

**03/01/2010**

**BOROUGH COUNCIL  
MINUTES - MARCH 1, 2010**

A Regular Meeting of the Borough Council was held in the Council Chambers of the Borough Hall on Monday, March 1, 2010. The Meeting was called to order 7:00 p.m. by Mayor Vahalla. The Invocation given by Councilmember Weber and followed by the Pledge of Allegiance.

The Mayor advised that adequate notice of this meeting was provided by an annual notice sent to the Home News and Tribune and the Star Ledger and filing a copy with the Borough Clerk within seven days following the annual organization meeting of the body.

Present were Councilmembers Cammarano, Manley, Morrison, Rubin, Waldron and Weber.

Also present were Mayor Vahalla, Borough Administrator Boerth, Borough Attorney Frizell, Fire Chief Robert Donnan and Borough Clerk Lacina.

**BUDGET WORKSESSION - FIRE DEPARTMENT**

Mayor Vahalla invited Fire Chief Donnan forward and requested he give a brief overview of his proposed capital and operating budgets.

Chief Donnan noted the Fire Department has requested two item through the capital budget:

- Personal protective equipment (turn-out gear)—Chief Donnan noted that the Fire Department has maintained a program where a certain amount of turn out gear is replaced every ten (10) years. The turn out gear is routinely cleaned and repaired to maintain the sets as long as possible. However, the state code requires the sets be replaced after ten years.
- Software and Hardware Automation for the Fire Prevention Bureau - four (4) PC "tablets" that are to be utilized by the fire inspectors during inspections. The tablets will allow inspectors to enter an inspection with prior information on the structure and make state codes readily available. Currently, everything is handled with paper forms that must be repopulated at each inspection. Also to be purchased is a server and peripherals that will offer protection that is currently not available for the Fire department files.

Councilmember Manley stated that the purchase price of the 4 tablets is \$18,000. Councilmember Manley also noted that the Police Department is purchasing laptops for their vehicles at a substantially lower cost.

Chief Donnan noted the price includes the installation of mounted hardware for the vehicles, for a docking station at the Bureau office and for portable keyboards. The tablets are comparable to "tough books" rather than Dell laptops, which is better-suited for the fire inspection work.

Councilmember Manley noted the Police Department purchases the Gold Warranty for the laptops which provides a replacement package. Councilmember Manley asked Chief Donnan to look into the Dell program for a better price.

Councilmember Manley also noted his concern over purchasing a server for the Firehouse which is in need of major repairs and over the security of the data that would be kept on the server.

Chief Donnan noted the nature of the Fire Department is changing and everything is becoming computer based; the Department uses a loose network at present.

Council President Cammarano questioned how the tablets are used in the field and if they

**03/01/2010**

are exposed to the elements at a fire scene.

Chief Donnan noted the tablets may be used for contact information for the structure fire, but the main use is for clean inspections.

Council President Cammarano also requested the Chief look into the Police Department purchase of the laptops and to consider their potential for the Fire Inspectors.

Council President Cammarano then questioned the condition of the fire truck fleet.

Chief Donnan noted the newest truck is the 2006 ladder truck followed by the 1996 rescue truck; 1993 Engine 2 ; 1989 Engine 1 and the twin Mack pumper which is 40 years old. Chief Donnan noted that Department spends lots of money on preventative maintenance on the trucks to lower the repair costs.

Chief Donnan also noted the condition of the Firehouse will have to be addressed in the next few years. The building was constructed to serve as a private garage and converted into a Firehouse. Chief Donnan noted that last year's OSHA inspection cost the Department \$10,000 in repairs.

Chief Donnan then moved onto his Operating Budget. Chief Donnan reviewed his memo as follows:

#### **Vehicle Maintenance & Repairs**

In 2009 this line was under spent on actually maintaining and repairing fire apparatus due partially to the limitations imposed by the single vendor cap and by demands placed on the budget for other categories. For both reasons, we have fallen behind on preventative maintenance and have been putting off needed repairs until adequate funding is available. In order to better manage this category we have initiated a bid process for repairs, maintenance and parts. We are not requesting any changes for this category.

