



Borough of Middlesex
Mayor and Council Regular Meeting
~ Minutes ~

1200 Mountain Ave
Middlesex, NJ

Linda Chismar
732 356-7400 x238
www.middlesexboro-nj.gov

Tuesday, January 14, 2020

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

ROLL CALL

Mayor John Madden
Councilman Jeremiah Carnes
Councilman Jason Carr
Councilman James Eodice
Councilman Jack Mikolajczyk
Councilman Douglas Rex

Also Present:

Marcia Karrow Administrator
Christopher Corsini Borough Attorney

Others Absent:

2. Mayor Madden made a motion to amend Executive Session to include discussion on 150 Lincoln Boulevard, remove Resolution 44-2020 from the Consent Agenda and add to Executive Session, and also to remove Agenda Workshop Item 3. Resolution 44-2020 will be done after Executive Session.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jason Carr, Councilman
SECONDER:	Jack Mikolajczyk, Councilman
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex

PRESENTATIONS

APPOINTMENTS

PROCLAMATIONS

ORDINANCE(S) FOR INTRODUCTION

The Borough Clerk read ordinance 1985-20 by title:

ORDINANCE 1985-20

AN ORDINANCE REPEALING CHAPTER 36 (ETHICS, CODE OF) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX AND TRANSFERING THE INVESTIGATORY AND ENFORCEMENT POWERS CONTAINED THEREIN TO THE LOCAL FINANCE BOARD OF THE DIVISION OF LOCAL GOVERNMENT SERVICES IN NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS PURSUANT TO N.J.S.A 40A:9-22.7

WHEREAS, the Mayor and Council of the Borough of Middlesex recognize that the offices with which they are entrusted are public trusts and are therefore committed to ensuring the highest standard of ethical conduct for all government officers and employees in the service of the residents of Middlesex Borough; and

WHEREAS, the Municipal Code of the Borough of Middlesex currently provides for an Ethical Standards Board pursuant to Section 36-7 et seq.; and

WHEREAS, pursuant to the Local Government Ethics Law, N.J.S.A. 40A:9-22.7, the Local Finance Board of the Division of Local Government Services in the New Jersey Department of Community Affairs had plenary power to conduct inquiries and adjudicate complaints concerning the ethical standards of local government officials; and

WHEREAS, in order to ensure the efficient and impartial determination of inquiries into the ethical conduct of any local government officer or employee of the Borough of Middlesex as defined under N.J.S.A. 40A:9-22.3, the Mayor and Borough Council of the Borough of Middlesex seeks to repeal Chapter 36 in its entirety to the Local Finance Board; and

WHEREAS, N.J.S.A. 40A:9-22.1 et seq. currently serves as the Code of Ethics for all local government officers and employees in the State of New Jersey and Chapter 36 is duplicative thereof; and

WHEREAS, the transfer of enforcement responsibilities to the Local Finance Board will ensure that the investigation and adjudication of all inquiries into the ethical conduct of local government officers or employees in the Borough of Middlesex will be conducted free from political interference and resolved in an honest and straightforward manner;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Middlesex, in the County of Middlesex, State of New Jersey, that Chapter 36 of the Municipal Code of the Borough of Middlesex be repealed in its entirety.

SECTION I.

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

SECTION II.

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 III.

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law.

RESULT:	FIRST READING [UNANIMOUS]	Next: 1/28/2020 7:00 PM
MOVER:	Jack Mikolajczyk, Councilman	
SECONDER:	James Eodice, Councilman	
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex	

The Borough Clerk read ordinance 1986-20 by title:

ORDINANCE 1986-20

AN ORDINANCE AMENDING CHAPTER 10 IN THE BOROUGH CODE OF THE BOROUGH OF MIDDLESEX ENTITLED "CULTURAL ARTS COMMITTEE" TO INCLUDE ASPECTS OF HISTORICAL PRESERVATION AND EDUCATION

WHEREAS, by prior ordinance of the Borough Council of the Borough of Middlesex, a Cultural Arts Committee was created and established in Chapter 10 of the Municipal Code of the Borough of Middlesex; and

WHEREAS, the Borough Council of the Borough of Middlesex now seeks to amend the purpose and scope of the Cultural Arts Committee to include aspects of historical preservation and education and to change the name of said committee to the Middlesex Borough Culture and Heritage Committee; 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 amended as follows:

Section I

The title of Chapter 10 is hereby amended to "Cultural and Heritage Committee" and said title shall be henceforth reflected in the Municipal Code of the Borough of Middlesex.

Section II

Chapter 10-1 is hereby amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added):

There is hereby established a ~~Cultural Arts~~ **Culture and Heritage** Committee for **which shall promote cultural engagement, historical education and preservation**, ~~pursue 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~~ **Culture and Heritage** Committee.

Section III

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, **historic** and artistic ~~exhibitions~~ **engagement**, 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, **for the preservation of the history and heritage of the Borough**, 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 IV

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

Section V

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 VI

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law.

