



Borough of Middlesex
Mayor and Council Regular Meeting
~ Agenda ~

1200 Mountain Ave
Middlesex, NJ

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

Tuesday, April 8, 2025

7:00 PM

Municipal Building

- I. 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.
- II. SALUTE TO FLAG**
- III. ROLL CALL**

Attendee Name	Present	Absent	Late	Arrived
Mayor Jack Mikolajczyk	☐	☐	☐	
Council President Michael Conahan	☐	☐	☐	
Councilman Jeremiah Carnes	☐	☐	☐	
Councilman Joseph DeScenza	☐	☐	☐	
Councilman Robert Dessino	☐	☐	☐	
Councilman Kevin Dotey	☐	☐	☐	
Councilman Kenneth Griggs	☐	☐	☐	
Administrator Michael La Place	☐	☐	☐	
Borough Attorney Christopher Corsini	☐	☐	☐	

IV. PRESENTATIONS

V. APPOINTMENTS

- 1. Appointing George Georgoulas to the Cultural & Arts Committee
- 2. Appointing Kevin Redzinski as a Resident Volunteer of the Film Committee

VI. PROCLAMATIONS

VII. ORDINANCE(S) FOR INTRODUCTION

- 1. **Ordinance 2148-25** AN ORDINANCE AMENDING CHAPTER 420 (ZONING) SO AS TO UPDATE THE M-MUNICIPAL ZONE BASED ON CURRENT DEMAND FOR MUNICIPAL PROPERTY

VIII. ORDINANCE(S) FOR PUBLIC HEARING AND FINAL ADOPTION

- 1. **Ordinance 2147-25** AN ORDINANCE AMENDING CHAPTER 195 (FEES) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX TO INCLUDE A NEW ARTICLE IV ENTITLED "WAIVER OF FEES" TO INCLUDE FEE WAIVERS FOR CERTAIN VOLUNTEER FIRE RESPONDER ORGANIZATIONS

IX. INTRODUCTION OF 2025 BUDGET

1. **Resolution 103-2025** INTRODUCTION OF THE 2025 MUNICIPAL BUDGET

X. ADOPTION OF MINUTES

1. Approval of the March 25, 2025 Regular & Executive Meeting Minutes

XI. MAYOR'S REPORT

XII. COUNCIL MEMBER REPORTS

1. Council President Conahan
2. Councilman Carnes
3. Councilman DeScenza
4. Councilman Dessino
5. Councilman Dotey
6. Councilman Griggs

XIII. ADMINISTRATOR'S REPORT

XIV. 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.

XV. 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 104-2025** Acceptance of Standing Reports
2. **Resolution 105-2025** Accepting the Resignation of Harry Frezza as a School Crossing Guard Effective March 18, 2025
3. **Resolution 106-2025** The Governing Body has Complied with N.J.A.C. 5:30-6.5 and has Reviewed the Annual Audit
4. **Resolution 107-2025** Authorizing the Mayor and Borough Clerk to Execute the Shared Services Agreement for the Provision of Recycling Collection Services of Designated Recyclables in Middlesex Borough Between the MCIA and Middlesex Borough Effective March 31, 2025 - March 30, 2028

5. **Resolution 108-2025** Resolution Extending the Contract of Police Chief Matthew Geist for a Seven-Month Term Through February 15, 2026
6. **Resolution 109-2025** Termination of Part Time Department of Public Works Employee John Garcia Effective March 24, 2025
7. **Resolution 110-2025** Accepting the Resignation of Thomas Kirkland, Fire Subcode Official, Effective at Close of Business April 8, 2025
8. **Resolution 111-2025** Resolution Providing for the Issuance of Not to Exceed \$5,470,000 General Obligation Bonds, Authorized in and by the Borough of Middlesex, in the County of Middlesex, New Jersey
9. **Resolution 112-2025** Accepting and Adopting the Central Jersey Municipal Joint Insurance Fund's 2025 Safety Incentive Program
10. **Resolution 113-2025** Authorizing the Tax Collector to Cancel the Balance of 2nd Qtr. 2025, in the amount of \$2,445.90 and 3rd & 4th Qtrs. 2025 for Block 110 Lot 4
11. **Resolution 114-2025** Authorizing Parker Engine & Hose Company No. 4 to hold their Annual Coin Toss Events on April 19, 2025, June 7, 2025 and September 13, 2025 at the Intersection of S. Lincoln Avenue and Route 28

