

**BOROUGH COUNCIL**  
**MINUTES - JANUARY 3, 2011**

A Reorganization Meeting of the Borough Council was held in the Council Chambers of Borough Hall on Monday January 3, 2011. The Meeting was called to order at 6:30 p.m. by Mayor Vahalla.

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

The invocation given by Deacon Frank Cammarano was followed by the Pledge of Allegiance.

Present were Councilmembers Cammarano, Manley, Muldoon, and Rubin. Also present was Councilmembers-elect Dorothy Rasmussen and James Wallace.

Also present were Mayor Vahalla, Borough Administrator Boerth, Borough Attorney Denis G. Murphy Esq. and Borough Clerk Harris.

**ADMINISTRATION OF OATH OF OFFICE TO COUNCILMEMBERS**

Mayor Vahalla called forward Councilmember- elect Dorothy Rasmussen.

Councilmember-elect Rasmussen was joined by her family. The Oath of Office was administered by James Florio. Councilmember Rasmussen assumed her position on the dais.

Mayor Vahalla called forward Councilmember-elect James Wallace.

Councilmember-elect Wallace was joined by his family. The oath of office was administered by James Florio. Councilmember Wallace assumed his position on the dais.

**MAYOR'S MESSAGE**

Good evening and welcome to the reorganization meeting of the Metuchen Borough Council. I would like first to offer congratulations to Councilwoman Dorothy Rasmussen and to Councilman Jim Wallace upon their election to the Borough Council. Welcome aboard.

I would like to introduce Kathryn Harris our new Borough Clerk and Dennis Murphy our new Borough Attorney. I look forward to working with you and the entire council as we approach the challenges facing the Borough this year.

I would like to recognize past Mayor's Wernik, Wiley, O'Brien and all Councilmen & Councilwomen who have served our Borough in the past, Freeholders, Assemblyman Pat Diegnan & Peter Barnes III, our Senator Barbara Buono, Governor Florio and Mrs Florio.

Also, I would like to recognize Mayor Toni Riciligiano &, Council President Charlie Tomaro of Edison. I look forward to working with you in any way which will benefit both of our communities.

I would also like to mention Police Chief Jim Keane and Captain Rob Rettenberg and Lieutenant Dave Irizarry along with Fire Chief Rob Donnan and Deputy Chief Joe Strickland, Auxiliary Police Captain Rich Dana, EMS President Jennifer Reid and the Office of Emergency Management Director Jim Graziano.

A few days ago I spoke to a life long resident, a much respected person, to ask him if he wanted to remain on our Planning Board. We spoke briefly about the daunting tasks we will face in the up coming year. After complimenting me on the job I have been doing, he said he did not envy the difficult decisions, almost impossible decisions, which await us. His parting remarks were "coach we are depending on you and are relying on you to see us through." His encouraging but sobering remarks started me thinking about this speech and about Metuchen's future.

2010 was a year which presented the Borough of Metuchen with many extraordinary challenges and some exceptional opportunities. The Borough and the Metuchen Board of Education suffered a

significant reduction and elimination in state aide, a reduction in revenues, and a reduced contribution from the Parking Authority, an increase in tax appeals, and a reduction in tax collection. Yet, unlike many surrounding communities which suffered cuts in Police, Fire, Public Works, and Emergency Medical Services or furloughed employees we have been able to sustain all vital services here in Metuchen.

This year the two percent cap, which has been imposed on us, will find us wrestling with very difficult decisions to maintain vital services. There is no way to sugar coat this. It may not be the words you came here to hear tonight, and it may change the way our Community does business and provides services.

Tonight, I am making eight recommendations to see us through this difficult year. First, we must reevaluate fees and fines to cover costs and increase revenues, and we must encourage the development of community based tax exempt corporations which can raise funds and support these valuable programs to our Metuchen Community. The formation of non-profit corporations has had a history in Metuchen; The Friends of the Metuchen Library, Metuchen Seniors Inc., and Metuchen Youth and Development are just a few organizations which raise funds and supplement programs for these entities. Metuchen Seniors Inc. has raised and contributed over \$120,000 to improvements and programs at the Metuchen Senior Center. I would like to recognize the members of the Metuchen Senior Citizen Commission and MSI.

Secondly, we must support prudent development which will keep Metuchen competitive with surrounding communities in attracting and supporting businesses, and strengthen our tax base and keep Metuchen viable. Last year saw the transformation of a dilapidated unused warehouse into a vital recreational facility, removing an eye sore, creating a tax ratable, creating jobs, and starting the construction of a connecting road from Durham Ave. to Middlesex Ave. I would like to recognize the Metuchen 1, LLC for that transformation. Last year also saw approval and the redevelopment of an abandoned car dealership into a soon to open retail business and restaurant on Central Ave. Both of these projects will add to our tax base and improve the quality of life in our Borough and create jobs. This year I expect the Development Commission to work with our Planner Jim Constantine and finalize its study and to report to the council with recommendations on zoning changes for height and residential development in the downtown area. These anticipated changes will further support our Main Street and our entire Business District.

Councilwoman Rasmussen, I also want to put into motion your idea to host a Summit including the Chamber of Commerce, landlords, perspective business owners, present business owners and all interested residents to develop a plan to improve Metuchen' Business District and keep competitive. I am asking the Development Commission to oversee this Summit.

Thirdly, we must pass a Fire Prevention Ordinance which will provide inspections of rental properties, protecting property values of all Metuchen homeowners, and the providing for safety of tenants. Recently, a tenant and his family had to be evacuated from their apartment because of a carbon monoxide detector when off during the night. Our Fire Department responded in its normal professional manner. After ventilating the apartment, the furnace, hot water heater and stove had to be shut off. Repairs were made in the next few days by the landlord. Unfortunately, a week and one half later the same incident occurred. It was later discovered that the apartment was unregistered and that fortunately the tenant had installed the carbon monoxide detector. The tenants' action protected his family and prevented a potential disaster. We cannot allow similar conditions to continue without addressing the problems that unregistered and uninspected rental properties create.