RESULT:	FIRST READING [UNANIMOUS]	Next: 1/28/2020 7:00 PM
MOVER:	Douglas Rex, Councilman	
SECONDER:	Jeremiah Carnes, Councilman	
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex	

The Borough Clerk read ordinance 1987-20 by title:

ORDINANCE 1987-20

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

TITLE	SALARY	RANGE
Full Time Employees		
Chief of Police	160,000	195,000
Borough Administrator	100,000	150,000
Borough Clerk	65,000	100,000
Deputy Borough Clerk	45,000	75,000
Tax Collector	50,000	75,000
DPW Superintendent	90,000	120,000
Director - Office on Aging	50,000	75,000
Treasurer/CFO	60,000	90,000
Recreation Director	55,000	75,000
Court Administrator	55,000	70,000
Administrative Clerk/Purchasing Agent	45,000	65,000
Human Resources/Payroll Clerk	45,000	60,000
Part Time Employees		
Assistant Recreation Director	11,000	14,000
Recreation Commission Secretary	1,100	1,500
Tax Assessor	20,000	40,000
Code Enforcer/Zoning Official	30,000	65,000
Construction Official	10,000	15,000
Electrical Sub-Code Official	11,500	17,000
Building Sub-Code Official	20,000	25,000
Resale Certificate Inspector	2,500	7,500
Plumbing Sub-Code Official	10,000	25,000
Fire Sub-Code Official	10,000	15,000

Planning/Zoning Clerk (per meeting)	200	400
Shade Tree Secretary	2,350	3,000
Juvenile Conference Committee Secretary	1,500	2,500
Municipal Magistrate	35,000	50,000

Hourly Employees	Per Hour	Per Hour
Administrative Clerk	13.00	20.00
Construction/Code Inspectors	13.00	16.00
DPW Laborer	13.00	20.00
Meals on Wheels Driver	13.00	20.00
Medical Transportation Driver	13.00	20.00
Senior Transportation Driver	13.00	20.00
Pre-School Program Coordinator	14.00	20.00
Pre-School Program Instructor	13.00	18.00
Playground Coordinator (Seasonal)	12.00	20.00
Playground Site Supervisor (Seasonal)	11.00	16.00
Playground Counselor (Seasonal)	10.30	14.00
Police Matrons	15.00	20.00
Crossing Guards	14.00	20.00
Custodian	15.00	20.00

SECTION 2

Rates of Compensation established above shall serve as a guide in employment and subsequent changes in rate of employees hired after passage of this ordinance.

SECTION 3

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are and the same are hereby repealed.

SECTION 4

This Ordinance shall take effect upon its final passage, approval and publication according to law.

RESULT:	FIRST READING [UNANIMOUS]	Next: 1/28/2020 7:00 PM
MOVER:	James Eodice, Councilman	
SECONDER:	Jeremiah Carnes, Councilman	
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex	

The Borough Clerk read ordinance 1988-20 by title:

ORDINANCE 1988-20**AN ORDINANCE AMENDING CHAPTER 6 (BYLAWS OF COUNCIL) OF THE
MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX**

WHEREAS, the Mayor and Council of the Borough of Middlesex desires to amend the by-laws of the Borough Council to streamline council procedures and to more accurately reflect the Borough form of government; and

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Middlesex, in the County of Middlesex, State of New Jersey, that Chapter 6 of the Municipal Code of the Borough of Middlesex shall be amended to reflect the provisions attached hereto as Exhibit A.

SECTION I.

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

SECTION II.

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 III.

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law.

EXHIBIT A**Article I Government****§ 6-1 Rules of order.**

The deliberation of the Council shall be governed by Robert's Rules of Order.

Article II Mayor**§ 6-2 Conduct of meetings; participation.**

The Mayor shall preside over the deliberations of the Council and shall conduct the meetings thereof. He or she shall also participate in the determination of Borough affairs to the extent permitted by statute.

§ 6-3 Preservation of order.

The Mayor shall on all occasions preserve the strictest order and decorum, and he or she

shall cause the removal of all persons who disrupt the orderly proceedings of the Council.

§ 6-4 Designating speaker.

When two or more Councilmen shall speak at the same time the Mayor shall name the one entitled to the floor.

§ 6-5 Question of order.

The Mayor shall decide all questions of order without debate subject to an appeal to the Council, and he or she may call upon the Council for the opinion of the Council upon any question of order.

§ 6-8 Absence of Mayor.

In the absence of the Mayor, or if he or she is unable to perform his duties, the Council President (or, in his inability to act, the Council members having the longest term as such) shall act as Mayor, as provided by statute.

Article III Borough Clerk

§ 6-9 Duties, generally.

The Clerk shall perform the duties enjoined upon him by the Revised Statutes of New Jersey and these bylaws.

§ 6-10 Keeping minutes, ordinance books; other duties.

The Clerk shall keep the minutes and ordinance books properly and fully indexed and shall perform all the duties usually devolving upon such officer and, in addition, such other duties or services as the Mayor and Council may direct.

§ 6-11 Numbering and recording ordinances.

Upon the introduction of an ordinance, the same shall be properly numbered and recorded at length by the Borough Clerk in the Ordinance Book. The assigned number should appear in the advertisement of such ordinance.

§ 6-12 Preparation of addendum sheet for bylaws.

The Clerk shall prepare an addendum sheet for insertion in all copies of Council bylaws currently listing all appointments in effect, including also the designated councilmanic representatives who are to serve as liaison between the Council and all boards and organizations.

Article IV Meetings

§ 6-13 Annual meeting.

The Mayor and Council shall hold an annual reorganization meeting on any day during the first week in January, which may be selected by the governing body, pursuant to the provisions in N.J.S.A. 40:45A-1. At this meeting, the Council will elect one of its members as Council President for the calendar year.

§ 6-14 Regular meetings.

The regular meetings shall be held at the Borough Hall or other location designated by the Mayor on the second and fourth Tuesdays of each month at 7:00 p.m. Regular meetings shall not be changed except by a resolution introduced at a regular meeting and acted upon at a subsequent regular meeting.

