

**BOROUGH OF METUCHEN**  
**COUNCIL MINUTES –MAY 6, 2013**

A Regular Meeting of the Borough Council was held in the Council Chambers of Borough Hall on Monday, May 6, 2013. The Meeting was called to order at 7:00 p.m. by Mayor Vahalla. The Invocation given by Councilwoman Rasmussen was 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 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 Wallace, Rasmussen, Inzerro, Grayzel, Cammarano and Council President Muldoon.

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

**BREAKING THE CHAIN PRESENTATION**

Mr. Evan Robbins discussed the work the Metuchen High School students did to help trafficked children and individuals. The Metuchen High School students have helped to build a school in Ghana. The High School students read some poetry that they had written regarding the unjust treatment of trafficked individuals in Ghana.

**PROCLAMATION-BREAKING THE CHAIN**

Mayor Vahalla read the proclamation.

**WHEREAS**, Evan Robbins, a Social Studies Teacher at Metuchen High School, and volunteer students formulated “Breaking the Chain”, and

**WHEREAS**, this group, in existence for over six years, grew with the efforts and hard work of more than eight hundred students, numerous staff members and administrators at Metuchen High School and

**WHEREAS**, the group raised over Two Hundred Thousand Dollars through various fund raising activities, and

**WHEREAS**, the purpose of “BREAKING THE CHAIN” is to build and maintain a school in Ghana and educate children reducing the chance of being sold as slaves, and

**WHEREAS**, the group through its efforts has freed thirty children from the bondage of slavery, and

**WHEREAS**, the Breaking the Chain has received major monetary awards all of which is applied to school construction, maintenance and freeing other child slaves in Ghana, and

**WHEREAS**, the efforts of Mr. Robbins and Breaking the Chain has gained the recognition of the Cablevision Power To Learn Program, and

**WHEREAS**, the school now educates one hundred seventy five children with the skills to lead a more productive and fulfilled life.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Borough Council of the Borough of Metuchen would like to extend its congratulations and best wishes to Mr. Evan Robbins and all the students involved in the Breaking the Chain Effort and wish them continued success and support in their future efforts, and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Council of the Borough of Metuchen would like to recognize and applaud Evan Robbins for his efforts in teaching students Community Service, a community service which involves a global community.

**AGENDA SESSION**

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen, with all in favor the agenda session was opened.

Council President Muldoon requested that R2013-103 be pulled from New Business Consent Agenda for discussion prior to voting on that resolution.

On a motion by Council President Muldoon, seconded by Councilwoman Inserro, with all in favor the agenda session was closed.

**PROCLAMATION-ARBOR DAY**

**WHEREAS**, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

**WHEREAS**, the Borough will hold their “National Arbor Day” observance on May 8, 2013 and is the 141<sup>st</sup> anniversary of the holiday; and

**WHEREAS**, “National Arbor Day” is now observed throughout the nation and the world; and

**WHEREAS**, the benefits of trees as part of a stable global environment are well recognized; and

**WHEREAS**, the special importance of trees in urban areas in reducing energy use and maintaining an awareness of the natural world is also evident; and

**WHEREAS**, the Borough of Metuchen is committed to preserving and renewing its numerous and beautiful trees which enhance the quality of life in our community;

**NOW, THEREFORE, I, THOMAS VAHALLA, MAYOR OF THE BOROUGH OF METUCHEN, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**, do proclaim May 8, 2013 as the official celebration of Arbor Day in the Borough of Metuchen; and urge all the people of Metuchen to celebrate Arbor Day and to support efforts to protect our trees and woodlands. Further, I urge all citizens to plant trees as a source of joy and spiritual renewal and to promote the well-being of this and future generations.

Dated: May 6, 2013

**APPROVAL OF MINUTES**

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen, with all in favor the Borough Council minutes dated October 1, 2012 and October 15, 2012 were approved.

**PUBLIC COMMENT**

Mayor Vahalla opened the meeting for public comment.

Elliot Garmin(20 Rose Street) discussed the planting of a Shade Tree at his other address of 83 Main Street.

A discussion ensued regarding the placement of the Shade Tree.

Hearing no one else wishing to speak Mayor Vahalla closed the public comment portion of the meeting.

