

**BOROUGH OF METUCHEN COUNCIL AGENDA**  
**REGULAR MEETING SEPTEMBER 19, 2016 AT 7:30 PM**

Announcement of Meeting, Invocation, Pledge of Allegiance, and Roll Call.

AGENDA SESSION

REGULAR MEETING

- A. Approve Council Meeting Minutes of September 6, 2016

PUBLIC COMMENT

ORDINANCE – PUBLIC HEARING

|                   |  |
|-------------------|--|
| Ordinance 2016-22 | An Ordinance Establishing a Schedule of Charges Under a Sewer User Ordinance Adopted August 31, 1981 |
|-------------------|--|

COMMUNICATIONS CONSENT AGENDA – ITEM A - C

- A. Receive and Accept Traffic & Transportation Meeting Minutes of February 10, 2016, March 9, 2016 and April 13, 2016
- B. Receive and Accept Block Party/Street Closing for Columbia Avenue between W. Chestnut and Midland on Saturday, Sept. 24, 2016 (Rain date: Sept. 25, 2016) from Noon to 8:00 PM
- C. Receive and Accept Recreation Commission Meeting Minutes of June 14, 2016

ORDINANCE – PUBLIC HEARING AND ADOPTION

OTHER COMMUNICATIONS

REPORTS OF COUNCILMEMBERS

REPORTS OF OFFICERS

REPORT OF THE MAYOR

NEW BUSINESS CONSENT AGENDA – R2016-218 through R2016-230

|           |   |
|-----------|---|
| R2016-218 | Resolution Authorizing the Borough of Metuchen to Enter into a Cooperative Pricing Agreement for Goods and Services |
|-----------|---|

September 19, 2016

- R2016-219 Resolution Refunding Sidewalk Escrow Fee #16-029 - 333 Central Avenue
- R2016-220 Authorizing the Transfer of 2015 CDBG Funds in the Amount of \$37,656.49 and Authorizing the Request of Said Funds from the County of Middlesex to be used for ADA Accessibility at Oakland Park of the Borough of Metuchen
- R2016-221 Resolution Authorizing Release of Street Opening Bond #2016-24 – 340 Amboy Avenue – John Burton Plumbing & Heating Inc
- R2016-222 Resolution Authorizing Release of Street Opening Bond #2016-25 – 498 Wakefield Drive – Mattco Plumbing & Heating LLC
- R2016-223 Resolution Authorizing Release of Street Opening Bond #2016-26 – 2 W. Walnut Street – Leonardo's Construction Services
- R2016-224 Resolution Authorizing Release of Street Opening Bond #2016-29 – 37 Upland Avenue – Water & Drain Management
- R2016-225 Resolution Authorizing Release of Street Opening Bond #2016-30 – 184 Highland Avenue – John Burton Plumbing & Heating Inc.
- R2016-226 Resolution Authorizing an Agreement for Engineering Services for Oakland Park Playground Design and Construction – Maser Consulting P.A.
- R2016-227 Resolution Requesting Review and Approval of an Amended Affordable Housing Trust Fund Spending Plan
- R2016-228 Resolution Establishing a Rental Rehabilitation Program and Adopting a Manual for the Program
- R2016-229 Resolution Ratifying the Appointment of Susan Jackson as the Registrar of Vital Statistics
- R2016-230 Resolution Authorizing the Sale/Disposition of Various Obsolete Personal Property No Longer Needed for Public Purposes

September 19, 2016

OTHER NEW BUSINESS – R2016-231

R2016-231

Resolution Authorizing the Payment of the Bill  
List in the amount of \$

ORDINANCE – INTRODUCTION

Ordinance 2016-23

An Ordinance to Amend the Code of the Borough  
of Metuchen, Chapter 185, Entitled Vehicles and  
Traffic, Section 185-12 – Parking Time Limited on  
Certain Streets

COMMENTS FROM THE PUBLIC ON NEW BUSINESS MATTERS ONLY

ADJOURNMENT

The Borough of Metuchen does not discriminate against persons with disabilities. Those individuals requiring auxiliary aids and services were necessary must notify the ADA Coordinator of the Borough of Metuchen at least seventy-two (72) hours in advance of the meeting or scheduled activity.