§ 6-15 Agenda meetings.

The agenda meetings may be held at the Borough Hall or other location designated by the Mayor on the second and fourth Tuesdays of each month and will be included at the end of the regular meeting.

§ 6-16 Special meetings.

The Mayor shall, when necessary, call special meetings of the Council. In case of his absence, neglect or refusal, any four members of the Council may call such meeting. The meeting shall be held at Borough Hall or another designated location at such time designated by the Mayor or the four members of Council. In all cases of special meetings, reasonable advance notice, considered to be 48 hours except in the case of emergency, shall be given, by registered letter only by the person calling the meeting, to all members of the Council and Clerk.

§ 6-17 Emergency meetings.

These meetings can be called when an urgent and important matter arises and a delay of the meeting for the purpose of providing adequate notice would likely result in substantial harm to the public interest. The following procedural requirements must be complied with:

A. An affirmative vote of 3/4 of the members present to conduct the meeting.

B. The providing of notice of the meeting as soon as possible following the calling of such a meeting.

C. The inclusion in the minutes of a detailed statement explaining:

(1) The nature of the urgency and its importance;

(2) The nature of the substantial harm to the public interest likely to result from a delay in holding the meeting;

(3) That the meeting will be limited to those urgent and important matters;

(4) The time, place and manner in which notice of the meeting was provided; and

(5) That the need for such a meeting could not have been reasonably foreseen at a time when adequate notice could have been provided or, if such need could have been foreseen,

the reason(s) why adequate notice was not provided.

§ 6-18 Quorum.

A quorum shall be as provided by the Revised Statutes of New Jersey, namely: three Councilpersons and the Mayor, and, in the absence of the Mayor, four Councilpersons.

§ 6-19 Lack of quorum.

If no quorum is present at any meeting, those assembled shall have the power and are hereby authorized to set a new meeting date, and then adjourn.

§ 6-20 Agendas

The Mayor, in consultation with the Council President, Borough Administrator, and Borough Clerk, shall set the agenda for any meeting of the Borough Council. Any member of the Council may place an item on the agenda for either action or discussion by notifying the Borough Clerk at least two (2) business days prior to meeting in question. A member of the Council who intends to propose a new ordinance, amendment to an existing ordinance, or a resolution for adoption by the Borough Council, shall cause copies of the proposal to be circulated for review to the other Council members and the Mayor as far in advance of the date when the proposals shall be made as may reasonably appropriate and practical. This Section shall not be considered as discouraging either a proposal resulting from an emergency, or any other proposal during the course of a Council meeting as the result of matters arising therein.

§ 6-21 Regular meeting order of business.

The following is the recommended order of business. However, the format may be changed by the Mayor, Council President in the absence of the Mayor, or senior member of the Council in the absence of the Mayor and Council President, if there are no relevant agenda items to a certain order, to accommodate the audience, or expedite certain matters before the Council:

- A.** Open Public Meetings Statement
- B.** Flag Salute
- C.** Presentations
- D.** Public Hearing
- E.** Appointments
- F.** Proclamations
- G.** Ordinances for Introduction
- H.** Ordinances for Public Hearing and Final Adoption

- I. Adoption of minutes
- J. Mayor's Report
- K. Council Reports
- L. Administrator's Report
- M. Public Comment
- N. New Business/Consent Agenda/Resolutions
- O. Non-Consent Agenda/Resolutions/Payment of Claims
- P. Agenda Workshop Items
- Q. Public Comment on Agenda Workshop Items
- R. Executive Session
- S. Adjournment

§ 6-22 Action to be by majority vote; exception.

Except as otherwise required by the statute or specifically provided in these bylaws, all actions of the Council shall be by a majority vote of those present.

§ 6-23 Roll call votes.

Upon demand of one member of the Council, or when ordered by the Mayor or when directed by the statute, a roll call vote shall be taken and the yeas and nays entered in the minutes of the meeting.

Article V Council Representatives

§ 6-24 Council Representative.

The Council may appoint, by resolution thereof, appoint council representatives who shall serve as liaison between the Council and all boards, commissions, committees, or organizations as deemed necessary thereby. The Council may appoint representatives to the following boards, commissions, committees, or organizations, and may also, by resolution, appoint representatives to other entities at its discretion.

- A. Board of Health
- B. County SWAC/County Transportation
- C. Housing & Community Development
- D. OEM/Rescue/Fire
- E. Joint Land Use Board
- F. Recreation Committee/Department
- G. Shade Tree Commission
- H. Swim Pool Commission
- I. Police/Municipal Court
- J. Zoning/Code Enforcement/Construction

- K. Department of Public Works
- L. Finance/Administration
- M. Disabled & Senior Services

§ 6-25 Reports to Mayor and Council.

The council representative may report to the Mayor and Council at each regular meeting on the principal activities and achievements of the board, commission, committee, or organizations that they represent.

Article VI Bills, Claims and Vouchers

§ 6-26 Form.

All bills or claims against the Borough shall be in writing, fully itemized, and on such forms as the Borough shall provide for that purpose. As required by statute, they shall be sworn to by the claimant before submission for approval and payment.

§ 6-27 Review of vouchers.

The Borough Clerk will make available all checked vouchers, with supporting papers attached, to the Mayor and Council by the Friday preceding the regular Council meeting, for review thereby.

§ 6-28 Action by Council.