Next, we must fight the calls from Trenton to consolidate with surrounding communities. We must be prudent and frugal with your tax dollars and look for ways to do more with less. We must explore shared services where efficiencies can be achieved or services be improved. Recently, Borough Administrator Bill Boerth, Council President Pete Cammarano and I met with the Metuchen EMS, and with JFK Hospital to explore maintaining and improving vital emergency medical service, bolstering our EMS and reducing costs and further meetings are being planned. We must continue and expand internal municipal shared services. The sharing of equipment and service saves money and provides better services to Metuchen residents. Last year, the Department of Public Works saved tax payer dollars by removing and trimming trees at Metuchen High School. The DPW also provided a street sweeper to clean parking lots and allowed the Parking Authority to avoid the purchase of a new sweeper. (I'd like to recognize Fred Hall and Steve Kanaszka DPW Director and Supervisor and the DPW Department at this time).

Also, we must support the Parking Authority as they seek proposals for the revitalization of the Pearl Street parking lot. Last year, we passed an Ordinance to allow for the development of the Pearl Street parking lot. This year we must move forward on its development and construction of a parking structure to support not only commuters but also our Main Street and business district. This development will create a more prudent use of the land asset in the center of Metuchen and provide for an area for a town center green.

Then, we must continue to apply for and lobby for grants which will extend your tax dollars and maintain and improve services in our Borough. Grants received last year and in past years have paved University Avenue, paved and provided traffic calming to Orchard Avenue, improved the intersection at Main and Middlesex with left hand turn arrows and are being used to renovate Charles Field providing a turf field and new lights.

Next, we must continue to support our volunteer services, and we must applaud and acknowledge their service, and encourage new volunteers.

We must also continue to support our employees and recognize them especially when they go above and beyond the call of duty such as our DPW in battling the last snow storm. The entire Department should be applauded for their effort under difficult circumstances. I ask Fred Hall, Steve Kanaszka and the entire DPW Department please stand to be recognized.

We must applaud our police officers, like Richard Westover for performing his duties in an exemplary manner. As Mayor, it is always exciting when you receive a letter from a member of the public complimenting an officer's manner and professionalism when they have responded to a call. I also want to acknowledge our entire department for their collection card program which is now being recognized by the League of Municipalities and will have a featured article in the February League Magazine. Would Officer Rich Westover, please stand. I would also like to recognize Chief James Keane, Captain Rob Rettenberg, Lieutenant Dave Irizarry and the entire Metuchen Police Department? We must continue to acknowledge and applaud our Volunteer Fire Department as it responded in force on Christmas Eve to save a house on Woodbridge Avenue. Would Chief Rob Donnan and Deputy Chief Joe Strickland and the Fire Department members please stand at this time?

Lastly, we must improve communication. I am recommending that we institute a reverse 911 system to improve communication with our residents and improvement to our web site and notification systems. We will also investigate the use of Twitter and Facebook to reach out to residents and keep them informed. Our cable and technology committee is presently reviewing the upgrade of our web site.

This year we will face many challenges, but I am confident that through keeping a open dialogue and working together, we can find solutions to the challenges ahead. No one has all the answers but together we can weather the challenges ahead and move Metuchen forward. Remember, we are all in this together. I ask for your continued support and your prayers as we work together, in these challenging times. Thank you. God Bless you and May God bless the Borough of Metuchen.

### **ELECTION OF THE COUNCIL PRESIDENT**

A motion was made by Councilmember Rubin to nominate Councilmember Cammarano as President of the Council. This motion was seconded by Councilmember Muldoon.

AYES - Councilmembers Manley, Muldoon, Rasmussen, Rubin, and Wallace.

NAYS - None.

ABSTAINED - Councilmember Cammarano

Council President Cammarano stated that with the many challenges the Council faces this year the new diverse council will be sure to have some new fresh ideas to improve the running of the Borough.

**NEW BUSINESS**

**CONSENT AGENDA**

Mayor Vahalla stated the liaisons to the boards and Commission for calendar year 2011 are as follows:

Thomas Vahalla Mayor	Planning Board (Class I member) Fire Department
Peter Cammarano Council President	Council President Police Department Emergency Management Metuchen EMS
Justin Manley Councilmember	Cable TV & Technology Advisory Board of Health Board of Assessment Library Board
John Muldoon Councilmember	Pool Commission Parking Authority Cultural Arts Commission Historical Preservation
Dorothy Rasmussen Councilmember	Shade Tree Commission Environmental Commission Development Commission
Sheri-Rose Rubin Councilmember	Chamber of Commerce Senior Citizen Commission Planning Board Class III
James Wallace Councilmember	Traffic and Transportation/Mdlsx Cty Traffic and Transportation Police Auxiliary Youth Service Board/Municipal Alliance Committee Recreation Commission

Councilman Manley requested that Resolution 2011-1, 2011-9 and 2011-27 be removed from the consent agenda for further discussion.

**Resolution No. 2011-2**

WHEREAS, N.J.S.A.40:53-1 provides that the Governing Body of every municipality may designate an official newspaper or newspapers for the publication of all advertisements and notices required by law to be published by said municipalities; and

WHEREAS, it appears for the best interest of the Borough of Metuchen that official newspapers shall be designated for the convenience of all individuals, taxpayers, firms and corporations interested in such ordinances, public notices and legal advertisements required by law to be published.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen, that the Home News and Tribune and The Star Ledger, are hereby designated as the official newspapers of the Borough of Metuchen, and that such municipal notices, ordinances, public notices, election notices, and all other advertising required by law to be published shall be published in any of the official newspapers of the Borough of Metuchen in accordance with law.

**RESOLUTION NO. 2011-3**

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen, that the Mayor and Borough Treasurer and/or Council President are the persons designated to execute all checks on behalf of the Borough of Metuchen.