**ORDINANCE 2016-22**

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

**AN ORDINANCE ESTABLISHING A SCHEDULE OF CHARGES UNDER A SEWER USER ORDINANCE ADOPTED AUGUST 31, 1981**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Metuchen, that the following schedule of charges is hereby adopted in connection with the Sewer User Ordinance adopted August 31, 1981.

**SCHEDULE OF CHARGES**

| <u>Tax Exempt Users</u>                                   | <u>Rate</u>                | <u>Unit</u>                     |
|---|----------------------------|---------------------------------|
| Flow (including up to 162 mg/l of BOD and 226 mg/l of SS) | \$1.4278                   | per thousand gallons            |
| BOD in excess of 162 mg/l                                 | \$0.2955                   | per pound                       |
| Suspended solids in excess of 226 mg/l                    | \$0.3435                   | per pound                       |
| Chlorine demand   | none                       |                                 |
| Infiltration and Inflow Charge                            | \$0.0339                   | per \$100 of tax assessed value |
| <u>Industrial and Commercial</u>                          |                            |                                 |
| Flow (including up to 162 mg/l of BOD and 226 mg/l of SS) | \$1.4278                   | per thousand gallons            |
| BOD in excess of 162 mg/l                                 | \$0.2955                   | per pound                       |
| Suspended solids in excess of 226 mg/l                    | \$0.3435                   | per pound                       |
| Chlorine demand   | none                       |                                 |
| Infiltration and Inflow Charge                            | Included in property taxes |                                 |
| Tax Credit  | \$0.0668                   | per \$100 of tax assessed value |

The rates listed shall apply to the first quarter of 2015, beginning January 1, 2015 and for all quarters thereafter until amended.

Introduction:

Date of Publication:

| COUNCILMEMBER      | YES     | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|---------|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          | X       |    |    |    | MULDOON       | X   |                |    |    |
| GRAYZEL            | X       |    |    |    | RASMUSSEN     | X   |                |    |    |
| INSERRO            | X       |    |    |    | WALLACE       | X   |                |    |    |
| MOTION             | GRAYZEL |    |    |    | RASMUSSEN     |     |                |    |    |
| X – INDICATES VOTE |         |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 6, 2016

\_\_\_\_\_  
 Susan D. Jackson, RMC  
 Borough Clerk

Adopted:

Date of Publication:

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |
| MOTION             |     |    |    |    |               |     |                |    |    |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

\_\_\_\_\_  
 Susan D. Jackson, RMC  
 Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

\_\_\_\_\_  
 Susan D. Jackson, RMC  
 Borough Clerk

By: \_\_\_\_\_  
 Peter Cammarano  
 Mayor

**RESOLUTION 2016-218**

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

**RESOLUTION AUTHORIZING THE BOROUGH OF METUCHEN TO ENTER INTO  
A COOPERATIVE PRICING AGREEMENT FOR GOODS AND SERVICES**

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the National Joint Powers Alliance (NJPA), hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the provisions of goods and services; and

**WHEREAS**, on September 19, 2016 the governing body of the Borough of Metuchen, County of Middlesex, State of New Jersey duly considered participation in a Cooperative Pricing System for the provisions of goods and services.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Metuchen that the Borough does hereby authorize the agreement for Cooperative Pricing for the provisions of goods and services; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Council of the Borough of Metuchen authorize the Chief Financial Officer to sign the Cooperative Pricing Agreement with the Lead Agency as pursuant to the provisions of N.J.S.A. 40A:11-11(5).

**BE IT FURTHER RESOLVED**, the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

| COUNCILMEMBER      | YES | NO | NV | AB         | COUNCILMEMBER | YES            | NO | NV | AB |
|--------------------|-----|----|----|------------|---------------|----------------|----|----|----|
| LEIBFRIED          |     |    |    |            | MULDOON       |                |    |    |    |
| GRAYZEL            |     |    |    |            | RASMUSSEN     |                |    |    |    |
| INSERRO            |     |    |    |            | WALLACE       |                |    |    |    |
| MOTION             |     |    |    |            | SECOND        |                |    |    |    |
| X – INDICATES VOTE |     |    |    | AB- ABSENT |               | NV- NOT VOTING |    |    |    |