**2010 Request for: \$28,000.00** (2009 Appropriation \$28,000.00)

#### **Equipment Maintenance & Repair**

We have reduced this line due mostly due to a new category "Other Professional Services" which is explained in greater detail below. Several items which were previously applied to this account have been moved to that one. We would like to reduce this category by \$6,000.00

**2010 Request for: \$6,500.00** (2009 Appropriation \$12,500.00)

#### **Custodial Supplies**

Due to the nature of our service, the firehouse is a 24/7 facility with the potential for it's fifty plus (50+) members to be coming and going at any time. The age of the facility and number of people leads to an ever increasing need for upkeep. Additionally, we have had to concentrate more on the prevention of cross contamination and the potential spread of influenza. We are requesting an increase of \$250.00 for this category.

**2010 Request for: \$1,000.00** (2009 Appropriation \$750 00)

#### **Office Supplies**

The management of an organization our size requires a great deal of paperwork and record keeping. These demands increase annually and thus require more support materials. We are requesting an increase of \$500.00 for this category.

**2010 Request for: \$1,500.00** (2009 Appropriation \$1,000.00)

#### **Conferences and Seminars**

The department continues to encourage the members to take advantage of training opportunities and to pursue their "Fire" education. Additional specialized training has already been scheduled for the upcoming year, which will include the use of contracted outside instructors. The department will also be attending more training sessions at the

**03/01/2010**

Middlesex County Fire Academy for hands on / practical evolutions. This increase in departmental training is representative of the demands placed on us by higher authorities and of the need to better prepare our firefighters for the potentially life threatening duties they perform. Customer Service and Firefighter Safety are and will continue to be our priority. Even with the proposed increase in training, we are not requesting any changes for this category.

**2010 Request for: \$7,000.00** (2009 Appropriation \$7,000.00)

#### **Other Equipment & Supplies**

This category is the most general and includes a wide variety of items. To better administer our budget we have moved several items from this line to the "Other Professional Services" and "Building Maintenance & Repair". Since this line was exceeded by more than \$6,000.00 last year it is difficult to accurately determine what will be needed for 2010. We would like to maintain the former request but believe a reduction of \$1,000.00 for the line would be acceptable.

**2010 Request for: \$19,000.00** (2009 Appropriation \$20,000.00)

#### **Water**

Drinking water is essential to the health & welfare of our firefighters. We are not requesting any changes for this category,

**2010 Request for: \$600.00** (2009 Appropriation \$600 00)

#### **Medical Expenses Including Annual Physicals**

Physical examinations for new members and occasional medical monitoring or maintenance issues fall under this category. We are requesting a reduction in this line of \$1,500.00.

**2010 Request for: \$1,500.00** (2009 Appropriation \$3,000.00)

#### **Awards Badges and Trophies**

This category fluctuates annually depending on whether it is an election year or not. Newly elected officers are currently serving and we need to purchase the appropriate badges and insignia for them. We are requesting an increase of \$1,500.00 for this category. (Next year will be reduced again)

**2010 Request for: \$3,000.00** (2009 Appropriation \$1,500.00)

#### **Communications Equip Purchase & Repair**

Communications equipment is costly to purchase and repair but these items are vitally important to fire department operations and firefighter safety. Looking back over the past few years we have seen a trend of this category being under funded. We have also removed some items from this line and placed them in the newly created "Other Professional Services" category to more accurately track spending. We are not requesting any changes for this category.

**2010 Request for: \$5,500.00** (2009 Appropriation \$5, 500.00)

#### **Fire Gear Cleaning**

The safety, health & welfare of firefighters is directly related to the condition of their Personal Protective Equipment (PPE) or Turnout Gear as it is commonly known. Repairs and professional cleaning are required to ensure damage and contaminants are properly dealt with. Our maintenance program in conjunction with the regular purchase of new Gear under the Capital Budget has proven to be an effective course of action to follow. We are requesting a reduction in this line of \$1,000.00.