## **BUDGET –PUBLIC HEARING**

Borough Clerk Harris read the statement of the budget

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen, with all in favor R2013-74 was approved on public hearing.

OPEN TO PUBLIC

Mayor Vahalla opened the meeting to the public for comment on R2013-74 Approval of the Municipal Budget.

Hearing no one wishing to speak Mayor Vahalla closed the public comment section.

Resolution No.R2013-74 has been appended to the minutes

ROLL CALL VOTE:

AYES: Cammarano, Grayzel, Inserro, Rasmussen, Wallace, and Council President Muldoon

NAYS: None

ABSTENTIONS: None

## **COUNCIL REPORTS**

### **HISTORIC PRESERVATION**

Council President Muldoon stated that the Historical Preservation Committee 2<sup>nd</sup> Annual Scavenger Hunt contest will be held this month. All entries are due by May 31, 2013.

### **PARKING AUTHORITY**

Council President Muldoon stated that discussions are continuing with the developers of the Pearl Street Lot Project.

### **POLIC AUXILIARY**

Councilman Wallace stated that the Auxiliary Police are preparing for the upcoming events within the Borough.

### **SHADE TREE**

Councilwoman Rasmussen stated that the Spring planting has been completed.

### **DEVELOPMENT**

Councilwoman Rasmussen stated that the Superbowl will be held this year at the Meadowlands.

Councilwoman Rasmussen stated that the Development Commission discussed ways to make Metuchen more marketable for the influx of people that will be attending the Superbowl.

### **SENIORS**

Councilwoman Inserro stated that 10 members of the Metuchen Senior Center will be celebrating their 90<sup>th</sup> birthday at a ceremony on May 16<sup>th</sup> sponsored by the Middlesex County Office on Aging. Councilwoman Inserro also stated that the Chamber of Commerce is looking for sponsors for the Memorial Day Parade.

### **CHAMBER OF COMMERCE**

Councilwoman Inserro stated that the Chamber of Commerce had their annual golf outing today and that Cruise Night began last week.

## **BOARD OF HEALTH**

Councilwoman Inserro stated that this Saturday the Board of Health will be holding its annual Rabies Clinic at Metuchen High School.

## **ARTS**

Councilman Grayzel stated that the Arts Council discussed the upcoming plans and events for the summer season.

## **TV AND TECHNOLOGY**

Councilman Grayzel stated that the TV and Technology Committee began discussing the creation and contents of a Social Media policy for the Borough.

## **LIBRARY**

Councilman Cammarano stated that renovations are continuing on the improvements to the Childrens Library.

## **POOL**

Councilman Cammarano stated that the Pool Commission is making improvements to the Kiddie Pool this season by retiling it.

## **REPORT OF BOROUGH ADMINISTRATOR**

Borough Administrator Boerth had no report.

## **REPORT OF BOROUGH ATTORNEY**

Borough Attorney Murphy stated that Sping Inc. D.B.A. NJ'S Tavern has a potential buyer for both the liquor license and the property.

## **MAYOR'S REPORT**

Mayor Vahalla stated that the YMCA will be holding its annual dinner to recognize many people and organizations that had worked on the Greenway. The event will be held at the Pines Manor at 6pm on May 8, 2013.

Mayor Vahalla stated that the County Freeholders meeting which was originally scheduled for May 2, 2013 will be held on May 18, 2013. The Plaza Green for the Pearl Street Lot Project will be discussed at that meeting.

## **COMMUNICATIONS CONSENT AGENDA**

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen, with all in favor the Communications Consent Agenda, Item #'s 10 through 16 were approved.

- 10.Receive and Approve Environmental Commission Minutes of January 2013(Reorganization) and February 20, 2013.
- 11.Receive and Accept Arts Council Minutes of April 1, 2013.
- 12.Receive and Approve Block Party Request for Bounty Street on Sunday May 26, 2013.
- 13.Receive and Approve Block Party Request for Bissett Place on Saturday June 22, 2013.
- 14.Receive and Accept Parking Authority Minutes of March 19, 2013.

15. Receive and Accept Zoning Board Minute of May 10, June 14, July 12 and September 13, 2012.
16. Receive and Approve Block Party Request for Charles Street on June 29, 2013.