A. All vouchers shall be presented to the Council by the Borough Clerk at a regular meeting or an adjacent regular meeting.

B. Authorization to draw the checks and pay the amounts of the approved vouchers shall be by motion of the Council.

§ 6-29 Checks.

The corresponding vouchers shall accompany all checks drawn in payment thereof when said checks are presented to the Mayor, the Collector-Treasurer and to the Borough Clerk for signature.

§ 6-30 Filing.

All bills, vouchers and paid checks shall be filed in a safe place and be made available for public inspection whenever requested.

Article VII Amendments

§ 6-31 Procedure.

- A. The Mayor any member of the Council may propose amendments to these bylaws at any regular meeting or adjourned regular meeting by resolution.
- B. The Council will then appoint, by majority vote, a special committee of three of its members to consider the proposed amendments, and in addition may submit other suggested changes.

§ 6-32 Recommendations.

The special committee will present its recommendations at a regular meeting or adjourned regular meeting of the Council.

§ 6-33 Vote required.

These bylaws shall only be altered or amended by a 3/4 vote on a roll call, taken at two successive regular meetings of the Council.

RESULT:	FIRST READING [UNANIMOUS]	Next: 1/28/2020 7:00 PM
MOVER:	Jack Mikolajczyk, Councilman	
SECONDER:	Douglas Rex, Councilman	
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex	

The Borough Clerk read ordinance 1989-20 by title:

ORDINANCE 1989-20**ORDINANCE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE REDEVELOPMENT PLAN FOR THE LINCOLN BOULEVARD REHABILITATION AREA**

WHEREAS, the Borough of Middlesex, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., adopted Ordinance No. 1723-07 entitled an "Ordinance of the Borough of Middlesex, in the County of Middlesex, Adopting the Redevelopment Plan for the Lincoln Boulevard Rehabilitation Area" on September 18, 2007, hereinafter the "Redevelopment Plan;" and

WHEREAS, in consultation with the Borough's Professional Planner, Paul Ricci, the Borough Council has determined that it is in the Borough's best interest to amend the Redevelopment Plan to increase certain technical aspects thereof; and

WHEREAS, the Borough Council has previously amended the Redevelopment Plan on August 9, 2011 (Ord. No. 1798-11), December 27, 2016 (1903-16) and December 12, 2017 (1929-17), and February 26, 2019 (Ord. No. 1955-19);

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

1. Pursuant to the statutory authority conferred to Middlesex Borough under the

Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq, the Mayor and Council have adopted a Redevelopment Plan for the Lincoln Boulevard Rehabilitation Area in the manner described above and incorporated by reference herein.

2. In consultation with the Borough's Planner, and in furtherance of the redevelopment of the Lincoln Boulevard Rehabilitation Project, the Mayor and Council of the Borough of Middlesex have caused amendments pursuant to N.J.S.A. 40A:12A-7(e) to the Redevelopment Plan, attached and incorporated herein, which shall be referred to the Joint Land Use Board, acting in its statutory capacity as the Borough's Planning Board, for its consideration and also maintained on file with the Borough Clerk.
3. The amendments to the Redevelopment Plan shall consist of the following:
 - a. The maximum permissible building footprint shall be increased from 330,000 square feet to 385,000 square feet (referenced in Section 4.5 of Appendix 5.0 of the Redevelopment Plan).
 - b. The maximum lot coverage permitted for a principle building shall be increased from 40% to 45% (referenced in Section 3.6 of Appendix 5.0 of the Redevelopment Plan).
 - c. "Warehouses and Distribution Facilities" shall be stricken and removed from Section 8.4 (Prohibited Uses) of the Redevelopment Plan.
 - d. "Warehouses and Distribution Facilities" shall be added to Section 8.4 (Permitted Uses) of the Redevelopment plan.
4. The Borough Council acknowledges receipt of the resolution of the Planning Board approved on November 13, 2019 concerning the Lincoln Boulevard Redevelopment Area and hereby requests the Joint Land Use Board of the Borough of Middlesex, acting in its statutory capacity as a Planning Board, to review the five (5) recommendations contained in Section (c)(1) thereof for concurrence therewith.
5. Prior to the adoption of the amendments to the Redevelopment Plan, the Joint Land Use Board shall, within forty-five (45) days of referral, transmit to the Mayor and Council a report containing its recommendation regarding the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7(e) et seq.
6. Upon receipt of the Joint Land Use Board's recommendation or if the Joint Land Use Board fails to transmit a recommendation within forty-five (45) days after referral, the Mayor and Council may act upon this Ordinance amending the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.
7. Upon adoption of this Ordinance, the Redevelopment Plan shall be deemed amended and the Redevelopment Plan shall identify the date of adoption of this Ordinance amending the Redevelopment Plan.
8. If any part of this ordinance is for any reason held to be invalid, such decision

shall not affect the validity of the remaining portions of the ordinance.

9. Should any section, paragraph, sentence, or clause of this ordinance be declared unconstitutional or invalid for any reasons, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect and, to this end, the provisions of this ordinance are hereby declared severable.
10. This Ordinance shall take effect twenty (20) days after final passage, adoption and publication as mandated by law.

RESULT:	FIRST READING [UNANIMOUS]	Next: 1/28/2020 7:00 PM
MOVER:	Jack Mikolajczyk, Councilman	
SECONDER:	Douglas Rex, Councilman	
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex	

ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

ADOPTION OF MINUTES

1. Approval of the December 17, 2019 Regular Meeting Minutes

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jason Carr, Councilman
SECONDER:	Jack Mikolajczyk, Councilman
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex

MAYOR'S REPORT

Mayor Madden reported that the Agenda format has changed so that now we have listed Council Member Reports where each department will be discussed by the Council Representative. The reports will be put on a Consent Agenda Resolution, which will free up the council to discuss them.

