOR TO CANCEL TAXES FOR BLOCK 295, LOT 8, C002, AND AUTHORIZE TAXES PAID TO BE APPLIED TO BLOCK 295, LOT 8 DUE TO PLANNING BOARD DENIAL OF SUBDIVISION

WHEREAS, the property owner of 420-422 Voorhees Avenue filed a Planning Board application for a Zero Lot Line Subdivision; and

WHEREAS, Block 295 Lot 8 C002 was created in conjunction with said application and thereby causing a tax bill to be generated for said parcel; and

WHEREAS, the application for the subdivision was denied by the Planning Board; and

WHEREAS, the property owner paid taxes on 3rd Qtr 2019 in the amount of \$733.36:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, New Jersey that the Tax Collector is hereby authorized to credit the amount of \$733.36 in taxes paid for Block 295, Lot 8, C002 and apply said credit to Block 295 Lot 8;

BE IT FURTHER RESOLVED, that the Tax Collector is hereby also authorized to cancel the remaining taxes billed for Block 295 Lot 8 C002 in the following amounts;

2019 Quarter 4 - \$733.36

2020 Quarter 1 - \$366.68

2020 Quarter 2 - \$366.68

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #244-2019

**WAIVING PERMIT FEES FOR CONSTRUCTION, PLUMBING, ELECTRIC AND
ZONING FOR THE BATHROOM RENOVATIONS FOR PARKER ENGINE & HOSE
CO. #4**

The Governing Body hereby approves waiving the permit fees for the construction, plumbing, electric and zoning for the bathroom renovations for Parker Engine & Hose Co. #4, which is scheduled to commence in the near future.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #245-2019

AUTHORIZE REJECTION OF BIDS AND AUTHORIZE RE-ISSUANCE OF BID DOCUMENTS FOR MIDDLESEX PUBLIC LIBRARY A.H.U. REPLACEMENT PROJECT

WHEREAS, the Borough of Middlesex did authorize the receipt of bids for the A.H.U. Replacement at the Middlesex Public Library; and

WHEREAS, bids were received, opened and read in public on September 12, 2019; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(e), a contracting unit may reject all bids if “the purposes or provisions or both of P. L. 1971, c.198 (C.40A:11-1 et seq.) are being violated”; and

WHEREAS, it has been determined that bid addendum and notices of addendum were not issued in compliance with the rules set forth by N.J.S.A. 40A:11-23(c)(2)

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of Middlesex, County of Middlesex, State of New Jersey, that all bids received, opened and read in public on September 12, 2019, for the A.H.U. Replacement at the Middlesex Public Library are hereby rejected pursuant to N.J.S.A. 40A:11-13-2 (e.)

BE IT FURTHER RESOLVED, that the Borough Purchasing Agent is hereby authorized to reissue bid specifications and advertise for receipt of bids for the A.H.U. Replacement at the Middlesex Public Library.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #246-2019

**SPECIAL ITEMS OF REVENUE AND APPROPRIATION - MIDDLESEX COUNTY
OFFICE OF AGING INFORMATION & ASSISTANCE GRANT**

WHEREAS, N.J.S.A. 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex, County of Middlesex, hereby requests that the Director of Local Government Services approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$8,500.00, which item is now available as a revenue from the Middlesex County Office of Aging Information & Assistance Grant in the amount of \$8,500.00;

BE IT FURTHER RESOLVED that the like sum of \$8,500.00 is hereby appropriated under the caption of "Middlesex County Office of Aging Information & Assistance Grant"; and

BE IT FURTHER RESOLVED that the above is a result of a County Grant of \$8,500.00 from the Middlesex County Office of Aging Information & Assistance Grant.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #247-2019

SPECIAL ITEMS OF REVENUE AND APPROPRIATION - DRIVE SOBER OR GET PULLED OVER GRANT

WHEREAS, N.J.S.A. 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex, County of Middlesex, hereby requests that the Director of Local Government Services approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$5,500.00, which item is now available as a revenue from the Drive Sober or Get Pulled Over Grant in the amount of \$5,500.00;

BE IT FURTHER RESOLVED that the like sum of \$5,500.00 is hereby appropriated under the caption of "Drive Sober or Get Pulled Over Grant"; and

BE IT FURTHER RESOLVED that the above is a result of \$5,500.00 from the Drive Sober or Get Pulled Over Grant.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #248-2019

RESOLUTION TO APPROVE THE SALARIES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF MIDDLESEX FOR YEAR 2019

WHEREAS, the Mayor and Council has the sole discretion to fix and determine the salaries and compensation of the officers and employees of the Borough of Middlesex,

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 salaries and rates of compensation for the year 2019 be hereby fixed respectively as follows:

<u>Title</u>	<u>2019 Salary</u>
Deputy Borough Clerk	\$61,424.00
Purchasing Agent	\$52,196.00
Chief Financial Officer	\$22,184.00
Treasurer	\$54,596.00
Tax Collector	\$61,500.00
Tax Assessor	\$26,000.00
DPW Supervisor	\$105,062.00
Recreation Director	\$64,613.00
Recreation Asst Director	\$12,287.00
Senior Services Director	\$61,500.00
Zoning Officer/Code Enforcer	\$59,229.00
Construction Official	\$30,239.00
Electrical SubCode Official	\$13,541.00
Fire SubCode Official	\$12,607.00
Plumbing SubCode Official	\$17,919.00
Finance Clerk	\$16.18
Construction Admin Assistant	\$16.00
Resale Certificate Inspector	\$15.76
Code Enforcement Assistant	\$12.60
Public Works Laborers	\$12.30
Toddler Playgroup Instructor	\$13.30
Toddler Playgroup Assistant	\$12.37
Recreation Admin Assistant	\$12.60
Custodian	\$15.76
Crossing Guards	\$14.75

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #249-2019

**AUTHORIZE EXTRA WORK HOURS FOR FINANCE CLERK TO COMPLETE
SUMMARY FORMS MANDATED BY THE NEW JERSEY PUBLIC EMPLOYMENT
RELATIONS COMMISSION**

WHEREAS, N.J.S.A. 34:13A-8.2 provides that public employers shall file, with the New Jersey Public Employment Relations Commission, any contracts negotiated with public employee representatives following consummation of negotiations; and

WHEREAS, effective January 1, 2011, N.J.S.A. 34:13A-16.8(d)(2) requires all public employers to not only provide copies of the completed contracts to the Commission, but also to provide a summary report of all costs and their impact associated with the negotiated agreement for all bargaining units; and

WHEREAS, the Borough of Middlesex is currently party to three collective bargaining agreements; and

WHEREAS, it is estimated that the completion of the summary forms for the Borough's three collective bargaining agreements will require 20-25 hours to complete; and

WHEREAS, the Borough's Finance Clerk, Toni Kisly, is capable and willing to undertake this summary report project; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, New Jersey that Finance Clerk Toni Kisly be and is hereby authorized 20-25 work hours above and beyond normal work hours, at cost not to exceed \$500.00, in order to complete the required Public Employment Relations Commission summary reports for the Borough's three collective bargaining agreements.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #250-2019

**REDEMPTION OF TAX LIEN 16-00006 ON BLOCK 22 LOT 3.39 IN THE AMOUNT
\$2549.53**

WHEREAS, said liens have been redeemed by the owners or those persons having an interest, and the purchasers of said property are legally entitled to receive redemption funds in the following specific amounts;

WHEREAS, the interest and payments on the following Tax Title Lien Redemptions were calculated for September 24th, 2019;

NOW, THEREFORE, BE IT RESOLVED the Tax Collector is hereby authorized to issue a check to the said individual in the following amount(s):

Date of Sale: 7/12/17

Block/Lot: 22 / 3.39

Amount: \$2549.53

Premium: \$1,100.00

Certificate: 16-00006

Payable To: Trystone Capital Assets, LLC
PO Box 1030
Brick, NJ 08723

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #251-2019

**REFUND 2016 HOMESTEAD REBATE TO 100% DISABLED VETERANS
RECENTLY EXEMPTED**

WHEREAS, the State of New Jersey granted the second half of the 2016 Homestead Rebates to eligible homeowners; and

WHEREAS, this rebate is to be applied to 4th Qtr 2019; and

WHEREAS, there are 100% Disabled Veterans who have been recently exempted from paying taxes and;

THEREFORE, the Tax Collector is hereby authorized to refund the 2016 Homestead Rebate to the following homeowners and make checks payable to:

Name: Peter Fusco

40 Ramsey Road
Middlesex, NJ 08846
Block 84/ Lot 15

Amount: \$252.41

Name: Teresa Pawlowski

211-213 Seventh St.
Middlesex, NJ 08846
Block 224/ Lot 11.01

Amount: \$138.95

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #252-2019

**ACKNOWLEDGING THE CHANGE IN STATUS FOR CERTAIN PROPERTIES
UNDER THE VETERAN TAX DEDUCTIONS**

WHEREAS, certain Veterans were the owners of property in the Borough of Middlesex on or before October 1, 2018, and

WHEREAS, said Veterans did file their claims for the Veteran deduction with the proper official of the Borough of Middlesex, Middlesex County prior to December 31, 2019; and

WHEREAS, the Tax Collector has allowed the following Veteran deduction for the 2019 year totaling \$250.00.

Name: Bonillo, James F. & Karen L.

Block/Lot: 81/17

Amount: \$250.00

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Middlesex, Middlesex County, that the Chief Financial Officer of the Borough of Middlesex, Middlesex County be instructed to post to the books the collection of taxes receivable as detailed.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #253-2019

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.

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.

Be it Resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that:

Resolution #254-2019

EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting; and

WHEREAS, the Governing Body of the Borough of Middlesex has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of this Governing Body will reconvene.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Middlesex will go into closed session for the following reason listed below as outlined in N.J.S.A. 10:4-12 and the minutes will be kept, and once the matter involving the confidentiality of the items no longer require confidentiality, the minutes can be made public.

1. 150 Lincoln Boulevard and 242 Lincoln Boulevard (potential litigation)
2. South Avenue Project American Tower Pole (potential litigation)
3. Finance Officer (Personnel)
4. Financial Accounting Advisors (Contract Negotiation)

I Hereby Certify that the above resolution was duly adopted by the Governing Body of the Borough of Middlesex, at a meeting of said Borough Council on September 24, 2019.