**NEW BUSINESS CONSENT AGENDA**

On a motion by Council President Muldoon, seconded by Councilwoman Inserro, with all in favor the New Business Consent Agenda item number 21 through 24 and 26 and 27, encompassing resolutions R2013-99 through R2013-102 and R2013-104 and R2013-105 were approved.

**RESOLUTION NO. 2013-99**

**RESOLUTION AUTHORIZING THE BOROUGH OF METUCHEN TO ENTER INTO A COOPERATIVE PURCHASING PROGRAM**

**WHEREAS**, N.J.S.A 40A:11-11(5) authorizes contracting units to establish a Interlocal Contract for Cooperative Purchasing and to enter into Cooperative Purchasing Program agreements for its administration; and

**WHEREAS**, Houston Galveston Area Council (H-GAC), offers voluntary participation in a Cooperative Purchasing System, known as HGACBuy, for the purchase of goods and services; and

**WHEREAS**, on May 6, 2013 the governing body of the Borough of Metuchen, County of Middlesex, State of New Jersey duly considered participation in a Cooperative Purchasing System for the provision and performance of goods and services;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Metuchen, County of Middlesex, State of New Jersey hereby authorize the Borough Administrator and or Chief Financial Officer to enter into a Interlocal Contract for Cooperative Purchasing contract with Houston Galveston Area Council (H-GAC) for the purchase of goods and services through its Interlocal Contract for Cooperative Purchasing.

Dated: May 6, 2013

**RESOLUTION 2013-100**

**RESOLUTION CERTIFYING THE 2013-2014 BOARD OF EDUCATION BUDGET**

**WHEREAS**, the 2013-2014 school budget for the school district Borough of Metuchen was approved by the voters of the school districts on April 16, 2013 as follows

General Fund	\$30,972,158.00
Debt Service	\$2,381,877.00
Total Approved	\$33,354,035.00

**WHEREAS**, the balance to be raised for the school district taxes on account of the 2012-2013 school tax levy is \$16,410,599.00

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen, County of Middlesex, that the school district tax levy for the calendar year 2013 be established as follows:

January 1, 2013 to June 30, 2013 (balance of 2012-2013 levy)  
\$16,410,599.00  
July 1, 2013 to December 31, 2013 (one-half of 2013-2014 levy)  
\$16,677,018.00  
Amount to be raised for school district taxes in 2013  
\$33,087,617.00

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be filed with the Middlesex County Board of Taxation.

Dated: May 6, 2013

**RESOLUTION NO.2013-101**

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #13-004 – THOMAS LECKY  
9 WILLOW ROAD**

**WHEREAS**, Thomas Lecky posted \$176.00 sidewalk escrow fees at 9 Willow Road; and  
**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Thomas Lecky,

**NOW, THEREFORE, BE IT RESOLVED**, that Thomas Lecky be refunded \$176.00 from the Sidewalk Inspection Escrow account.

Dated: May 6, 2013

**RESOLUTION NO. 2013-102**

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND 534  
WAKEFIELD DRIVE-AJ PERRI, INC. #12-040**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by AJ PERRI Inc. as the required Performance Guarantees for Street Opening #12-040-534 WAKEFIELD DRIVE; and

**WHEREAS**, the Director of Public Works advises that said work has been completed in a manner satisfactory to his department; and

**WHEREAS**, the Director of Public Works advises it is in order to release the monies previously deposited,

**NOW, THEREFORE, BE IT RESOLVED**, by The Borough Council of the Borough of Metuchen that the Chief Financial Officer be and is hereby authorized to release said funds in the amount of \$500.00 to, AJ PERRI Inc., 1138 Pinebrook Road, Tinton Falls, NJ 07724, as recommended by the Director of Public Works.