COUNCIL MEMBER REPORTS

Council President Mikolajczyk

Councilman Carnes

JLUB

The first meeting was held on Jan 22nd, 2020 starting at 7:30pm, and was also posted on the Borough's website.

DPW

Councilman Carnes reported that he has been meeting Department Heads and borough employees and has been getting to know their concerns. He indicated that he is looking forward to working with everyone. Mr. Teutch and Mr. Vidal of the DPW have been very accommodating.

Coffee with Council

I approached Ms. Karrow, Borough Administrator, with a suggestion to help communicate with our residents. Councilman Carnes suggested that coffee be served at the Recreation Center on the last Friday of each month from 10:30 - 12:00 and he would be available to meet with Borough Residents about their concerns.

Councilman Carr

Councilman Carr reported that he would be having a meeting with Chief Geist tomorrow and go through his community policing for this year. The Swim Pool Commission will be holding their reorganization meeting tomorrow night at 7PM in the Library.

Councilman Eodice

Councilman Eodice reported that the Board of Health held their reorganization meeting last week. The Board of Health has requested more detailed information from the County. Councilman Eodice is currently trying to meet with OEM and Fire.

Councilman Rex**Vacancy**

ADMINISTRATOR'S REPORT**Administrator's Report****January 14, 2020****Items with asterices* have updates**

- I. Flood Management: permitting**
 - II. Update of Sewer Projects:**
 - i. Phase I:**
 - a. Additional work on George Street - no update**
 - b. Funds remaining- no update**
 - c. O & M Manual required by DEP - no update**
 - d. I/I Study - no update**
 - e. Sampling Program - no update**
 - ii Phase II Funding: Pending with i-bank (DEP) - no update**
 - iii Phase IV (Sewer Bypass) - no update**
 - III. *Update on Other Public Works Projects:**
 - i. Streetscape Project**
 - ii. South Avenue Reconstruction: Issue with pole relocation/Lucas**
 - iii. Safe Routes to Schools - no update**
 - iv. Road Design (2019 DOT Grant)**
 - v. Road Design (2020 DOT Grant)**
 - IV. Update on Other Projects:**
 - i. Library HVAC System**
 - ii. Mountain View Park punch list**
 - V. *Video Taping of Meetings - Waiting for installation date**
 - VI. *Miscellaneous**
 - i. Dredging of Lake/Mosquito Control Commission - no update**
 - ii. *Personnel Manual**
 - iii. *Budget**
 - iv. *MCUA right of way for construction project under consent agenda**
 - v. *Eagle scout project - dog park**
 - vi. *Fast Track to Safety - 2020 class**
 - vii. *Transition with professionals**
 - viii. *Redeveloper Presentations**
-

PRIVILEGE OF THE FLOORDave Polakiewicz, 240 Hazelwood Ave.

- Requested update on the Pilot Payment for 2017, 2018 and 2019 and status of the Price Savers property and the bankruptcy
- If the Redevelopment Ordinance was site specific

Mike Hompesch, 5 Kalman Court

- Concern with Pilot fees that are due the borough from a commercial property owner when a tenant claims bankruptcy and what the borough would do to collect this money.
- Questioned the requirements of a Flood Elevation Certificate for homeowners in the flood area that need a certificate of occupancy.

Rich Rutkowski, 211 Maple Street

- Questioned Ordinance 1989-20 and the amount of stories per building
- Congratulated the Borough Administrator on the amendment to her Employment Agreement
- Requested that the Council monitor the new Public Relations firm.
- Questioned the status of the vacant gas station on Union Avenue next to Beechwood Fire House
- Questioned the video camera that is scheduled to be used to video the council meetings

Frank Ryan, 303 Maple Street

- Recommended that the Council listed to the public and ask questions and not just listen to their professionals
- Quoted President John F. Kennedy "We choose to do things not because they are easy but because they are hard, because that goal will serve to organize and measure the best of our energies and skills, because that challenge is one that we are willing to accept, one that we are unwilling to postpone and one which we intend to win" and thinks Mayor Madden has the same philosophy in mind.
- Questioned when the sign at borough hall will be removed.

Pat Boccio, Mayor of Green Brook, 123 Warrentville Road

- Requested that the Borough Administrator and the Administrator in Green Brook meet to discuss potential shared services
- Requested that the Administrator also discuss the potential dog park that was brought up in her report with the Administrator in Green Brook, including the liability aspect

Laurie Smego, 311 Walnut St.

- Questioned who get the rent money from Cub Liquors
- Commented that if the redevelopment plan allows for 10 - 12 foot ceiling in each apartment that the building will look like it is 4 - 5 stories and will become an eyesore.

Mayor Madden, Administrator Karrow and Attorney Corsini responded to the above individuals and their concerns.

NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jason Carr, Councilman
SECONDER:	Douglas Rex, Councilman
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex

The Borough Clerk read the following resolution:

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

RESOLUTION 35-2020**ACCEPTANCE OF STANDING REPORTS**

The Governing Body hereby accepts the following Reports itemized below:

1. Acceptance of the December, 2019 Board of Fire Officer's Report
2. Acceptance of Dave Breen Returning from a 6 Month Leave of Absence
3. Acceptance of Richard Tarbous and Aren McGlashen as Active Members of the Middlesex Fire Department
4. Acceptance of the Middlesex Community Pool End of Season Report - 2019

The Borough Clerk read the following resolution:

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

RESOLUTION 36-2020**AUTHORIZING THE PURCHASE OF PROTECTIVE GEAR FOR THE BOROUGH OF MIDDLESEX FIRE DEPARTMENT IN THE AMOUNT OF \$21,650.46**

WHEREAS, the Governing Body of the Borough of Middlesex wishes to purchase protective fire gear from an authorized vendor under State Contract; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Contracts Law, 40A:11-12; and

WHEREAS, Skylands Area Fire Equipment & Training, LLC is under State Contract# 17-Fleet-00810; and

WHEREAS, the cost for the purchase of protective fire gear is \$21,650.46;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council that the purchase of protective fire gear under State Contract is hereby approved.

The Treasurer hereby certifies that the funds in the amount of \$21,650.46 are available in the 2018 Capital budget Account No. C-04-18-947-000-075 for this purchase.

Caroline Benson, Acting CFO/Treasurer

The Borough Clerk read the following resolution:

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

RESOLUTION 37-2020

**ACKNOWLEDGING THE CHANGE IN STATUS FOR CERTAIN PROPERTIES UNDER
THE SENIOR CITIZEN/DISABLED PERSON TAX DEDUCTIONS**

WHEREAS, certain Senior Citizens/Disabled Persons were the owners of property in the Borough of Middlesex on or before October 1, 2018, and

WHEREAS, said Senior Citizens/Disabled Persons did file their claims for the Senior Citizen/Disabled Person deduction with the proper official of the Borough of Middlesex, Middlesex County prior to December 31, 2019; and

WHEREAS, the Tax Collector has disallowed the following Senior Citizen/Disabled Person deduction for the 2019 year totaling \$99.32.

Name: Charlotte Majeski
Block/Lot: 248/18.01
Amount: \$58.22
Reason: Transfer of Ownership 10/7/2019
Year: 2019

Name: Joan Nardozzi
Block/Lot/Q: 313/61/ C001
Amount: \$41.10
Reason: Sale of Property 11/1/2019
Year: 2019

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.

The Borough Clerk read the following resolution:

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

RESOLUTION 38-2020

RESOLUTION ADOPTING ASSESSMENT OF 700 SOUTH AVENUE (BLOCK 267, LOT 4) IN THE AMOUNT OF \$251,500.00 FOR THE YEARS 2015 THROUGH 2019.

WHEREAS, the subject property is located at 700 South Avenue, Borough of Middlesex, in the County of Middlesex, New Jersey 08846, also known as Block 267, Lot 4 on the Tax Maps of the Borough of Middlesex ("Property");

WHEREAS, the Borough of Middlesex ("Borough") is a municipality duly organized and existing as a public body corporate and politic of the State of New Jersey, with offices located at 1200 Mountain Avenue, in the Borough of Middlesex, County of Middlesex and State of New Jersey;

WHEREAS, Paikes Enterprises, Inc. ("Paikes") is the owner and the tax payer of the Property;

WHEREAS, Paikes filed five (5) separate lawsuits challenging the assessed value of the Property for 2015 through 2019 with the Tax Court of New Jersey under Docket Nos: 8667-2105, 8817-2016, 9550-2017, 9814-2018, and 9404-2019;

WHEREAS, the Borough and Paikes have made an examination of the value and proper assessment of the property and have obtained such appraisal, analysis and information with respect to the valuation and assessment of the Property as deemed necessary and appropriate for the purpose of entering into a stipulation as to the adjusted assessment value, based upon the dilapidated condition of the improvements;

WHEREAS, on November 9, 2019, the Borough and Paikes entered into a Stipulation of Settlement wherein the assessed value of the Property for 2015 through 2019 would be as follows: \$184,800.00 for the land, \$66,700.00 for the improvements, for a total assessment of \$251,500.00;

WHEREAS, on November 14, 2019, the Tax Court of New Jersey entered a Judgment consistent with the above mentioned stipulation.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Middlesex, County of Middlesex and State of New Jersey that it is hereby stipulated and agreed that the assessment of the above mentioned Property be entered in the amount of \$251,500.00 for each of the years 2015, 2016, 2017, 2018 and 2019; and

BE IT FURTHER RESOLVED, by the Borough Council, that the tax overpayment refunds for the years 2015 through 2019 shall be issued in the form of a fifty-percent (50%) credit against future taxes in the amount of \$56,061.96 to be paid and a fifty-percent (50%) refund of \$56,061.96, which shall be paid by February 1, 2020 via check made payable to "Michael A. Vespasiano, Esq. Atty. Trust Account"

The Borough Clerk read the following resolution:

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

RESOLUTION 39-2020

**AMENDING RESOLUTION #306-2019 ACKNOWLEDGING THE CHANGE IN STATUS
FOR BLOCK 50, LOT 19 UNDER THE SENIOR CITIZEN/DISABLED PERSON TAX
DEDUCTION**

WHEREAS, on December 17, 2019 the Governing body adopted Resolution #306-2019 which changed the status of certain property owners regarding the Senior Citizen/Disabled Person Tax Deduction for Block 50, Lot 19; and

WHEREAS, an error was made in the recording date of this deed which determines the amount which is due to the borough; and

WHEREAS, the date used to determine this disallowance was October 29, 2019 and the actual recording date should be November 18, 2019; and

WHEREAS, the correct amount due from the homeowner should be \$30.13.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of Middlesex, County of Middlesex, State of New Jersey that the Chief Financial Officer of the Borough be instructed to post to the books the collection of taxes receivable for Block 50, Lot 19.