**RESOLUTION 2011-4**

BE IT RESOLVED, by the Mayor and Council of the Borough of Metuchen, that the following banks and associations are hereby designated as depositories of the Borough of Metuchen from the date hereof wherein all public monies and funds of the Borough shall be kept for 2011:

Wachovia/Wells Fargo  
Metuchen Savings and Loan Association  
New Jersey Cash Management Fund  
Summit Bank  
United National Bank  
Bank of America  
TD Bank  
Skylands

**RESOLUTION NO. 2011-5**

BE IT RESOLVED, by the Mayor and Council of the Borough of Metuchen that the following be and they are hereby appointed Parking Enforcement Officers for a term beginning January 1, 2011 and ending at the end of the year December 31, 2011:

Howard Colegrove  
James Guinane  
Arthur Mohr, Jr.

BE IT FURTHER RESOLVED that the aforesaid Parking Enforcement Officers shall not be members of the police force and their powers, rights and duties immediately cease and terminate at the expiration of the aforesaid term for which they are appointed. Any such appointment shall be revoked at anytime without cause or without hearing. The aforesaid officers shall be furnished with a badge which must be returned upon the expiration and termination of their respective terms. These appointments are made pursuant to the provisions of New Jersey Statutes 40A:9-154.7 et seq and 40:11A-22.1 et. seq., together with the amendments thereof and the supplements thereto. Every such Parking Enforcement Officer shall be under the supervision and direction of the Chief of Police and shall perform only those duties specifically assigned him or her by the Chief of Police.

**RESOLUTION NO. 2011-6**

WHEREAS, the Borough of Metuchen is a member of the Middlesex County Municipal Joint Insurance fund; and,

WHEREAS, pursuant to the by-laws of said Fund the Governing Body shall appoint an Insurance Commissioner to represent the Borough in conducting the business of the Fund.

NOW, THEREFORE, BE IT RESOLVED on this 3<sup>rd</sup> day of January 2011 by the Mayor and Council of the Borough of Metuchen, County of Middlesex, State of New Jersey, that:

1. William E. Boerth, Borough Administrator, be and is hereby appointed Insurance Commissioner for the year 2011 with the right to designate an alternate to act in his place should he be unable to attend any meeting of the Fund.

A copy of this Resolution be forwarded to the Middlesex County Municipal Joint Insurance Fund.

**RESOLUTION NO. 2011-7**

WHEREAS, the Mayor and Council desires to provide safe crossings for school age children on designated public thoroughfares of the Borough of Metuchen; and,

WHEREAS, the individuals listed herein have been recommended by the Chief of Police as School Crossing Guards.

NOW, THEREFORE, BE IT RESOLVED that the below listed individuals are hereby appointed as School Crossing Guards for the year 2011.

NAME	ADDRESS
Abiazem, Antonio	2 Lynn Court, Edison
Accamondo, Joseph	17 Michael Drive, Metuchen
Branstner, Mary Anne	Po Box 105, Metuchen
Brooks, Edward	350 B North Lafayette 2A, Metuchen
Ezyske, Walter	68 Essex Avenue, Metuchen
Floeck, Diane	211 University Avenue, Metuchen
Goldberg, Arnold	814 Hampton Lane, Iselin
Govelitz, Gloria	20 Juniper St., Metuchen
Koob, Joann	915 Waterford Dr., Edison
Kuenseler, Donald	57 Prospect Street, Metuchen
Lohli, Stephen	141 Winchester Rd, Edison
Moten, Bobby	9 Weston Street, Metuchen
Reeder, Mildred	114 Front St., South Plainfield
Romano, Andrea	22 James Pl., Metuchen
Romano, Vincent	22 James Pl., Metuchen
Schmidt, Albert	29 Ferndale Pl., Metuchen
Russomano, Doris	33 W. Knollwood Road, Edsion
Stefani, Antonio	78 Luther Avenue, Hopelawn
Zjawin, Chong	218 Center Street, Metuchen

#### **RESOLUTION 2011-8**

BE IT RESOLVED by the Borough Council of the Borough of Metuchen that Councilmember Sheri-Rose Rubin be appointed as a Class III member of the Planning Board, term to expire December 31, 2011.

#### **RESOLUTION 2011-10**

BE IT RESOLVED, by the Mayor and Council of the Borough of Metuchen, that the following meeting schedule for 2011 for the Borough Council be established:

ReOrganization Meeting

6:30 P.M. - January 3, 2011

Regular Council Meetings

January 18 (Tuesday)

February 7

February 22 (Tuesday)

March 7

March 21

April 4

April 18

May 2

May 16

June 6

June 20

July 18

August 1

August 15

September 6 (Tuesday)

September 19

October 3

October 17  
November 7  
November 21  
December 5  
December 19

BE IT RESOLVED, all regular meetings will begin at 7:30 p.m. in Council Chambers of Borough Hall, 500 Main Street, Metuchen, New Jersey 08840.

**RESOLUTION NO. 2011-11**

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that Kathryn Harris, Borough Clerk of the Borough of Metuchen, be named the Right To Know Coordinator.

**RESOLUTION NO. 2011-12**

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that Jim Henderson of the Waste Water Management Company of Edison, New Jersey is hereby appointed the Waste Water Collection System Operator for the Borough of Metuchen.

**RESOLUTION NO. 2011-13**

RESOLUTION AUTHORIZING THE AWARD OF A  
CONTRACT FOR BOROUGH ENGINEER

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Engineer as a fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.4; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is calendar year 2011; and,

WHEREAS, , the maximum amount of the contract is \$40,000 and funds will be available in the 2011 Budget as evidenced by the Chief Financial Officer's Certification.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Kathy Elliott of the firm of Birdsall Engineering, 611 Industrial Way West, Eatontown, NJ 07724.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

A notice of this action shall be printed once in The Home News Tribune.

**RESOLUTION NO 2011-14**

RESOLUTION AUTHORIZING THE AWARD OF A  
CONTRACT FOR BOROUGH ATTORNEY

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Attorney as a fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.4; and,

WHEREAS, Requests for Qualifications were received on December 15, 2010 and reviewed by the Borough Administrator; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is for the calendar year 2011; and,

WHEREAS, the maximum amount of the contract is \$34,750 as annual retainer and funds will be available in the 2011 Budget as evidenced by the Chief Financial Officer's Certification.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Denis G. Murphy, Esq. of the firm of Schwartz, Simon Edelstein and Celso, LLC, 44 Whippany Road, Morristown, NJ 07962.