Dated: May 6, 2013

**RESOLUTION NO.2013-104**

**A RESOLUTION CONSENTING TO THE PROPOSED WATER  
QUALITY MANGEMENT (WQM) PLAN AMENDMENT ENTITLED:  
MIDDLESEX COUNTY FUTURE WASTEWATER SERVICE AREA MAP**

**WHEREAS**, the the Borough of Metuchen desires for the orderly development of wastewater facilities within the Lower Raritan-Middlesex County WQM area; and

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

**WHEREAS**, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

**WHEREAS**, a proposed WQM plan amendment noticed in the New Jersey Register on May 6, 2013 for a Proposed Amendment to the Lower Raritan-Middlesex County Water Quality Management Plan entitled: Middlesex County Future Wastewater Service Area Map has been prepared by the Middlesex County Office of Planning Division of Comprehensive Planning and the Environment;

**NOW, THEREFORE, BE IT RESOLVED** on this 6<sup>th</sup> day of May, 2013, by the governing body of the Borough of Metuchen that:

1. The Borough of Metuchen has previously expressed a concern to the County with regard to the draft Sewer Service Area (SSA) map and the proposed removal of sewer servicing from a small portion of what is commonly known as “The Gulton Tract”, located at 212 Durham Avenue. This approximate two-acre area contains portions of an existing paved parking lot and a previously-disturbed field located at the end of Gulton Street. Over the past several years, the Borough has been exploring redevelopment scenarios for this property which will leverage the implementation of the Middlesex Greenway Extension Plan including major new public access to the Dismal Swamp. An amendment to the SSA map that would retain sewer servicing for that portion of this property containing an existing parking lot and a previously-disturbed field not constrained by wetlands will create a greater likelihood that an implementable redevelopment scenario can be achieved including the public benefit of enhanced community access to the Dismal Swamp;
2. The Borough of Metuchen hereby consents to the amendment entitled Middlesex County Future Wastewater Service Area Map and publicly noticed on May 6, 2013, prepared by the Middlesex County Office of Planning Division of Comprehensive Planning and the Environment with the above noted concerns for the purpose of its incorporation into the applicable WQM plan(s);
3. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4 and the Middlesex County Office of Planning Division of Comprehensive Planning and the Environment.

#### **RESOLUTION NO.2013-105**

#### **AN AMENDMENT TO THE RESOLUTION PROVIDING GUIDANCE TO CODE OFFICIALS REGARDING SIDEWALK CAFES**

**WHEREAS**, the use of public sidewalks in the Central Business District by Customers of Cafes and Restaurants has a positive effect on the image, appearance and ambiance of the downtown area; and

**WHEREAS**, on June 16, 1997, the Borough Council adopted Resolution No. 97-113 approving sidewalk cafes; and

**WHEREAS**, on August 4, 1997, the Borough Council adopted Resolution No. 97-145 to increase the size of tables not to exceed 36 inches in diameter or square; and

**WHEREAS**, an amendment is necessary in regard to the areas where the use of public sidewalks would be permitted,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Metuchen that Retail Shops and Stores and Eating and Drinking Establishments in the B-1 Central Business District, D-1 Downtown Development District and portions of B-2 Neighborhood Business District fronting on Main Street shall be permitted to use the sidewalks to service customers subject to the review and control of the Borough Officials including the Code Enforcement Officer, the Police Department and the Board of Health, and subject to these conditions, as amended:

1. There shall be maintained at all times at least six feet of right of way for pedestrian use; tables shall not exceed 36 inches in diameter or square. All furniture shall conform to Borough design guidelines. The area to be utilized shall be cordoned off from the sidewalk, if required; (No Change)
2. The sidewalk shall be kept completely clean and free of debris at all times; (No Change)
3. Only sidewalks immediately fronting a street-level Retail Shop and Store and Eating or Drinking Establishment as defined by the Borough Land Use Ordinance shall be used; Retail Shops and Stores shall be limited to a maximum of one (1) table and two (2) chairs. Eating or Drinking Establishments shall have no limit;
4. Use of the sidewalk area shall be subject to the observance of all health and safety regulations and a valid certificate of occupancy for the use within the immediately adjacent structure, and shall be subject to the rights of the County of Middlesex to regulate uses within the right- of- way of any County road, if applicable; (No Change)
5. Any business utilizing the public sidewalk shall maintain public liability insurance in the amount of \$500,000 single limit coverage, naming the Borough as additional insured. A Certificate of Insurance shall be filed with the Borough Clerk prior to the use of the sidewalk. (No Change)

**ITEMS REMOVED FROM CONSENT**

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen, with all in favor Item number 25, R2013-103 was approved

**RESOLUTION NO.2013-103**

**RESOLUTION AUTHORIZING THE RENEWAL OF A PORTION OF THE  
BOROUGH'S \$5,984,225 BOND ANTICIPATION NOTES, SERIES 2012A  
DATED MAY 23, 2012, AND PROVIDING FOR OTHER DETAILS OF  
SAID ISSUE**