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-219**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-029  
333 CENTRAL AVENUE**

**WHEREAS**, PRAMODHA LLC posted \$283.50 for curb, apron and sidewalk escrow fees for 333 Central Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to PRAMODHA LLC,

**NOW, THEREFORE, BE IT RESOLVED**, that PRAMODHA LLC be refunded \$283.50 from the Sidewalk Inspection Escrow account.

| COUNCILMEMBER      | YES | NO | NV | AB         | COUNCILMEMBER | YES            | NO | NV | AB |
|--------------------|-----|----|----|------------|---------------|----------------|----|----|----|
| LEIBFRIED          |     |    |    |            | MULDOON       |                |    |    |    |
| GRAYZEL            |     |    |    |            | RASMUSSEN     |                |    |    |    |
| INSERRO            |     |    |    |            | WALLACE       |                |    |    |    |
| MOTION             |     |    |    |            | SECOND        |                |    |    |    |
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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-220**

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

**AUTHORIZING THE TRANSFER OF 2015 CDBG FUNDS IN THE AMOUNT OF \$37,656.49 AND AUTHORIZING THE REQUEST OF SAID FUNDS FROM THE COUNTY OF MIDDLESEX TO BE USED FOR ADA ACCESSIBILITY AT OAKLAND PARK OF THE BOROUGH OF METUCHEN**

**WHEREAS**, the County reports the following balance in the 2015 Community Development Block Grant program in the following amount:

CD1516 ..... \$37,656.49 Municipal Building

**WHEREAS**, this amount is surplus and is not needed for the original purpose; and

**WHEREAS**, funds are needed for ADA Accessibility at Oakland Park of the Borough of Metuchen.

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen, County of Middlesex, and State of New Jersey that it hereby approves the transfer of County grant funds in the amount of \$37,656.49 from CD1516 Municipal Building and hereby changes the use of purchase to ADA Accessibility at Oakland Park of the Borough of Metuchen and as such authorizes the request of said funds from the County of Middlesex.

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |

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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-221**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-24 – 340 AMBOY AVENUE – JOHN BURTON PLUMBING & HEATING  
INC.**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by John Burton Plumbing & Heating Inc. as the required Performance Guarantees for Street Opening Bond #2016-24 – 340 Amboy Avenue; 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: John Burton Plumbing & Heating Inc, 104 Norcross Avenue, Unit B, Metuchen New Jersey 08840 as recommended by the Director of Public Works.

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |
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\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-222**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-25 – 498 WAKEFIELD DRIVE – MATTCO PLUMBING & HEATING LLC**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Mattco Plumbing & Heating LLC as the required Performance Guarantees for Street Opening Bond #2016-25 – 498 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: Mattco Plumbing & Heating LLC, 160 Liberty Street, Unit 3B, Metuchen New Jersey 08840 as recommended by the Director of Public Works.

| COUNCILMEMBER      | YES | NO | NV | AB         | COUNCILMEMBER | YES            | NO | NV | AB |
|--------------------|-----|----|----|------------|---------------|----------------|----|----|----|
| LEIBFRIED          |     |    |    |            | MULDOON       |                |    |    |    |
| GRAYZEL            |     |    |    |            | RASMUSSEN     |                |    |    |    |
| INSERRO            |     |    |    |            | WALLACE       |                |    |    |    |
| MOTION             |     |    |    |            | SECOND        |                |    |    |    |
| X – INDICATES VOTE |     |    |    | AB- ABSENT |               | NV- NOT VOTING |    |    |    |

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\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-223**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-26 – 2 W. WALNUT STREET – LEONARDO’S CONSTRUCTION  
SERVICES**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Leonardo’s Construction Services as the required Performance Guarantees for Street Opening Bond #2016-26 – 2 W. Walnut Street; 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: Leonardo’s Construction Services, PO Box 995, Perth Amboy, New Jersey 08862 as recommended by the Director of Public Works.

