

**BOROUGH OF MIDDLESEX
REGULAR MEETING MINUTES
MARCH 26, 2013**

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 the Annual Meeting Notice of December 31, 2012 and was forwarded to the Star Ledger, Courier News and Home News, and posted at Borough Hall.

SALUTE TO THE FLAG

ROLL CALL

STUDENT COUNTERPARTS

Mayor
Council President:

Ronald Dobies
Ron DiMura
Kevin Dotey
Sean Kaplan
Patricia Jenkins
Bob Schueler
Michele Tackach

Daniel Chemey
Jessica Kennick

Natalie Castello
Stephen Toscano
Steven Sarnowski
Sarah Carl

Attorney: Aravind Aithal

Mayor Dobies stated that under the Executive Session New Journey's continued Litigation will be discussed. No action is anticipated.

PRESENTATIONS-NONE

PROCLAMATION

The Borough Clerk read the following Proclamation:

Elk's Youth Week

WHEREAS, the Benevolent and Protective Order of Elks has designated the week of March 25, 2013 as Elk's Youth Week to honor America's Junior Citizens for their accomplishments, and to give fitting recognition to their services to Community, State and Nation; and

WHEREAS, Middlesex Elks 1488 will sponsor an observance during that week in tribute to the Junior Citizens of this Community; and

WHEREAS, no event could be more deserving of our support and participation than one dedicated to these young people who represent the nation's greatest resource, and who in the years ahead will assume the responsibility for the advancement of our free society; and

WHEREAS, our Youth need the guidance, inspiration and encouragement which we alone can give in order to help develop those qualities of character essential for future leadership; and go forth to serve America; and

WHEREAS, to achieve this worthy objective we should demonstrate our partnership with Youth, our understanding of their hopes and aspirations and a sincere willingness to help prepare them in every way for the responsibilities and opportunities of citizenship.

NOW THEREFORE, I Ronald S. Dobies, Mayor of the Borough of Middlesex do hereby proclaim the week of March 25, 2013 as Elk's Youth Week and urge all departments of government, civic, fraternal and patriotic groups and our citizens generally, to participate wholeheartedly in its observance.

PUBLIC HEARINGS-NONE

NEW BUSINESS

The Borough Clerk read Ordinance No. 1824-13 for introduction.

**BOROUGH OF MIDDLESEX
COUNTY OF MIDDLESEX, NEW JERSEY**

**CALENDAR YEAR 2013
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the two succeeding years; and,

WHEREAS, the Mayor and Borough Council of the Borough of Middlesex, in the County of Middlesex, New Jersey, finds it advisable and necessary to increase its CY 2013 budget by up to 3.5 % over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Borough Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$167,032.07 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

WHEREAS, the Mayor and Borough Council hereby determines that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Middlesex, in the County of Middlesex, New Jersey, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of Middlesex shall, in accordance with this ordinance and N.J.S.A. 40 A: 4-45.14, be increased by 3.5 %, amounting to \$389,741.49 and that the CY 2013 municipal budget for the Borough of Middlesex be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years: and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Councilman Schueler made a motion for introduction, seconded by Councilman DiMura and carried by the following roll call vote: Ayes: DiMura, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

The Borough Clerk read the following Resolution:

RESOLUTION #104-13
BOROUGH OF MIDDLESEX
MIDDLESEX COUNTY, NEW JERSEY
BUDGET INTRODUCTION

Municipal Budget of the Borough of Middlesex, County of Middlesex for the Year 2013.

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Municipal Budget for the year 2013;

BE IT FURTHER RESOLVED that said Budget be published in the Courier News, New Jersey in the issue of April 8, 2013.