**WHEREAS**, the Borough Council of the Borough of Metuchen, County of Middlesex, New Jersey (the "Borough") has heretofore issued its Bond Anticipation Notes, Series 2012A dated May 23, 2012 in the aggregate principal amount of \$5,984,225 (the "Prior Notes"); and

**WHEREAS**, the Prior Notes mature on May 22, 2013 and it is desirable to renew the portion of the Prior Notes permitted by and pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey (the "Local Bond Law"); and

**WHEREAS**, the Borough intends that the portion of the Prior Notes to be renewed will be treated as “Qualified Tax-exempt Obligations” within the meaning of Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended; now, therefore,

**BE IT RESOLVED by the BOROUGH COUNCIL OF THE BOROUGH OF METUCHEN**, in the County of Middlesex, New Jersey as follows:

SECTION 1. That the Prior Notes shall be renewed as one issue and shall be in such denomination or denominations, shall bear such number or numbers, such date or dates of issue and maturity, and such rate or rates of interest, as may be determined in the manner and in accordance with the applicable provisions of the Local Bond Law. The Prior Notes shall upon renewal be entitled “Bond Anticipation Notes, Series 2013A” (the “Notes”).

SECTION 2. That all of the Notes shall be signed by the manual or facsimile signatures of the Mayor of the Borough and the Chief Financial Officer of the Borough and the corporate seal of the Borough shall be affixed thereto, attested by the manual signature of the Clerk of the Borough, and shall be payable, both as to principal and interest, to the purchaser thereof, and shall be in substantially the form as attached hereto as Exhibit A and made a part hereof.

SECTION 3. That the Chief Financial Officer of the Borough be and she hereby is authorized and directed to determine all matters in connection with the Notes not determined by this or a subsequent resolution and her signature upon the Notes shall be conclusive as to such determinations.

SECTION 4. That the Chief Financial Officer of the Borough be and she hereby is authorized to take all actions necessary to sell the Notes at public or private sale in such amount as she may determine at not less than par and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to the date of delivery thereof and payment therefor.

SECTION 5. That any instrument issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough’s full faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

SECTION 6. That the Chief Financial Officer of the Borough be and she hereby is authorized and directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturity of the Notes sold, the price obtained and the name of the purchaser.

SECTION 7. That the Notes will be “deemed designated” for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the “Code”) (relating to an exception to the disallowance of interest expense of certain financial institutions allocable to tax-exempt interest). The Chief Financial Officer of the Borough is hereby authorized and directed to satisfy any reporting requirements made necessary by any Federal rules and regulations with respect to such deemed designation of the Notes.

SECTION 8. That the Mayor of the Borough, the Chief Financial Officer of the Borough and the Clerk of the Borough are hereby authorized to execute all documents necessary for the sale and delivery of the Notes.

SECTION 9. That the Chief Financial Officer of the Borough be and she hereby is directed to pay the portion of the Prior Notes requirement to be paid by the Local Bond Law in the amount of \$289,600 from the General Improvement Fund and \$10,400 from the Pool Utility Fund.

SECTION 10. That this resolution shall take effect immediately.

### **BILL RESOLUTION**

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen, with all in favor the Bill Resolution in the amount of **\$2,390,092.50** was approved.

### **APPOINTMENTS**

Mayor Vahalla wishes to appoint Tamar Hladik to the Arts Council.

On a motion by Council President Muldoon, seconded by Councilman Grayzel, with all in favor Tamar Hladik was appointed to the Arts Council with a term to expire 1/1/16 was approved.

### **PUBLIC COMMENT**

Mayor Vahalla opened the meeting to the public for comment.

Frank Cammarano(23 Elm Avenue) commented on the maintenance of the cemetery in town.

Hearing noone else wishing to comment Mayor Vahalla closed the public comment portion of the meeting.

### **ORDINANCE-INTRODUCTION**

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen with all in favor Ordinance No. 2013-5 AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF METUCHEN, VARIOUS CHAPTERS, TO ADD AND AMEND CERTAIN APPLICATION, LICENSE AND PERMIT FEES was taken up on first reading.

Borough Clerk Harris read the ordinance by title.