| COUNCILMEMBER      | YES | NO         | NV | AB | COUNCILMEMBER  | YES | NO | NV | AB |
|--------------------|-----|------------|----|----|----------------|-----|----|----|----|
| LEIBFRIED          |     |            |    |    | MULDOON        |     |    |    |    |
| GRAYZEL            |     |            |    |    | RASMUSSEN      |     |    |    |    |
| INSERRO            |     |            |    |    | WALLACE        |     |    |    |    |
| MOTION             |     |            |    |    | SECOND         |     |    |    |    |
| X – INDICATES VOTE |     | AB- ABSENT |    |    | NV- NOT VOTING |     |    |    |    |

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\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-224**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-29 – 37 UPLAND AVENUE – WATER & DRAIN MANAGEMENT**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Water & Drain Management as the required Performance Guarantees for Street Opening Bond #2016-29 – 37 Upland Avenue; 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: Water & Drain Management, 98 Davidsons Mill Road, North Brunswick, New Jersey 08902 as recommended by the Director of Public Works.

| COUNCILMEMBER      | YES | NO | NV | AB         | COUNCILMEMBER | YES            | NO | NV | AB |
|--------------------|-----|----|----|------------|---------------|----------------|----|----|----|
| LEIBFRIED          |     |    |    |            | MULDOON       |                |    |    |    |
| GRAYZEL            |     |    |    |            | RASMUSSEN     |                |    |    |    |
| INSERRO            |     |    |    |            | WALLACE       |                |    |    |    |
| MOTION             |     |    |    |            | SECOND        |                |    |    |    |
| X – INDICATES VOTE |     |    |    | AB- ABSENT |               | NV- NOT VOTING |    |    |    |

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\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-225**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-30 – 184 HIGHLAND AVENUE – JOHN BURTON PLUMBING &  
HEATING INC.**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by John Burton Plumbing & Heating Inc. as the required Performance Guarantees for Street Opening Bond #2016-30 – 184 Highland Avenue; 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: John Burton Plumbing & Heating Inc, 104 Norcross Avenue, Unit B, Metuchen New Jersey 08840 as recommended by the Director of Public Works.

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |

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\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-226**

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

**RESOLUTION AUTHORIZING AN AGREEMENT FOR ENGINEERING SERVICES FOR OAKLAND PARK PLAYGROUND DESIGN AND CONSTRUCTION – MASER CONSULTING P.A.**

**WHEREAS**, there exists the need for consultant services for engineering services for Oakland Park Playground Design and Construction in the Borough of Metuchen during 2016; and

**WHEREAS**, the proposal was reviewed and evaluated by Borough Administrator; and

**WHEREAS**, it is the recommendation of the Borough Administrator that a contract for engineering service be awarded to Maser Consulting P.A., of Red Bank, New Jersey; and

**WHEREAS**, it is the desire of Borough Council to appoint Maser Consulting P.A., of Red Bank, New Jersey as the engineering services for Oakland Park Playground and Construction effective September 19, 2016; and

**WHEREAS**, the cost for the proposed services shall not exceed \$35,500.00 without further approval by the Borough Council; and

**WHEREAS**, funds for this purpose will be available in the 2016 Capital Funds as evidenced by the Chief Financial Officer's Certification; and

**WHEREAS**, this contract is awarded as a “non-fair and open contract” pursuant to and in accordance with the Local Unit Pay-to-Play Law.

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, by the Borough Council of the Borough of Metuchen that the Mayor is authorized to execute and the Borough Clerk to attest an agreement between the Borough of Metuchen and Maser Consulting, P.A., 331 Newman Springs Road, Suite 203, Red Bank, New Jersey, 07701 for engineering services for Oakland Park Playground Design and Construction.

| COUNCILMEMBER      | YES | NO | NV | AB         | COUNCILMEMBER | YES            | NO | NV | AB |
|--------------------|-----|----|----|------------|---------------|----------------|----|----|----|
| LEIBFRIED          |     |    |    |            | MULDOON       |                |    |    |    |
| GRAYZEL            |     |    |    |            | RASMUSSEN     |                |    |    |    |
| INSERRO            |     |    |    |            | WALLACE       |                |    |    |    |
| MOTION             |     |    |    |            | SECOND        |                |    |    |    |
| X – INDICATES VOTE |     |    |    | AB- ABSENT |               | NV- NOT VOTING |    |    |    |