XVI. 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 115-2025** Pay All Claims

XVII. AGENDA WORKSHOP ITEM

1. Chapter 80 Updates - Police Department
2. 100% Exempt Disabled Veteran's Ordinance

XVIII. 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.

XIX. EXECUTIVE SESSION

1. **Resolution 116-2025** Executive Session

Personnel - Zoning Officer

Personnel - Film Committee

XX. ADJOURNMENT

1. The next Regular Meeting will be April 22, 2025

ORDINANCE #2148-25

AN ORDINANCE AMENDING CHAPTER 420 (ZONING) SO AS TO UPDATE THE M-MUNICIPAL ZONE BASED ON CURRENT DEMAND FOR MUNICIPAL PROPERTY

WHEREAS, the Borough's Zoning Ordinance, Chapter 420, reflects the Borough's desired control of parcels within the municipality; and

WHEREAS, on December 20, 2022, the Borough Council adopted Ordinance No. 2077-22, which rezoned Block 219, Lot 1 as designed on the Borough's tax maps, more commonly known as 1190 Mountain Avenue containing the Grace Christian Fellowship Church, into the M - Municipal Zone; and

WHEREAS, at that time, the Borough believed that the property would be used for an expansion of municipally-owned land, but this never occurred; and

WHEREAS, on March 12, 2025, the Middlesex Borough Joint Land Use Board adopted the 2022 Master Plan Reexamination Report prepared by Borough Consultant Planner Paul N. Ricci, PP, AICP, which recommended alternative zoning for the Church property based on the lack of public need for it to be zoned M - Municipal; and

WHEREAS, the governing body has determined that the following changes be implemented to rezone the property consistent with current needs and demand pursuant to the recommendations contained in the master plan reexamination; and

WHEREAS, the following changes have been cleared by the administration and the Borough attorneys;

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of Middlesex, County of Middlesex, State of New Jersey, that Chapter 420 entitled "Zoning" is hereby amended as follows:

SECTION I.

Section 420-4 entitled "Zoning Map" and, therefore, the map on file in the Borough offices and incorporated in the Chapter 420 is hereby amended by this ordinance as follows:

- 1) Block 219, Lot 1 is hereby amended to reflect its correct designation as within the R-75 - Single-Family Residential Zoning District.

SECTION II.

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.

SECTION III.

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.

SECTION IV.

The Clerk shall cause a copy of this ordinance as adopted to be filed with the County Planning Board pursuant to N.J.S.A. 40:55D-16 and a summary published as required by N.J.S.A. 40:49-2.1.

SECTION V.

Prior to adoption, the Clerk shall forward a copy of this ordinance for a consistency review by the Borough Land Use Board pursuant to N.J.S.A. 40:55D-26.

SECTION VI.

All Borough of Middlesex ordinances or parts of ordinance inconsistent with enactment are hereby repealed to the extent of such inconsistency.

SECTION VII.

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general 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 April 8, 2025.

INTRODUCED: April 8, 2025

DATE OF PUBLICATION:
OF INTRODUCTION April 11, 2025

ORDINANCE #2147-25

AN ORDINANCE AMENDING CHAPTER 195 (FEES) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX TO INCLUDE A NEW ARTICLE IV ENTITLED “WAIVER OF FEES” TO INCLUDE FEE WAIVERS FOR CERTAIN VOLUNTEER FIRE RESPONDER ORGANIZATIONS

WHEREAS, it is the desire of the Mayor and Council of the Borough of Middlesex to amend Chapter 195 (Fees) of the municipal code of the Borough of Middlesex to include a new Article IV entitled “Waiver of Fees” to provide for a mechanism to waive certain Borough-mandated fees for volunteer first responder organizations, including fire, rescue, fire police, and volunteers with the Borough’s Office of Emergency Management; and

BE IT THEREFORE ORDAINED, by the Borough Council of the Borough of Middlesex in the County of Middlesex and State of New Jersey that Chapter 195 (Fees) of the municipal code shall be amended as follows:

Section I:

A new Article IV shall be added to Chapter 195 (Fees) of the Borough Code of Middlesex and Shall be entitled “Waiver of Fees.”

Section II:

Chapter 195-5 is hereby created, shall be entitled, “Purpose,” shall be placed in the aforementioned Article IV, and shall contain the following text (all text novel):

The purpose of this article is to waive certain Borough-mandated fees for active members of the Borough’s volunteer organizations as defined herein.

