

**BOROUGH OF METUCHEN COUNCIL MINUTES**  
**June 29, 2015 – Special Meeting**  
**7:00 PM**

The Special Meeting of the Borough Council was held in the Council Chambers of Borough Hall on Monday, June 29, 2015.

The Meeting was called to order at 7:00 p.m. by Mayor Vahalla.

Adequate notice of this meeting has been given in accordance with the open public meeting act, pursuant to Public Law 1975, Chapter 231. Annual notice was published in the Home News Tribune on January 8, 2015, and posted in Borough Hall.

Notice was sent to the local paper On Wednesday, June 24 & June 26, 2015 stating that a Special Borough Council meeting will be held on June 29, 2015 at 7:00 pm in Borough Hall. The notice has been posted on the Borough Hall Bulletin Board and filed in the Clerk's Office. All requirements of the "Open Public Meetings Act" have been satisfied.

The Invocation was given by Council President Grayzel and followed by the Pledge of Allegiance.

Present were Councilmembers Inserro, Leibfried, Rasmussen, Wallace, Council President Grayzel and Mayor Vahalla. Councilman Muldoon was absent. Also present were Jennifer Maier, Borough Administrator, Denis Murphy, Esq. and Susan Jackson, Borough Clerk.

**Appointments of New Police Officers**

Council President Grayzel made a motion to approve R2015-151 and R2015-152 to appoint Patrolmen Richard Lorfing and Justin Poblete to the Metuchen Police Department, second by Councilman Leibfried, with all in favor, the motion carries, 5-0.

**RESOLUTION 2015-151**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION TO APPOINT PATROLMAN TO THE POLICE DEPARTMENT-RICHARD LORFING**

**BE IT RESOLVED** by the Borough Council of the Borough of Metuchen that *Richard Lorfing* be and is hereby appointed as a Police Officer of the Police Department of the Borough of Metuchen, Middlesex County, State of New Jersey in accordance with law at the starting rate of Patrolman with said appointment being effective June 30, 2015.

**RESOLUTION 2015-152**

*Borough of Metuchen  
County of Middlesex*

*State of New Jersey*

**RESOLUTION TO APPOINT PATROLMAN TO THE POLICE DEPARTMENT-JUSTIN POBLETE**

**BE IT RESOLVED** by the Borough Council of the Borough of Metuchen that *Justin Poblete* be and is hereby appointed as a Police Officer of the Police Department of the Borough of Metuchen, Middlesex County, State of New Jersey in accordance with law at the starting rate of Patrolman with said appointment being effective June 30, 2015.

Denis Murphy, Esq. administered the Oath of Office to Patrolmen Lorfin and Poblete.

**Closed Session**

Council President Grayzel made a motion to go into Closed Session for purpose to discuss Police Contract and Attorney-Client Privilege for Affordable Housing, second by Councilwoman Rasmussen, with all in favor, motion passed, 5-0.

R2015-150

Authorizing an Executive Session Which Excludes the Public

**RESOLUTION 2015-150**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**AUTHORIZING AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC**

**BE IT RESOLVED** that the Council of the Borough of Metuchen hereby moves to go into Executive Session on June 29, 2015 at 7:00 PM preceding the general meeting in Borough Hall located at 500 Main St., Metuchen that will be limited only to consideration of an item or items with respect to which the public may be excluded pursuant to section 7b of the Open Public Meetings Act.

The general nature of the subject or subjects to be discussed:

Police Contract

Attorney-Client Privilege

Stated as precisely as presently possible the matter discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

The public is excluded from said meeting, and further notice is dispensed with, all in accordance with sections 8 and 4a of the Open Public Meetings Act.

Councilman Muldoon arrived at 7:16 PM.

Council President Grayzel made a motion to reconvene the Open Session at 8:40 PM, second by Council, with all in favor, the motion passed, 6-0

Council President Grayzel made a request to amend the agenda to add R2015-156, Resolution Authorizing the Filing of a Declaratory Judgment Action in the Superior Court of New Jersey, Law Division, Regarding Affordable Housing, with all in favor, the agenda was amended.

Mayor Vahalla stated that this motion is to retain Robert Renaud to file the motion of a Declaratory Judgment in Superior Court which gives the Borough a 5-month stay to develop a new COAH Plan since the COAH requirements have been changing. Shirley Bishop is also working on the plan so that it can be put together and then filed with the courts within the 5-month period. Without this, the Borough would be subject to what is known as a Builder's Remedy and that could have adverse effects on the Borough. The Declaratory Judgment must be file by July 8<sup>th</sup>.