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-227**

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

**RESOLUTION REQUESTING REVIEW AND APPROVAL OF AN AMENDED AFFORDABLE  
HOUSING TRUST FUND SPENDING PLAN**

**WHEREAS**, the Governing Body of Metuchen Borough, Middlesex County filed a Declaratory Judgment action in Superior Court on July 2, 2015 and received a Judgment of Compliance and Repose on August 29, 2016; and

**WHEREAS**, Metuchen Borough first received approval from COAH on September 21, 1998 of its development fee ordinance; and

**WHEREAS**, the development fee ordinance establishes an affordable housing trust fund that includes development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds, proceeds from the sale of affordable units; and

**WHEREAS**, a municipality with an affordable housing trust fund must now receive approval of an amended spending plan from the Superior Court prior to spending any of the funds in its housing trust fund; and

**WHEREAS**, N.J.A.C. 5:97-8.10 requires a spending plan to include the following:

1. A projection of revenues anticipated from imposing fees on development, based on pending, approved and anticipated developments and historic development activity;
2. A projection of revenues anticipated from other sources, including payments in lieu of constructing affordable units on sites zoned for affordable housing, funds from the sale of units with extinguished controls, proceeds from the sale of affordable units, rental income, repayments from affordable housing program loans, and interest earned;
3. A description of the administrative mechanism that the municipality will use to collect and distribute revenues;

4. A description of the anticipated use of all affordable housing trust funds pursuant to N.J.A.C. 5:97-8.7, 8.8, and 8.9;
5. A schedule for the expenditure of all affordable housing trust funds;
6. If applicable, a schedule for the creation of rehabilitation of housing units;
7. A pro-forma statement of the anticipated costs and revenues associated with the development if the municipality envisions supporting or sponsoring public sector or non-profit construction of housing; and
8. A plan to spend the trust fund balance within four years of the Court’s approval of the spending plan, or in accordance with an implantation schedule approved by the Court;
9. A plan to spend and/or contractually commit all development fees and any payments in lieu of construction within four years of the end of the calendar year in which funds are collected;
10. The manner through which the municipality will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan and
11. A description of the anticipated use of excess affordable housing trust funds, in the event more funds than anticipated are collected, or projected funds exceed the amount necessary for satisfying the municipal affordable housing obligation.

**WHEREAS**, Metuchen Borough has updated its spending plan consistent with N.J.A.C. 5:97-8.10 and P.L. 2008, c46.

**NOW THEREFORE BE IT RESOLVED** that the Governing Body of Metuchen Borough, Middlesex County requests that the Court review and approve Metuchen’s updated spending plan.

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-228**

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

**RESOLUTION ESTABLISHING A RENTAL REHABILITATION PROGRAM AND  
ADOPTING A MANUAL FOR THE PROGRAM**

**WHEREAS**, a component of the Borough of Metuchen's Fair Share Plan involves the collection of affordable housing development fees in order to create a dedicated revenue source for the Borough to implement its Fair Share Plan and Spending Plan; and

**WHEREAS**, the Council on Affordable Housing (COAH) initially approved the Borough's Affordable Housing Development Fee Ordinance on September 21, 1998 and the Borough will utilize the funds collected through said Ordinance to implement its Fair Share Plan and Spending Plan; and

**WHEREAS**, the Borough has an approved, amended Spending Plan and the approved spending plan involves mechanisms for the Borough to meet its fair share obligation for affordable housing; and

**WHEREAS**, N.J.A.C. 5:97-6.2 (b) 6 states that if a municipality participates in a County rehabilitation program that is solely for owner-occupied units, the municipality shall establish a rehabilitation program for rental units; and

**WHEREAS**, the rules and regulations of COAH require a Resolution to establish a Rental Rehabilitation Program and Metuchen now desires to establish such a program and to adopt the attached Rental Rehabilitation Manual which has been prepared in accordance with the applicable regulations.

