



Borough of Middlesex

Middlesex, New Jersey

Mayor and Council Regular Meeting

Minutes

Kelsey Meixner
Borough Clerk
732 356-7400 x236
www.middlesexboro-nj.gov

Tuesday, May 12, 2026

7:00 PM

1200 Mountain Avenue

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**

Council President Michael Conahan
Councilman Joseph DeScenza
Councilman Kenneth Griggs
Councilman Kevin Dotey
Councilwoman Jennifer Clock
Councilwoman Shannon Quinn

Also Present:

Mayor Jack Mikolajczyk
Interim Administrator Matthew Geist
Interim Deputy Administrator Leonard Vidal
Borough Attorney Christopher Corsini

Others Absent:

IV. **PRESENTATIONS**

1. Middlesex Police Department Awards

Police Chief Matthew Geist presented the Awards and made the following comments:

Middlesex Police Department Awards Ceremony

Tuesday, May 12, 2026

Good evening everyone and welcome to the Middlesex Police Department awards presentation. It has become an annual tradition for us to recognize the outstanding achievements, dedication, and professionalism of the members of the Middlesex Police Department.

I would like to thank Mayor Jack Mikolajczyk, Council President Michael Conahan, Councilman Kevin Dotey, our Police Liaison, the entire Governing Body, and our Deputy Borough Administrator, for their support of the Police Department throughout the year. I would also like to thank our residents and business partners for the tremendous support they provide to this department. We are truly grateful for your encouragement, your trust, and your partnership within the community we proudly serve.

Each year before beginning the ceremony, I ask that we join together in a moment of silence to recognize the Police Officers, Firefighters, Emergency Service Members and our Military who have dedicated or lost their lives protecting our safety and our freedom.

I would also like to recognize retired members of the Middlesex Police Department who have served our community, as well as those who have since passed away.

As we gather here tonight during National Police Week, we are reminded that behind every badge is a person who willingly accepts a profession built on sacrifice, responsibility, and service to others.

This week serves as an opportunity not only to remember those who made the ultimate sacrifice, but also to recognize the men and women who continue to answer the call every single day. As we start the ceremony, I would like to introduce my command staff: Captain Thomas Falk, Captain Thomas Carroll, Lieutenant James Dolinski, and Lieutenant Sean Flanagan.

The Police profession is physically, mentally, and emotionally demanding. You are called upon to work nights, weekends, and holidays, often missing important time with your families. Your work can be unpredictable, difficult, and dangerous, yet each day you continue to serve this community with professionalism, compassion, and pride.

At every hour of every day, our officers stand on the front lines answering calls for service no matter the circumstances.

Many of the actions recognized here tonight occurred without hesitation and without any expectation of recognition. They reflect the character, commitment, and teamwork that define this department.

Please know that your work matters, your sacrifices are appreciated, and this community is safer because of your dedication. And I could not be prouder of your accomplishments.

The Chief's Achievement Award is given for *an act or achievement contributing to a valuable police accomplishment, or for the submission of a device or method adopted by the Department to increase efficiency in administrative or tactical procedures, or for contributions to the welfare and advancement of the police profession.*

The Chief's Achievement Award is rarely presented because it represents a standard far beyond ordinary accomplishment. It recognizes individuals whose contributions create lasting value to this department and to the profession of law enforcement itself.

Recipients of this award distinguish themselves not only through dedication and professionalism, but through achievements that improve the way we serve, protect, and operate as an organization. Tonight, we honor two officers whose work embodies those principles and whose contributions have made a meaningful impact on this department.

Captain Thomas Falk
Lieutenant Sean Flanagan

Beginning in April, 2024, the police department officially began the New Jersey State Association of Chiefs of Police Law Enforcement Accreditation Program.

Having received a grant for this accreditation program, Captain Falk and Lieutenant Flanagan performed the duties of Accreditation Managers.

This lengthy and arduous process included a review of all policies and practices of the police department in order to bring them in line with 119 standards and best practices in policing.

Over the following two years we revised, updated, and honed our policies and practices, ultimately passing our On-Site assessment on April 8 of this year.

While the official NJSACOP Accreditation will be awarded following a hearing in June, I want to recognize the work that our accreditation managers did to bring us to this point.

Unit Citation is awarded for a distinguished team effort by all participating staff members, showing initiative and accomplishment in the protection of life and property.

Detective Scott Mulford

Officer Bryan Rodrigues

Detective Paul Cerreto

On Saturday, May 3, 2025 Officer Bryan Rodrigues responded to Mountain View Park for the report of playground equipment on fire in the DPW lot.

With input from fire investigators, Officer Rodrigues' preliminary investigation revealed that the fire, which resulted in over \$500,000.00 in damage, appeared suspicious in nature.

Detectives Scott Mulford and Paul Cerreto conducted comprehensive follow-up investigation, developing three juveniles as suspects.

Detectives Mulford and Cerreto were able to compile significant digital evidence and later obtain confessions from two of the involved juveniles.

Throughout the investigation, the three officers displayed dedication, teamwork, and the relentless pursuit of justice.

The Unit Citation is awarded for a *distinguished team effort by all participating staff members, showing initiative and accomplishment in the protection of life and property.*

Officer Rodrigues

Detective Paul Cerreto

On July 9, 2025, officers from the Middlesex Police Department responded to investigate a reported commercial burglary on Mountain Avenue.

Officers and detectives confirmed that forced entry was made during the overnight hours and that over \$7,000.00 in cash and merchandise was stolen from the store.

On the following day, police officers and detectives responded back to the business to investigate what appeared to be 2nd attempted burglary after the officers cleared.

Detective Cerreto began conducting a comprehensive follow-up investigation into both incidents, during which he compiled evidence and disseminated suspect information that he developed to our patrol division.

On July 13, 2025, at 0123 in the morning, Officer Bryan Rodrigues observed a male that fit the description of the burglary suspect, conducted a stop, and further developed him as a burglary suspect.

With all investigative information, Detective Cerreto obtained a search warrant for the suspects residence, where they later recovered evidence of the crime and burglary proceeds. The officers again displayed dedication, teamwork, and initiative in their actions.

The Life Saving / Resuscitation Medal is awarded for *employing life saving measures or equipment resulting in resuscitation of a person to save a life.*

Officer Marc Arancio

Officer Anthony Painchaud

On Friday, January 2, 2026, Somerset County Communications received a 9-1-1 call reporting an unresponsive individual with CPR in progress.

Officer Arancio and Officer Painchaud arrived and began life saving measures, administering CPR and rescue breathing.

The individual regained consciousness and was transported to the hospital for further care. A week later a representative from the department contacted the hospital and learned that the patient had survived, was recovering, and expected to be released from the hospital.

The Life Saving / Resuscitation Medal is awarded for *employing life saving measures or equipment resulting in resuscitation of a person to save a life.*

Officer April Menditto

Officer Brandon Stout

On Monday, March 9, 2026, Officers Menditto and Stout were dispatched to a residence for the report of an unresponsive person.

Upon arrival Officer Menditto and Officer Stout began life saving measures, administered CPR, provided rescue breathing and used an AED. Soon after the Bound Brook EMS arrived and began care. The patient regained a pulse was breathing and was transported to the hospital for emergency treatment.

As we recognize law enforcement officers across this country during National Police Week, I would like to close by saying that we continue to hold our officers to the highest standards and proud traditions of excellence that define the Middlesex Police Department — and time and time again, our officers have answered that call with professionalism, integrity, compassion, and courage.

Because of your dedication and sacrifice, Middlesex is a safer, stronger, and better community.

Thank you for everything you do each day for this department and the residents we serve.

Thank you for being true community caretakers. Stay safe and watch out for one another.

Thank you to our Mayor and Council for hosting our awards ceremony at this meeting

and thanks to our Awards Committee for reviewing and providing recommendations for this ceremony.

Congratulations to all of you that received awards tonight

Thank you for your time and attention.

2. Pillar of Middlesex

Mayor Mikolajczyk presented Cassuis Kennick with a Pillar of Middlesex Award.

Mr. Kennick showed his appreciation for being recognized. He talked about his service volunteering with youth activities and with recreation. He thanked the Mayor and Council for the award.

V. APPOINTMENTS

-
1. Appointing Andrea Murphy as a Regular Member of the Environmental Commission for a term expiring on 12/31/2027

-
2. Appointing Gina Salgado as an Alternate Member of the Environmental Commission for a term expiring on 12/31/2026
-

VI. PROCLAMATIONS

1. National Police Week 2026

Mayor Mikolajczyk presented the National Police Week Proclamation to Cheif Geist.

VII. Public Hearing for the Adoption of the Budget

Mayor Mikolajczyk commented that there have been no changes to the budget since the introduction.

Mayor Mikolajczyk opened the Public Portion on the Budget for anyone wishing to comment.

Dave Polakiewicz, 240 Hazelwood Avenue:

- Discussed past taxes and budgets.
- Commented on spending in the upcoming months and urges Council to have restraight.
- The Borough offers good services.
- We have had a 29% raise in 4 years.
- May need to cut services.
- Questioned the industrial ratable.
- Is there any movement with the old McDonalds property?

Bruce Sanders, 10 Venice Avenue:

- Thank you to all involved in the budget.
- What is the surplus?
- Library Tax?
- Is their any update on Middlesex County?

Monoca Townsend, 120 Barbara Place:

- Thank you to all involved in the budget.
- Is there consideration for use of shared services?
- Affordable Housing impact offset?

Tom Harrity, 107 Ramsey Road:

- How much revenue is deferred by PILOTS?
- What are differed municipal judgements?
- What is the definition of CAP?

Vincent Lella, 150 Oak Drive:

- The Mayor's presentation was well done and very informative.
- Good job on the budget.
- Well thought out.

Seeing that there were no further comments, Mayor Mikolajczyk closed the Public Portion on the Ordinance.