Section III:

Chapter 195-6 is hereby created, shall be entitled, “Definitions,” shall be placed in the aforementioned Article IV, and shall contain the following text (all text novel):

As used in this article, the following terms shall have the meanings indicated:

ACTIVE MEMBERS

Individuals residing in the Borough of Middlesex who are active members of a volunteer organizations as defined herein.

FEES

Those charges for recreation programs, Joint Land Use Board application fees for the volunteer’s personal residence, plumbing and fire permits and building subcode, fire subcode, electrical subcode and plumbing subcode inspections made by or through the Borough’s Construction Department in connection with the construction of a member’s personal residence. Specifically excluded from the waiver of fees are any fees collected by the Borough on behalf of another entity (except for third-party independent vendors

retained by the Borough to perform building, fire, electrical and/or plumbing subcode inspections pursuant to the Uniform Construction Code), including but not limited to the state, the county and/or such fees not directly related to the member's or family member's primary residence.

RECREATION PROGRAMS

Any programs sponsored by the Borough of Middlesex or any subsidiary board thereof over which the Borough has direct control over fees to be assessed for programming.

VOLUNTEER ORGANIZATIONS

Volunteer organizations shall include any Middlesex Borough fire department or rescue squad member, any fire police individual, or any volunteer with the Borough's Office of Emergency Management.

Section IV:

Chapter 195-7 is hereby created, shall be entitled, "Applicable Fees," shall be placed in the aforementioned Article IV, and shall contain the following text (all text novel):

The Borough shall waive fees to active members and family members of volunteer organizations for the following:

1. Borough recreation programs.
2. Fees associated with municipal plumbing and fire permits for their personal residence.
3. Joint Land Use Board application fees for their personal residence.
4. Fees for building subcode, fire subcode, electrical subcode and/or plumbing subcode inspections through the Borough Construction Department in connection with the construction of their personal residence, whether such inspections are made by Borough subcode officials, themselves, or by independent third-party vendors contractually retained for that purpose by the Borough.

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.

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 March 25, 2025.

INTRODUCED: March 25, 2025

DATE OF PUBLICATION:
OF INTRODUCTION March 28, 2025

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

Resolution #103-2025

INTRODUCTION OF THE 2025 MUNICIPAL BUDGET

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

Municipal Budget of the Borough of Middlesex, County of Middlesex for the Year 2025.

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2025;

BE IT FURTHER RESOLVED, that said Budget be published in the Courier News, NJ.

The Governing Body of the Borough of Middlesex does hereby approve the following as the Budget for the year 2025:

General Appropriations:

Appropriations Within "CAPS"	\$17,778,691.00
Municipal Purposes	

Appropriations Excluded from "CAPS"	\$6,311,394.07
Municipal Purposes	

Reserve for Uncollected Taxes - Based on Estimated 98+ Percent of Tax Collections	\$775,000.00
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Total General Appropriations	\$24,865,085.07
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Less: Anticipated Revenues Other Than Current Property Tax	\$8,251,455.93
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Difference: Amount to be Raised by
Taxation

For Support of Municipal Budget

Local Tax for Municipal Purposes Including

Reserve for Uncollected Taxes	\$15,796,005.14
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Municipal Library Tax	\$817,624.00
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Total General Revenues	\$24,865,085.07
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Swimming Pool Utility Operating Fund	
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Total Swimming Pool Revenues	\$478,095.00
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Total Swimming Appropriations	\$478,095.00
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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 April 8, 2025.

A hearing on the Budget and Tax Resolution will be held at the Municipal Building on May 13, 2025 at 7:00 o'clock PM at which time and place objections to said Budget and Tax Resolution for the year 2025 may be presented by taxpayers or other interested persons.

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 April 8, 2025.

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

Resolution #104-2025

ACCEPTANCE OF STANDING REPORTS

The Governing Body hereby accepts the following Reports itemized below:

- . Acceptance of the March 2025 Fire Report.
- . Acceptance of the February 2025 Tax Totals.
- . Acceptance of the March 2025 Tax Totals.

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 April 8, 2025.

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

Resolution #105-2025

**ACCEPTING THE RESIGNATION OF HARRY FREZZA AS A SCHOOL CROSSING
GUARD EFFECTIVE MARCH 18, 2025**

The Mayor and Council hereby accept the resignation of School Crossing Guard Harry Frezza effective March 18, 2025.

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 April 8, 2025.