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

1. The Borough Council hereby approves, authorizes and establishes a Rental Rehabilitation Program pursuant to N.J.A.C. 5:97-6.2; and
2. The Borough Council hereby approves and adopts the attached Manual for Rental Rehabilitation which has been prepared in accordance with COAH and the Uniform Housing Affordability Controls (UHAC) regulations.

| COUNCILMEMBER      | YES | NO | NV | AB         | COUNCILMEMBER | YES | NO             | NV | AB |  |
|--------------------|-----|----|----|------------|---------------|-----|----------------|----|----|--|
| LEIBFRIED          |     |    |    |            | MULDOON       |     |                |    |    |  |
| GRAYZEL            |     |    |    |            | RASMUSSEN     |     |                |    |    |  |
| INSERRO            |     |    |    |            | WALLACE       |     |                |    |    |  |
| MOTION             |     |    |    |            | SECOND        |     |                |    |    |  |
| X – INDICATES VOTE |     |    |    | AB- ABSENT |               |     | NV- NOT VOTING |    |    |  |

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-229**

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

**RESOLUTION RATIFYING THE APPOINTMENT OF SUSAN JACKSON AS  
THE REGISTRAR OF VITAL STATISTICS**

**WHEREAS**, pursuant to § 23-4 of the Code of the Borough of Metuchen, the Borough Board of Health appointed Susan Jackson the Borough Municipal Clerk as the Registrar of Vital Statistics effective June 1, 2016 at its August 16, 2016 meeting; and

**WHEREAS**, pursuant to the Borough’s Salary Ordinance and Resolution 2016-198, the salary for the Registrar is set at \$10,000 per year.

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Borough of Metuchen that it hereby ratifies the appointment of Susan Jackson, Borough Municipal Clerk as the Registrar of Vital Statistics for the Borough of Metuchen effective June 1, 2016 at a salary of \$10,000.00 per year to be prorated from the June 1, 2106 effective date forward.

**BE IT FURTHER RESOLVED**, that a duly executed copy of this resolution be filed in the office of the Borough Clerk.

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk



**RESOLUTION 2016-230**

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

**RESOLUTION AUTHORIZING THE SALE/DISPOSITION OF VARIOUS  
OBSOLETE PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC  
PURPOSES**

**WHEREAS**, METV is the Borough of Metuchen's municipal access television station. dedicated to meeting the community's interests in government affairs, the arts, education, community events, and a diverse mix of informational programs, which airs council and board of education meetings as well as operates a bulletin board which provides residents with information about events, meetings, and public notices of interest to the community.

**WHEREAS**, over the course of its existence the Borough of Metuchen has provided funding and purchased equipment for the METV's operations; and

**WHEREAS**, the Borough of Metuchen has purchased and is in possession of the following equipment ("Equipment" or "Personal Property"):

- 4 Panasonic SD Cameras
- 4 PTZ mounting assemblies
- 1 Panasonic Remote Control unit
- 2 Middle Atlantic 19" equipment racks w/fans and table top
- 4 Sony SD Cameras w/Black & White studio package and case
- 4 Sony Camera Control Units
- 4 Mathews Tripod w/cases
- 3 Middle Atlantic 19" equipment racks w/fans and table top
- Assorted connection cables

**WHEREAS**, the Video Coordinator of METV of Borough of Metuchen advised that the aforementioned equipment is no longer in service, outdated and has no resale value. However, while the equipment quality is below current operating standards it may benefit another municipality that is seeking to start a municipal access television station; and

**WHEREAS**, the Borough of Metuchen has determined that the Personal Property is no longer needed for public purposes due to its age and condition and is of no practical use or value to the Borough; and

**WHEREAS**, the Borough of Metuchen has received requests from the Borough of Oradell, and the Township of West Milford requesting the disposal/donation of the Equipment that is no longer needed for public purposes to each of the Municipalities; and

**WHEREAS**, N.J.S.A. 40A:11-36(2) provides that such Personal Property may be sold or disposed of to another governmental unit in the United States by private sale; and

**WHEREAS**, in exchange for transfer of the Equipment, a municipality shall agree to assume all obligations and/or costs associated with the transportation from the Borough of Metuchen and to accept the personal property in an “AS IS” condition and to indemnify and hold harmless the Borough of Metuchen for all costs and damages resulting from the donation and/or use of the Personal Property; and

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Borough of Metuchen that it hereby declares that the following equipment