Council President Grayzel made a motion to approve R2015-156, second by Councilwoman Rasmussen, with all in favor, the motion carries, 6-0

### **Public Comment**

Mayor Vahalla opened Public Comment to any members of the public wishing to speak.

Seeing no one wishing to speak, Council President Grayzel closed the Public Comment.

### **New Business – Consent Agenda – R2015-153 through R2015-155**

Council President Grayzel moved New Business Consent Agenda Resolutions R2015-153 through R2015-155 for approval, seconded by Councilwoman Rasmussen, with all in favor, R2015-153 through R2015-155 were approved, 6-0.

### **RESOLUTION 2015-153**

#### **RESOLUTION APPOINTING SUSAN D. JACKSON TO SERVE AS MUNICIPAL CLERK FOR THE BOROUGH OF METUCHEN**

**WHEREAS**, in accordance with N.J.S.A. 40A:9-133 *et seq.*, the Borough Council of the Borough of Metuchen requires the appointment of a Registered Municipal Clerk; and

**WHEREAS**, on October 27, 2014 by Resolution 2014-208, the Borough Council of the Borough of Metuchen appointed Susan Jackson to serve as the Acting Municipal Clerk of the Borough of Metuchen; and

**WHEREAS**, effective on April 14, 2015, Susan Jackson has successfully completed the examination for a Registered Municipal Clerk Certificate; and

**WHEREAS**, the Mayor and Borough Council of the Borough of Metuchen deem it in the best interest of the Borough of Metuchen to appoint Susan Jackson as the Registered Municipal Clerk of the Borough of Metuchen for a three year term running effectively from July 20, 2015 and at a salary determined by subsequent salary ordinance.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Metuchen that Susan Jackson is hereby appointed as the Registered Municipal Clerk of the Borough of Metuchen.

**RESOLUTION 2015-154**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING PROCESS AND SUBMISSION OF 2015 GRANTS**

**WHEREAS**, the Borough of Metuchen, County of Middlesex, State of New Jersey desires to further the public interest by obtaining the following grants from the State of New Jersey;

Rivers, Trails, and Conservation Assistance Program

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

- 1) The Borough of Metuchen does hereby authorize Jennifer Maier, Metuchen Borough Administrator, to prepare and submit the grant application and if awarded, to execute all grant agreements of the following grants: Rivers, Trails, and Conservation Assistance Program and 2015 NJDEP Recycling Awards Program

**RESOLUTION 2015-155**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING THE SUBMISSION OF DEPARTMENT OF ENVIRONMENTAL PROTECTION RECYCLING BONUS GRANT – 2015 FOOD WASTE, TIRE CLEAN-UP AND PUBLIC SPACE BONUS RECYCLING GRANT**

**WHEREAS**, the Governing Body of the Borough of Metuchen desires to further the public interest by obtaining the following grant from the State of New Jersey:

New Jersey Department of Environmental Protection 2015 Food Waste, Tire Clean-up and Public Space Bonus Recycling Grant

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen does hereby authorize Jennifer Maier, Metuchen Borough Administrator, to prepare and submit the grant applications and if awarded, to execute all grant agreements of the NJDEP 2015 Food Waste, Tire Clean-up and Public Space Bonus Recycling grant; and

**BE IT FURTHER RESOLVED** that the Borough Council of Metuchen, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of the Bonus Recycling Grant for Metuchen Borough in the amount of:

Maximum Grant Amount	\$25,000.00
Maximum Cash Match	\$25,000.00

2. The Borough Council acknowledges the terms and conditions for administering the NJDEP 2015 Recycling Bonus grant, including the administrative compliance and audit requirements.

Borough Council Meeting  
June 15, 2015

APPROVED: \_\_\_\_\_  
*Thomas Vahalla, Mayor*

**Public Session**

Mayor Vahalla opened Public Session to anyone wishing to speak.

Seeing no one wishing to speak, Mayor Vahalla closed the Public Session.

**Adjournment**

Council President Grayzel made a motion to adjourn the meeting, seconded by Councilwoman Rasmussen, with all in favor; the meeting was adjourned at 8:44 PM.

Respectfully Submitted,

Susan D. Jackson, RMC/CMR  
Metuchen Borough Clerk