This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

#### **RESOLUTION NO. 2011-15**

##### **RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR BOROUGH PROSECUTOR**

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Prosecutor; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is the calendar year 2011; and,

WHEREAS, William Feingold Esq., has submitted a proposal indicating they will provide the service of a Borough Prosecutor in the amount of \$13,000; and,

WHEREAS, the maximum amount of the contract shall not exceed \$13,000 and funds shall be available in the 2011 budget as evidenced by the Chief Financial Officer's Certification.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with William Feingold Esq., 7 Cooke Avenue, Carteret, NJ 07008.

A notice of this action shall be printed once in The Home News Tribune.

#### **RESOLUTION NO. 2011-16**

WHEREAS, under N.J.S.A. 54:4-67 the Governing Body may fix the rate of interest to be charged for the nonpayment of taxes or assessments.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the interest rate to be charged by the Borough of Metuchen on delinquent taxes, assessments and other municipal liens, is hereby fixed at 8% per annum on the first \$1,500 on the delinquency and 18% on any amount in excess of \$1,500, to be calculated from the date the tax was payable until the date of actual payment, effective immediately.

#### **RESOLUTION NO. 2011-17**

WHEREAS, Chapter 75 of the Laws of 1991 were passed by the State Legislature regarding penalties for nonpayment of real estate taxes; and,

WHEREAS, said penalties were codified in N.J.S.A. 54:4-67; and,

WHEREAS, the Borough of Metuchen has and will in the future have delinquent taxpayers; and,

WHEREAS, the Borough of Metuchen wished to avail itself of the opportunity to assess penalties pursuant to Chapter 75 of the Laws of 1991.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen as follows:

That portion of Chapter 75 of the laws of 1991 are hereby adopted by the Borough of Metuchen wherein penalties shall be assessed to taxpayers with a delinquency in excess of \$10,000.00 who fail to pay under that delinquency prior to the end of the calendar year in the amount of 6% which is the maximum allowed by statute.

**RESOLUTION 2011-18**

BE IT RESOLVED by the Borough Council of the Borough of Metuchen that William Boerth, Borough Administrator be appointed as a Class II member of the Planning Board, term to expire December 31, 2011.

**RESOLUTION NO. 2011-19**

RESOLUTION AUTHORIZING CANCELLATION TAX OVERPAYMENTS OR DELINQUENT AMOUNTS LESS THAN TEN DOLLARS \$10.00

WHEREAS, N.J.S.A. 40A:5-17 allows for the cancellation of property tax refunds or delinquent amounts in the amounts less than ten dollars \$10.00; and,

WHEREAS, the Governing Body may authorize a municipal employee chosen by said body to process, without further action on their part, any cancellation of property tax refunds or delinquencies of less than ten dollars \$10.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the Tax Collector be and is hereby authorized to cancel said tax amounts as deemed necessary.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Borough Auditor.

**RESOLUTION NO. 2011-20**

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that Kathryn Harris, Borough Clerk, be designated as the Public Agency Compliance Officer for Affirmative Action for the purpose of ensuring compliance with Affirmative Action regulations pursuant to P.L. 1975, Chapter 127 (N.J.A.C. 17:27).

WHEREAS, the Mayor and Borough Council of the Borough of Metuchen have received notification that an appointment must be made to the Housing & Community Development Committee for 2011; and,

WHEREAS, the residents of Metuchen have benefited from the funding made available by this program.

NOW, THEREFORE, BE IT RESOLVED that Marion Price be appointed the Metuchen HCD Committee representative for the calendar year 2011.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Middlesex County Housing and Community Development Agency.

WHEREAS, the Mayor and Borough Council of the Borough of Metuchen have received notification that an appointment must be made to the Housing & Community Development Committee for 2011; and,

WHEREAS, the residents of Metuchen have benefited from the funding made available by this program.

NOW, THEREFORE, BE IT RESOLVED that Marion Price be appointed the Metuchen HCD Committee representative for the calendar year 2011.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Middlesex County Housing and Community Development Agency.

**RESOLUTION NO. 2011-21**

WHEREAS, the Mayor and Borough Council of the Borough of Metuchen have received notification that an appointment must be made to the Housing & Community Development Committee for 2011; and,

WHEREAS, the residents of Metuchen have benefited from the funding made available by this program.

NOW, THEREFORE, BE IT RESOLVED that Marion Price be appointed the Metuchen HCD Committee representative for the calendar year 2011.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Middlesex County Housing and Community Development Agency.

**RESOLUTION NO. 2010-22**

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR  
BOROUGH LABOR RELATIONS ATTORNEY

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Labor Relations Attorney as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

WHEREAS, Requests for Qualifications were received on December 15, 2010 and reviewed by the Borough Administrator; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is the calendar year 2011; and,

WHEREAS, the maximum amount of the contract shall not exceed \$15,000 and funds shall be available in the 2011 budget as evidenced by the Chief Financial Officer's Certification.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Apruzzese, McDermott, Mastro and Murphy, 25 Independence Boulevard, Liberty Corner, NJ 07938.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

A notice of this action shall be printed once in The Home News Tribune.

**RESOLUTION NO. 2010-23**

RESOLUTION AUTHORIZING THE AWARD OF A  
CONTRACT FOR BOROUGH PUBLIC DEFENDER

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Public Defender; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is the calendar year 2011; and,

WHEREAS, the maximum amount of the contract shall not exceed \$7,500 and funds shall be available in the Trust Funds as evidenced by the Chief Financial Officer's Certification.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Kenneth Vercammen & Associates, PC, 2053 Woodbridge Avenue, Edison, NJ 08817.

A notice of this action shall be printed once in The Home News Tribune.