VIII. Adoption of the Budget

1. Resolution 135-2026 Adoption of the 2026 Municipal Budget

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Middlesex, County of Middlesex, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

\$25,610,117.66 for Municipal Purposes

\$ 884,086.00 Minimum Library Tax

Current Fund:

SUMMARY OF REVENUES

Surplus	
Anticipated	\$1,110,000.00
Miscellaneous Revenues Anticipated	\$6,989,053.29
Receipts from Delinquent Taxes	\$520,000.00
Amount to be Raised by Taxation	
for Municipal Purposes	\$16,991,064.37
Amount to be Raised by Taxation	

Minimum Library Tax	\$884,086.00
Total Revenues	\$26,494,203.66

SUMMARY OF APPROPRIATIONS

General Appropriations within "CAPS"	
Operations Including Contingent Deferred Charges & Statutory Expenditures	\$18,549,029.00 \$0.00
General Appropriations Excluded from "CAPS"	
Operations	\$5,421,403.44
Capital Improvements	\$150,000.00
Municipal Debt Service	\$1,510,921.11
Deferred Charges - Municipal	\$87,850.11
Judgements	\$0.00
Reserve for Uncollected Taxes	\$775,000.00
Total Appropriations	\$26,494,203.66

Swim Pool Utility:

SUMMARY OF REVENUES

Surplus	
Anticipated	\$2,000.00
Rents (Memberships)	\$315,000.00
Miscellaneous	\$110,000.00
Total Revenues	\$427,000.00

SUMMARY OF APPROPRIATIONS

Operations	\$340,000.00
------------	--------------

Capital Improv	
Fund	\$20,000.00
Debt Service	\$0.00
Statutory	
Expenses	\$17,000.00
Surplus (To General Budget)	\$50,000.00
Total Appropriations	\$427,000.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 12th day of May 2026. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2026 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

IX. ORDINANCE(S) FOR INTRODUCTION

- Ordinance 2170-26** AN ORDINANCE CREATING A NEW CHAPTER 191 ENTITLED LOW SPEED ELECTRIC VEHICLES AND PROVIDING FOR THE REGULATION THEREOF

WHEREAS, it is the desire of the Borough of Middlesex to regulate electronic bicycles, low-speed, electric bicycles, and motorized bicycles (collectively referred to low speed electric vehicles) to promote and secure the public health, safety, and welfare of the Borough of Middlesex and its inhabitants pursuant to N.J.S.A. 40:48-2; 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 191 (Low Speed Electric Vehicles) of the municipal code shall be created in accordance with the following:

Section I:

A new Chapter 191 shall be inserted into the Borough Code of Middlesex and shall be entitled “Low Speed Electric Vehicles.”

Section II:

Chapter 191-1 is hereby created, shall be entitled, “Purpose,” shall be placed in the aforementioned Chapter 191, and shall contain the following text (all text novel):

The purpose of this code is to promote public safety, protect pedestrians, and ensure the orderly and efficient use of public sidewalks by restricting the operation of electric bicycles on sidewalks within the Borough of Middlesex. The Borough of Middlesex recognizes that sidewalks are primarily intended for pedestrian use and that the operation of electric bicycles—due to their speed, weight, and motorized nature—can pose safety risks to pedestrians, particularly children, older adults, and individuals with disabilities. By limiting e-bike use to designated bicycle lanes and roadways, this ordinance seeks to reduce the potential for collisions, enhance walkability, and support a balanced approach to transportation that accommodates both cyclists, pedestrians, and motorists in a safe and equitable manner.

Section III:

Chapter 191-2 is hereby created, shall be entitled, “Definitions,” shall be placed in the aforementioned Chapter 191, and shall contain the following text (all text novel):

Bicycle. Any two-wheeled vehicle having a rear drive wheel which is solely human-powered, affixed with pedals, handlebars, and a saddle like seat, with a seat height of 25 inches or greater when the seat is in the lowest adjustable position.

Crosswalk. A portion of a roadway designated for pedestrian crossing by lines or other markings, or by the prolongation of sidewalk boundary lines across an intersection.

Hoverboard/Segway. Electric personal assistive mobility devices that are self-balancing non-tandem two wheeled device designed to transport one person which uses an electric propulsion system with average power of 750 watts (one horsepower), whose maximum speed on a paved level surface, when powered solely by such a propulsion system while operated by a person weighing 170 pounds is less than 20 miles per hour. This definition excludes motorized wheelchairs, motorized bicycles, motorcycles, motorized scooters, motorized skateboards, vehicle or motor vehicles.

Low-Speed Electric Bicycle. A two or three-wheeled vehicle with fully operable

pedals and an electric motor of less than 750 watts, that meets the requirements of one of the following classifications: "class 1 low-speed electric bicycle" which means a low-speed electric bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour; or "class 2 low-speed electric bicycle" which means a low-speed electric bicycle equipped with a motor that may be used exclusively to propel the bicycle, and that is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.

Class 1 Low-Speed Electric Bicycle. A low-speed electric bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour; or

Class 2 Low-Speed Electric Bicycle. A low-speed electric bicycle equipped with a motor that may be used exclusively to propel the bicycle, and that is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.

Class 3 E-Bike/Motorized Bicycle/Moped. A pedal bicycle having a helper motor characterized in that either the maximum piston displacement is less than 50 cc. or said motor is rated at no more than 1.5 brake horsepower or is powered by an electric drive motor and said bicycle is capable of a maximum speed of no more than 25 miles per hour on a flat surface or a pedal bicycle having an electric motor that is capable of propelling the bicycle in excess of 20 miles per hour with a maximum motor-powered speed of no more than 28 miles per hour on a flat surface.

Low-Speed Electric Scooter. A scooter with a floorboard that can be stood upon by the operator, with handlebars, and an electric motor that is capable of propelling the device with or without human propulsion at a maximum speed of less than 19 miles per hour.

Motorcycle. Includes motorcycles, autocycles, motor bikes, bicycles with motor attached and all motor-operated vehicles of the bicycle or tricycle type, except motorized bicycles, low-speed electric bicycles, and low-speed electric scooters as defined in this section, whether the motive power be a part thereof or attached thereto and having a saddle or seat with driver sitting astride or upon it or a platform on which the driver stands.

Motorized Scooter. A miniature motor vehicle and includes, but is not limited to, pocket bikes, super pocket bikes, scooters, mini-scooters, sport scooters, mini choppers, mini motorcycles, motorized skateboards and other vehicles with motors not manufactured in compliance with Federal Motor Vehicle Safety Standards and which have no permanent Federal Safety Certification stickers affixed to the vehicle by the original manufacturer. This term shall not include: electric personal assistive mobility devices, motorized bicycles, low-speed vehicles, low-speed electric bicycles, or low-speed electric scooters; or motorized wheelchairs, mobility

scooters or similar mobility assisting devices used by persons with physical disabilities, or persons whose ambulatory mobility has been impaired by age or illness.

Scooter. A non-motorized vehicle with a floorboard that can be stood upon by the operator, with handlebars, and is propelled solely by human propulsion.

Tricycle. Any three-wheeled vehicle having a real drive wheel which is solely human-powered.

Section IV:

Chapter 191-3 is hereby created, shall be entitled, "Riding or Driving on Sidewalks, Borough-Owned Parks, or Closed Roadways Prohibited; Exceptions," shall be placed in the aforementioned Chapter 191, and shall contain the following text (all text novel):

A. Except as hereinafter provided, no person shall use, operate or ride upon any Bicycle, Tricycle, Scooter, hoverboards/segways, low-speed electric bicycle, or low-speed electric scooter on any public sidewalks, in Borough-owned parks or Borough-owned parking lots where motor vehicles are not permitted. The provisions of this paragraph shall not apply to self-propelled Bicycle, Tricycles, or Scooters that are used, operated, or ridden upon by a person who is under the age of 17.

B. No person shall ride a bicycle within any marked or unmarked crosswalk. All bicyclists shall dismount and walk their bicycles when using a crosswalk to cross a roadway.

C. If a roadway is closed pursuant to a Borough or County Road Closure Permit for emergency repairs, or with the authorization of the Chief of Police of the Borough of Middlesex or his designee, no person shall use, operate, or ride upon any Class 1 Low-Speed Electric Bicycle, Class 2 Low-Speed Electric Bicycle, Class 3 E-Bike/motorized bicycle/moped, hoverboards/segways, or low-speed electric scooter on the closed roadway.

D. No person shall use, operate or ride upon any Class 1 Low-Speed Electric Bicycle, Class 2 Low-Speed Electric Bicycle, Class 3 E-Bike/motorized bicycle/moped, hoverboards/segways, or low-speed electric scooter on any private or public property within the Borough that is being used for an event sponsored by the Borough.

E. No person shall ride a bicycle, tricycle, or scooter, or operate a Class 1 Low-Speed Electric Bicycle, Class 2 Low-Speed Electric Bicycle, Class 3 E-Bike/motorized bicycle/moped, hoverboards/segways in a reckless or careless manner which endangers or is likely to endanger the safety or welfare of

themselves or other persons or property.

F. No person operating a Class 1 Low-Speed Electric Bicycle, Class 2 Low-Speed Electric Bicycle, Class 3 E-Bike/motorized bicycle/moped, hoverboards/segways, or low-speed electric scooter shall attach themselves to any streetcar or vehicle, nor shall the operator of the Class 1 Low-Speed Electric Bicycle, Class 2 Low-Speed Electric Bicycle, Class 3 E-Bike/motorized bicycle/moped, hoverboards/segways, or low-speed electric scooter allow others to hit or hold onto an electric vehicle during operation.

G. It shall be prohibited for a person operating a Class 1 Low-Speed Electric Bicycle, Class 2 Low-Speed Electric Bicycle, Class 3 E-Bike/motorized bicycle/moped, hoverboards/segways, or low-speed electric scooter to allow another person to ride as a passenger, unless the person is carried in a proper seat, trailer or other accessory that complies with current regulations and contains adequate provision for retaining a passenger in a place and for protecting the passenger.

Section V:

Chapter 191-4 is hereby created, shall be entitled, "Violations and Penalties," shall be placed in the aforementioned Chapter 191, and shall contain the following text (all text novel):

Any person who violates any provision of this Article shall be subject to a fine not to exceed \$250.00 for a first offense; not to exceed \$1,000.00 for a second offense; and not to exceed \$2,000.00 for a third or subsequent offense.

