

**BOROUGH OF METUCHEN COUNCIL AGENDA**  
**REGULAR MEETING SEPTEMBER 6, 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 August 15, 2016

**PUBLIC COMMENT**

**ORDINANCE – PUBLIC HEARING**

Ordinance 2016-21	An Ordinance Amending and Supplementing Ordinance No. 92-25 Establishing Salary Ranges
-------------------	---

**COMMUNICATIONS CONSENT AGENDA – ITEM A - F**

- A. Receive and Accept Metuchen Area Chamber of Commerce 2017 Street Fair for Sunday, May 21, 2017 from 11 AM to 5 PM
- B. Receive and Accept Metuchen Board of Health Meeting Minutes of May 6, 2015
- C. Receive and Accept Metuchen Accessibility Commission Meeting Minutes of June 22, 2016
- D. Receive and Accept Jingle Bell Arthritis Foundation Run on Sunday, December 4, 2016 from 9AM to 11AM
- E. Receive and Accept Block Party/Street Closing Request for Carson Avenue from Amboy Ave to Woodbridge Ave on Saturday, September 17, 2016 starting at 2:00 pm.
- F. Receive and Accept Block Party/Street Closing Request for Edith Avenue on Saturday, October 8, 2016 (rain date: Sunday, October 9, 2016) from 11:00 am to 8:00 pm.

**OTHER COMMUNICATIONS**

**REPORTS OF COUNCILMEMBERS**

**REPORTS OF OFFICERS**

**REPORT OF THE MAYOR**

NEW BUSINESS CONSENT AGENDA – R2016-198 through R2016-215

- R2016-198 Resolution Amending Certain Salaries
- R2016-199 Resolution in Support of New Jersey Department of Transportation Replacement of the Grove Avenue Overpass Bridge over the Conrail Line in the Borough of Metuchen
- R2016-200 Resolution Refunding Sidewalk Escrow Fee #16-005 - 33 Homer Place
- R2016-201 Resolution Refunding Sidewalk Escrow Fee #16-026 - 57 Jonesdale Avenue
- R2016-202 Resolution Refunding Sidewalk Escrow Fee #16-027 - 54 Concord Avenue
- R2016-203 Resolution Refunding Sidewalk Escrow Fee #16-028 - 130 Whitman Avenue
- R2016-204 Resolution Amending R2016-132 – Resolution Authorizing Refunding Sidewalk Escrow Fee #16-007 - 4 Talmadge Avenue
- R2016-205 Resolution Authorizing Refund of Previously Cancelled Taxes
- R2016-206 Resolution Authorizing Bond Anticipation Notes in the Sum of \$2,412,850 Authorized by Two Bond Ordinances Heretofore Adopted to Finance Various Improvements in, by and for the Borough of Metuchen, County of Middlesex, New Jersey, and Providing for Other Details of Said Issue
- R2016-207 Resolution Authorizing Refund of Police Outside Overtime Escrow Balance
- R2016-208 Resolution Requesting Approval of Items of Revenue and Appropriation NJS 40A:4-87
- R2016-209 Resolution Requesting Approval of Items of Revenue and Appropriation NJS 40A:4-87
- R2016-210 Resolution to Increase 2015 Taxes – State

- R2016-211 Resolution to Transfer 2016 Taxes for Parcels  
Renumbered or Renamed
- R2016-212 Resolution Authorizing Refund of Escrow Balance
- R2016-213 Resolution Authorizing Refund of Previously  
Cancelled Taxes
- R2016-214 Transfer of Tax Payments of Subdivided Parcels
- R2016-215 Resolution Authorizing the Execution and Entry  
into an Amendment to the Developer's Agreement  
between the District at Metuchen, LLC And  
Bluestone 31st Street, LLC, as Tenants in Common,  
and the District at Metuchen II, LLC and the  
Borough of Metuchen Dated September 21, 2015

OTHER NEW BUSINESS – R2016-216

- R2016-216 Resolution Authorizing the Payment of the Bill  
List in the amount of \$