**2010 Request for: \$5,000.00** (2009 Appropriation \$6, 00.00)

#### **Standby**

We are experiencing more and more occasions when members of the FD are required to commit themselves for extended periods of time which are not directly related to firefighting activities. Emergency snow stand-by, prolonged traffic incidents, assisting with ground ladder testing, SCBA bench testing, pump testing, aerial testing and hose testing all require the assistance of fire department personnel. This category is used to compensate them for that time commitment. We are requesting an increase of \$1,750.00 for this category.

**2010 Request for: \$2,500.00** (2009 Appropriation \$750.00)

**Food**

Incidents requiring fire department response occur at all hours of the day & night and under all weather conditions. It is sometimes necessary to feed the members during or after the incident. Food is also provided following some departmental training. We are not requesting any changes for this category.

**2010 Request for: \$1,000.00** (2009 Appropriation \$1,000.00)

**Contribution - Stipends & LOSAP**

The demands placed on the modern firefighter are far greater than at any other time in history. The use of technology, variety of missions, intensive training and issues of compliance have lead to an ever increasing demand on the "Volunteer" and their time.

Many of the traditional "social" activities and benefits of service are no longer encouraged or possible and have been removed from the list of reasons why people "volunteer". True professionalism is expected of these individuals and we must find new and appropriate methods to encourage them and to compensate them for their participation.

**Stipends** - The department continues to use a point system, which rewards members for their participation based on response to fire calls, training and for other FD activities. In addition to active members we continue to pay meager retirement stipends to former members whom have served the community for 20 plus years.

As discussed previously, it would be more appropriate to distribute these stipends over the course of the year rather than just once. Payments for 2010 and 2011 should be made in two distributions. Subsequent years should be addressed appropriately.

**LOSAP** - Length Of Service Award Programs are designed to provide retirement funds to members who have met stringent program requirements. This type of program is common in our area and should be included as an incentive for our firefighters. Further investigation into this system must be conducted to determine the participation requirements and the implementation process. It is our desire to have the LOSAP proposal ready for referendum on this November's ballot.

Funding for the LOSAP program can't be allocated until the program is approved for implementation so that amount (\$15,600.00) is being removed from our request. However an increase of \$10,000.00 is being requested for the stipend portion of this category which will results in an overall reduction in this line of \$5,600.00.

**2010 Request for: \$47,530.00** (2009 Appropriation \$53,130.00)

**Contractual Services** (New Category)

This is a new category which combines items from several other areas. Annual contracts, maintenance agreements and mandatory testing are all included. These required items have been impacting several areas of our budget and reflect spending which may not have been appropriate for those categories. Items included in this line are annual contracts for dispatch communications, mobile communications, cable & internet services, required annual testing of ground ladders, SCBA, fire hose, fire pumps and the aerial ladder. Regular maintenance for our breathing air compressor, hydraulic rescue tools and station exhaust system are also included. We are requesting that \$12,000.00 be placed in this category in 2010 and will re-evaluate the line for next years budget to make any necessary adjustments.

**2010 Request for: \$12,000.00** (2009 Appropriation - \$0)

**Building Maintenance & Repair** (New Category)

Over the past several years we have seen a sizable increase in the need for facility maintenance & repairs. Considering the age and condition of the firehouse we can only assume that these numbers will continue to rise. Traditionally these expenses did not come out of the FD budget but have been recently. Upgrades mandated following an OSHA inspection of our facility cost us almost \$6,000.00 out of our budget which had not been anticipated.

We propose the addition of this category with \$2,500.00 allocated for 2010 and will evaluate it's usage for next years request.

**2010 Request for: \$2,500.00** (2009 Appropriation - \$0)

**AGENDA SESSION**

Mayor Vahalla questioned if the Council had any questions/comments on the agenda.

Councilmember Manley noted that the Council would consider Ordinance No. 2010-6 on tonight's agenda, which would amend the off-duty fees for the Police Department. Councilmember Manley noted that the proposed increase is actually below the County average and suggested modifying the amounts as follows:

	<u>PROPOSED</u>	<u>SUGGESTED</u>
A. Traffic Duty or outdoor work:		
(1) Between the hours of 6:00 a.m. and 6:00 p.m. (weekdays)	\$55.00/hr	\$60.00/hr (4-hour minimum)
(2) Between the hours of 6:00 p.m. and 6:00 a.m. or Saturday and Sunday (all day)	\$65.00/hr	\$70.00/hr (4-hour minimum)

Councilmember Manley noted the fees are paid mainly by the utility companies doing roadwork. The Borough also receives a 10% administrative fee.