Section VI

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

Section VII

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 VIII

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

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Shannon Quinn
NAYS:	None
ABSTAINED:	Jennifer Clock

2. **Ordinance 2171-26 AN ORDINANCE AMENDING CODE SECTION 332-44 WITHIN CHAPTER 332 ENTITLED "SEWERS" TO REVISE THE CURRENT USE CHARGE APPEAL PROCESS**

WHEREAS, Current Code Section 332-44 governs “Appeals as to amount of bill or calculation thereof” regarding sewer use charges; and

WHEREAS, the Borough wishes to streamline the use charge appeal process; and

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Middlesex, in the County of Middlesex and State of New Jersey, that Section 332-44 in the Borough's Code shall be amended as follows

SECTION I.

Section 332-44 entitled "Appeals as to amount of bill or calculation thereof" within Chapter 332 ("Sewers"), Article III ("Use Charges"), is hereby amended as follows (~~struck through portions~~ to be removed, **bolded and underlined portions** to be added):

Any dispute as to the billing or charges determined by § 332-42 and § 332-43 as to the amount of the bill or the calculation thereof may be appealed as follows:

1. Directly to the Borough Tax Collector, who shall forward the appeal to the ~~Borough Engineer~~ **Borough Finance Office. If the Borough Finance Office deems the appeal to be of sufficient complexity requiring the professional knowledge of the Borough Engineer, it shall forward said appeal to the Borough Engineer.**
- B. Said appeal shall be in writing and shall include, in sufficient detail, the relief sought and the evidence, information or documents to support the relief sought. Relief shall be granted if **(a) the Borough Finance Office agrees upon such relief; or (b) the Borough Engineer agrees in his/her official capacity upon such relief, as may be applicable.** The decision shall be final and binding.
- C. All appeals must be filed within 45 days of dispatch of such billing or charge sought to be appealed.

D. No appeal shall be considered by the **Finance Office or Engineer, as may be applicable**, and an appeal shall not be considered as filed, unless payment of the entire sewer bill, including any disputed amounts, is made and received by the Borough in full.

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.

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

SECTION V.

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

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

3. **Ordinance 2172-26 AN ORDINANCE AMENDING CHAPTER 56 OF THE MUNICIPAL CODE TITLED "LAND USE PROCEDURES"**

WHEREAS, the Borough has established a Joint Land Use Board pursuant to N.J.S.A. 40:55D-25(c)(1); and

WHEREAS, the existing Chapter 56 titled "Land Use Procedures" requires amendment to reflect this change; and

WHEREAS, in consideration thereof, the Mayor and Council of the Borough of

Middlesex desire to amend Chapter 56 of the Municipal Code, titled “Land Use Procedures”; and

NOW, 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 56 of the Municipal Code of the Borough of Middlesex, County of Middlesex, State of New Jersey titled “Land Use Procedures” is hereby amended pursuant to the provisions hereof, with additions shown **thusly** and deletions ~~thusly~~:

Section I.

Section 56-1 is hereby amended as follows:

There is hereby established, pursuant to N.J.S.A. 40:55D-1, et seq. ~~e. 291, P.L. 1975~~, in the Borough of Middlesex, a Planning Board of nine members ~~consisting of the following four classes~~. **All functions and powers of the Zoning Board of Adjustment are to be exercised by the Planning Board pursuant to N.J.S.A. 40:55D-25(c)(1). The Class I and Class III members of the Planning Board shall not participate in the consideration of applications for development which involve relief pursuant to subsection ‘d.’ of N.J.S.A. 40:55D-70. All references to the Zoning Board of Adjustment in this Chapter 56 shall refer to the Planning Board exercising the powers of the Zoning Board of Adjustment pursuant to N.J.S.A. 40:55D(c)(1). The members of the Planning Board shall consist of the following four classes:**

1. Class I: the Mayor.

2. Class II: one of the officials of the municipality other than a member of the governing body to be appointed by the Mayor.

100. Class III: a member of the governing body to be appointed by it.

500. Class IV: six other citizens of the municipality to be appointed by the Mayor. The members of Class IV shall hold no other municipal office.

Section II.

Section 56-12 is hereby repealed and replaced with the following:

§56-12. Zoning Board of Adjustment

1. All functions and powers of the Zoning Board of Adjustment are to be exercised by the Planning Board pursuant to N.J.S.A. 40:55D-25(c)(1). The Class I and Class III members of the Planning Board shall not participate in the consideration of applications for development which involve relief pursuant to

subsection 'd.' of N.J.S.A. 40:55D-70. All references to the Zoning Board of Adjustment in this Chapter 56 shall refer to the Planning Board exercising the powers of the Zoning Board of Adjustment pursuant to N.J.S.A. 40:55D(c)(1).

Section III.

Sections 56-13, 56-14, 56-15, and 56-16 are hereby repealed and shall be replaced with the designation "RESERVED."

Section IV.

Sections 56-38 and 58-39 are hereby repealed and shall be replaced with the designation "RESERVED."

Section V.

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

Section VI.

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

Section VII.

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law but, in no event, less than 20 days after its final passage by the Borough Council and approval by the Mayor, where such approval is required pursuant to N.J.S.A. 40:69A-181(b).

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
4. **Ordinance 2173-26** AN ORDINANCE AMENDING THE LINCOLN BOULEVARD REDEVELOPMENT PLAN PURSUANT TO N.J.S.A. 40A:12A-7

WHEREAS, the Borough adopted the Lincoln Boulevard Redevelopment Plan ("Plan") on September 18, 2007 and has amended it several times thereafter, with the latest

amendment adopted July 14, 2020; and

WHEREAS, the Borough desires to amend the Plan in accordance with the requirements of N.J.S.A. 40A:12A-7; and

WHEREAS, an updated Plan, revised through March 17, 2026, has been prepared by the Borough Planner, Paul Ricci, PP, and is attached hereto as Exhibit A; and

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

SECTION ONE. The Lincoln Boulevard Redevelopment Plan is hereby amended in accordance with Exhibit A.

SECTION TWO. A copy of this Ordinance is hereby transmitted to the Borough of Middlesex Land Use Board (“Land Use Board”) for consistency review pursuant to N.J.S.A. 40A:12A-7(e), and the Land Use Board hereby has 45 days to submit a report, and, if it fails to do so, then the Borough Council may proceed to adopt the Ordinance.

SECTION THREE. All Ordinances of the Borough of Middlesex which are inconsistent with the provisions of this Ordinance are hereby repealed as to the extent of such inconsistency.

SECTION THREE. If any section, subsection clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect the remaining portion of the Ordinance.

SECTION FOUR. This Ordinance shall take effect as provided by law.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

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

1. **Ordinance 2167-26 AN ORDINANCE AMENDING CHAPTER 407 (VEHICLES AND TRAFFIC), ARTICLE III (STOP INTERSECTIONS), SECTION 407-6 (STOP INTERSECTIONS; SIGNS) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX TO INCLUDE ADDITIONAL STOP INTERSECTIONS**

WHEREAS, in consultation with the Middlesex Borough Police Department, it is the desire of the Mayor and Council of the Borough of Middlesex to amend Section 80-9 (Stop

Intersections; Signs) of Article III (Stop Intersections) of Chapter 407 (Vehicles and Traffic) of the Borough's municipal code to include additional stop intersections; 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 407 (Vehicles and Traffic) of the municipal code shall be amended as follows:

Section I

Section 407-6 ("Stop Intersections; Signs") is hereby amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added; ellipses represent break in text):

1. Borough officials designate the following stop intersections pursuant to N.J.S.A. 39:4-140:

1. Edgeworth Street and Pierrepont Avenue: stop signs shall be installed on Pierrepont Avenue.

...

(80) Princeton Drive and Dorn Avenue: Stop signs are to be installed on Princeton Drive at the intersection with Dorn Avenue.

(81) Princeton Drive and Judson Drive: Stop signs are to be installed on Princeton Drive at the intersection with Judson Drive.

(82) New Street and Second Street: Stop signs are to be installed on New Street at the intersection of Second Street.

(83) New Street and First Street: Stop signs are to be installed on New Street at the intersection of First Street.

2. Pursuant to N.J.S.A. 39:4-198, proper signs must be erected at all locations designated in this article and must conform to the current Manual on Uniform Traffic Control Devices for Streets and Highways.

00. Convictions for stop sign regulations are to be charged as violations of N.J.S.A. 39:4-144 and are subject to the general penalty provisions of N.J.S.A. 39:4-203.

Section II

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

Section III

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 IV

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

Mayor Mikolajczyk opened the Public Portion on the Ordinance for anyone wishing to comment.

Seeing that there were no further comments, Mayor Mikolajczyk closed the Public Portion on the Ordinance.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
2. **Ordinance 2168-26** AN ORDINANCE AMENDING CHAPTER 80 (POLICE DEPARTMENT), SECTION 80-16 (PROMOTIONS) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX TO AMEND THE PROMOTIONS PROCESS

WHEREAS, it is the desire of the Mayor and Council of the Borough of Middlesex to amend Chapter 80 (Police Department), Section 80-16 (PROMOTIONS) of the Borough's municipal code to ; 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 80 (Police

Department) of the municipal code shall be amended as follows:

Section I

Section 80-16(D) (“Promotion Process”) is hereby amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added):

D. Promotional Process.

(1) Corporal and sergeant.

- (a) Notice to fill the vacancy will be posted on the Police Department's bulletin board. It shall contain the information listed in § 80-16B.
- (b) Eligible candidates who desire to participate in the promotional process shall notify the Chief of Police in writing within 15 days of the Chief's issuance of the memorandum announcing the promotional process for the vacant position. Candidates desiring to be considered for promotion shall submit a resume to the Chief of Police within the time constraints delineated in the memorandum.
- (c) Candidates shall be given an oral examination administered by the New Jersey State Association of Chiefs of Police. A score of at least a 65 must be attained. Any candidate scoring less than a 65 will be eliminated from the remainder of the process. The weighted score of the oral examination will be obtained by multiplying the exam score times 0.2. The oral examination shall cover a range of topics including but not limited to:
 - [1] Attorney General's guidelines.
 - [2] Department policy and procedures.
 - [3] Department rules and regulations.
 - [4] Borough ordinances.
 - [5] NJ Criminal and Motor Vehicle Law.
 - [6] Organizational, administrative, supervisory and leadership skills and knowledge.
- (d) In addition, candidates shall be evaluated based upon their qualifications as assessed through a review of each candidate's performance and personnel file. The Chief of Police and a designee shall review each candidate's personnel file. A maximum of 50 points will be assessed based upon the following criteria:
 - [1] Education (from an accredited college or university): maximum five points.
 - [a] Associate's degree - one point.
 - [b] Bachelor's degree - two points.
 - [c] Master's degree - three points.
 - [d] Doctoral degree - five points.
 - [2] Military service: maximum two points. To qualify for military service credit an employee must have accrued four or more years of military service, and have an honorable discharge from service, or be on active/reserve status.
 - [3] Seniority shall be based on the number of completed years with

the Middlesex Borough Police Department as of the date of the announcement of the vacancy. One-quarter point per year of service to a maximum of 20 years. A maximum of five points will be awarded.