The governing body of the Borough of Middlesex does hereby approve the following as the Budget for the year 2013:

General Appropriations:	
Appropriations Within "CAPS"	\$11,698,925.57

Municipal Purposes Appropriations Excluded from "CAPS"	4,034,237.72
Municipal Purposes Reserve for Uncollected Taxes – Based on Estimated 98+ Percent of Taxes Collections	<u>814,000.00</u>
Total General Appropriations	16,547,163.29
Less: Anticipated Revenues Other Than Current Property Taxes	<u>4,986,329.31</u>
Difference: Amount to be Raised by Taxes For Support of Municipal Budget:	
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	<u>\$11,078,254.37</u>
b) Municipal Library Tax	<u>\$ 482,579.61</u>
<u>Swimming Pool Utility Operating Fund</u>	
Total Swimming Pool Revenues	<u>\$ 372,800.00</u>
Total Swimming Appropriations	<u>\$ 372,800.00</u>

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Borough Council of the Borough of Middlesex, County of Middlesex, on March 26, 2013.

A hearing on the Budget and Tax Resolution will be held at the Municipal Building on April 23, 2013 at 7:00 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2013 may be presented by taxpayers or other interested persons.

Council President DiMura made a motion for approval, seconded by Councilman Schueler and carried by the following roll call vote: Ayes: DiMura, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

Council President DiMura stated that this year the budget increase on the average home is approximately \$37.65, and the budget increase is less than 1% of the annual budget. Council President DiMura mentioned that we have overcome close to ½ million dollars in assessed values in homes because of the economic situation, overcome high increases in health insurance and also a drop in our miscellaneous revenue of over \$300,000. We are still able to reinvest in our community with the road project, fixing our buildings throughout the borough, park projects, and being proactive on flood issues. Council President DiMura also commended the Finance Committee and Andrea Corcoran for their hard work on the budget and mentioned that the budget is still a work in progress, but we are sitting in a good position.

The Borough Clerk read Ordinance No. 1825-13 by title for introduction.

ORDINANCE NO. 1825-13

AN ORDINANCE TO AMEND CHAPTER 317 PROPERTY MAINTENANCE, SECTION 371-1 STORAGE OF CERTAIN MATERIALS AND EQUIPMENT RESTRICTED; SECTION

317-9 DEFINITIONS; SECTION 317-12 ADMINISTRATIVE PROVISIONS AND SECTION 317-13 VIOLATIONS AND PENALTIES IN THE CODE OF THE BOROUGH OF MIDDLESEX

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

Section 317-1 Storage of Certain Materials and Equipment Restricted is amended to read as follows:

§ 317-1. Storage of certain materials and equipment restricted.

Storage of materials or equipment which is dilapidated or in a condition of disuse or disrepair or unsanitary or unsafe or otherwise disturbing or inimical to the health, comfort and convenience of residents of the Borough of Middlesex, is prohibited on any property within 1,000 feet of any dwelling except if such storage is in an enclosed building and cannot be reasonably detected by a person of normal sensitivity at the property line of such building, or is otherwise regulated by this municipality. "Inimical to the health, comfort and convenience of residents" shall mean any condition that offends, or is pervasive or obnoxious odors, or airborne particles which cause breathing difficulties or eye irritation, or any other such irritations or disturbances of a person of normal sensitivity.

Section 317-9 Definitions is amended to include the following:

§ 317-9. Definitions.

ENFORCEMENT OFFICER – Except as defined in § 317-12A, the enforcement officer shall be the Construction Official or his authorized representative. At the request of the enforcement officer, any patrolman or special officer of the Police Department, as defined in Chapter 80 of the Code of the Borough of Middlesex shall be authorized to enforce § 317-1 of this Chapter as related to any condition that offends, or is pervasive or obnoxious odors, or airborne particles which cause breathing difficulties or eye irritation, or any other such irritations or disturbances of a person of normal sensitivity.

Section 317-12 Administrative Provisions is amended to include the following:

§ 317-12. Administrative provisions.

F. Odors and Airborne Particles. Notwithstanding the provisions of this section, if it is determined by the enforcement officer that there is an immediate disturbance to the comfort and convenience of any resident of the Borough of Middlesex by means of any pervasive or obnoxious odors, or airborne particles which cause disturbances of a person of normal sensitivity, then no notice shall be required hereunder and the enforcement officer may immediately issue a summons of violation to a person or entity.

Section 317-13 Violations and penalties is amended to read as follows:

§ 317-13. Violations and penalties.