Councilmember Morrison noted that he has relatives working at ATT & Verizon and questioned if there would be a conflict of interest.

Mr. Frizell stated there would not be.

Councilmember Manley made motion to amend the introduction of Ordinance No. 2010-6 to include the suggested amounts. This motion was seconded by Councilmember Morrison.

**Voice Vote:**

AYES - Councilmembers Manley, Morrison, Rubin, Waldron and Weber.

NAYS - Council President Cammarano.

ABSENT - None.

Council President Cammarano noted that the idea of using the Pearl Street parking lot for skating had been suggested at a previous meeting and questioned the status of that request.

Councilmember Morrison noted that Mr. Boerth was to get the potential liability insurance costs from the Joint Insurance Fund.

Mr. Boerth stated that he remembered the Parking Authority said the insurance costs were prohibitive.

Mayor Vahalla asked that the Parking Authority attorney make a report on this matter for the next meeting.

Mayor Vahalla also asked the budget be posted on the website and that any suggested amendments to the budget document be made no later than March 10<sup>th</sup>. At this time, the Council agreed to hold budget worksession on March 8<sup>th</sup>, March 15<sup>th</sup> and March 22<sup>nd</sup> at 6 p.m.

Mr. Boerth noted the deadline for introduction is March 31<sup>st</sup> if the Borough decides to apply for extraordinary aid. Mr. Boerth also noted that given the state's deficit, no extraordinary aid is anticipated.

**APPROVAL OF THE MINUTES**

On a motion made by Council President Cammarano, seconded by Councilmember Weber, the Regular Minutes of February 16, 2010 were approved.

**ORDINANCE NO. 2010-4**

The Borough Clerk presented an Affidavit of Publication for Ordinance No.2010-4.

Council President Cammarano made motion to receive and file the Affidavit, which was seconded by Councilmember Weber, with all in favor.

The Clerk read the Ordinance by title:

**Ordinance No. 2010-4            An Ordinance To Release, Vacate and Extinguish any and All Public Rights in and to Certain Alleys in Block 56 and Block 59, in the Borough of Metuchen.**

(This entire Ordinance can be found in Ordinance Book #2)

The Mayor opened the public hearing on this Ordinance.

Mr. Boerth noted that John Burke, 3 Talmadge Avenue, had come to see him in regards to the fencing. Mr. Boerth stated the previous owners had constructed a fence on the far side of the alley. When vacated, the owner of 575 Main Street will receive that half of the alley, including the fence and buffer. Mr. Burke is concerned the fencing and buffer would be removed, against a zoning requirement that requires a 10 ft. buffer.

Mr. Frizell stated that the business at 575 Main Street is only required to the conditions of the approving resolution. Mr. Frizell also stated that the Borough cannot institute regulations retroactively.

Mr. Boerth noted that if the Borough chooses not to vacate, the fence will be encroaching on public property.

Mr. John Burke, 3 Talmadge Avenue, asked the Borough to remove the portion of the alley from the Ordinance and leave the status quo.

Mr. Frizell explained that even if the vacation is approved, commercial property is restricted by the Zoning Code and any changes to the alley property would require approval.

Hearing no further comment, the Mayor closed the public portion.

Councilmember Morrison noted that he had spoken with the Borough Planner and the alley vacation does not violate any portion of the Master Plan.

Mr. Frizell noted, for the record, that the current fencing around 3 Talmadge Avenue extends onto public property and if the vacation is approved, Mr. Burke would only be entitled to half.

On a motion made by Council President Cammarano, seconded by Councilmember Weber, this Ordinance was passed on second reading and ordered published according to law.

**Roll Call Vote:**

AYES -            Councilmembers Morrison, Waldron, Weber and Council President Cammarano.