- [4] Performance appraisals (review of last five years): maximum of 18 points. Scores from the last five years of performance appraisals will be tabulated. ~~Performance evaluations with scoring/rating guidelines 1-6 will be added together and divided by three.~~ Performance evaluations with scoring/rating guidelines 1-4 will be added together and divided by two. **Performance evaluations with scoring/rating guidelines 1-5 will be added together and divided by two and one half (2.5).** The scores are then added together and divided by five to obtain the average score.
- [5] Commendations (review of last 10 years): maximum five points.
 - [a] Medal of Honor - one.
 - [b] Police Combat Cross - 0.75.
 - [c] Meritorious service - 0.75.
 - [d] Wound medal - 0.75.
 - [e] Perfect attendance citation bar - 0.75.
 - [f] Exceptional service - 0.50.
 - [g] Honorable service - 0.50.
 - [h] Chief's achievement award - 0.50.
 - [i] Life saving - 0.50.
 - [j] Unit citation - 0.25.
 - [k] Certificate of commendation - 0.125.
- [6] Discipline (last 10 years): maximum of five points.
 - [a] No discipline - five points.
 - [b] Oral reprimand - minus one point.
 - [c] Written reprimand - minus three points.
 - [d] Suspension - minus five points.
- [7] Training or special skills: maximum five points. Within the last five years, i.e., special training, Department training instructor, field training officer.
- [8] Chief of Police and Command Officer interview: maximum five points.

(2) Lieutenant.

- (a) Notice to fill the vacancy will be posted on the police department's bulletin board. It shall contain the information listed in § 80-16B.
- (b) Eligible candidates who desire to participate in the promotional process shall notify the Chief of Police in writing within 15 days of the Chief's issuance of the memorandum announcing the promotional process for the vacant position. Candidates desiring to be considered for promotion shall submit a resume to the Chief of Police within the time constraints delineated in the memorandum.
- (c) Candidates shall be given an oral examination administered by the New

Jersey State Association of Chiefs of Police. A score of at least a 65 must be attained. Any candidate scoring less than a 65 will be eliminated from the remainder of the process. The weighted score of the oral examination will be obtained by multiplying the exam score times 0.2. The oral examination shall cover a range of topics including but not limited to:

- [1] Attorney General's guidelines.
- [2] Department policy and procedures.
- [3] Department rules and regulations.
- [4] Borough ordinances.
- [5] NJ Criminal and Motor Vehicle Law.
- [6] Organizational, administrative, supervisory and leadership skills and knowledge.

(d) In addition, candidates shall be evaluated based upon their qualifications as assessed through a review of each candidate's performance and personnel file. The Chief of Police and a designee shall review each candidate's personnel file. A maximum of 54 points will be assessed based upon the following criteria:

- [1] Education (from an accredited college or university): maximum five points.
 - [a] Associate's degree - one point.
 - [b] Bachelor's degree - two points.
 - [c] Master's degree - three points.
 - [d] Doctoral degree - five points.
- [2] Military service: maximum two points. To qualify for military service credit an employee must have accrued four or more years of military service, and have an honorable discharge from service, or be on active/reserve status.
- [3] Service time: maximum of three points. One-quarter point is awarded for each fully completed year of service at the rank of Sergeant in the Middlesex Police Department.
- [4] Performance appraisals (review of last five years): Maximum of 24 points. Scores from the last five years of performance appraisals will be tabulated. ~~Performance evaluations with scoring/rating guidelines 1-6 will be added together and divided by three.~~ Performance evaluations with scoring/rating guidelines 1-4 will be added together and divided by two. **Performance evaluations with scoring/rating guidelines 1-5 will be added together and divided by two and one half (2.5).** The scores are then added together and divided by five to obtain the average score.
- [5] Commendations (review of last 10 years): maximum five points.
 - [a] Medal of Honor - one.
 - [b] Police Combat Cross - 0.75.
 - [c] Meritorious service - 0.75.
 - [d] Wound medal - 0.75.

- [e] Perfect attendance citation bar - 0.75.
- [f] Exceptional service - 0.50.
- [g] Honorable service - 0.50.
- [h] Chief's achievement award - 0.50.
- [i] Life saving - 0.50.
- [j] Unit citation - 0.25.
- [k] Certificate of commendation - 0.125.
- [6] Discipline (review of last 10 years): maximum of five points.
 - [a] No discipline - five points.
 - [b] Oral reprimand - minus one point.
 - [c] Written reprimand - minus three points.
 - [d] Suspension - minus five points.
- [7] Training and special skills: maximum five points. Within the last five years, i.e., special training, department training instructor, field training officer.
- [8] Chief of Police interview: maximum five points.

(3) Captain.

- (a) Notice to fill the vacancy will be posted on the Police Department's bulletin board. It shall contain the information listed in § 80-16B of this policy.
- (b) Eligible candidates who desire to participate in the promotional process shall notify the Chief of Police in writing within 15 days of the Chief's issuance of the memorandum announcing the promotional process for the vacant position, and shall submit a resume to the Chief of Police within the time constraints delineated in the memorandum.
- (c) Candidates shall be given an oral examination administered by the New Jersey State Association of Chiefs of Police. A score of at least a 65 must be attained. Any candidate scoring less than a 65 will be eliminated from the remainder of the process. The weighted score of the oral examination will be obtained by multiplying the exam score times 0.2. The oral examination shall cover a range of topics including but not limited to:
 - [1] Attorney General's guidelines.
 - [2] Department policy and procedures.
 - [3] Department rules and regulations.
 - [4] Borough ordinances.
 - [5] NJ Criminal and Motor Vehicle Law.
 - [6] Organizational, administrative, supervisory and leadership skills and knowledge.
- (d) In addition, candidates shall be evaluated based upon their qualifications as assessed through a review of each candidate's performance and personnel file. The Chief of Police and a designee shall review each candidate's personnel file. A maximum of 49 points will be assessed based upon the following criteria:
 - [1] Education (from an accredited college or university): maximum five points.

- [a] Associate's degree - one point.
 - [b] Bachelor's degree - two points.
 - [c] Master's degree - three points.
 - [d] Doctoral degree - five points.
- [2] Military service: maximum two points. To qualify for military service credit, an employee must have accrued four or more years of military service, and have an honorable discharge from service, or be on active/reserve status.
- [3] Service time: maximum three points. Service time shall be based on the number of completed years in rank as of the date of the announcement of the vacancy. One-quarter point is awarded for each fully completed year of service at the rank of Lieutenant in the Middlesex Police Department. One-tenth point is awarded for each fully completed year of service at the rank of Sergeant in the Middlesex Police Department.
- [4] Performance appraisals (review of last five years): maximum of 24 points. Scores from the last five years of performance appraisals will be tabulated. ~~Performance evaluations with scoring/rating guidelines 1-6 will be added together and divided by three.~~ Performance evaluations with scoring/rating guidelines 1-4 will be added together and divided by two. **Performance evaluations with scoring/rating guidelines 1-5 will be added together and divided by two and one half (2.5).** The scores are then added together and divided by five to obtain the average score.
- [5] Commendations (review of last 10 years): maximum five points.
- [a] Medal of Honor - one.
 - [b] Police Combat Cross - 0.75.
 - [c] Meritorious service - 0.75.
 - [d] Wound medal - 0.75.
 - [e] Perfect attendance citation bar - 0.75.
 - [f] Exceptional service - 0.50.
 - [g] Honorable service - 0.50.
 - [h] Chief's achievement award - 0.50.
 - [i] Life saving - 0.50.
 - [j] Unit citation - 0.25.
 - [k] Certificate of commendation - 0.125.
- [6] Discipline (review of last 10 years): maximum of five points.
- [a] No discipline - five points.
 - [b] Oral reprimand - minus one point.
 - [c] Written reprimand - minus three points.
 - [d] Suspension - minus five points.
- [7] Training and special skills: maximum five points. Within the last five years, i.e., special training, department training instructor, field training officer.
- [8] Candidates will be interviewed by the Mayor and Council in the

same manner as described in § 80-16D(4)(b).

(4) Chief of Police.

- (a) The promotion to the position of Chief of Police shall be the sole prerogative of the Mayor and Council. Only superior officers (Sergeant or higher in rank) are eligible for promotion to Chief of Police. Eligible candidates will be evaluated and rated on a range of criteria to include, but not limited to, a resume, interview with the Mayor and Council, review of performance and personnel file. No minimum score is required in any one section in order to continue to any other section of the promotional process.
- (b) The candidates will be interviewed by the Mayor and Council, and they will review the candidate's personnel file, work history and job performance, will evaluate recommendations of the incumbent Chief of Police (if applicable), and any written recommendations in the candidate's file from members of the Middlesex Police Department or by other members of the general public, if any, and will also observe the manner in which the candidates answer questions in order to determine his or her ability to assume the duties and responsibilities of the Chief of Police.
- (c) Final decision for the promotion or appointment shall rest with the Mayor and Council.

Section II

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

Section III

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 IV

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

Mayor Mikolajczyk opened the Public Portion on the Ordinance for anyone wishing to comment.

Seeing that there were no further comments, Mayor Mikolajczyk closed the Public Portion on the Ordinance.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

3. **Ordinance 2169-26 AN ORDINANCE AMENDING CHAPTER 387 (TOWING) OF THE MUNICIPAL CODE OF THE BOROUGH OF MIDDLESEX SO AS TO UPDATE AND CLARIFY CERTAIN PROVISIONS THEREOF**

WHEREAS, the Middlesex Borough Police Department seeks to update and clarify the Borough's towing ordinance; and

WHEREAS, the Mayor and Council concur with the Police Department's recommendations related to the tow ordinance; 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 387 of the Municipal Code of the Borough of Middlesex, County of Middlesex, State of New Jersey, is hereby amended as follows:

SECTION I.