Any person or entity who shall violate any of the provisions of this article or any order promulgated hereunder shall, after a summons is issued under the terms hereof, be punished

as follows, for each such violation occurring during any calendar day being considered a separate offense:

- A. For the first offense, by a fine not less than \$500 or more than \$2,000.
- B. For a second offence, by a fine not less than \$1,000 or more than \$2,000.
- C. For a third offense or any subsequent offenses, by a fine of not less than \$1,500 or more than \$2,000.

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

- 1. The Governing Body does hereby amends the above-captioned sections of Chapter 317 Property Maintenance of the Code of the Borough of Middlesex.
- 2. This Ordinance shall take effect immediately upon final passage and publication according to law.

Councilman Schueler made a motion for introduction, seconded by Councilman DiMura and carried by the following roll call vote: Ayes: DiMura, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

The Borough Clerk read Ordinance No. 1826-13 by title for introduction.

ORDINANCE NO. 1826-13

AN ORDINANCE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AMENDING THE CODES OF THE BOROUGH OF MIDDLESEX TO CREATE CHAPTER 320, LANDLORD REGISTRATION

WHEREAS, the Borough Council of the Borough of Middlesex desires to create Chapter 320, Landlord Registration, of the Codes of the Borough of Middlesex, New Jersey.

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

SECTION ONE. Chapter 320 of the Codes of the Borough of Middlesex, New Jersey is hereby created to read as follows:

320-1 Registration and License Application

- a. A registration and license application must be completed for each dwelling within the Borough available for rent to tenants. Without infringing upon the requirements of N.J.S.A. 46:8-28, all dwellings within the Borough available for rent to tenants shall be registered and licensed as provided herein. Every owner shall file with the Zoning Officer or his/her designee a registration form for each unit contained within a dwelling.
- b. Every owner is required to provide each occupant or tenant occupying a rental unit with a copy of the completed registration form.

- c. Upon the filing of a completed registration form, payment of the prescribed fee, and a satisfactory inspection, the owner shall be entitled to the issuance of a license commencing on the date of issuance and expiring on the same date of the next calendar year. Any lease which has been executed prior to the adoption of this Ordinance shall not be affected, but the rental unit must nevertheless be registered, inspected and licensed in accordance with this Ordinance. No rental unit shall hereafter be rented unless the rental unit is registered and licensed in accordance with this Ordinance. A registration form shall be required for each rental unit, and a license shall be issued to the owner for each rental unit, even if more than one (1) rental unit is contained in the property.
- d. Every person required to file a registration form pursuant to this Ordinance, shall file an amended registration form within 20 days after any change in the information required to be included thereon. No fee shall be required for the filing of an amendment except where the ownership or tenancy of the premises is changed.
- e. Each rental unit shall be inspected at least once during the 12 months license period. The Borough of Middlesex Construction Office will contact the owner of the rental unit to arrange for an inspection during the license year. The owner and/or occupant is required to give the inspecting officer free access to the rental facility at all reasonable times for the purpose of such inspection.
- f. No person shall hereafter occupy any rental unit nor shall the owner permit occupancy of any rental unit which is not registered and licensed.

320-2 Periodic Inspections

- a. Periodic Inspections: Each rental unit shall be inspected at least once in every 12 month period, and upon each change in tenancy, for purposes of the issuance of a certificate of occupancy. Such inspection shall be for the purpose of determining Zoning Ordinance compliance, and to the extent applicable, to determine if the property complies with the Property Maintenance Code, Uniform Construction Code, BOCA Maintenance Code, Housing Code and/or Building Code and the Uniform Fire Safety Act. Upon compliance, the Construction Official shall cause to be issued a certificate of occupancy pursuant to Chapter 158 of the Code of the Borough of Middlesex.

320-3 Fees

- a. Fees:
 - (i) An bi-annual registration fee of \$50.00 dollars;
 - (ii) A second Re-inspection fee of \$50.00 dollars;
 - (iii) There shall be no fee if the owner of the property is:
 - 1. A Senior Citizen who resides in a unit of the property and rents the remaining unit and would qualify for a State of New Jersey property Tax Deduction under N.J.S.A. 54:4-8.41; or

2. A bona fide, full-time resident of a unit in the same building, so long as there are no more than two (2) residential units in such building.