NAYS -            Councilmembers Manley & Rubin.

ABSENT - None.

**COMMUNICATIONS**

**CONSENT AGENDA**

5. Receive the minutes of the following meetings:  
-Parking Authority – January 19, 2010
6. Application – Metuchen Street Fair – June 6, 2010 – approve.

On a motion made by Council President Cammarano, seconded by Councilmember , with all in favor, Items No. 5 and No. 6 were received and/or approved.

**OTHER COMMUNICATIONS**

None.

**REPORTS OF THE COUNCILMEMBERS**

Council President Cammarano noted the Police Department would like to remind motorists to be careful of children playing and to mind the speed limits in residential areas.

Councilmember Weber noted the Daddy Daughter Date Night would b held on March 19<sup>th</sup>. Reservations available through the Recreation Department.

Councilmember Manley noted the Parking Authority 2010 budget lists the contribution to the Borough as \$750,000. Councilmember Manley asked Councilmember Weber to request that be amended to \$650,000, the anticipated amount.

Councilmember Waldron noted the Environmental Commission hosted Linda Hamden from Steven Winters Associates at their last meeting. Ms. Hamden reviewed the energy audits and made recommendations for repairs and offered sources of funding.

Mayor Vahalla noted the Borough is also awaiting further information from PSE&G regarding their Direct Install Program.

Council President Cammarano stated the Governor has proposed cuts to Office of Clean Energy in 2010 and stated this may affect any available funding.

Councilmember Waldron also noted the Environmental Commission will host Earth Day on April 24<sup>th</sup>. This year's events will include the clean-up activities and will be followed by a speaker at the Senior Citizen's building.

Councilmember Rubin noted the Chamber of Commerce has introduced a new initiative called the "3/50 Project" that encourages residents to shop local and help save the local economy. Information is available at the Chamber of Commerce.

Councilmember Rubin announced the Chamber of Commerce will hold the 57th Annual Installation Reception & Awards Ceremony on Saturday, March 13, 2010, at The Pines Manor. For more information or for reservations to attend, please contact the Metuchen Area Chamber of Commerce at 732-548-2964.

Councilmember Rubin noted the CSA project is progressing well. A few more shares are needed to get the project to Metuchen. A share is priced at \$595 and will provide organic vegetables from June to October. Interested residents can contact Tracey Gelber at [traceygelber@optonline.net](mailto:traceygelber@optonline.net).

Councilmember Morrison thanked the Metuchen EMS crews that provided coverage on

**03/01/2010**

stand-by during the recent snowstorms. Councilmember Morrison also congratulated Lisa Garris on her return to school to become a paramedic.

Councilmember Morrison asked the Council to pay attention to proposed Senate Bill S-818 which attempts to revamp EMS services in New Jersey. S-818 would require changes that the volunteer EMS services would find difficult to provide.

Councilmember Morrison announced the following that the Cultural Arts Commission events:

- Double header Movie Nights would be held every Friday in April at Metuchen High School. The cost will be \$2.
- May will feature the Coffeehouse series. The schedule is still being planned.
- Summer bus trips are also being planned.

Council President Cammarano suggested the Cultural Arts Commission and Library should look to coordinate projects such as movie nights and help promote each other.

Councilmember Morrison noted that Auxiliary Police volunteers are still needed. Interested residents may contact Councilmember Morrison, Police Chief Keane, Auxiliary Captain Dana or the Borough Clerk.

Councilmember Manley thanked Councilmember Rubin for following up on one of her campaign initiatives in seeing the 3/50 Project to fruition.

#### **REPORTS OF OFFICERS**

Mr. Frizell had no report.

#### **REPORT OF THE BOROUGH ADMINISTRATOR**

Mr. Boerth noted the Borough Engineer was researching the crosswalk lighting options. One alternative model features shine down lighting. Mr. Boerth noted that the Engineer will also approach the County requesting permission to extend the bump out which is currently marked in yellow.

#### **REPORT OF THE MAYOR**

Mayor Vahalla thanked the Department of Public Works on their great job during the recent snow storm.