Section 387-15 ("Calculation of Fees") is hereby amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added):

- A. The fees set forth in the schedule for towing rates are the maximum charges that shall apply to a ~~private passenger~~ automobile for towing services rendered as the result of police request, an accident or theft recovery. There shall be no additional charges other than those provided by statute **and by this ordinance**, including but not limited to flatbedding, when requested, waiting time, winching, cleanup cost and additional labor, ~~when only basic towing services as defined are provided.~~
- B. ~~The T~~towing rates **requiring a calculation of distance** shall be calculated based on the total distance traveled from the tow vehicle's base of operation to the tow site and return by way of the shortest available route. Fractionalals **mileage** shall be rounded up to the nearest whole mile.

Towing rates requiring a calculation of hourly time shall be calculated based on the hourly rate designated in the applicable fee schedule. Unless otherwise specified in the applicable fee schedule, fractional time shall be rounded up to the nearest quarter hour.

- C. Tow vehicles transporting multiple passenger cars at one time shall receive the applicable fees for each vehicle transported.
- D. When towing services are required **and the applicable fee schedule designates day/night/holiday rates**, the day rate shall apply when the vehicle was transported (picked up for delivery) entirely between 8:00 a.m. and 5:00 p.m., Monday through Friday, except New Jersey state holidays. The night, weekend and holiday rates shall apply otherwise.
- E. The fees set forth in the schedule for storage fees are the maximum storage charges per twenty-four-hour period that shall apply to a ~~private passenger~~ automobile that is stored by a person.
- F. If, in the course of any criminal investigation, either basic towing services or heavy towing services are required to tow a vehicle stored by a wrecker to any facility operated by the Borough, the wrecker shall assess the fee applicable under the towing fee schedule contained in this chapter against the owner of the vehicle to be towed. The Borough shall not be liable for fees assessed pursuant to this chapter for vehicles seized thereby in the course of a criminal investigation.

SECTION II.

Section 387-16 (“Towing and Storage Fee Schedule”) is hereby repealed and replaced as follows (all text novel):

- A. The below listed fees are the only allowable charges for vehicles towed at the request of the Borough Police Department. Tow companies are permitted to charge only fees contemplated in this Chapter. No additional fees shall be charged. All dates and times for the storage and releasing of vehicles will be documented for the purposes of the fee schedule. The Borough shall provide each tower with an annual fee schedule which shall include and describe the fees contained herein, including the vehicle processing fee as described below.
- B. All allowable fees shall be the maximum fees permitted by the New Jersey State Police and shall be updated as appropriate by the Borough Council to reflect the most recent maximum allowable rates permitted. The current rate schedule can be found through the Garden State Towing Association or online at <https://gsta.org/state-police-rates/>.
- C. If the Borough of Middlesex specifically requests the storage of any vehicle by the

tower, the fees charged to the Borough of Middlesex shall be governed by N.J.S.A. 40:48-2.50, as amended. The Middlesex Borough Police Department's impound lot will be designated as an outside secured storage facility.

-
SECTION III.

-
Section 387-19 (“Enforcement Officer; Termination of License”) is hereby renamed “Enforcement Officer; Termination of License; Non-Renewal; Appeal” and is amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added):

-
A. The Chief of Police is hereby designated as the enforcement officer for this chapter and the Chief of Police may recommend to the Borough Council the termination or suspension **of an active license or the rejection or non-renewal** of any license **submitted to the Borough for renewal**, or other actions concerning the same when the Chief of Police finds:

1. ~~A.~~ The license was secured by fraud or that it contains misrepresentations or concealment of material facts or omits material facts that would have affected the granting of the license to the applicant.
2. ~~B.~~ The wrecker has violated any of the subsections of this chapter or any of the regulations promulgated by the Borough Council as authorized by this chapter.
3. ~~C.~~ The wrecker's equipment and/or storage facilities are inadequate or unsafe and the wrecker has refused to correct the reported deficiencies subject to the satisfaction of the Chief of Police.
4. ~~D.~~ Confirmed reports of discourteous behavior, the charging of excessive fees, damage to motor vehicles and/or theft of personal property.
5. ~~E.~~ The wrecker's and/or its operators' failure to satisfactorily pass the criminal history check as required by § 387-5D of this chapter.

-
B. **Appeal process; Notice and Hearing**

-
1. **Once the Chief of Police has either made a recommendation to disapprove a license application resulting in the Borough Council disapproving and rejecting the application or made a determination that an existing license will be temporarily suspended or revoked, the operator may appeal that**

decision and request a hearing by the Borough Council or their designee in accordance with the following procedure:

-
2. Within 10 calendar days of the date of the Borough Council's decision to suspend an operator or the Borough Council's disapproval of the application based on the Chief's recommendation, the operator will receive via certified mail a written notice from the Chief of Police setting forth his recommendation and/or determination and the reasons therefor. During the pendency of the appeal process, the operator shall not be eligible to receive Borough-initiated calls for services.

-

 3. The operator shall be given the opportunity for a mutually agreed upon hearing within 45 days of receipt of that written notice, with 14 days' advance written notice of the hearing date.

-

 4. The Borough Council or their designee shall consider the matter at a hearing open to the public, at the discretion of the operator, and may request that the operator appear and give testimony and/or provide documents, photographs or other relevant evidentiary material to refute the basis for the charge that the license should be denied, suspended or revoked, as the case may be. The operator shall be afforded the right to be heard, be represented by legal counsel, and offer evidence including presenting witness(es), documents, photographs and other relevant evidence regarding the charge that the license should be denied, suspended or revoked. After considering the matter and the evidence presented, the Borough Council or their designee within seven business days after conclusion of the hearing shall make certain findings and conclusions relative to the charge which shall constitute the decision.

-

 5. If the Borough Council or their designee finds in support of the charge and against the operator by a preponderance of the credible evidence, the Borough Council or their designee may consider and impose the following penalties: denial of the license to the applicant or operator; suspension of the tow company or operator from the wrecker roster for a fixed period or duration; revocation of such license for a fixed period or duration; termination of the license; prohibiting employees violating any part of this chapter from performing any work related to towing requested by the Borough or any other such penalty as the Borough Council or their designee deems just and equitable under the circumstances. If the Borough Council or their designee does not find in support of the charge and determines that the operator's appeal should be successful, the Borough Council may issue the license and place the operator on the wrecker roster

or rescind the suspension and restore the operator to the active roster.

-
6. **In considering the imposition of penalties, the Borough Council or their designee shall take into account factors including, but not limited to, any prior violations, the nature and seriousness of the complaint and the danger to the health, safety and welfare of the public.**

-

SECTION IV.

-

Section 387-20 (“Complaint and Dispute Resolution”) is hereby amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added):

-

Any person having a dispute or complaint arising from a specific act of towing or storage of motor vehicles **by a wrecker** which is regulated by this chapter shall present that complaint or dispute to the Chief of Police for resolution. The Chief of Police shall render his decision as to how said complaint or dispute is to be resolved within 10 days of conducting a hearing as to the same. Such hearing can be in person, by telephone or on written presentation at the election of the Chief of Police. The Chief of Police shall render a decision within five days of said hearing. In the event that the wrecker does not abide by the decision of the Chief of Police, the Chief of Police will recommend to the Borough Council that the wrecker's license be revoked or suspended.

-

SECTION V.

-

Section 387-21 (“Violations and Penalties”) is hereby repealed and replaced as follows (all text novel):

-
- A. Any operator unable to respond or meet the response time requirement to four or more Police Department dispatch requests per month will be subject to removal from the approved list with the approval of the Borough Council or their designee pursuant to Section 387-19 of this Chapter.

B. Municipal penalties.

1. Operators shall be subject to the following penalties in certain circumstances. Violators of this section, at the discretion of the Chief of Police, will be issued a summons which will be heard in the Borough’s Municipal Court.

1. Failure to arrive on scene with the required equipment as directed by Borough Police in the dispatch will result in a fine of \$250.

2. Responding to scene with an unauthorized driver will result in a fine of \$250.
2. For a violation of § 216-10A, regarding wrecker response times, operators shall be subject to the following penalties:
 1. The first and second violation in any given calendar year will result in a warning letter sent via certified mail from the Chief of Police, with a copy to the Mayor and Borough Administrator, to the business owner at their registered place of business.
 2. The third violation in any calendar year will result in a seven-day suspension from the police tow list and a fine of \$225.
 100. The fourth violation in any calendar year will result in a fourteen-day suspension from the police tow list and a fine of \$250.
 500. The fifth violation in any calendar year will result in a suspension from the police tow list for 30 days and a fine of \$275.
 5. The sixth violation in any calendar year will result in a suspension from the police tow list for the remainder of the calendar year. The operator will be ineligible to apply for a wrecker license the following calendar year. If the applicant chooses to reapply in the future with the same corporate structure and business address, a surcharge of \$300, payable to the Borough, to be filed with the application, is required.
3. For a violation of any of the provisions of this chapter not addressed above, such as discourteous or unruly operator behavior, owners/operators shall be subject to the following penalties:
 1. The first violation in any given calendar year will result in a warning letter.
 2. The second violation in any calendar year will result in a fifteen-day suspension from the police tow list and a fine of \$225.

100. The third violation in any calendar year will result in a thirty-day suspension from the police tow list and a fine of \$250.

500. The fourth violation in any calendar year will result in a suspension from the police tow list for the remainder of the calendar year. The operator will be ineligible to apply for a wrecker license for the following calendar year and be subject to a \$300 surcharge if applying in the future.

C. The decision to issue summons(es) which would be heard in the Borough's Municipal Court for alleged violations of this chapter shall not in any way impugn the Chief of Police's discretion, with approval of the Borough Council, to suspend an operator's license as outlined in Section 387-19 of this Chapter and shall constitute a separate and distinct proceeding.

SECTION VI.

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 VII.

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 VIII.

This ordinance shall take effect in the time and manner provided by law.

Mayor Mikolajczyk opened the Public Portion on the Ordinance for anyone wishing to comment.