**RESOLUTION NO. 2010-24**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR BOROUGH PLANNER**

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Planner as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

WHEREAS, Requests for Qualifications were received on December 15, 2010 and reviewed by the Borough Administrator; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is the calendar year 2011; and,

WHEREAS, the maximum amount of the contract shall not exceed \$6,000 (a monthly retainer fee of \$500) and funds shall be available in the 2011 budget as evidenced by the Chief Financial Officer's Certification.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of LKR Inc., 182 Nassau Street, Suite 201, Princeton, NJ.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. A notice of this action shall be printed once in The Home News Tribune.

**RESOLUTION NO. 2011-25**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR BOROUGH AUDITOR**

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Auditor as a fair and open contract pursuant to the provisions of <N.J.S.A. 19:44A-20.4 >; and,

WHEREAS, Requests for Qualifications were received on December 15, 2010 and reviewed by the Borough Administrator; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is calendar year 2011 and include the 2010 audit; and,

WHEREAS, Suplee Clooney & Company will provide the 2010 Audit Services in the amount of \$35,850.00; and,

WHEREAS, the maximum amount of the contract is \$35,850.00; and funds will be available in the 2011 Budget as evidenced by the Chief Financial Officer's Certification.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Suplee Clooney & Company, 308 Broad Street, Westfield, NJ 07090-2122.
2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.
3. A notice of this action shall be printed once in The Home News Tribune.

**RESOLUTION NO. 2011-26**

RESOLUTION AUTHORIZING THE AWARD OF A  
CONTRACT FOR BOROUGH BOND COUNSEL

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Bond Counsel as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

WHEREAS, Requests for Qualifications were received on December 15, 2010 and reviewed by the Borough Administrator; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$5,000; and,

WHEREAS, the anticipated term of this contract is the calendar year 2011; and,

WHEREAS, Jacquelyn Shanes of McCarter and English has submitted a proposal indicating they will provide the service of a Borough Bond Counsel; and,

WHEREAS, the maximum amount of the contract shall not exceed \$10,000 and funds shall be available in the 2011 budget as evidenced by the Chief Financial Officer's Certification.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of McCarter and English, 4 Gateway Center, 100 Mulberry Street, Newark, NJ 07101.
2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.
3. A notice of this action shall be printed once in The Home News Tribune.

**RESOLUTION NO. 2010-28**

WHEREAS, the Governing Body of the Borough of Metuchen petitioned the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan on July 5, 2006; and,

WHEREAS, the Borough of Metuchen's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:94-1, et. seq.); and,

WHEREAS, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq., the Borough of Metuchen is required to appoint a Municipal Housing Liaison for the administration of the Borough of Metuchen's affordable housing program to enforce the requirements of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq.; and,

WHEREAS, the Borough of Metuchen has amended Chapter 110 entitled Land Development – Article 21 Affordable Housing to provide for the appointment of a Municipal Housing Liaison to administer the Borough of Metuchen's affordable housing program.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Metuchen in the County of Middlesex, and the State of new Jersey that the Municipal Clerk, Kathryn Harris, is hereby appointed by the Governing Body of the Borough of Metuchen as the Municipal Housing Liaison for the administration of the affordable housing program, pursuant to and in accordance with Article 21 of the Borough of Metuchen's Land Development Code.

**RESOLUTION NO. 2011-29**

WHEREAS, there exists a need to purchase regular unleaded gasoline for the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

WHEREAS, this can be purchased through State Contract #65047 ; and

WHEREAS, the maximum amount of the purchase of air regular unleaded gasoline for the Borough of Metuchen is \$20,000 and funds will be available in the 2011 budget as evidenced by the Chief Financial Officer's Certification of which \$20,000 is certified from the 2011 temporary budget, subject to adjustment to the amount of award at time of budget adoption; and

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:

The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to Petroleum Traders Corp. 7110 Pointe Inverness Way, Ft. Wayne, IN 46804.

**RESOLUTION NO. 2011-30**

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

WHEREAS, this can be purchased through State Contract #41867 ; and,

WHEREAS, the maximum amount of the purchase of diesel fuel for the Borough of Metuchen is \$30,000 and funds will be available in the 2011 budget as evidenced by the Chief Financial Officer's Certification of which \$30,000 is certified from the 2011 temporary budget, subject to adjustment to the amount of award at time of budget adoption; and,

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:

The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to Taylor Oil Co., Inc., 77 Second Street, Somerville, NJ 08876.

On a motion made by Council President Cammarano, seconded by Councilmember Manley, with all in favor, the above Resolutions No. 2011-2 through No. 2011-8, 2011-10 through 2011-26 and 2011-28 through 2011-30 were adopted.

**REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION**

**Resolution No. 2011-1**

**RESOLUTION 2011-1**

**RESOLUTION ADOPTING RULES AND REGULATIONS  
OF THE METUCHEN BOROUGH COUNCIL - 2011**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Metuchen, that the following Rules and Regulations be and the same are hereby adopted as the rules and regulations of the Council for the year **2011** to continue in full force and effect until altered, amended or made void by appropriate action of the Council.

**RULE ONE**

Regular meetings of the Council shall be held in the Borough Hall on the first and third Mondays of each month, at the hour of seven thirty (7:30) p.m. provided, however, that in the event any such meeting shall fall due upon a legal holiday, then such regular meeting shall be held on the Tuesday following such legal holiday to be held at Borough Hall.

Special meetings shall be called and held as provided for by statute, and upon written notice, designating the time and place of meeting, signed by the Mayor or by four members of the Council, which notice shall be given to all members of the Council personally, or left at their place of residence at least forty-eight (48) hours before the time of the meeting. Emergency meetings as provided in Open Public Meetings Act may be called on such notice as required by law.

Adjourned meetings shall be called to order and held at the time and place appointed by the motion or resolution under which it is held.

Agenda meetings of the Council shall be held at Borough Hall at the beginning of each regularly scheduled meeting of the Council. If agenda meetings fall upon a legal holiday, then such agenda meeting shall be held on the Tuesday following such legal holiday to be held at Borough Hall. The meeting shall begin at 7:30 p.m.