(iv) If any fee is not paid within thirty (30) days of its due date, a late fee surcharge of \$30.00 will be assessed.

320-4 Violations & Penalties

- a. In the event that the inspection(s) of a rental unit indicates the need for maintenance and/or repairs, such property shall not thereafter be registered, nor shall a license be issued, and the owner of the property, or his agent, shall not lease or rent such property, nor shall any tenant occupy the property until the necessary maintenance, repairs and corrections have been made so as to bring the property and rental unit into compliance with the applicable Code(s) and the property is thereafter subsequently re-inspected, approved, registered and licensed. In the event that such property is occupied when such conditions are discovered, all such corrections shall be made within sixty (60) days, and if not made within that time period, the owner shall be deemed in violation of this Ordinance and every day that the violation continues shall constitute a separate and distinct violation, subject to the penalty provisions of section 18 of this Ordinance.
- b. No license will be issued for any property containing a rental unit unless all Municipal taxes, water and sewer charges and any other Municipal assessments are paid on a current basis.
- c. Any person who violates any of the provisions of this ordinance, unless another penalty is provided, shall upon conviction thereof, pay a fine of not less than \$200.00, up to \$2,000.00, or imprisonment for any term, not exceeding 90 days, or a period of community service not exceeding 90 days, for the violation thereof.

SECTION TWO. In the event that any 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 this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

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

Councilman Schueler made a motion for introduction, seconded by Councilman DiMura and carried by the following roll call vote: Ayes: DiMura, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

APPOINTMENTS-NONE

ADOPTION OF MINUTES

Councilman Dotey moved the approval of the March 12, 2013 Regular Meeting Minutes and Executive Session Meeting Minutes seconded by Councilwoman Jenkins and carried by a majority of Council (Abstain-Kaplan).

REPORTS – STANDING COMMITTEES:

1. Finance/Taxation/Real Estate/Construction Official/Insurance – Nothing to Report
2. Recreation/Recreation Fields/Water & Light
 - (a) Councilman Dotey reported that there was a good turnout for the Easter Egg Hunt on Saturday. The Recreation Director thanked the OEM, Police, Fire Department and Rescue Squad for their participation.
3. Fire/OEM/Board of Health/Rescue Squad – Councilman Kaplan was absent
 - (a) Rescue Squad Coin Toss – A resolution is on the Agenda tonight’s meeting.
 - (b) Councilman Kaplan moved the approval of Robert M. Frisch III to the Middlesex Fire Department seconded by Councilwoman Tackach and carried by a unanimous vote of Council.
 - (c) Fire Department Carnival – April 22 – April 27th – Bracelet night is Tuesday, Thursday and Saturday.
4. Public Works/Parks/Sanitation/Recycling
 - (a) Councilwoman Jenkins made a motion to approve Twice a Week Garbage Pickup – June 3, 2013 – September 6, 2013 seconded by Councilman Schueler and carried by a unanimous vote of Council.
 - (b) Councilwoman Jenkins moved the approval of the February, 2013 DPW Report seconded by Councilman Kaplan and carried by a unanimous vote of Council.
5. Police/Legal/Code Enforcement/Municipal Court
 - (a) Councilwoman Tackach moved the approval of the February, 2013 Police Report seconded by Councilman Kaplan and carried by a unanimous vote of Council.
 - (b) Councilwoman Tackach moved the approval of the January, 2013 Construction Report seconded by Councilwoman Jenkins and carried by a unanimous vote of Council.
6. Administration/Office on Aging/Legislation/License/Buildings & Grounds – Nothing to Report

REPORTS

Mayor

1. Summer Hours – Council President DiMura moved the approval of the Summer Hours to be held May 31, 2013 – August 30, 2013 seconded by Councilman Kaplan and carried by a unanimous vote of Council.
2. FEMA Buyouts - Mayor Dobies updated Council that 6 of the 7 homes are continuing their participation in the grant. The first alternate will be added to the buyout list. Applications have been submitted to the DEP for approval.