ORDINANCE – INTRODUCTION

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

APPOINTMENTS –

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 2016-21**

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

**AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO. 92-25  
ESTABLISHING SALARY RANGES.**

**[STATEMENT OF PURPOSE: TO AMEND THE MINIMUM AND MAXIMUM WAGE  
RANGES FOR CERTAIN BOROUGH EMPLOYEES]**

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Metuchen that Ordinance No. 92-25 as amended and supplemented be further amended as follows:

1. Section I, Group II is hereby amended by deleting the existing minimum and maximum salary ranges and titles and replacing them with the following:

<b><u>POSITION</u></b>	<b><u>MINIMUM</u></b>	<b><u>MAXIMUM</u></b>	<b><u>PER</u></b>
Construction Official	\$ 50.00\$	110.00	day
Plumbing Subcode Official	\$ 30.00\$	50.00	day
Plumbing Inspector	\$ 90.00\$	120.00	day
Electrical Subcode Official	\$ 30.00\$	50.00	day
Electrical Inspector	\$ 90.00\$	120.00	day
Fire Subcode Official	\$ 28.00\$	48.00	day
Fire Inspector	\$ 86.00\$	114.00	day
Bulding Subcode Official	\$ 30.00\$	50.00	day
Building Inspector	\$ 90.00\$	120.00	day
Alternate Subcode Officials	\$ 28.00\$	50.00	day
Alternate Inspectors	\$ 86.00\$	120.00	day

2. Additional compensation by way of holiday pay, longevity, overtime, sick days, personal days, insurance benefits for full time employees not covered in collective bargaining agreements are fully set forth in the Personnel Resolution and amendments thereto previously adopted by the Borough Council and are hereby incorporated in this Ordinance.

Section 6 –

3. No officer or employee shall be paid at a base rate which is above the maximum rate for any salary range in any of the aforementioned groups. Unless otherwise provided for all new employees or newly promoted employees shall be paid at the minimum rate of the salary range for the position to which they are hired. However, the Borough Administrator may hire a prospective employee who possesses qualifications that are greater than the minimum qualifications for the position at a rate above the minimum rate, but in no case shall a new employee be hired at a rate which is greater than that of a current employee in the same group.

4. If any portion of this ordinance is in conflict with any portion of a collective bargaining agreement, then the collective bargaining agreement shall take precedence.

5. All ordinances and parts of ordinances inconsistent with the provisions of this Ordinance

are hereby repealed.

6. This ordinance shall take effect after its publication according to law and the amendments contained herein shall be retroactive to January 1, 2016.

Introduction: August 15, 2016

Date of Publication: August 18, 2016

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 August 15, 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 6, 2016

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

ATTEST:

BOROUGH OF METUCHEN

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

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

**RESOLUTION 2016-198**

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

**RESOLUTION AMENDING CERTAIN SALARIES**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Metuchen that the pay of each officer and employee whose pay range is established under Ordinance 92-25 and amendments thereto and who is not covered by a collective bargaining agreement is hereby set for the calendar year commencing January 1, 2016 as follows:

**GROUP I - LIBRARY PERSONNEL**-Salary adjustment and increase per Library Board

**GROUP II - PART TIME OFFICERS AND EMPLOYEES**

A.	Councilmembers	\$ 1,200/yr.
	Mayor	\$ 2,000/yr.
	Library Personnel	Per Library Board
	Municipal Judge	\$25,000/yr
	Public Defender	\$15,000/yr
	Registrar	\$10,000/yr
	Deputy Registrar	\$ 4,000/yr
	Municipal Alliance Coordinator	\$ 5,000/yr.
	C-3 Sanitary Sewer Collection System Operator	\$ 6,000/yr
	Office of Emergency Management Coordinator	\$ 6,000/yr

**B. 2.0% increase on 2015 base salary:**

Video Coordinator	Fire Subcode Official
Asst. Video Coordinator	Fire Inspectors
Bus Drivers	Building Subcode Official
Part-Time Clerk and Secretaries	Building Inspector
Construction Official	Alternate Subcode Official
Plumbing Subcode Official	Alternate Inspectors
Plumbing Inspector	Janitors, Firehouse
Electrical Subcode Official	School Crossing Guards
Electrical Inspector	Zoning Officer - (2016 Base Adjustment with 2% Increase)
Fire Department/Fire Prevention Secretary	Fire Official