Seeing that there were no further comments, Mayor Mikolajczyk closed the Public Portion on the Ordinance.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin

	Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

XI. ADOPTION OF MINUTES

1. Approval of the April 14, 2026 Regular and Executive Meeting Minutes

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

XII. MAYOR'S REPORT

Mayor Mikolajczyk made the following comments:

- Thanks to all of the work everyone did for the budget.
- HUD funding will decrease for the Borough in the upcoming award year.
- E-bike requirements will be actively enforced as of July. Please be aware of the changes.
- Ribbon cutting o Saturday for Inspire Physical Therapy.
- Interim Deputy Administrator Vidal will give an update on a recent grant.
- Vic Capalunghi recently passed away.
- National Night Out will be August 11th.

XIII. COUNCIL MEMBER REPORTS

Council President Conahan made the following comments:

- Congratulations to all the Police Department award recipients this evening. Thank you Chief Geist for facilitating this, as always!
- A big congratulations to our Pillar of Middlesex, Cassius Kennick. I have worked closely with Cassius for many years and he has been invaluable to our Recreation Department, dedicating thousands of

hours over the last 24 years. Thank you Cassius and very well deserved.

- My deepest condolences to Marie Capolunghi and her entire family on the recent passing of her husband Victor "Vic" Capolunghi, who was deeply committed to this community, spending much of this time giving back to Middlesex. Vic was a Middlesex County Committeeman for the Middlesex Borough Republican Organization for over 35 years. Vic also served 3 consecutive terms as a Middlesex Borough Councilman, first elected in 1981 and serving from 1982-1990. Vic was a dedicated member of the Middlesex Elks, the Middlesex American Legion Post and the Middlesex Jaycee. Vic was also a volunteer Firefighter and life member of the Beechwood Heights Fire House for over 40 years. He was a shining example to many, including me, on giving back to your community. He lit up any room he entered and his smile was contagious. Vic you will be greatly missed.
- Congratulations to our 3 new firefighters: David Lugana at Beechwood and both Brian Oliver and Nicholas Breen at Lincoln.
- The U.S. Department of Housing and Urban Development (HUD), specifically the HUD' S office of Community Planning and Development, awarded Middlesex Borough \$850,000 for our Streetscape Phase 2 project. It will continue down RT. 28 from where Phase 1 left off at Washington Avenue and this phase will go west to Lorraine Avenue.
- A big thank you to the entire Borough team who helped secure this \$850,000 grant award, but a special thank you to Lenny Vidal, who spearheaded both Phase 1 and Phase 2 funding and is very passionate and focused on completing the entire RT. 28 Streetscape over the next 4-5 years.
- The Middlesex Elks had their first annual Spring Fling Charity Ball on April 25th. Great job by all at the Elks especially Christine DiMaggio, who coordinated the event. Also, the Elks have reopened the Lounge downstairs and they do dinners every Friday at 6pm for \$12.00 per person. The new lounge is beautiful, it is open at 3pm daily for members and guests.
- Reassessment Inspections now happening annually. 20% of the Borough each year. This year's inspections will begin this summer and the 20% of residents affected will receive a letter from our Tax Assessor. This year, our Assessor created a "We missed you" card that the inspectors will leave behind when no one is home. It provides details of the program, the Assessors phone number and email address to schedule an appointment.

Public Works Monthly Report April, 2026:

- Mountain View Park 10 streetlights changed to LED (PSEG)
- Bat houses were installed on Rock Lane and Raritan Ave for Environmental Commission.
- All unsafe trees were removed from the football/track/soccer field behind High School due to storm damage. The tree company left wood chips for our Department to use on cross-country trail.
- Fence repaired at Cook/Football/Soccer/Softball at Mountaiview Park (covered by insurance).
- 6 tons of asphalt was used at various locations filling potholes through town.
- 165 tons of household garbage collected.
- Basin repairs being competed on Voorhees/Starlit/Washington Ave before the contractor begins to mill and pave the next couple of weeks.
- Mechanics performed for Police 21 fluid checks, 3 minor repairs, 4 major repairs.
- Mechanics performed for DPW 60 fluid checks, 34 small engine repairs, 3 minor truck repairs, 5 major repairs.
- Mechanics performed 4 minor and 1 major repair for Fire and Seniors. 2 new vehicle title/registration/plates were also done for Seniors. Decals were printed and installed on vehicles.
- MVP playground and bathroom renovations, including the Grove Area Pavillion and the Tot Playground are almost ready to be opened. We are waiting on the ADA required railings for thenes bathrooms. Thank you Lenny for leading all efforts on this large renovation project.

Councilwoman Clock made the following comments:

I do want to take a moment to thank the officers of this town. you do a fabulous job keeping our community safe, and i know it can sometimes be a thankless jon. Your dedication and service are truly appreciated.

Disabled & Senior Services-

- AARP Safe Driving Course - May 26th and May 28th from 9am - 12pm (two-day program).
- June 4th at 1:30pm, the Senior Medicare Patrol will be presenting "In the age of AI, protect yourself against financial & healthcare fraud"
- 5/14 at 1pm there will be a health session about osteoporosis prevention, healthy aging, and ways to reduce fracture risk.

Culture & Arts Committee / Beautification-

- Last meeting was 4/9/2026.
- Next meeting will be 5/14/2026.
- 5/17 Will be the Color and Flower Festival at Mountainview Park (all ages / dogs welcome).

Film Committee -

- Last meeting 4/16/2026.
- Lenny was able to attend and provide valuable insights. The Committee discussed the importance of social media and ways to continue growing outreach efforts. We are currently waiting for improved weather conditions to begin photographing Borough properties throughout town. On April 30th, four Committee members attended the Film Expo. It was a great opportunity to network with different organizations and municipalities and learn about steps they have taken to become film-ready communities.
- The next meeting will be 5/21/2026 via Zoom.

Councilman DeScenza made the following comments:

Library Meeting — Electric Outlet covers are completed and sprinklers are ready to activate. Library hired TK1 at an annual cost of \$14K for their tech.

Environmental - May 2 Cleanup at MVP for the Green Brook, sponsored by AmeriCorps watershed Ambassadors. Meeting with the Chairperson and Borough Administrators was very informative. I will let them further update.

2026 Municipal Budget - Final adoption tonight. Thanks to you all that helped with this year's budget. It's been a little over 6 months since we made the change to our current dual administrators and I would like to express my sincere gratitude to these 2 gentlemen for their dedication to the Borough. Their leadership and professionalism has exceeded my expectations, and I applaud you for your efforts.

Parks - We are looking for some new volunteers to assist this Committee. If you are interested please contact our Administrators. The Committee is working on priorities for the VCP development, when completed they will seek help in procuring grants. MVP playground is nearing completion and a dedication will be happening soon. The abandoned PSA building has been secured thanks to the efforts of Lenny and Mathew Dillingham. Mike O'Donnell commented that the soccer field is in poor condition, I recommend

that the school turns on the sprinkler system.

Councilman Dotey made the following comments:

- Highlights of the Fire Report.
- Highlights of the
- Court Report.
- Highlights of the Police Report.

Councilman Griggs made the following comments:

- Thanks to all in valved in the budget.
- Highlights of the Recreation Report.
- Highlights of the Pool Report.

Councilwoman Quinn made the following comments:

- Board of Health will meet Thursday.
- Shade Tree Commission will meet Thursday.
- BOE meet 4/29. Budget reviewed and passed in the amount of 57 million.
- Shared Service Committee reviewing documents.

XIV. ADMINISTRATOR'S REPORT

MountainView Park Playground Update

The Mountainview Park Playground is still under construction and remains closed to the public. The milling and paving in front of the restrooms was completed. All top dress, seeding surrounding the playground area was completed. The contractor is in the process of removing the horseshoe pits. We are currently waiting for the thermoplastic crosswalk in front of the restroom's facility, the top dress and seeding where the horseshoe pits were located. Lastly, the contractor is still waiting for the fabrication of the railings at the restroom facility. Lenny has been pressuring the contractor since we cannot open the restrooms until the railings are installed.

FY26 Economic Development and Community Project Funding Award

The Borough was notified we will receive the FY26 Economic Development and

Community Project Funding Award for \$850,00.00 on April 28, 2026. Lenny and Alexa Reed from Bruno and Associates applied for this grant in 2025. The grant will fund for Phase 2 of the Route 28 Streetscape Project. Providing upgrades to Route 28 from Washington Avenue to Lorraine Avenue, including decorative lighting, curbs, sidewalk pavers, benches, and shade trees. These improvements will enhance the appearance of the corridor while continuing our efforts to invest in the community in a fiscally responsible way.

George Avenue NJ American Water Company Update

We have received complaints from residents on George Avenue regarding several water main breaks on that street over the last several months. New Jersey American Water has been making repairs to the water main. Last week we experienced another main water break on this street. Lenny has communicated our concerns with New Jersey American Water and has insisted that they replace the water main and make necessary upgrades to the roadway, which includes milling and paving curb curb, due to the ongoing issues and road conditions.

Memorial Day Parade

The Memorial Day Parade and America 250th Celebration will be held on Monday, May 25th. Ceremony starts at 10:00 AM Rain or shine. Come be part of this special day. It's a great way to honor, celebrate, and bring our community together. If anyone has any questions, please contact the Recreation at recreation@middlesexboro-nj.gov – 732-356-7400 ext. 277.

Health Insurance Plan Application Process

As you are aware in March of 2026, the Borough made application to the state during special open enrollment for a more affordable Health Insurance Plan. Because of the skyrocketing expense in healthcare and in an effort to save the taxpayer money related to healthcare costs our Mayor & Council explored options on a different plan. We have provided the State with all required documentation, and the new health insurance plan Middlesex Borough HD HRA (Health Reimbursement Arrangement) will go into effect on June 1, 2026. We will continue to review options and implement cost saving measures when possible.

The Middlesex Police Department / DEA National Prescription Take back

The Middlesex Police Department is partnered with the DEA to support their National Prescription Take back initiative, on April 25, 2026, from 10:00 AM to 2:00 PM. The goal of DEA National Prescription Drug Take Back is to provide local communities with a safe, convenient, and responsible way of disposing expired, unused, and unwanted medication while also educating the public about the dangers of medication abuse. The police department collected one hundred and seventy-two (172) pounds from residents, which shows this is a worthwhile initiative for our community.