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen Ordinance No. 2013-5 was passed on first reading, published according to law and a public hearing date set for May 20, 2013

ROLL CALL VOTE:

AYES: Cammarano, Grayzel, Inserro, Rasmussen, Wallace, and Council President Muldoon

NAYS: None

ABSTENTIONS: None

### **ORDINANCE NO. 2013-5**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF METUCHEN, VARIOUS CHAPTERS, TO ADD AND AMEND CERTAIN APPLICATION, LICENSE AND PERMIT FEES.**

**BE IT ORDAINED** by the Borough Council of the Borough of Metuchen, as follows:

**Section 1.** Section **87-20** of Chapter 87, **Fees, Article 11 – Recreation Program Fees**, of the Code of the Borough of Metuchen, is hereby amended to add/change the permit fees to read as follows:

**§ 87-20 – Fees Established.**

**Recreational Programs**

Lego Flix/Animation/Film Making Flix

**FROM**

**TO**

\$150.00

Tennis Camp	\$85.00	\$90.00
Ponyshare		\$180.00-(1hr Session/5days)
Mad Science Camps		\$140-\$260 (half/full day)
Garden Tour		\$20.00-\$25.00
Water Colors/Cartooning		\$80.00
Junior Engineering/Elementary Engineering		\$140.00

**Section 2. Effective Date**

This ordinance shall become effective upon publication after final adoption.

**On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen with all in favor Ordinance No. 2013-6 AN ORDINANCE CREATING THE BOROUGH OF METUCHEN MUNICIPAL ALLIANCE-YOUTH ADVISORY BOARD was taken up on first reading.**

**Borough Clerk Harris read the ordinance by title.**

**On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen Ordinance No. 2013-6 was passed on first reading, published according to law and a public hearing date set for May 20, 2013**

**ROLL CALL VOTE:**

**AYES: Cammarano, Grayzel, Inserro, Rasmussen, Wallace, and Council President Muldoon**

**NAYS: None**

**ABSTENTIONS: None**

**BOROUGH OF METUCHEN**  
**ORDINANCE NO. 2013-6**

**AN ORDINANCE CREATING THE BOROUGH OF METUCHEN MUNICIPAL ALLIANCE-YOUTH ADVISORY BOARD**

**WHEREAS**, by way of Resolution dated August 3, 1981, the Borough of Metuchen formulated the Municipal Youth Service Board in order to, among other things, to help prevent juvenile delinquency, curb drug and alcohol abuse among youth, counsel young people and their parents, in Metuchen, as well as study and recommend legislative changes towards these ends; and

**WHEREAS**, the Mayor and Council have determined that a Municipal Youth Service Board of the Borough of Metuchen could serve the above purposes by working and cooperating with public and private agencies on the State, County and local level; and

**WHEREAS**, in March 1989, the New Jersey Legislature created the Governor's Council on Alcoholism and Drug Abuse and an Alliance to Prevent Alcoholism and Drug Abuse (P.L. 1989, c. 51; N.J.S.A. 26:2BB-1 et seq.). The Alliance to Prevent Alcoholism and Drug Abuse is dedicated to a comprehensive and coordinated effort against alcoholism and drug abuse and is a means for implementing policies to reduce alcoholism and drug abuse; and

**WHEREAS**, since 1981, the Municipal Youth Service Board and subsequently referred to as the Municipal Alliance Youth Service Board has continued to serve the Borough of Metuchen and its residents in that capacity; and

**WHEREAS**, the Borough of Metuchen deemed it in the best interests of its residents in order to maintain its continuity, to formally establish, by way of the within Ordinance, the “Metuchen Alliance Youth Service Board”

**NOW THEREFORE BE IT ORDAINED** that, Article 10, Sections 10-35 through 10-37 of the Code of the Borough of Metuchen shall be created to read as follows:

**ARTICLE X MUNICIPAL ALLIANCE-YOUTH SERVICE BOARD**

**§ 10-35 Establishment; Composition**

There is hereby established a Municipal Alliance-Youth Service Board which shall be composed of no more than fifteen (15) members. To the extent possible, members of the Board shall be representative of the community.