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

Resolution #106-2025

THE GOVERNING BODY HAS COMPLIED WITH N.J.A.C. 5:30-6.5 AND HAS REVIEWED THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2024 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Governing Body of the Borough of Middlesex, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show

evidence of said compliance.

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 April 8, 2025.

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

Resolution #107-2025

AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE THE SHARED SERVICES AGREEMENT FOR THE PROVISION OF RECYCLING COLLECTION SERVICES OF DESIGNATED RECYCLABLES IN MIDDLESEX BOROUGH BETWEEN THE MCIA AND MIDDLESEX BOROUGH EFFECTIVE MARCH 31, 2025 - MARCH 30, 2028

The Governing Body authorizes the Mayor and Borough Clerk to execute the Agreement for the Provision of Recycling Collection Services of Designated Recyclables in Middlesex Borough between the Middlesex County Improvement Authority and the Borough of Middlesex for a term commencing on March 31, 2025 and shall end on March 30, 2028. Middlesex Borough has the option of extending the term of this Agreement for a period of two (2) one (1) year terms, providing the MCIA receives notice within one hundred twenty (120) days prior of the termination date.

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 April 8, 2025.

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

Resolution #108-2025

RESOLUTION EXTENDING THE CONTRACT OF POLICE CHIEF MATTHEW GEIST FOR A SEVEN-MONTH TERM THROUGH FEBRUARY 15, 2026

WHEREAS, the Borough executed a contract for employment with Chief Matthew Geist on June 26, 2022 for a five-year term commencing retroactively on July 15, 2020, with said contract attached hereto as Exhibit A; and

WHEREAS, the Borough and Chief Geist seek to extend the terms of that contract for an additional seven (7) months until February 15, 2026; and

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

- . The five-year contract between the Borough and Chief Matthew Geist shall be extended for an additional seven-month term until February 15, 2026.
2. The terms of the current five-year contract (attached hereto as Exhibit A) shall remain in full force and effect during that term.
3. The Mayor and Borough Clerk are hereby authorized to execute the Contract Extension Addendum attached hereto as Exhibit B to effectuate the aforementioned seven-month extension.
4. This Resolution shall take effect immediately upon final passage according to law.

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 April 8, 2025.

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

Resolution #109-2025

**TERMINATION OF PART TIME DEPARTMENT OF PUBLIC WORKS EMPLOYEE
JOHN GARCIA EFFECTIVE MARCH 24, 2025**

At the recommendation of the DPW Superintendent, the Governing Body hereby approves the termination of part time employee John Garcia from the Department of Public Works effective March 24, 2025.

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 April 8, 2025.

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

Resolution #110-2025

**ACCEPTING THE RESIGNATION OF THOMAS KIRKLAND, FIRE SUBCODE
OFFICIAL, EFFECTIVE AT CLOSE OF BUSINESS APRIL 8, 2025**

The governing body hereby accepts the resignation of Thomas Kirkland, Fire Subcode Official, effective at close of business April 8, 2025.

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 April 8, 2025.

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

Resolution #111-2025

RESOLUTION PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$5,470,000 GENERAL OBLIGATION BONDS, 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 the various bond ordinances (collectively, the "Bond Ordinances") listed in Attachment A annexed hereto, authorizing the construction and/or acquisition of various general capital improvements and the issuance of \$5,470,000 bonds pursuant thereto (as described below); and

WHEREAS, the Borough has issued bond anticipation notes (the "Notes") pursuant to the Bond Ordinances as set forth in Attachment A and the Borough desires to refund said Notes through the issuance of the bonds hereinafter described (the "2025 Project"); and

WHEREAS, the United States Securities and Exchange Commission has adopted *Rule 15c2-12(b)(5)* requiring brokers and dealers which desire to serve as underwriter in a primary offering of certain municipal securities, such as the bonds hereinafter described, to determine that the issuer of such securities has made a written undertaking to provide continuing disclosure of certain information during the term of the municipal securities; and

WHEREAS, the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (*N.J.S.A. 40A:2-1 et seq.*) (the "Local Bond Law"), governs the issuance of bonds by the Borough; and

WHEREAS, the Borough has determined that it is in the best interests of the Borough to issue bonds pursuant to said authorizations in order to permanently finance the 2025 Project.