Consensus Municipal Clerk to Officiate Marriage Ceremonies

I am asking the Mayor and Council for a consensus to request the Borough Attorney Chris Corsini to create an Ordinance allowing the Municipal Clerk to officiate marriage ceremonies.

New Jersey [Public Law 2025, Chapter 222](#) (formerly Assembly Bill A583), approved on January 12, 2026, allows Municipal Clerks to solemnize marriage and civil unions in the State of New Jersey. This legislation is an amendment to R.S.37:1-13 which expands the list of officials authorized to perform these ceremonies.

If a Municipal Clerk, who also serves in a registrar capacity, officiates a marriage ceremony, that individual shall not perform any other function related to the registration or issuance of the record, including issuing or receiving the license, accepting the license application, or issuing certified copies of the record. These tasks would then fall to the Deputy to perform.

Any current Municipal Clerk offering officiant services must adhere to New Jersey state statutes, regulations, and both state and municipal policies. If such services are offered by the current Municipal Clerk they must be offered fairly and with consistency. Such rules include N.J.S.A. 37:1-1.3, which affirms that the State, any government entity, or any other institution shall not infringe upon the fundamental right of a person to marry or enter into a civil union, as well as N.J.S.A. 10:5-4, which provides that all persons shall have the opportunity to access public accommodations without discrimination based on protected characteristics.

If Council agrees, resident and non-resident fees would need to be established. My recommendation would be \$100.00 for residents and \$150.00 for non-residents. Please let me know your decision.

Consensus was received by the majority of the members to move forward with the Ordinance.

Congratulations Cassius Kennick

On behalf of Lenny Vidal and me we want to offer Congratulations to Mr. Kennick on being recognized as a Pillar of Middlesex. Your dedication and work to make Middlesex a better place are recognized and greatly appreciated.

XV. PRIVILEGE OF THE FLOOR

Mayor Mikolajczyk opened the Privilege of the Floor for anyone wishing to comment.

Dave Polakiewicz, 240 Hazelwood Avenue:

- Why are the Council meeting only once a month?
- The Board of Education meet the same night as the Council.
- Questioned the Executive Session item - Illegal Occupancies.
- The Police should be proactive from the start of the e-bike issue.
- Public Safety concerns.

Monica Townsend, 120 Barbara Place:

- What is the status of the public information campaign for e-bikes?
- Commented on the Streetscape Grant.
- Questioned the Tax Reassessments.
- Is the Borough still on target for road repairs?
- Does the Parks Improvement Committee need volunteers or members?
- Asked for clarification on the Zoning cases in Court.
- Is the water main work from American Water only on Greenlawn and George?
- Are we tracking the Solar Program Signups?
- Will the Council establish a process to make recommendations for the Pillar of Middlesex Award recipient?
- Commented on the No Kings Event.

AnnMarie Kleiber, 116 Chestnut Street:

- Commented on the No Kings Event.

Vincent Rouse, 60 Washington Avenue:

- Interim Administrator Geist and Interim Deputy Administrator Vidal did a great job.

- Commented on the No Kings Event.

Bruce Sanders, 10 Venice Avenue:

- Safety concerns with e-bikes.
- can we impound bikes on 2nd offenses?
- State laws are in place for e-bikes?

Seeing that there were no further public comments, Mayor Mikolajczyk closed the public portion of the meeting.

XVI. NEW BUSINESS/CONSENT AGENDA/RESOLUTIONS:

1. **Resolution 136-2026** Approving the Reimbursement of Late Fees that were Incorrectly Applied to Board of Health License Renewals

The Governing Body hereby authorizes the reimbursement of late fees that were incorrectly applied for the following applicants for **Board of Health** Licenses for 2026-2027:

Big Hugs LLC	619 Union Avenue	\$75.00
Dunkin	580 Union Avenue	\$75.00

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

2. **Resolution 137-2026** Acceptance of Standing Reports

1. Acceptance of the April Police Report.
2. Accepting David Lugara as a member of the Beechwood Fire Company.
3. Accepting Nicholas Breen and Brian Oliver as members of the Lincoln Fire

- Company.
4. Acceptance of the April 2026 Court Report.
 5. Acceptance of the April 2026 Fire Report.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
3. **Resolution 138-2026** Authorizing a Self-Examination of the 2026 Municipal Budget of the Mayor and Council of the Borough of Middlesex

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Middlesex has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2026 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Middlesex that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the 15.10 Packet Pg. 28 exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

4. **Resolution 139-2026** At the Recommendation of the Purchasing Agent Awarding the Bid for Tree Removal, Tree Trimming and Stump Grinding to Predator Tree Service

WHEREAS, three (3) bids were received on April 15, 2026 at 3:00pm and opened publicly for the proposal for tree removal, tree trimming and stump grinding; and **WHEREAS**, listed below are the bids received for this project:

Predator Tree Svc	Aspen Tree Expert	Rich Tree Svc
Year 1/Year 2/Year 3	Year 1/Year 2 / Year 3	Year 1/Year 2 / Year 3

Item	\$170.00/\$175.00/	\$476.93/	\$325.00/ \$325.00/ \$325.00
#1Tree	\$178.00	\$491.24/	
Removal/		\$505.98	
Trimming			
Item #2	\$4.00/\$4.50/ \$4.75	\$10.00/	\$7.00/\$7.00/ \$7.00
Stump		\$10.30/	
Grinding		\$10.35	
Item #3	\$1,050.00/\$1,100.0	\$1,350.0	\$1,500.00/\$1,500.00/ \$1,500.00
Daily Rate	0/ \$1,150.00	0/	
		\$1,375.00	
		/	
		\$1,400.00	

WHEREAS, this contract has been awarded to Predator Tree Service LLC., through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq."; and

WHEREAS, as provided by Local Public Contract Law 40A:11-15, this contract is for a term of three years providing that funds are appropriated in the respective operating budgets for the expenditure and performance is satisfactory.

WHEREAS, the Purchasing Agent and Interim Deputy Administrator recommend that Predator Tree Service LLC of Green Brook, New Jersey, the lowest responsive, responsible bidder be awarded this contract for the amounts listed above.

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

1. At the recommendation of the Purchasing Agent and Interim Deputy Administrator, the Mayor and Council hereby award the bid for tree removal, tree trimming and stump grinding to Predator Tree Service LLC of Green Brook, New Jersey for the period of 6/1/2026 - 5/31/2028, subject to the appropriation of funds in the yearly operating budget.

NOW FURTHER BE IT RESOLVED, that the CFO hereby certifies funds are appropriated in the yearly operating budget.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

300 Greene Avenue on June 13, 2026

WHEREAS, the residents of 300 Greene Avenue have requested to have a block party on Delaware Avenue between Greene Avenue and Melrose Avenue on June 13, 2026 between the hours of 10 a.m. and 9 p.m.; and

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

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

1. The Governing Body hereby grants approval to the residents of 300 Greene Avenue to conduct a block party on Delaware Avenue between Greene Avenue and Melrose Avenue on June 13, 2026 between the hours of 10 a.m. and 9 p.m.; and
2. This resolution shall take effect immediately.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
6. **Resolution 141-2026** Authorizing the Mayor to Execute the Main Trunk Sewer Rehabilitation Phase III Renewal Agreement Between the MCUA and the Borough of Middlesex

Authorizing the Mayor to execute the Main Trunk Sewer Rehabilitation Phase III Renewal Agreement between the MCUA and the Borough of Middlesex for an extension of time of seven additional years and ten additional months, initially effective on June 30, 2021, and renewed on April 21, 2026.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
7. **Resolution 142-2026** Authorizing Waiving of Certain Fees for Jack's Kids, A Non - Profit Organization in the Amount of \$252.00

Authorizing the Waiving of Certain Fees for Jack's Kids, A Non - Profit Organization in the Amount of \$252.00 for use of Cook 1 and Cook 2 baseball fields on Saturday, July 11 for a charity softball tournament.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

8. **Resolution 143-2026** Fixing and Determining the Salaries and Compensation of the Officers and Employees of the Borough of Middlesex

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

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following salaries and rates of compensation for the year 2026, effective January 1st, be hereby fixed respectively as follows:

<u>Title</u>	<u>2026 Salary</u>
Borough Clerk	\$82,800.00
Deputy Clerk	\$52,268.00
HR/Payroll Manager	\$67,418.00
Tax Collector	\$80,466.00
Finance/Tax Clerk	\$54,260.00
Tax Assessor	\$38,819.00
Code Enforcement Director	\$90,000.00
Senior/Recreation Director	\$84,850.00
Municipal Court Administrator	\$74,667.00
Municipal Magistrate	\$40,885.00
Construction Official	\$35,760.00
Plumbing SubCode Official	\$21,190.00

Electrical SubCode Official	\$18,837.00
Fire SubCode Official	\$15,007.00
Juvenile Committee Secretary	\$2,380.00
Recreation Committee Secretary	\$1,500.00
Shade Tree Commission Secretary	\$2,745.00
Parks Committee Secretary	\$1,500.00
Resale Certificate Inspector	\$18.70
Public Works Laborer 1	\$18.00
Public Works Laborer 2	\$17.00
Custodian	\$18.75
Recreation Program Coordinator	\$27.00
Recreation Clerk	\$20.00
Meals on Wheels Driver	\$22.00
Senior Transportation Driver	\$22.00
Playground Coordinator	\$23.00
Playground Site Supervisor	\$18.00
Playground Counselor	\$16.00
Crossing Guards	\$18.50

Item Removed from Consent

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Shannon Quinn
NAYS:	None
ABSTAINED:	Jennifer Clock

9. **Resolution 144-2026** Authorizing the Tax Collector to Issue a Tax Title Lien Redemption for Block 70.06 Lot 11

WHEREAS, pursuant to N.J.S.A. 54:5-54, a lien has been redeemed by the owners or those persons having an interest, and the purchasers of said property are legally entitled to receive redemption funds in the following specific amounts, and;

WHEREAS, the interest and payments on the following Tax Title Lien Redemptions were calculated for May 12, 2026 and;

NOW, THEREFORE, BE IT RESOLVED the Tax Collector is hereby authorized to issue

a check to the lien holder in the following amount(s):

Date of Sale: 11/18/2025

Block/Lot: 70.06 / 11

Amount: \$757.37

Premium: \$1,100.00

Certificate: 24-00003

Payable To: Christiana T C/F CE1/Firsttrust
PO Box 5021
Philadelphia, PA 19111-5021

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

10. **Resolution 145-2026** Authorizing Added Lien Tax For The Clean-Up Costs Incurred From Violations Of The Property Maintenance Code

WHEREAS, Code violations, specifically 317-11A(1), were determined to exist requiring the removal of trash, debris, and rubbish and;

WHEREAS, the responsible parties did not perform the work necessary to alleviate the violations. To provide for public health and safety, the Department of Code Enforcement engaged the services of outside vendors to perform the clean-up, and removal of debris; and,

WHEREAS, the Department of Code Enforcement has provided invoices from said outside vendors detailing the costs of clean-up and removal in the amount of \$1,406.00 (Exhibit A), and;

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

1. The Tax Collector is hereby directed to place an Added Tax Lien. The lien will be billed against the May 2026 quarter taxes, and the Collector will send out a bill upon notification of passage of this resolution and allow suitable amount of time consistent with tax billing for the payment of said amount without interest. At

expiration of that time, interest will accrue at the level established in accordance with N.J.S.A. 54:4-67.