The Borough Clerk read the following resolution:

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

RESOLUTION 40-2020

**APPOINTING MARCIA A. KARROW TO SERVE AS FUND COMMISSIONER TO THE
CENTRAL JERSEY JOINT INSURANCE FUND.**

WHEREAS: Public Law 1983, c.372 (N.J.S.A. 40A:10-36 et seq) permits municipalities to join together to form a joint insurance fund; and

WHEREAS, the Central Jersey Joint Insurance Fund is duly constituted as a Municipal Self-Insurance Fund; and

WHEREAS, the Borough of Middlesex is a member of the Central Jersey Joint Insurance Fund; and

WHEREAS, the NJSA 40A:10-36 et seq as well as the Bylaws of the Central Jersey Joint Insurance Fund provide that "in the manner generally prescribed by law, each member shall appoint one (1) commissioner to the Fund. Each member shall select either a member of its governing body or one of its employees and,

WHEREAS the term of the appointment is either:

1. A commissioner, other than the special commissioner, who is a member of the appointing municipality's governing body shall hold office for two years or for the remainder of his/her term of office as a member of the governing body, whichever shall be less.
2. Commissioners who are employees of the appointing member shall hold office at the pleasure of the Borough and can be removed by the Borough at any time without cause.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the Borough of Middlesex does hereby appoint Marcia A. Karrow to serve as Fund Commissioner to the Central Jersey Joint Insurance Fund.

The Borough Clerk read the following resolution:

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

RESOLUTION 41-2020

APPROVAL OF OFFICIAL NEWSPAPERS FOR 2020

Be it resolved, by the Mayor and Council of the Borough of Middlesex, New Jersey that the following are designed as "Official Newspapers" for the year 2020:

The Courier News
The Home News Tribune
The Star Ledger

The Borough Clerk read the following resolution:

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

RESOLUTION 42-2020

**APPROVAL OF THE SITE ACCESS AGREEMENT BETWEEN THE MIDDLESEX
COUNTY UTILITIES AUTHORITY AND MIDDLESEX BOROUGH**

WHEREAS, the Borough of Middlesex owns an existing easement over the real property in the vicinity of the Raritan River adjacent to the Green Brook, New Jersey allowing for the location of a gravity sewer and related appurtenances and, as necessary, access for the purpose of maintaining same; and

WHEREAS, the MCUA is currently planning a rehabilitation of its Main Trunk Sewer (the Rehabilitation Project), which project requires the installation of temporary bypass pump within the Middlesex Sewer Easement; and

WHEREAS, the MCUA requires Middlesex Borough's consent to access the Middlesex Sewer Easement.

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 authorizes the Mayor to execute the Site Access Agreement between the Borough of Middlesex and the Middlesex County Utility Authority and consent to access the Middlesex Sewer Easement.
2. This resolution shall take place immediately.

The Borough Clerk read the following resolution:

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

RESOLUTION 43-2020

**AWARDING THE LENGTH OF SERVICE AWARD PLAN TO LINCOLN FINANCIAL
ADVISORS, CORP., OF PARAMUS, NJ**

WHEREAS, the Borough of Middlesex residents voted in favor of Length of Service Award Plan (LOSAP) at the November 5, 2019 election; and

WHEREAS, on November 22, 2019, requests for proposals for Length of Service Award Plan was prepared and made available to providers of such services; and

WHEREAS, on December 9, 2019, the Borough received a response from Lincoln Financial Advisors, Corp., 61 South Paramus Road, Suite 425, Paramus, NJ; and

WHEREAS, at the recommendation of the Borough Attorney, the Borough desires to award said contract to the successful vendor Lincoln Financial Advisors, Corp.; and

WHEREAS, the Business Administrator is hereby designated as the Local Plan Administrator for the administration of the Plan.

WHEREAS, the Business Administrator is authorized to execute a Length of Service Award Plan with Lincoln Financial Advisors, Corp. and to submit all necessary document to the Director of the Division of Local Government Services within the State Department of Community Affairs for approval; and

WHEREAS, there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of the contractor in the selection of a contractor for the administration of a length of Service Award Plan pursuant to N.J.A.C. 5:30-14.29; and

WHEREAS, the Borough of Middlesex is adopting a length of service award plan document on which the Lincoln Financial Advisors, Corp. has a favorable opinion of counsel indicating that the funds contributed for the benefit of the volunteers shall not b taxable for the purposes of the Internal Revenue Service until the actual receipt of such funds aby the volunteer due to retirement, termination after vesting, death or disability;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, that the Council, hereby adopts a length of service award plan document provided by Lincoln Financial Advisors

The Borough Clerk read the following resolution:

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

RESOLUTION 45-2020

**THE GOVERNING BODY APPROVES THE AWARD OF THE BID PROPOSAL FOR
PUBLIC RELATIONS AND DESIGN CONSULTING SERVICES TO POSITIVE (+)
SOLUTIONS IN THE AMOUNT OF \$29,100 - *Item Removed from Consent***

WHEREAS, sealed bids were requested on November 29, 2019 for Public Relations and Design Consulting Services; and

WHEREAS, the following bid proposals were received and opened publicly on December 5, 2019 pursuant to N.J.S.A. 40A:11-4.1.