NOW THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. Authorization for the Bonds and Projects to be Funded. Pursuant to the Local Bond Law and by virtue of the proceedings herein described, the Borough hereby authorizes the sale and issuance of general obligation bonds in an aggregate principal amount not to exceed \$5,470,000, as hereinafter set forth to finance the 2025 Project. Said bonds shall consist of not to exceed \$5,470,000 General Obligation Bonds, Series 2025 (the "Bonds") issued pursuant to the Bond Ordinances.

Section 2. Details of the Bonds.

(a) The Bonds shall be dated the date of delivery (which is expected to be May 7, 2025), or other date consistent with the Notice of Sale, shall be issued, and shall mature on May 1st of each year (the date is subject to modification approved in the reasonable discretion of the Chief Financial Officer of the Borough (herein the "Finance Officer") in consultation with Bond Counsel (hereinafter described) and Municipal Advisor) in the principal amounts as determined by the Finance Officer.

(b) The Bonds are subject to redemption prior to maturity, as set forth herein in Section 3.

(c) The Bonds shall bear interest payable on May 1, 2026, and semiannually thereafter on the 1st days of November and May in each year until maturity (the "Interest Payment Dates") (the dates are subject to modification approved in the reasonable discretion of the Finance Officer in consultation with Bond Counsel and Municipal Advisor), or on the next business day if an Interest Payment Date is not a business day.

(d) One certificate shall be issued for the aggregate principal amount of the Bonds maturing in each year, and shall be issued in fully registered form, without coupons, as to both principal and interest, shall be numbered from 1 upwards, and shall be in denominations of \$5,000 or any integral multiple thereof (with a minimum purchase of \$5,000 required) or such other denomination as is determined by the Finance Officer, consistent with the provisions of this Resolution and the Notice of Sale. The final maturity may contain a denomination other than \$5,000 if the maturity does not equal a multiple of \$5,000. The Bonds shall be executed by the manual or facsimile signatures of the Mayor and Finance Officer, under the official seal of the Borough affixed, imprinted or reproduced thereon and attested to by the manual signature of the Municipal Clerk or Deputy Clerk.

(e) The Bonds shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public or private debts. Interest on the Bonds shall be payable by check, draft or wire transfer, mailed, transmitted or delivered on the Interest Payment Dates to the registered owners thereof as of each respective April 15th and October 15th preceding each interest payment date (the "Record Dates") (the dates are subject to modification approved in the reasonable discretion of the Finance Officer in consultation with Bond Counsel and Municipal Advisor) at his or her address as shown on the registration books (the "Bond Register") of the Borough kept for that purpose at the office of the Finance Officer. The Bonds as to principal, when due, will be payable at the office of the Finance Officer upon presentation and surrender of the Bonds.

(f) The Bonds are transferable only upon the Bond Register by the registered owner or by his attorney duly authorized in writing, upon surrender of a Bond with a written instrument of transfer satisfactory to the Finance Officer duly executed by the registered owner or his duly authorized attorney and upon the payment of any tax, fee, governmental or administrative charge or expense. Upon surrender for transfer of a Bond, the Finance Officer shall issue in the name of the transferee a Bond or Bonds identical in aggregate principal amount, interest rate, maturity and tenor to the Bond so surrendered for transfer. The Borough may deem and treat the person in whose name a Bond is registered as the absolute owner thereof for all purposes whatsoever, including the payment of the principal and interest due thereon.

Section 3. Redemption of Bonds. The Bonds maturing prior to May 1, 2033 are not subject to redemption prior to their stated maturities. The Bonds maturing on or after May 1, 2033 are redeemable at the option of the Borough in whole or in part, on any date on or after May 1, 2032 at par, plus unpaid accrued interest to the date fixed for redemption. The dates of redemption subject to modification approved in the reasonable discretion of the Finance Officer in consultation with Bond Counsel and Municipal Advisor. Notice of redemption shall be mailed by first-class mail, with postage prepaid, to the registered owners of the Bonds or portions thereof which are to be redeemed, at their respective addresses as they last appear on the registration books. So long as DTC (defined below) (or any successor thereto) acts as depository for the Bonds, notice of redemption shall be sent to such depository and shall not be sent to the Beneficial Owners (defined below) of the Bonds. Any failure of such depository to advise any of its participants or any failure of any participant to notify any Beneficial Owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be selected by the Borough (or the Paying Agent, if any). The Bonds to be redeemed having the same maturity shall be selected by the securities depository in accordance with its regulations.

Section 4. Form of the Bonds. (a) The Bonds shall be in substantially the form annexed hereto as Attachment B, subject to such modifications as are approved in the reasonable discretion of the Finance Officer in consultation with Bond Counsel, and consistent with applicable law.