**GROUP III - RECREATIONAL SEASONAL EMPLOYEES**

Starting rate at \$6.60 plus \$0.25 per hour increase for all returning hourly employees that are not at the maximum for the range plus \$25.00 per week increase for weekly returning

employees that are not at the maximum for the range except as follow:

Cooking Program Director	\$ 40.00/hr
Tennis Director	\$ 75.00/hr
Tennis Instructor	\$ 10.00/hr
Drama Director	\$ 50.00/hr
Art Director	\$ 50.00/hr
Soccer Camp Director	\$750.00/week
Soccer Counselor (1 <sup>ST</sup> Year)	\$150.00/week
Soccer Trainer (1st Year)	\$350.00/week
Track Camp Director	\$750.00/week
Track Advisor	\$500.00/week
Track Specialist	\$300.00/week
Basketball Director	\$600.00/week
Recreation Assistant	\$ 8.00/hr
Recreation Specialist	\$ 10.00/hr
Field Hockey Director	\$ 30.00/hr
Field Hockey Coach	\$ 20.00/hr
Field Hockey Referees	\$ 10.00/hr

---

#### **GROUP IV - SEASONAL EMPLOYEES/POOL**

Pool Manager	\$9,700.00
Assistant Managers (experienced – 3 <sup>rd</sup> year and up)	\$8,000.00/season
Assistant Manager	\$7,100.00/season
Aquatics Director	\$3,000.00
Head Swim Team Coach*	\$2,200.00/season
Assistant Swim Team Coach	\$1,000.00/season
Swim Team Assistant	\$ 750.00/season
Lifeguard (1st year)	\$ 7.25/hr.
Lifeguard (2nd & 3 <sup>rd</sup> year)	\$ 8.00/hr.
Lifeguard (4th & 5 <sup>th</sup> year)	\$ 8.75/hr.
Senior Lifeguard	\$ 9.25/hr.
Head Lifeguard (1 <sup>st</sup> & 2 <sup>nd</sup> year)	\$ 10.25/hr
Head Lifeguard (3 <sup>rd</sup> year and up)	\$ 10.75/hr.
Head Diving Coach	\$1,500.00/season
Assistant Diving Coach	\$1,100.00/season
Activities Director	\$1,500.00/season
Swim Instructor (first year)	\$ 6.75/hr
Swim Instructor (2 <sup>nd</sup> & 3 <sup>rd</sup> year)	\$ 7.00/hr
Swim Instructor (4 <sup>th</sup> year & up)	\$ 7.50/hr
Head Maintenance	\$ 9.00/hr
Maintenance, Laborer (first year)	\$ 6.25/hr
Maintenance, Laborer (2 <sup>nd</sup> & 3 <sup>rd</sup> )	\$ 6.50/hr

Maintenance, Laborer (4 years & up)	\$ 7.00/hr
Gate Attendants (1 <sup>st</sup> year)	\$ 6.00/hr.
Gate Attendants (2 <sup>nd</sup> and 3 <sup>rd</sup> years)	\$ 6.25 /hr
Gate Attendants (4 <sup>th</sup> year & up)	\$ 7.00 /hr
Head Gate Attendant (1 <sup>st</sup> and 2 <sup>nd</sup> year)	\$ 8.00/hr.
Head Gate Attendant (3 <sup>rd</sup> year and up)	\$ 8.25/hr.

\*position not filled when Aquatics Director position is filled and acts as Head Coach

**GROUP V – FULL TIME OFFICERS AND EMPLOYEES**

2.0% increase on 2015 base salary:

- Administrative Secretary
- Administrative Officer
- Borough Clerk, Court Administrator
- Recreation Director, Tax Assessor, Senior Citizens Director
- DPW Superintendent
- Chief Financial Officer/Tax Collector, Public Works Director
- Borough Administrator

**BE IT FURTHER RESOLVED**, that no officer or employee shall be paid at a rate which is above the maximum rate for any salary range in any of the aforementioned groups; and

**BE IT FURTHER RESOLVED** that unless otherwise provided for all new employees or newly promoted employees shall be paid at the minimum rate of the salary range for the position to which they are hired. However, the Borough Administrator may hire a prospective employee who possesses qualifications for the position at a rate above the minimum rate, but in no case shall a new employee be hired at a rate which is greater than that of a current employee in the same range.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-199**