Direct Development
97 Apple St, Suite 2
Tinton Fall, NJ 07724
Yearly Flat Rate: \$30,000.00

Positive (+) Solutions
2360 Route 33, Suite 12
Robbinsville, NJ 08691
Yearly Flat Rate: \$29,100.00

WHEREAS, at the recommendation of the Borough Administrator, the Borough is awarding the contract to Positive (+) Solutions from February 1, 2020 through January 31, 2021.

NOW THEREFORE BE IT RESOLVED, the governing Body hereby authorizes the Mayor to execute the Contract with Positive (+) Solutions from February 1, 2020 through January 31, 2021 in the amount of \$29,100.00 per year.

NOW FURTHER BE IT RESOLVED, that the CFO certifies funds in the amount of \$29,100 are available in Account No. 0-01-20-140-000-067.

Caroline Benson, Acting CFO

The contract expiration will be amended until January 31, 2021.

RESULT:	ADOPTED AS AMENDED BY CONSENT VOTE [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Councilman
SECONDER:	James Eodice, Councilman
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex

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 46-2020

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:	Jack Mikolajczyk, Councilman
SECONDER:	Jason Carr, Councilman
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex

The Borough Clerk read the following resolution:

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

RESOLUTION 47-2020

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. Personnel - JIF Commissioner
2. Personnel - Interview for Council Vacancy

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jason Carr, Councilman
SECONDER:	Jeremiah Carnes, Councilman
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex

AGENDA WORKSHOP ITEM

1. Increasing Land Use Board Escrow Amounts and Fees

Council agreed to introduce an ordinance which will increase the Board Application and Escrow Fees. Council agreed to introduce this ordinance at the January 28, 2020 Regular Meeting.

2. Ordinance Creating Civil Penalty for Public Employees and Officials to Engage in Political Activity on Borough Property or Using Borough Equipment

Council discussed the introduction of an ordinance that would create civil penalties for public employees and officials that engage in political activity on borough property or using borough equipment. At the current time there is nothing in our borough code which would remedy this problem. Council agreed to introduce an ordinance at the January 28, 2020 Regular Meeting.

3. Planning Board Recommendations for Lincoln Boulevard Redevelopment Area

This item was removed from the Agenda.

PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

John Erickson, 209 Second Street

- Applauded Mayor Madden for promptly addressing an ordinance that creates civil penalty for public employees and officials that engage in political activity on borough property or using borough equipment.

Evan Walter, 837 W. Second Street

- Questioned if campaigning is considered political activity and how does this ordinance affect it.

Mike Hompesch, 5 Kalman Court

- Questioned if in the past both the Democrats and Republicans would use the Library Community Room and was concerned if this ordinance that is being discussed would affect the use of the Library. Also, Victor Crowell Park has been used in the past for political events and will that be effected.
-

EXECUTIVE SESSION

Amy Flood was informed that her interview was positive and that a vote would be taken on January 28th for the vacancy.

1. Personnel - JIF Commissioner
 2. Personnel - Interview for Council Vacancy
-

The Borough Clerk read the following resolution:

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

RESOLUTION 44-2020

AMENDING THE EMPLOYMENT AGREEMENT OF BOROUGH ADMINISTRATOR MARCIA A. KARROW OF 61 ELWOOD AVENUE, FLEMINGTON, NJ 08822, PURSUANT TO CHAPTER 68 OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX

WHEREAS, the Mayor and Council of the Borough of Middlesex, through Resolution 107-2019 as approved thereby on April 9, 2019, appointed Marcia A. Karrow of 61 Elwood Avenue, Flemington, NJ 08822, Borough Administrator pursuant to N.J.S.A. 40A:9-138 and Chapter 68 of the Borough Code and Director of the Borough's Community Rating System of the Federal Emergency Management Agency's National Flood Insurance Program; and

WHEREAS, the Mayor and Council of the Borough of Middlesex desire to amend the aforesaid agreement ("Amended Agreement") with Administrator Karrow to adjust the compensation paid thereto for the aforementioned positions;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey, does amend its employment agreement with the Borough Administrator Marcia A. Karrow of 61 Elwood Avenue, Flemington, NJ 08822 pursuant to the Amended Agreement attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED, that the Mayor of the Borough of Middlesex is hereby authorized, on behalf of the Borough, to execute the Amended Agreement with Marcia A. Karrow; and

BE IT FURTHER RESOLVED, the compensation for Marcia A. Karrow shall, consistent with the Amended Agreement, be set as follows:

The base annual salary to be paid to the Administrator is as follows:

Year	Borough Administrator	CRS Director	Total Compensation
4/15/2019-12/31/2019	\$95,000.00	\$5,000.00	\$95,000.00
1/1/2020-4/14/2021	\$114,000.00	\$6,000.00	\$120,000.00
4/15/2021-4/14/2022	\$119,700.00	\$6,300.00	\$126,000.00

and

BE IT FURTHER RESOLVED, further terms of employment between the Borough and Karrow shall be dictated pursuant to the Amended Agreement between the parties.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jack Mikolajczyk, Councilman
SECONDER:	James Eodice, Councilman
AYES:	Carnes, Carr, Eodice, Mikolajczyk, Rex

ADJOURNMENT

Councilman Rex made a motion to adjourn the Regular Meeting, seconded by Councilman Carnes and carried by a unanimous vote of Council.

The next Regular Meeting will be January 28, 2020

Respectfully yours,

Borough Clerk