**RULE TWO**

The Mayor shall preside at all meetings; in his/her absence the President of the Council shall preside; and in his/her absence, the senior member of the Council shall preside.

**RULE THREE**

The order of business at regular meetings shall be as follows:

1. Announcement of compliance with the Open Public Meetings Act, Invocation, Pledge of Allegiance and Roll Call
2. Approval of Minutes
3. Discussion Matters
4. Comments from the Public
5. Proclamations or Resolutions Honoring.
6. Public Hearings and Action on Ordinances.
7. Communications Consent Agenda  
Other Communications
8. Report of Officers
9. Report of the Borough Administrator
10. Report of Borough Council members
11. Report of the Mayor
12. New Business Consent Agenda  
Other New Business
13. Comments from the Public on New Business Matters Only

14. Adjournment

**RULE FOUR**

The order of business for agenda meetings shall be generally as follows:

1. Announcement of compliance with the Open Public Meetings Act and Roll Call.
2. Items for the regular agenda meeting.
3. Reports of Council members.
4. Report of Mayor.
5. Reports of other borough officials
6. Meetings with any other persons or bodies.
7. Any other business including items from which public may be excluded under Open Public Meetings Act.
8. Adjournment.

**RULE FIVE**

Every ordinance and resolution submitted for the consideration of Council shall be in writing. Every ordinance so submitted, including amendments to existing ordinances, shall be accompanied by a brief interpretive statement explaining the purpose of the ordinance or amendments. Any amendments to existing ordinances shall be provided in “redline” format when necessary showing the original text, along with proposed changes. No ordinance, or amendment to existing ordinance, shall be introduced unless a copy thereof is made available to each Councilmember no later than three days prior to the meeting at which the ordinance shall be introduced. The Council shall not be asked to consent to the appointment of officers of the Borough or members of Advisory Boards, Commissions and Committees, unless the name of the nominee for appointment is made known to each Councilmember no later than three days prior to the meeting at which consent shall be asked. The Council President shall be notified of all items on the agenda.

**RULE SIX**

**A. In General**

Since no substantive action will ordinarily be taken at agenda meetings, the only votes contemplated at such meetings are those to determine whether a matter will be placed on the agenda for the regular meeting, any points of order, and motions in respect to adjournment. Such votes shall be by a majority of members present, with the presiding officer voting only in case of a tie. However, nothing herein shall preclude the Council to adopt resolutions at agenda meetings to act on matters from which the public may be excluded pursuant to Sections 7 and 8 of the Open Public Meetings Act, or to vote on holding emergency meetings pursuant to the requirements of said Act. Procedure at agenda meetings not specifically set forth herein shall be governed by the rules hereinafter applicable to regular meetings.

**B. Consent Agenda**

The Council may establish a Consent Agenda for any regular or special meeting. The consent agenda shall apply to communications, resolutions and motions but shall not apply to ordinances. The Consent Agenda may then be approved by motion, by majority vote, without the necessity of the Borough Clerk reading the title or the actual body of the communications, resolutions and motions on the consent agenda. If at any time prior to the adoption of the consent agenda at the regular meeting or special meeting, any Councilmember objects to placing or the existence of an item on the consent agenda, the matter shall be promptly deleted from the consent agenda and shall be voted on separately.

**RULE SEVEN**

A quorum for all meetings shall consist of four Councilmembers, or the Mayor and three Councilmembers.

## **RULE EIGHT**

Wherever in these rules mention is made in the masculine gender, the feminine gender shall apply.

## **RULE NINE**

The order of business of agenda meetings may be modified by a vote of the majority of Councilmembers present.

## **RULE TEN**

The Borough Clerk is directed to take the minutes of all meetings, which shall be distributed to all Council members.

## **RULE ELEVEN**

When a question is under debate, no motion shall be in order unless for recess, to lay on the table, to call the previous question, to postpone, to refer, or to amend, and these shall be precedence in the order in which they are named, the first three of which shall be decided without debate. A motion to refer, until it is decided, shall preclude all amendments for the main question.

## **RULE TWELVE**

The ayes and nays may be called by a member, and being called, the names of those who voted for or against the question, or abstained, if requested by any member, shall be entered in the minutes.

## **RULE THIRTEEN**

When a member intends to speak upon a question, he shall acknowledge the chair only in his opening remarks, thenceforth he shall confine himself to the question and avoid personalities. Should more than one member rise to speak at the same time, the presiding officer shall determine who is entitled to the floor.

## **RULE FOURTEEN**

The previous question may be called for by any member, and if seconded, shall be put in this form, "Shall the main question be put?", and until it is decided, shall preclude all amendments to the main question and all further debate.

## **RULE FIFTEEN**

Any member may call another to order while speaking when the debate shall be suspended and the member shall not speak until the point of order is determined. When the appeal from the decision of the chair is called for, no other question but the point of appeal shall be debated, when the question shall be put, "Shall the decision of the chair be sustained?".

## **RULE SIXTEEN**

When any question is stated, and by Council agreed to be put, no member shall be at liberty to withhold his vote without the consent of the Council.

## **RULE SEVENTEEN**

A motion to adjourn shall always be in order and decided without debate.

## **RULE EIGHTEEN**

The proceedings of the Council where not specifically mentioned herein, shall be governed by Robert's Rules of Order.

## **RULE NINETEEN**

Except as otherwise provided by law, all action of the Council, including the passage of ordinances, resolutions, creations of committees and the appointments or consent to the appointments of any officers of the Borough or members of advisory boards, commissions or committees, shall be by a majority vote of those members of the Council present.

## **RULE TWENTY**

Except as otherwise provided by law or specific rule, the Mayor shall appoint the Chairman of all Committees. It shall be the Chairman's duty to give notice of the time and place of meetings for the purpose of preparing the business for which he is appointed.

## **RULE TWENTY-ONE**

The names of members of the Council, when called by the Clerk on any questions, shall be called alphabetically, with the Presiding Officer's name called last. Reports of Councilmembers shall be given in reverse alphabetically by order except that the Council President shall be first.