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

**RESOLUTION IN SUPPORT OF NEW JERSEY DEPARTMENT OF  
TRANSPORTATION REPLACEMENT OF THE GROVE AVENUE OVERPASS  
BRIDGE OVER THE CSX LINE IN THE BOROUGH OF METUCHEN**

**WHEREAS**, the New Jersey Department of Transportation has proposed the replacement of the structurally deficient Grove Avenue Bridge over the Conrail Line in the Borough of Metuchen; and

**WHEREAS**, the NJDOT has proposed to replace the current bridge with a high level fixed structure, and, during construction, all lanes and sidewalk will be closed for approximately two months to traffic and pedestrians during actual bridge replacement and then one lane to be open thereafter until construction has been completed.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Metuchen Council that the plans for bridge replacement and all lanes and sidewalk will be closed for approximately two months to traffic and pedestrians during actual bridge replacement and then one lane to be open during construction are hereby approve.

**BE IT FURTHER RESOLVED** that a certified copy of the within Resolution shall be forwarded to Robert Verner, NJDOT, PO Box 600, Trenton, NJ 08625-0600; Raymond Tomczak, NJDOT, PO Box 600, Trenton, NJ 08625-0600; the Borough of Metuchen Administrator, Metuchen Borough Engineer, Borough of Metuchen Chief of Police and Metuchen Superintendent 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		

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-200**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-005  
33 HOMER PLACE**

**WHEREAS**, LoChiatto Paving & Masonry Inc. posted \$250.00 for curb and apron escrow fees at 33 Homer Place; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to LoChiatto Paving & Masonry Inc.,

**NOW, THEREFORE, BE IT RESOLVED**, that LoChiatto Paving & Masonry Inc. be refunded \$250.00 from the Sidewalk Inspection Escrow account.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-201**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-026  
57 JONESDALE AVENUE**

**WHEREAS**, Mitali Wagh posted \$438.00 for curb, apron and sidewalk escrow fees at 57 Jonesdale Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Mitali Wagh,

**NOW, THEREFORE, BE IT RESOLVED**, that Mitali Wagh be refunded \$438.00 from the Sidewalk Inspection Escrow account.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk



**RESOLUTION 2016-202**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-027  
54 CONCORD AVENUE**

**WHEREAS**, LoChiatto Paving & Masonry Inc. posted \$266.00 for apron and sidewalk escrow fees at 54 Concord Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to LoChiatto Paving & Masonry Inc.,

**NOW, THEREFORE, BE IT RESOLVED**, that LoChiatto Paving & Masonry Inc. be refunded \$266.00 from the Sidewalk Inspection Escrow account.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-203**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-028  
130 WHITMAN AVENUE**

**WHEREAS**, Metuchen Assembly of God posted \$400.00 for sidewalk escrow fees for 130 Whitman Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Metuchen Assembly of God,

**NOW, THEREFORE, BE IT RESOLVED**, that Metuchen Assembly of God be refunded \$400.00 from the Sidewalk Inspection Escrow account.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-204**

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

**RESOLUTION AMENDING R2016-132 REFUNDING SIDEWALK ESCROW FEE #16-007 4 TALMADGE AVENUE**

**WHEREAS**, American Residential Services, LLC posted 24.00 for sidewalk escrow fees at 4 Talmadge Avenue; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that American Residential Services, LLC be refunded \$24.00 from the Sidewalk Inspection Escrow account.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-205**

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

**RESOLUTION AUTHORIZING REFUND OF PREVIOUSLY CANCELLED TAXES**

**WHEREAS**, the following has made an overpayment of taxes that has been previously cancelled by the Borough,

**WHEREAS**, proper documentation has been filed with the Collector of Taxes so that the following amount(s) can be released:

Name	Block/Lot	Address	Amount		Year
Rosenblum, Joshua	189/26	62 Peltier Ave	2,096.79	Duplicate payment previously cancelled (Refund to previous owner)	4 <sup>th</sup> qtr 2012

**NOW, THEREFORE, BE IT RESOLVED**, that the above listed property owner or agent be refunded \$2,096.79 in previously cancelled taxes.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-206**