The Borough Clerk read the following resolution:

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

Consent Agenda 2012(G)

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 desirous of removing Resolution #97-13 from this 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 #105-13 – Resolution #112-13

Councilman Kaplan made a motion for approval, seconded by Councilman Schueler and carried by the following roll call vote: Ayes: DiMura, Dotey, Jenkins, Kaplan, Schueler and Tackach. 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 #97-13

WHEREAS, Middlesex Borough Rescue Squad has requested to hold fund raising within the borough of Middlesex by conducting sixteen coin tosses within the borough at the intersections of Route 28 and Greenbrook Road, Route 28 and Shepherd Avenue and Bound Brook Road and Mountain Avenue; and

WHEREAS, the Rescue Squad would like to conduct these coin tosses on April 20 & 21, June 22 & 23, July 21, August 18, September 21 & 22, October 20, November 16 & 17, and December 21 and 22 from 9 a.m. – 6 p.m.; and

WHEREAS, Middlesex Borough Rescue Squad 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 Middlesex Borough Rescue Squad conduct coin tosses on April 20 & 21, June 22 & 23, July 21, August 18, September 21 & 22, October 20, November 16 & 17, and December 21 & 22 from 9 a.m. – 6 p.m. at the above locations, pending receipt of approval from the New Jersey Department of Transportation.
2. This resolution shall take effect immediately.

Councilman Schueler made a motion for introduction, seconded by Councilman Kaplan and carried by the following roll call vote: Ayes: DiMura, Dotey, Jenkins, Kaplan, Schueler and Tackach. 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 #105-13

The governing body hereby hires Ronald Safar, Jr., 70C Old New Brunswick Road, Piscataway, New Jersey 08854 as a Part Time DPW Employee effective April 1, 2013 for 28 hours per week at \$12.00 per hour, pending a satisfactory background check.

The Borough Clerk read the following resolution:

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

Resolution #106-13

The governing body hereby terminates the employment of Brendon Devaney, as a Part Time DPW Employee effective immediately.

The Borough Clerk read the following resolution:

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

Resolution #107-13

WHEREAS, an emergent condition has arisen with respect to providing temporary appropriations sufficient to cover commitments made during the period of January 1, 2013 to the date of adoption of the annual budget and no adequate provision has been made in the 2013 temporary appropriations to cover such commitments, and N.J.S.A. 40A: 4-20 provides for the creation of an emergency temporary appropriation for the purpose of covering such commitments; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2013 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$12,162,933.32 for the Current Fund Budget, \$278,000.00 for the Swimming Pool Utility Budget;

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all of the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A.

Appropriations	Account No	Salaries & Wages	Other Expenses
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Current Fund

General Government

Mayor & Council	20-1101	6,000	10,000
Municipal Clerk	20-1231	65,000	3,000
Printing & Advertising	20-1202		5,000
Postage	20-1222		5,000
Finance Administration	20-1301	52,000	7,000
Elections	20-1242		5,500
Computer Services	20-1401		58,000
Revenue Administration	20-1451	32,000	6,500
Assessment of Taxes	20-1501	16,000	1,000
Legal	20-1551		50,000
Engineering	20-1652		8,700
Planning Board	21-1802		13,000
Zoning Board	21-1852	2,725	8,000
Ins. Liability	23-2102		112,463.25
Ins. Workers Comp	23-2152		28,742.69
Ins.Group	23-2202		1,100,000
Ins. Surety Bonds	23-2112		
Ins. Temp. Disability	23-2122		15,000
Ins. Long Term Disability	23-2132		10,000
Public Safety			
Police	25-2401	1,500,000	60,000
Juvenile	25-2411	1,463	0
Emergency Management	25-2521		7,000
Fire	25-2652		70,000
Fire Hydrants	25-2572		95,000
Prosecutor	25-2752	11,000	
Uniform Fire Prevention	25-2531	0	0
Public Works			
Streets & Roads	26-2901	140,000	40,000
Shade Tree	26-3001	1,100	27,000
Solid Waste	25-3051	41,000	
Garbage	25-3071	340,000	9,000
Bldg & Grounds	25-3101	0	20,000
Rental Rescue Squad	25-3082		3,000
Sewers	31-4551	23,000	24,000
Stormwater Regulations	41-7160		(3,000)
Maint.Communications	25-3092		
Health & Human Services			
Board of Health	27-3301	3,400	28,000
Animal Control	27-3453		15,000