## **RULE TWENTY-TWO**

All bills shall be itemized and certified to by the claimant as being correct, just and true. Before any bills shall be presented to the Council for payment, it shall have first been certified by the officer incurring the indebtedness. Before payment all vouchers must be approved and signed by the Administrator and the bill list must be signed by the Mayor and Council.

## **RULE TWENTY-THREE**

No rule of this Council or part thereof shall be amended, suspended or superseded without at least the consent of two-thirds of the entire Council, except as provided in Rule Nine.

## **RULE TWENTY-FOUR**

All rules of the Borough Council heretofore adopted and inconsistent herewith be and the same are hereby repealed.

## **RULE TWENTY-FIVE**

The Presiding Officer at the commencement of every meeting shall announce publicly and shall cause to be entered in the minutes of the meeting an accurate statement that adequate notice had been given to the public of the time, place of the meeting, and the manner in which said notice was given, Section 5 of the Open Public Meetings Act.

## **RULE TWENTY-SIX**

The Borough Clerk shall be the Borough official responsible for posting, mailing and filing of the "Adequate Notice" of meetings as provided in the Open Public Meetings Act including an annual schedule of meetings and any revisions thereof as set forth in Section 13 of said act.

## **RULE TWENTY-SEVEN**

The Borough Clerk shall be the Borough official responsible for making minutes of Council meetings available to the public pursuant to Section 9 of the Open Public Meetings Act, and the mailing of regular meeting schedules or revisions thereof to persons requesting same under Paragraph 14 of said act.

Councilman Manley asked for clarification on the wording change on rule number 5 which now proposed will read, "Any amendments to existing ordinances shall be provided in "redline" format when necessary showing the original text, along with proposed changes. He stated that when necessary is interpretative and who would determine when it would be necessary or not?"

Council President Cammarano stated that this change would help alleviate the utilization of large increments of time “redlining” sizeable portions of, for all intensive purposes new ordinances that were being brought forth to the council for consideration. Council President Cammarano also stated that these are the rules of the Council and can be waived at any time that the Council deems fit by means of a vote.

On a motion made by Council President Cammarano, seconded by Councilmember Rubin, with all in favor, the above Resolution No. 2011-1 was adopted.

### **RESOLUTION NO. 2011-9**

**WHEREAS**, the Mayor and Council of the Borough of Metuchen created the position of Borough Administrator in October of 1970 to serve as the Chief Administrative Officer of the Borough to supervise Borough Personnel and carry out the policies of the Mayor and Council to achieve the orderly operation of Borough Government.

**NOW, THEREFORE, BE IT RESOLVED** that the following Boards, Commissions, Officials, and Committees which are hereby listed shall have the following members of the Mayor and Council as Liaison for legislative purposes:

#### **NAMES OF BOARDS AND OFFICIALS AND COUNCIL LIAISONS**

Thomas Vahalla Mayor	Planning Board (Class I member) Fire Department
Peter Cammarano Councilmember	Council President Police Department Emergency Management Metuchen EMS
Justin Manley Councilmember	Cable TV & Technology Advisory Board of Health Board of Assessment Library Board
John Muldoon Councilmember	Pool Commission Parking Authority Cultural Arts Commission Historical Preservation
Dorothy Rasmussen Councilmember	Shade Tree Commission Environmental Commission Development Commission
Sheri-Rose Rubin Councilmember	Chamber of Commerece Senior Citizen Commission Planning Board Class III
James Wallace Councilmember	Traffic and Transportation/Mdlsx Cty Traffic and Transportation Police Auxiliary Youth Service Board/Municipal Alliance Committee Recreation Commission

**BE IT FURTHER RESOLVED**, that where any Councilmember cannot carry out his or her liaison or is absent for any reason, the Mayor shall appoint in their absence another Councilmember to discharge said duty.

**BE IT FURTHER RESOLVED**, that the Mayor with the advice and consent of the Council, or the Council by motion, or resolution by majority vote may establish committees for special projects. Membership of said committee shall be appointed by the Mayor with the consent of the Council or by resolution of the Council by majority vote.

On a motion by Council President Cammarano, seconded by Councilmember Rubin, with all in favor, the above Resolution No. 2011-2 was adopted.

Councilman Manley stated there in past had been a host of entities that had liaisons which had been eliminated but still report to the Mayor through the Borough Administrator. Councilman Manley expressed his belief that these entities should have liaisons because it is important for the department heads to have a relationship with the council members. Councilman Manley went on to described an incident that occurred regarding garbage pick up after the snow storm that occurred earlier that week.

Mayor Vahalla explained the incident regarding garbage pickup and the circumstances that surrounded it.

Councilman Manley praised the efforts of the Public Works Department for the fine job that accomplished under the circumstances at hand. He stated that there needs to be more avenues for communication regarding different situations.

Council President Cammarano interjected that the committees and liaisons disassembled were all Borough Departments that have a proper chain of command to follow which ends with the Administrator who in turn speaks to the Mayor and Council. This does not eliminate access from the public to these departments. This has been a practice for the last two years that has streamlined the reporting process.

Councilwoman Rubin asked for clarification on Councilman Manley's request.

Councilman Manley explained that if a complaint is fielded by the Administrator and the resident feels that issue is not resolved then the next reasonable person to contact would be the liaison. As the hierarchy is know there are no liaisons for the Borough Departments.

Councilwoman Rubin asked whether the Borough department heads could be invited on a monthly basis to come before Council at a public meeting to address concern and questions the public or Council may have.

Mayor Vahalla agreed that there would be no issue with inviting department heads to speak at Council meetings as long as it does not become a monthly appointment for the Department of Public Works. The Mayor stressed that the Department of Public Works answered any call via the Mayor that was received.

Councilman Muldoon suggested that a schedule be prepared and that it was an intelligent idea for the public to meet and see the department heads who could then inform the Council and the public of what is going on within Metuchen.

Mayor Vahalla stated that Mr. Boerth, Township Administrator, would prepare a schedule beginning in the month of February to have the above mentioned request fulfilled.