- 4 Panasonic SD Cameras
- 4 PTZ mounting assemblies
- 1 Panasonic Remote Control unit
- 2 Middle Atlantic 19” equipment racks w/fans and table top
- 4 Sony SD Cameras w/Black & White studio package and case
- 4 Sony Camera Control Units
- 4 Mathews Tripod w/cases
- 3 Middle Atlantic 19” equipment racks w/fans and table top
- Assorted connection cables

is obsolete and has no resale value and is no longer needed for public purposes and authorizes the Borough Administrator and/or her designee to transfer/donate the following to the Borough of Oradell

- 4 Sony SD Cameras w/Black & White studio package and case
- 4 Sony Camera Control Units
- 4 Mathews Tripod w/cases
- 3 Middle Atlantic 19” equipment racks w/fans and table top
- Assorted connection cables

and to transfer/donate the following to the Township of West Milford; and

- 4 Panasonic SD Cameras
- 4 PTZ mounting assemblies
- 1 Panasonic Remote Control unit
- 2 Middle Atlantic 19” equipment racks w/fans and table top

**BE IT FURTHER RESOLVED**, that the aforementioned disposition of the Equipment shall be conditioned upon and in exchange for their assumption of all obligations and/or costs associated with the transportation from the Borough of Metuchen and to accept the Equipment in an “AS IS” condition and to indemnify and hold harmless the Borough of Metuchen for all costs and damages resulting from the donation and/or use of the Equipment; and

**BE IT FURTHER RESOLVED**, that a duly executed copy of this resolution be filed in the office of the City Clerk.

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-231**

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

**RESOLUTION AUTHORIZING THE PAYMENT OF THE BILL LIST**

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

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

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Rebecca Cuthbert, CFO

| COUNCILMEMBER      | YES | NO         | NV | AB | COUNCILMEMBER  | YES | NO | NV | AB |
|--------------------|-----|------------|----|----|----------------|-----|----|----|----|
| LEIBFRIED          |     |            |    |    | MULDOON        |     |    |    |    |
| GRAYZEL            |     |            |    |    | RASMUSSEN      |     |    |    |    |
| INSERRO            |     |            |    |    | WALLACE        |     |    |    |    |
| MOTION             |     |            |    |    | SECOND         |     |    |    |    |
| X – INDICATES VOTE |     | AB- ABSENT |    |    | NV- NOT VOTING |     |    |    |    |

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

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Susan D. Jackson, RMC  
Borough Clerk

**ORDINANCE 2016-23**

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 185, ENTITLED VEHICLES AND TRAFFIC, SECTION 185-12 – PARKING TIME LIMITED ON CERTAIN STREETS**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Metuchen that the Police Department Code of the Borough of Metuchen be amended as follows:

SECTION 1. Chapter 185 of the Code of the Borough of Metuchen is hereby amended to add the following to Section 185-12. Parking Time Limited on Certain Streets:

| <u>Street</u> | <u>Side</u> | <u>Location</u> |
|---------------|-------------|-----------------|
| Grant Court   | Both        | Entire Length   |

SECTION 2. This ordinance shall take effect upon publication after final passage in accordance with law.

Introduction:

Date of Publication:

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |  |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|--|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |  |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |  |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |  |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |  |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |  |

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 19, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

Adopted:

Date of Publication:

| COUNCILMEMBER      | YES | NO | NV | AB | COUNCILMEMBER | YES | NO             | NV | AB |  |
|--------------------|-----|----|----|----|---------------|-----|----------------|----|----|--|
| LEIBFRIED          |     |    |    |    | MULDOON       |     |                |    |    |  |
| GRAYZEL            |     |    |    |    | RASMUSSEN     |     |                |    |    |  |
| INSERRO            |     |    |    |    | WALLACE       |     |                |    |    |  |
| MOTION             |     |    |    |    | SECOND        |     |                |    |    |  |
| X – INDICATES VOTE |     |    |    |    | AB- ABSENT    |     | NV- NOT VOTING |    |    |  |

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 4, 2016

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Susan D. Jackson, RMC  
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

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Susan D. Jackson, RMC  
Borough Clerk

By: \_\_\_\_\_  
Peter Cammarano  
Mayor