(b) If any Bond is mutilated, destroyed, lost or stolen and replaced in accordance with the Local Bond Law, including specifically N.J.S.A. 40A:2-36, the owner thereof shall be responsible for all costs incurred in connection with the replacement thereof, including legal, printing and other related costs.

(c) At the discretion of the Finance Officer, upon advice of Bond Counsel, the Bonds may have printed thereon a copy of the written opinion with respect to the Bonds (complete except for omission of its date), which is to be rendered by the law firm of Dilworth Paxson LLP, Freehold, New Jersey, Bond Counsel for the Bonds ("Bond Counsel"). The Municipal Clerk is hereby authorized and directed to certify to the correctness of the copies of such opinions by executing, by manual or facsimile signature, a certificate on each of the Bonds, in form satisfactory to said firm, and to file a signed duplicate of such written opinions in said Municipal Clerk's office.

Section 5. Book-Entry-Only Form. The Bonds are authorized to be issued in book-entry-only form and the Mayor, Finance Officer, Municipal Clerk, Auditor, Borough Attorney, and Bond Counsel (collectively, the "Borough Officials") are hereby authorized and directed to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary and proper to effectuate the initial issuance of the Bonds as book-entry obligations. Bonds will consist of one certificate for the aggregate principal amount of the Bonds maturing in each year. The Bonds will be registered in the name of The Depository Trust Company, Brooklyn, New York ("DTC") or its nominee, Cede & Co. So long as the Bonds are registered in the name of DTC or its nominee, Cede & Co., or a successor securities depository, all references to the owners or holders of the Bonds shall mean DTC or its nominee. Actual purchasers ("Beneficial Owners") of the Bonds shall receive evidence of their ownership interests and payments of principal and interest on the Bonds in accordance with the procedures established by DTC. The Borough or DTC may determine to discontinue the availability of book-entry-only form of the Bonds through DTC upon reasonable notice and compliance with the provisions of the Blanket Letter of Representations and other documents

reflecting their agreement. In the event a successor securities depository is not selected, the Bonds will be issued in certificated form to the Beneficial Owners upon proof of their ownership interest.

Section 6. Disclosure Undertaking. A Continuing Disclosure Certificate in substantially the form contained in Attachment C is hereby approved and the Finance Officer is hereby authorized and directed to execute and deliver a Continuing Disclosure Certificate on behalf of the Borough in substantially such form, with such insertions and changes as the Finance Officer may approve, such approval to be evidenced by his or her execution thereof.

Section 7. Additional Matters. The following additional matters are hereby determined, declared, recited and stated:

(a) The Bonds have not been heretofore sold or issued and the Bond Ordinances described herein have not been rescinded and now remain in full force and effect as authorization for the aggregate principal amount of the Bonds.

(b) The purposes for which the Bonds have been authorized to be issued are purposes for which bonds may lawfully be issued pursuant to the Local Bond Law.

(c) All Bonds issued hereunder, except to the extent otherwise specifically set forth herein, shall mature in such principal amounts and at such times as may be determined by the Finance Officer and shall bear interest at such rates as shall be determined by receipt and acceptance of bids from potential purchasers by the Finance Officer, who shall report on the sale of the bonds to the Borough as hereinafter provided.

(d) All improvements or purposes set forth in the Bond Ordinances have a period of usefulness or remaining usefulness of at least 5 years. The weighted useful life of the Bonds is 14.62 years.

Section 8. Tax Matters. (a) The Borough hereby covenants, to the extent permitted by the Constitution and laws of the State of New Jersey and to the extent that such action is within the control of the Borough, that it will comply with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") applicable to the Bonds and will take all lawful action within the Borough's control and which is necessary under the Code to ensure that interest on the Bonds will remain excluded from the gross income of the recipients thereof for Federal income tax purposes and to refrain from taking any action that would cause interest on the Bonds to become included in such gross income.

(b) The Bonds issued hereunder shall not be "private activity bonds" within the meaning of Section 141 of the Code in that, among other requirements, either no more than 5% of the proceeds of the Bonds are to be used for any private business use or repayment of no more than 5% of the proceeds is secured by property used for a private business use, and no loan from the proceeds shall be made to any persons other than governmental units.