2. The following are the addresses and amounts authorized by this resolution:

Block: 239
Lot: 6
Address: 110 Parker Street
Amount: \$1,406.00

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

11. **Resolution 146-2026** Refund Of 2nd QTR Tax Payment for Block 46, Lot 12

WHEREAS, payment was posted on 4/21/2026 from the buyer of Block 46 Lot 12 for 2rd Qtr. 2026 in the amount of \$2,429.52, and

WHEREAS, payment by the seller was posted via WIPP Auto Pay on 5/1/2026; and

WHEREAS, there is currently an overpayment for 2nd Qtr. 2026 property taxes on Block 46 Lot 12, in the amount of \$2,429.52 and,

WHEREAS, the seller has requested a refund; and

NOW THEREFORE, a check in the amount of \$2,429.52 should be made payable to:

Li Lu
14701 B Bluesky Road
Hacienda Heights, CA 91745

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Shannon Quinn
NAYS:	None

ABSTAINED: Jennifer Clock

12. **Resolution 147-2026** Approval of the Summer Playground Staff for 2026

The Governing Body hereby approves the hiring of the 2026 Summer Playground Staff listed below and agrees to pay these employees the hourly rate indicated.

2026 SUMMER PLAYGROUND CAMP STAFF

FIRST	LAST	ADDRESS	Job Title	Hourly Rate
Marwan	Elsayed	Middlesex	Counselor	\$16
Josephine	Lyons	Middlesex	Counselor	\$16
McKinley	Cooper	Middlesex	Counselor	\$16
Sara	Elsayed	Middlesex	Counselor	\$16
Andrew	Hildebrand	Middlesex	Counselor	\$16
Ava	Dailey	Middlesex	Counselor	\$16
Alexandria	Pileggi	Middlesex	Counselor	\$16
Sophia	Burgess	Middlesex	Counselor	\$16
Sofia	Ahumada	Middlesex	Counselor	\$16
Kendall	Maynard	Middlesex	Counselor	\$16
Amanda	Orts	Middlesex	Counselor	\$16
Ashley	Keppel	Middlesex	Counselor	\$16
Katelyn	Clock	Middlesex	Counselor	\$16
Mya	Nodes	Middlesex	Counselor	\$16
Chris	Kozak	Middlesex	Counselor	\$16
Emma	Brown	Middlesex	Counselor	\$16
Dylan	Ianiero	Middlesex	Counselor	\$16
Daniel	Ianiero	Middlesex	Counselor	\$16
Colton	Lyerly	Middlesex	Counselor	\$16
Matthew	Filik	Middlesex	Counselor	\$16
Rylee	Garrison	Middlesex	Counselor	\$16
Michelle	Melchiorre	Middlesex	Supervisor	\$23

RESULT: ADOPTED
MOVER: Council President Michael Conahan
SECONDER: Councilman Kevin Dotey
AYES: Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey,

	Shannon Quinn
NAYS:	None
ABSTAINED:	Jennifer Clock

13. **Resolution 148-2026** Hiring Keith Snyder Of South Plainfield, NJ, As The Substitute Inspector For Plumbing, Subcode Official, Fire And Mechanical For The Borough Of Middlesex

At the request of the Director of Code Enforcement, the Governing Body approves hiring Keith Snyder of South Plainfield, NJ, as the Substitute Inspector for Plumbing, Subcode Official, Fire and Mechanical to cover in the event of emergencies, conflicts, or vacations at \$55.00 per hour, two (2) days per week at four (4) hours each, pending satisfactory background check

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

14. **Resolution 149-2026** Approval of Amusement Machine Licenses for 2026/2027 (Expire 5/31/2027) for the Borough of Middlesex

The application for Amusement Machine Licenses, Pool Tables and Music Licenses, filed by the following establishments, which have been approved by the Chief of Police, be accepted, and the Borough Clerk is hereby authorized to issue the licenses upon receipt of the fees. This license is valid until May 31, 2027.

End Zone Lounge 425 Bound Brook Rd.	(1) Music Machine (5) Amusement Machines	\$350.00
Ferraro's Pizzeria & Pub 275 Lincoln Boulevard	(1) Music Machine	\$150.00
American Legion 707 Legion Place	(1) Pool Table	\$150.00
Tim Kerwin's Tavern 353 Bound Brook Rd.	(2) Amusement Machines (1) Music Machine	\$350.00

(1) Pool Table

Ellery's Grill Inc. (2) Amusement Machines \$350.00
701 Lincoln Boulevard (1) Music Machine

TOTAL \$1350.00

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
15. **Resolution 150-2026** Terminating Jeffrey Burke Of Bound Brook, NJ, As The Substitute Plumbing Inspector For The Borough Of Middlesex

At the request of the Director of Code Enforcement, the Governing Body approves Terminating Jeffrey Burke of Bound Brook, NJ, as the Substitute Plumbing Inspector effective immediately.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
16. **Resolution 151-2026** Authorizing The Vehicle Transfer of the 2004 Ford Crown Victoria

Authorizing the transfer of the 2004 Ford Crown Victoria Vin # 2FAFP71W04X139317, from the Senior Department to the Construction Department.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey

AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

17. **Resolution 154-2026** Accepting The Retirement Of Joseph E. Green From The Department Of Public Works Effective June 1, 2026

The Mayor and Council hereby accept Joseph E. Green’s retirement effective June 1, 2026 and authorize the HR/Payroll Manager to pay the full allowance of \$11,369.80 in accordance with the Personnel Policy and Blue-Collar Contract in the regular Borough payroll of May 29, 2026. The Benefits include the following:

24 Days Vacation Time \$2,972.64

8.5 Days Sick Time \$8,396.16

TOTAL \$11,369.80

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

XVII. NON-CONSENT AGENDA/RESOLUTIONS:

1. **Resolution 152-2026** 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
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey

AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

XVIII. AGENDA WORKSHOP ITEM

1. Municipal Pool Fees

Mark Kranz, Middlesex Swim Pool Commission made the following comments:

- There has been an increase in revenue from last year.
- Discussed current and past membership numbers.
- Discussed the discount rate vs. standard increase.
- Discussed current and proposed rates.
- Discussed registration deadlines.

Council discussed the proposed ordinance changes.

XIX. PRIVILEGE OF THE FLOOR ON AGENDA WORKSHOP ITEMS

Mayor Mikolajczyk opened the Privilege of the Floor on Agenda Workshop Items for anyone wishing to comment.

Bruce Sanders, 10 Venice Avenue:

- Has the Pool contacted the Film Committee on promotion ideas?

Seeing that there were no further comments, Mayor Mikolajczyk closed the Privilege of the Floor on Agenda Workshop Items.

XX. EXECUTIVE SESSION

1. **Resolution 153-2026** 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: Public Safety - Illegal Occupancies, Potential Litigation - Middlesex Village; 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 above 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.

RESULT:	ADOPTED
MOVER:	Council President Michael Conahan
SECONDER:	Councilman Kevin Dotey
AYES:	Michael Conahan, Joseph DeScenza, Kenneth Griggs, Kevin Dotey, Jennifer Clock, Shannon Quinn
NAYS:	None
ABSTAINED:	None

-
1. Public Safety - Illegal Occupancies
 2. Potential Litigation - Middlesex Village

XXI. ADJOURNMENT

-
1. The next regular meeting will be June 16, 2026

Respectfully yours,

Kelsey Meixner
Municipal Clerk

NATIONAL POLICE WEEK PROCLAMATION

WHEREAS, proclaimed by President John F. Kennedy in 1962, Congress and the President of the United States have designated May 15, 2026 as “**Peace Officers’ Memorial Day**” and the week in which it falls as “**National Police Week**”; and

WHEREAS, there are approximately 800,000 law enforcement officers serving in communities across the United States, including the dedicated members of the Middlesex Borough Police Department; and

WHEREAS, the members of our law enforcement agency of Middlesex Borough play an essential role in safeguarding the rights and freedoms of our citizens, merchants and visitors; and

WHEREAS, over its rich and developing history, our police department has grown to be a modern and well-respected law enforcement agency which unceasingly provides a vital public service; and

WHEREAS, it is important for all citizens to know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting against violence and disorder, and by protecting the innocent against deception and the weak against oppression and exploitation; and

WHEREAS, the service and sacrifice of all officers killed in the line of duty will be honored during the National Law Enforcement Officers Memorial’s 38th Annual Candlelight Vigil on the evening of May 13, 2026;

WHEREAS, U.S. flags should be flown at half-staff on May 15th for Peace Officers Memorial Day, in honor of all fallen officers and their families.

NOW, THEREFORE, I, Jack Mikolajczyk, Mayor of the Borough of Middlesex, call upon our citizens and all patriotic, civic, and educational organizations to observe the week of May 10-16, 2026 as **NATIONAL POLICE WEEK** recognizing all law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities.

I further call upon all citizens to observe May 15, 2026 as “**Peace Officers’ Memorial Day**” to honor our law enforcement officers who have made the ultimate sacrifice in service to their community or have been disabled in the performance of their duties, and let us recognize and pay respect to the survivors of our fallen heroes.

DATED: May 12, 2026

Mayor John Mikolajczyk