The Mayor also noted that Borough officials would be meeting with Senator Robert Menendez's office on March 9<sup>th</sup> to further discuss the parking structure project and avenues of funding for the project.

The Mayor noted the Call to Service Summit is scheduled for Saturday, March 20<sup>th</sup>, from 10 a.m. to 12:30 p.m. at Metuchen Borough Hall. Metuchen residents are invited to learn about the leadership opportunities on Metuchen boards and commissions. The Summit is free and open to the public. There is limited seating so attendees are asked to RSVP to Grace Shackney at 732-548-9798 extension 6.

Mayor Vahalla then appointed Maureen Cozine to the Board of Health. This appointment was motioned by Council President Cammarano, seconded by Councilmember Weber.

#### **Voice Vote:**

AYES - Councilmembers Manley, Morrison, Rubin, Weber and Council President Cammarano

NAYS - Councilmember Waldron.

ABSENT - None.

**03/01/2010**

The Mayor noted that the Fire Department responded to 26 alarms in February and volunteered 789 hours to alarms and emergencies; and 207 hours to drills and training.

**COMMENTS FROM THE PUBLIC**

The Mayor opened the meeting to public comment.

Robert Belluscio, President of the Metuchen PBA, stated that the off-duty rate increases were submitted in June 2009 and the average rate at that time was \$58. Officer Belluscio also noted that contractors must adhere to the Work Zone Safety laws and hire off-duty police officers for their road work.

Officer Belluscio also noted that the Police Department responds to all fire calls

Hearing no further comment, the Mayor closed the public portion.

**NEW BUSINESS**  
**CONSENT AGENDA**

**RESOLUTION NO. 2010-52**

**WHEREAS**, the Metuchen Community Development Advisory Committee met and made a recommendation for the use of the 2010-2011 Community Development Block grants funds to provide for the salaries Senior Citizen shuttle bus drivers, Senior Citizen programs and sidewalk and handicap ramp improvements in the Borough of Metuchen,

**WHEREAS**, the needs identified by the Metuchen Community Development Advisory Committee concerning the above referenced improvements are applicable to the southeast quadrant and for handicapped improvements,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen that on the basis of input from the Metuchen Community Development Advisory Committee and the input from the public hearing, the Borough Administrator is hereby authorized to prepare an application to be submitted for the utilization of the 2010-2011 Community Development Block Grant to provide for the salaries Senior Citizen shuttle bus drivers, Senior Citizen programs and sidewalk and handicap ramp improvements in the designated target areas in the Borough of Metuchen.

Dated: March 1, 2010

**RESOLUTION NO. 2010-53**

**WHEREAS**, there are unexpended balances in various 2009 appropriation reserve accounts not required for the balance of 2009; and

**WHEREAS**, additional sums are required for the operating expenses of other Borough accounts,

**NOW, THEREFORE, BE IT RESOLVED**, that the following transfers be approved:

<b>APPROPRIATION</b>	<b>TRANSFER IN</b>	<b>TRANSFER OUT</b>
FIRE OE	1,400.00	
SHADE TREE COMMISSION	4,100.00	
LEGAL OE	1,000.00	
PLANNING OE		5,500.00
AUXILLIARY POLICE S&W		1,000.00
<b>TOTALS</b>	<b>6,500.00</b>	<b>6,500.00</b>

**03/01/2010**

Dated: March 1, 2010

**RESOLUTION NO. 2010-54**

**WHEREAS**, N.J.S.A. 40A:4-19 of the Local Budget Act provides that temporary appropriations shall be made for the purposes and amounts required in the manner and time therein provided;

**NOW, THEREFORE BE IT RESOLVED** that the following additional temporary emergency appropriations shall be made for the year 2010, effective March 1, 2010:

Clerk	OE	300.00
METV	OE	2,000.00
Fire	OE	20,000.00
Public Works Administration	OE	200.00
Streets & Roads	OE	30,000.00
Buildings & Grounds	OE	10,000.00
Sewers	OE	10,000.00
JIF		800.00
Telephone		5,000.00
Landfill/Solid Waste Disposal		5,000.00
	<b>TOTAL</b>	<b>83,300.00</b>