(c) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This Resolution shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 9. Security for the Bonds. Any Bond issued pursuant to the Bond Ordinances shall be a general obligation of the Borough, and the Borough's full faith and credit are hereby pledged to the punctual payment of the principal of and the interest on the Bonds and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 10. Sale of the Bonds. The Finance Officer is hereby authorized and directed to offer and award the Bonds at public sale by electronic bidding process. The Bonds shall be sold upon electronic bid proposals on April 23, 2025, or a date as approved in the reasonable discretion of the Finance Officer. All electronic bid proposals will be received by the Finance Officer until 11:00 a.m., prevailing time, on said date (or such other time established by the Finance Officer and consistent with the Notice of Sale), at which time they, consistent with the procedures related to the use of BiDCOMP/PARITY Competitive Bidding System (BiDCOMP/Parity) described in Annex I of the Notice of Sale, will be publicly opened and announced for the purchase of the Bonds. The award of the Bonds will be made by the Finance Officer after 11:30 a.m. (or such other time established by the Finance Officer and consistent with the Notice of Sale), with no withdrawals of bids allowed until 3:00 p.m., prevailing time, on said date and only if such award has not been made prior to the withdrawal.

Section 11. Notice of Sale. The Notice of Sale of the Bonds and Summary of the Notice of Sale, annexed hereto as Attachment D, are hereby approved as to both form and content, subject to such modifications as are approved in the reasonable discretion of the Finance Officer and consistent with applicable law, and the Municipal Clerk or Deputy Clerk is hereby authorized and directed to publish the Notice of Sale in the official local newspaper of the Borough and to publish the Summary of the Notice of Sale in *The Bond Buyer*, or other national financial newspaper published and circulating in the City of New York, State of New York, the first publications to be not less than seven (7) days prior to the date of sale, all in consultation with Bond Counsel and in accordance with the Local Bond Law. The terms of the final form of the Notice of Sale are incorporated herein and made a part hereof.

Section 12. Official Statement and Credit Rating or Enhancement. The Mayor, Finance Officer, Municipal Clerk, Deputy Clerk, Auditor, Borough Attorney, Bond Counsel, and Municipal Advisor, are hereby authorized and directed to prepare the Official Statement in preliminary and final form and to comply with the provisions of Securities and Exchange Commission Rule 15c2-12. The Borough Officials and representatives are authorized to distribute the Official Statement in preliminary and final form in connection with the sale of the Bonds. The Mayor and/or Finance Officer are authorized to sign the Official Statement on behalf of the Borough in as many counterparts as are needed for the Closing (defined herein) and delivery of the Bonds. Borough Officials are hereby authorized and directed to take all action necessary and convenient to the Borough's issuance of the Bonds including, as said officials deem appropriate, the preparation of the reports and disclosure information on the Bonds and the Borough and to apply to various nationally recognized credit rating agencies to obtain a credit rating on the Bonds from one or more such service, to apply to various insurers of municipal bonds in order to acquire a policy of municipal bond insurance for the Bonds and to take all action relating thereto and to pay the premium associated therewith, to obtain fee information from potential printers of the Official Statement and the Bonds, and to contact securities depositories regarding the issuance of the Bonds in Book-Entry-Only form. The Finance Officer is hereby delegated the authority to select a bond insurer based upon premium and conditions imposed.

Section 13. Delegation of Authority. The Finance Officer is hereby authorized and directed to determine all matters in connection with the Bonds not determined by this or a prior or subsequent resolution, all in consultation with Bond Counsel, Municipal Advisor and Auditor, and the manual or facsimile signature of the Finance Officer upon the Bonds shall be conclusive as to such determinations. The Mayor, Finance Officer and the Municipal Clerk or Deputy Clerk are hereby authorized and directed to execute and deliver such documents as are necessary for the issuance and delivery of Bonds and to take such actions or refrain from such actions as are necessary for the issuance of the Bonds, in consultation with Bond Counsel.

Section 14. Closing and Delivery of the Bonds. The Borough shall cause the Bonds to be prepared and made ready for delivery on the date of Closing, which shall be on or about May 7, 2025, or a date as approved in the reasonable discretion of the Finance Officer (the "Closing"). The delivery of and payment for the Bonds shall take place at the offices of Dilworth Paxson LLP, Freehold, New Jersey, Bond Counsel, or at such other place as is agreed to by the Finance Officer. If the purchaser shall so request, the Bonds shall be made available before the Closing for purposes of inspection and packaging. At the Closing, the Borough will deliver the Bonds to the purchaser or upon his order in definitive or temporary form duly executed, together with the other required documents and, subject to the terms and conditions hereof, the purchaser will accept such delivery and pay the aggregate purchase price of the Bonds in immediately available funds.