Parks & Receptions			
Recreation	28-3701	35,000	10,000
Celebration of Public Events	30-4200		70,000
Parks & Playgrounds	28-3751	140,000	14,000
Sr. Citizen Bus	28-3721	7,200	1,000
Sr. Nutrition	28-3791	0	
Title III	28-3781	14,000	
Medical Transportation	28-3761	6,000	
Sr. Coordinator	28-3731	19,000	2,000
Utility Expenses			
Electricity	31-4302		80,000
Street Lighting	31-4352		78,000
Telephone	31-4402		33,000
Water	31-4452		17,000
Natural Gas	31-4462		7,500
Fuel Oil (Diesel)	31-4472		27,000
Gasoline	31-4602		13,000
Other Operating			
Housing & Community Devel	30-4161		
Environmental	30-4171		
Tax Map Maintenance	30-4182		
Landfill	32-4652		190,000
Construction	22-1951	30,000	2,700
Municipal Court	43-4901	75,000	4,000
Library	29-3902		211,000
Utility Authority	25-3122		436,000
Piscataway Sewer	25-3112		117,000
Beautification	30-4203		
Curbside Recycling	36-4766		50,000
Unemployment	36-4767		25,000
Statutory Expenses			
PERS	36-4722		
PFRS	36-4752		
Social Security	36-4722		130,000
DCRP Co. Match	36-4732		5,000
Debt Service			
Bond Principal	45-9202		
Bond Interest	45-9302		
BAN Interest	45-9302		
Ban Paydown	45-6202		

Green Acres Loan	45-9402		
Hazardous Loan & Interest	45-9412		
Infrastructure Loan	45-9413		
MCIA Loan	45-9414		
Capital Imprv Fund	44-9010		60,000
State & Federal Grants			
Drug Alliance	41-7032		7,000
Older American	41-7092	1,000	
Body Armor	41-7042		4,058.08
DWI	41-7011		4,699.42
Municipal Court DWI	41-7022		
Clean Communities	41-7002		
TOTAL CURRENT FUND		2,561,888	3,440,863.44
Swim Pool Utility			
Operating Appropriations	01-7001	120,000	68,000
TOTAL SWIM POOL		120,000	68,000

The Borough Clerk read the following resolution:

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

Resolution #108-13

The governing body hereby declares the following items surplus:

1. 1996 Dodge Truck, Vin. No. 1B6MF 36CIT JI935 41
2. 5 Drawer Legal/Letter Size Cabinet
3. Olympia Typewriter No. 66-200-4584-1 – Court Office

The Borough Clerk read the following resolution:

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

Resolution #109-13

The Tax Collector is hereby authorized to issue checks in the following amounts to redeem multiple liens. The check is to be made payable to:

FWDSL & Associates LP
5 Cold Hill Rd South #11
Mendham, NJ 07945

Block/Lot/Qual	TTL Number	Amount	Premium
173/2/C0001	2012-1790	\$7,418.29	\$3,000.00
173/2/C0002	2012-1791	\$7,517.28	\$3,000.00
173/2/C0003	2012-1792	\$7,418.65	\$3,000.00
173/2/C0004	2012-1793	\$6,342.06	\$3,400.00
173/2/C0005	2012-1794	\$6,485.83	\$3,800.00
173/2/C0006	2012-1795	\$6,342.06	\$3,400.00

The Tax Collector is hereby authorized to issue a check in the amount of \$28,816.17 and a \$1,100 premium to redeem tax sale certificate #2010-1735, Block 165, Lot 45, 303 Clinton Avenue, check is to be made payable to:

US Bank CUST CCTS Capital LLC
2 Liberty Place
50 South 16th Street – Suite 1950
Philadelphia, PA 19102

The Borough Clerk read the following resolution:

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

Resolution #110-13

WHEREAS, The governing body adopted Resolution #81-13 on March 12, 2013 reducing the hours of the permanent part time employees from 30 hours per week to 28 hours per week; and

WHEREAS, the governing body wishes to commence reducing these hours effective May 1, 2013.