**§ 10-36 Appointment; selection of Chairperson; vacancies.**

A. All fifteen (15) members of the Municipal Alliance-Youth Service Board are to be appointed by the Mayor with the advice and consent of the Council. Membership shall include the following:

1. One (1) member of the Borough Council.
2. A representative from the Police Department, the Chief or his designee, who shall serve in an ex-officio-non voting capacity.
3. The Board shall include a volunteer Psychological Counselor, who shall serve in an ex-officio-non voting capacity.
4. A representative of the Board of Education.
5. A professional representative from the Metuchen school system.
6. Ten (10) residents of Metuchen, at least three (3) whom shall be under the age of eighteen (18).

B. The terms of the members appointed under sections (1) and (5) shall be coextensive with their terms of office. The remaining members shall be appointed for terms of three (3) years. However, at the time of the passage of the within Ordinance, all present members of the Municipal Alliance Youth Services Board, shall continue to serve in that capacity until the expiration of their current terms. Any vacancies on the current Municipal Alliance-Youth Services Board, to the extent possible, shall be filled for terms to be determined by the Mayor with the consent of the Borough Council. Thereafter, each appointment shall be for three (3) years. Members shall serve after the expiration of their terms until their respective successors shall have been appointed and have qualified. Vacancies occurring other than by the expiration of the term shall be filled in like manner, but for the balance of the unexpired term only. The Board shall advise the Mayor and Council of any vacancies among its membership. The determination of a vacancy on the Board shall be determined by the Council of the Borough based upon the criteria set forth in the Municipal Vacancy Law, N.J.S.A. 40A:16-1, et seq. The Board shall designate one (1) of its members as Chairperson and he or she shall serve as such until the first day of January next following the appointment and until his or her successor shall be appointed and qualify. All members shall serve without compensation.

**§ 10-37 Powers and duties.**

The Municipal Alliance-Youth Service Board shall have the following powers and duties:

- A. Identify the service needs including social, recreational and health concerns of the young people in the Borough of Metuchen; determine what additional services could be provided; and recommend or take actions to implement these services.

B. In cooperation with the Juvenile Aid Bureau of the Metuchen Police Department and the volunteer Psychological Counselor, support counseling of juveniles.

C. Through the cooperation of the Juvenile Aid Bureau, the Psychological Counselor, and any private agency, establish and operate a drug and alcohol information center.

D. Provide information and recommendations to local, county and state boards and authorities in the field of juvenile service respecting policies and legislation for the prevention of juvenile delinquency and affecting youth welfare.

E. Recommend to the Board of Education and, if appropriate, help coordinate educational programs for young people on drug and alcohol abuse.

F. To establish, amend and supplement its own bylaws, select other officers, to govern its structure, operations and activities to the extent not inconsistent with this article or any other local, state or federal regulation or law.

G. To make recommendations to the Mayor and Council of the Borough of Metuchen and other Borough agencies with respect to any matters relating to the existence of any grants or funding available to the Borough to further the purpose and intent of the Board.

H. Create a network of community leaders, private citizens, and representatives from public and private human service agencies who are dedicated to a comprehensive and coordinated effort to promote and support drug alcohol prevention and education programs and related activities with an emphasis on youth.

I. Conduct an assessment of the Borough to determine the needs of the Borough in relation to alcoholism and drug abuse issues. Identifying existing efforts and services acting to reduce alcoholism and drug abuse.

J. Coordinate projects within the Borough to avoid fragmentation and duplication.

K. Develop programs and/or projects to be implemented at the Borough level or participate in regionally developed programs that accomplish the purpose of the Board.

L. Assist the Borough in acquiring funds for programs.

M. Cooperate with state and local governmental agencies to provide municipal data, reports or other information which may be required for the County Annual Alliance Plan or needed to assist the Alliance effort.

N. Report to the Borough of Metuchen Council on a quarter-annual basis.

**BE IT FURTHER ORDAINED** that the within ordinance shall become effective upon final passage and publication as provided by law.

### **PUBLIC COMMENT**

Mayor Vahalla opened the meeting for public comment.

Hearing no one wishing to speak Mayor Vahalla closed the public comment portion of the meeting.

### **ADJOURNMENT**

On a motion by Council President Muldoon, seconded by Councilwoman Rasmussen, with all in favor the meeting was adjourned at 8:20.

Respectfully Submitted:

Kathryn Harris  
Municipal Clerk