Section 15. Application of Bond Proceeds. The proceeds of the Bonds shall be applied to pay the costs of the projects described in the Bond Ordinances and the costs of issuance of said Bonds.

Section 16. Report on the Bonds. The Finance Officer is hereby directed to report in writing to the governing body of the Borough at the meeting next succeeding the date of delivery of the Bonds. Such report shall include the principal amount, description, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser.

Section 17. Effective Date. 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 April 8, 2025.

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

Resolution #112-2025

ACCEPTING AND ADOPTING THE CENTRAL JERSEY MUNICIPAL JOINT INSURANCE FUND'S 2025 SAFETY INCENTIVE PROGRAM

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

WHEREAS, it is the policy of the Central JIF to achieve the best and most practical degree of freedom from accidents and/or injuries; and

WHEREAS, the Central JIF endeavors to ensure that all their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

WHEREAS, the Central JIF endeavors to ensure that all of their members are in compliance with applicable safety and health requirements; and

WHEREAS, the Central JIF's Safety Committee is made up of representatives of the Fund's Municipalities, along with the professionals employed by the Fund; and

WHEREAS, the new Program will assist all the Central JIF members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and

WHEREAS, the Central JIF had adopted the new 2025 Safety Incentive Program which should succeed in providing a safe, healthful and pleasant environment; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of Middlesex, County of Middlesex, State of New Jersey that the Central Jersey Municipal Joint Insurance Fund Safety Incentive Program be adopted by the Borough of Middlesex.

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 April 8, 2025.

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

Resolution #113-2025

AUTHORIZING THE TAX COLLECTOR TO CANCEL THE BALANCE OF 2ND QTR. 2025, IN THE AMOUNT OF \$2,445.90 AND 3RD & 4TH QTRS. 2025 FOR BLOCK 110 LOT 4

WHEREAS, per N.J.S.A. 54:4-3-30 the homeowner of Block 110 Lot 4, 332 Hazelwood Avenue, has been declared a 100% Disabled Veteran by the Department of Veterans Affairs; and,

WHEREAS, the property owner has completed and submitted the proper paperwork to apply for the Exemption; and,

WHEREAS, the Tax Assessor has approved the application with a date of 4/1/2025; and,

NOW, THEREFORE, the Tax Collector is hereby authorized to cancel the balance of 2nd Qtr. 2025, in the amount of \$2,445.90 and 3rd & 4th Qtrs. 2025 when the 2025 tax rate is received.

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 April 8, 2025.

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

Resolution #114-2025

AUTHORIZING PARKER ENGINE & HOSE COMPANY NO. 4 TO HOLD THEIR ANNUAL COIN TOSS EVENTS ON APRIL 19, 2025, JUNE 7, 2025 AND SEPTEMBER 13, 2025 AT THE INTERSECTION OF S. LINCOLN AVENUE AND ROUTE 28

WHEREAS, Parker Engine & Hose Company No. 4 has requested to hold fund raising activities within the Borough of Middlesex by conducting coin tosses within the Borough at the intersections of S. Lincoln Avenue and Route 28 between the hours of 9:00 a.m. and 5:00 p.m.; and

WHEREAS, Parker Engine & Hose Company No. 4 would like to conduct these coin tosses on Saturday, April 19, 2025 with alternate rain date of Saturday, April 26, 2025, and Saturday, June 7, 2025, with alternate rain date of Saturday, June 14, 2025 and Saturday, September 13, 2025 with alternate rain date of Sunday, September 20, 2025; and

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

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

1. The Governing Body hereby authorizes Parker Engine & Hose Company No. 4 to conduct a coin toss between the hours of 9:00 a.m. and 5:00 p.m. on April 19, 2025 with alternate rain date of Saturday, April 26, 2025, and Saturday, June 7, 2025, with alternate rain date of Saturday, June 14, 2025 and Saturday, September 13, 2025 with alternate rain date of Sunday, September 20, 2025, at the intersections of S. Lincoln Avenue and Route 28. All approvals from the New Jersey Department of Transportation have been received by the Borough Clerk for this event.
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 April 8, 2025.

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

Resolution #115-2025

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 April 8, 2025.

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

Resolution #116-2025

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 including Personnel - Film Committee & Personnel - Zoning Officer; 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.

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 April 8, 2025.