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

1. The governing body hereby commence reducing the hours of the permanent part time employees from 30 hours per week to 28 hours per week effective May 1, 2013.
2. This resolution shall take effect May 1, 2013.

The Borough Clerk read the following resolution:

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

Resolution #111-13

WHEREAS, on March 6, 2013 the governing body received a proposal from Remington & Vernick Engineers for the regular inspection of the Creighton Lake Dam; and

WHEREAS, this proposal includes the following tasks: (1) Visual inspection of the dam and appurtenances. The inspection team will consist of a structural engineer and a civil engineer as required by the NJDEP; (2) Preparation of the NJDEP inspection forms for compliance with Dam Safety Regulations; (3) Preparation of the Dam Inspection Report which will include sketches and digital photographs; and (4) Submission of the report to Borough officials, as well as the NJDEP.

WHEREAS, the fee for the services will not exceed \$3,500.

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

1. The governing body hereby approves the proposal from Remington & Vernick Engineers for the regular inspection of the Creighton Lake Dam in an amount not to exceed \$3,500.
2. Funds for this proposal will be transferred from Purchase Order No. 51498.
3. This resolution shall take effect immediately.

NOW FURTHER BE IT RESOLVED that funds in the amount of \$3,500 are available in Purchase Order No. 51498.

The Borough Clerk read the following resolution:

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

Resolution #112-13

Authorizing the Mayor to execute two Remedial Action Permit Applications – Soil on the Facility Lane Site for the property located on the South Raritan Avenue right of way and Baekeland Avenue right of way.

The Borough Clerk read the following resolution:

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

Resolution #113-13

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.

Including the following Confirming Orders:

- | | | |
|-------------|-------------------------------------|----------|
| 1. PO 53039 | DeSesa Engineering Company | \$286.75 |
| 2. PO 53019 | Fosbre Town Plumbing & Heating, LLC | \$315.00 |

3. PO 52942	JEM Service Center	\$280.91
4. PO 53000	Brunswick Automotive Professionals, Inc	\$541.86
5. PO 53008	Wilson Plumbing & Heating, LLC	\$85.00
6. PO 53007	Mulvey Electric, Inc	\$301.25
7. PO 53052	Board of Fire Officers	\$349.88

Council President DiMura made a motion for approval, seconded by Councilman Schueler and carried by the following roll call vote: Ayes: DiMura, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

DISCUSSION ON AGENDA WORKSHOP ITEMS- NONE

1. Resident Request for Alcohol at Mountainview Park – Council did not approve this request citing Chapter 121-17 which does not allow any alcohol in public parks.

PUBLIC COMMENTS

Mayor Dobies opened the Public Portion of the meeting for any comments.

Dave Oliver, 216 Ashland Road discussed the status of the seeding and feeding of the high school fields.

Nadine Chemey, 41 Glen Gary questioned if the football field will be ready for graduation.

Frank Ryan, 303 Maple Street discussed (1) twice a week garbage pickup (2) garbage being put in containers; (3) Police Department accumulation of sick time; and (4) banning of smoking in public parks.

Tom Harrity, 107 Ramsey Road questioned Ordinance No. 1825-13. It was noted that a public hearing would be held in two weeks for discussion on this ordinance.

Pete Gardner, 118 South Woodland Road questioned (1) Who is responsible for the Recreation Commission operating within the proper guidelines; (2) Middlesex Borough Code of Conduct; (3) Meeting with Council President DiMura, Recreation Director, Recreation Liaison and Recreation Chairwoman about basketball travel team try outs & how they are run; (4) Inflation of basketballs for his team; and (5) Guidelines for basketball registration and how they are followed. After Mr. Gardner’s concerns were discussed, Councilman Dotey agreed to meet with Mr. Gardner to discuss this matter further.

Mayor Dobies addressed all the other issues that were discussed in the public.

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

Council President DiMura moved to reconvene the Regular Meeting seconded by Councilman Schueler and carried by a unanimous vote of Council.

ADJOURNMENT

Council President DiMura made a motion to adjourn the Regular Meeting seconded by Councilman Schueler and carried by unanimous vote of members present.

Respectfully submitted,

Kathleen Anello, RMC
Borough Clerk