Dated: March 1, 2010

**RESOLUTION NO. 2010-55**

**REFUND OF 2009 TAXES**

**WHEREAS**, the following has made overpayment of 2009 taxes,

Name	Block/Lot	Address	Amount		Year
First America naming Chase Refund Dept for Amanda Ecker & Scott Roth	B166/L8.01	50 Homer Place	\$3,386.11	Overpayment of taxes	2009/4 <sup>th</sup> qtr

**WHEREAS**, sufficient documentation of proof of overpayment of taxes has been provided to the Tax Collector,

**NOW, THEREFORE, BE IT RESOLVED**, that the above listed property owner or agent be refunded 2009 property taxes as described in the amount of \$3,386.11.

Dated: March 1, 2010

**RESOLUTION NO. 2010-56**

**WHEREAS**, there exists a need to purchase a **transmission replacement** for the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

**WHEREAS**, this can be purchased through State Contract #73511 ; and

**WHEREAS**, the maximum amount of the purchase of a **transmission replacement** for the Borough of Metuchen is \$16,800 and funds will be available in the 2010 budget as evidenced by the Chief Financial Officer's Certification; and

**03/01/2010**

**WHEREAS**, public bids are not required when the purchase is under a state contract in accordance with 40A:11-12 of the Local Public Contracts Law.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen, in the County of Middlesex as follows:

1. The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to **Atlantic Detroit Diesel-Allison LLC, PO Box 950, 180 Route 17 South, Lodi, NJ 07644.**

Dated: March 1, 2010

On a motion made by Council President Cammarano, seconded by Councilmember Weber, with all in favor, the above Resolutions No. 2010-52 through No. 2010-56 were adopted.

**OTHER NEW BUSINESS**

**BILL RESOLUTION**

**BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Metuchen that the proper warrants be drawn and all bills paid totaling \$4,777,238.55.

Dated: March 1, 2010

I, Rebecca Cuthbert, Chief Financial Officer of the Borough of Metuchen do hereby certify that funds are available for the payment of bills for the Borough of Metuchen.

/s/ Rebecca Cuthbert, CFO

On a motion made by Council President Cammarano, seconded by Councilmember Waldron, with all in favor, this Resolution was adopted.

**ORDINANCE NO. 2010-5**

Council President Cammarano made motion to introduce and take up on first reading Ordinance No. 2010-5, which was seconded by Councilmember Weber, with all in favor.

The Clerk read the following Ordinance by title:

**Ordinance No. 2010-5                      An Ordinance to Amend the Code of the Borough of Metuchen, Various Chapters, to Amend Certain Application, License and Permit Fees.**

Council President Cammarano moved this Ordinance be passed on first reading, published according to law, and public hearing set down for March 15, 2010. This motion was seconded by Councilmember Weber.

**Roll Call Vote:**

AYES -            Councilmembers Manley, Morrison, Rubin, Waldron, Weber and Council President Cammarano.

NAYS -            None.

**ORDINANCE NO. 2010-6**

Council President Cammarano made motion to introduce and take up on first reading

**03/01/2010**

Ordinance No. 2010-6, which was seconded by Councilmember Weber , with all in favor.

The Clerk read the following Ordinance by title:

**Ordinance No. 2010-6      An Ordinance to Amend the Code of the Borough of Metuchen, Chapter 37 Entitled Police Department, Part III Off Duty Police Work §37-102 to Amend Certain Fees.**

Council President Cammarano moved this Ordinance be passed on first reading, published according to law, and public hearing set down for March 15, 2010. This motion was seconded by Councilmember Weber.

**Roll Call Vote:**

AYES -            Councilmembers Manley, Morrison, Rubin, Waldron, Weber and Council President Cammarano.

NAYS -            None.

**COMMENTS FROM THE PUBLIC ON NEW BUSINESS MATTERS ONLY**

The Mayor opened the public hearing.

Hearing no comment, the Mayor closed the public portion.

On a motion made by Council President Cammarano, seconded by Councilmember Weber, the meeting was adjourned at 10:03 p.m.

---

BOZENA LACINA, RMC  
Municipal Clerk