On a motion by Council President Cammarano, seconded by Councilwoman Rubin, with all in favor excluding Councilman Manley, the above resolution R2011-9 was adopted.

Councilman Muldoon requested that this information be forwarded to the webmaster for posting on the borough website.

**RESOLUTION NO. 2011-27**

**WHEREAS**, N.J.S. 40A:4-19 provides for the adoption of a temporary budget for the period between January 1, 2011 and the adoption of the annual budget; and

**WHEREAS**, 26.25% of the total appropriations for the year 2010 exclusive of Public Assistance, Municipal Debt Service and Capital Improvement Funds;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Metuchen that the following appropriations shall constitute the Temporary Budget for the year 2011.

ADMINISTRATIVE AND EXECUTIVE	S&W	38,000	SEWER SYSTEM	S&W	30,000
	OE	50,000		OE	16,000

MAYOR	S&W	2,500	GARBAGE & TRASH REMOVAL	S&W	130,000
	OE	4,000		OE	9,000
CLERK	S&W	14,000	RECYCLING	S&W	4,000
	OE	200		OE	8,000
FINANCIAL ADMINISTRATION	S&W	40,000	SOLID WASTE DISPOSAL		80,000
	OE	33,850	FORESTRY	S&W	29,000
ASSESSMENT OF TAXES	S&W	15,000		OE	7,500
	OE	2,000	BOARD OF HEALTH	S&W	7,000
COLLECTION OF TAXES	OE	4,000		OE	500
LEGAL SERVICES	OE	59,750	PARKS & PLAYGROUNDS	S&W	30,000
MUNICIPAL PROSECUTOR	S&W	13,000		OE	7,000
PUBLIC DEFENDER	S&W	500	RECREATION	S&W	20,000
PUBLIC WORKS ADMINISTRATION	S&W	70,000		OE	5,000
	OE	1,000	SENIOR CITIZEN BUS	S&W	11,000
PUBLIC BUILDINGS & GROUNDS	S&W	17,000	SENIOR CITIZEN CENTER	S&W	13,000
	OE	25,000		OE	6,000
PLANNING BOARD	S&W	1,000	METV	S&W	16,000
	OE	8,000		OE	6,000
BOARD OF ADJUSTMENT	S&W	14,000	CONSTRUCTION CODE OFFICIAL	S&W	40,000
	OE	1,000		OE	15,000
GROUP INSURANCE	OE	310,000	SHADE TREE COMMISSION		6,000
OTHER INSURANCE	OE	5,000	FICA		60,000
FIRE DEPARTMENT	S&W	3,000	SUI		4,000
	OE	20,000	MUNICIPAL COURT	S&W	30,000
FIRE HYDRANT SERVICE		70,000		OE	3,000
POLICE DEPARTMENT	S&W	700,000	SEWERAGE DISPOSAL		245,000
	OE	36,000	MAINTENANCE OF FREE PUBLIC LIBRARY		200,000
AUXILIARY POLICE	OE	1,000	OFFICE OF EMERGENCY MGMT	S&W	1,400
UNIFORM FIRE SAFETY ACT	OE	6,000		OE	2,000
EDISON FIRST AID SQUAD		3,000	COUNTY OF MIDDLESEX JOINT INSURANCE FUND		85,000
ROAD REPAIRS & MAINTENANCE	S&W	83,000	LIBRARY CONSORTIUM		7,000
	OE	30,000	INTERLOCAL - ANIMAL CONTROL		5,000
UTILITIES & BULK PURCHASES		150,000	INTERLOCAL - HEALTH SERVICES		12,000
			DCRP		1,200

			TOTAL		2,982,400
			SWIMMING POOL	S&W	30,000
				OE	30,000
			TOTAL		60,000

Councilman Manley discussed the proposed temporary budget. He stated that the maximum amount of funds allowed to be allocated in the temporary budget is 26.25% of the prior year's budget and that the maximum dollar amount allowed should not be allocated in these fiscally trying times. He went on to state that many line items exceed the maximum appropriation of 26.25%.

Council President Cammarano stated that a temporary budget must be passed. He also stated that during the budget process many line items are altered.

Councilman Manley asked that if an allocation was made via the temporary budget to a certain department and that department uses that allocation in the next preceding month and then the Council decides that that are not going to allocate those funds is there a way to get that money back.

Mr. Boerth stated that the Council would then be bound to pay for that purchase but if the Council chooses not to allow a particular purchase that directive can then be conveyed to that department or commission and no monies would be allowed to be encumbered for said purchase.

Mayor Vahalla stated that all purchase orders have to through the Borough Administrator then vouchered and given to the Chief Financial Officer and then signed off on by the Borough Administrator.

On a motion by Council President Cammarano, seconded by Councilwoman Rubin, the above resolution R2011-27 was adopted.

ROLL CALL VOTE:

AYES: Councilpersons Muldoon, Rasmussen, Rubin, Council President Cammarano

NAYS: Councilperson Manley

ABSTAIN: None

Mayor Vahalla asked to move the meeting scheduled for April 18 to April 26, 2011. A resolution to change the meeting date schedule will be drafted for the next meeting.

On a motion by Council President Cammarano, seconded by Councilwoman Rubin, with all in favor the appointments to the boards and commission for 2011 were approved.

Mayor Vahalla opened the meeting to the public for any questions or comments. Hearing no one the Mayor closed the meeting to the public.

Mayor Vahalla discussed that on Saturday, January 8, 2011, from 6:30 to 10:00pm at Metuchen High School a fundraiser will be taking place to benefit two Metuchen high School students that have been stricken with cancer. The fundraiser has been named Stay Awhile for Maggie and Kyle. The fundraiser is being sponsored by the students at Metuchen High School.

The Mayor also announced that there would be a celebration at the BIL immediately following the adjournment of this meeting.

Deacon Cammarano gave the benediction.

On a motion by Council President Cammarano, second by Councilwoman Rubin, with all in favor the 2011 Reorganization meeting of the Borough of Metuchen has been adjourned.