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

**RESOLUTION AUTHORIZING BOND ANTICIPATION NOTES IN THE SUM OF \$2,412,850 AUTHORIZED BY TWO BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE VARIOUS IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF METUCHEN, COUNTY OF MIDDLESEX, NEW JERSEY, 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 adopted bond ordinances numbered 2016-16 and 1016-17 authorizing bonds to finance part of the costs of the construction and acquisition of various improvements in, by and for the Borough (collectively, the "Ordinances"); and

WHEREAS, the Borough has not previously funded all of the bonds and bond anticipation notes authorized to be issued pursuant to the Ordinances and it is desirable to issue bond anticipation notes pursuant to the Ordinances in accordance with the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey (the "Local Bond Law"); and

WHEREAS, it is advisable and in the best interests of the Borough, for the purpose of the orderly marketing of said notes and for other financial reasons, to combine the notes authorized under the Ordinances into one issue in an aggregate principal amount of not more than \$2,412,850 (collectively, the "Notes") pursuant to the Local Bond Law; 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 Notes shall be issued as one issue and at such time as shall be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer") 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 Notes shall be entitled "Bond Anticipation Notes, Series 2016A" or any other designation determined by the Chief Financial Officer.

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

SECTION 5. That the Chief Financial Officer be and she is hereby 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 6. That the Notes are hereby designated as “Qualified Tax-Exempt Obligations” for purposes of Section 265(b)(3) of the Code. The Chief Financial Officer be and she is hereby authorized and directed to satisfy any reporting requirements made necessary by any Federal rules and regulations with respect to such designation of the Notes.

SECTION 7. That the Borough hereby covenants to comply with the provisions of the Internal Revenue Code of 1986, as amended (the “Code”) applicable to the Notes and covenants not to take any action or to fail to take any action which would cause the interest on the Notes to lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code. Further, the Borough will take all actions within its power that are necessary to assure that interest on the Notes does not lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code.

SECTION 8. 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 9. That the Mayor of the Borough, the Chief Financial Officer and the Clerk of the Borough are hereby authorized to execute all documents necessary for the sale and delivery of the Notes.

SECTION 10. That all actions, if any, taken by the Chief Financial Officer, the financial advisor to the Borough and bond counsel to the Borough prior to the date of adoption of this Resolution in connection with the issuance of the Notes are hereby ratified in all respects.

SECTION 11. That this resolution shall take effect immediately.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

No. 2016A-\_\_

CUSIP \_\_\_\_\_

UNITED STATES OF AMERICA

STATE OF NEW JERSEY

BOROUGH OF METUCHEN  
in the County of Middlesex, New Jersey

BOND ANTICIPATION NOTE, SERIES 2016A

The BOROUGH OF METUCHEN, a municipal corporation of the State of New Jersey (the “Borough”), for value received promises to pay to [Cede & Co., as nominee of the Depository Trust Company] in lawful money of the United States of America, the sum of \_\_\_\_\_ DOLLARS (\$\_\_\_\_\_) together with interest thereon from the date hereof at the rate of \_\_\_\_\_ per centum (\_\_\_\_%) per annum, on \_\_\_\_\_, 2017, upon presentation and surrender of this Note at the office of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_.

This Note is transferable by delivery, unless registered otherwise than to bearer. At the request of the holder, this Note will be registered in his name on the books of the Borough for the series of Notes of which this is a part (the “Notes”) kept for that purpose in the office of its Chief Financial Officer, such registration to be noted on the back of this Note, and thereafter until registered transfer to bearer, no transfer of this Note shall be valid unless made on the registration books for the Notes and similarly noted hereon.

This Note is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey, ordinances of the Borough Council of the Borough in all respects duly adopted and published as required by law and a resolution adopted by the Borough Council of the Borough. This Note is a Bond Anticipation Note, Series 2016A and is issued in anticipation of the issuance of bonds of the Borough. The Notes are intended to be treated as “Qualified Tax-exempt Obligations” for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (relating to an exception to the disallowance of interest expense of certain financial institutions allocable to tax-exempt interest). This Note is issued for a period not exceeding one year, and may be renewed from time to time for additional periods, not exceeding one year.

The full faith and credit of the Borough are hereby irrevocably pledged for the punctual payment of the principal of and interest on this Note according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or upon the issuance of this Note, exist, have happened and have been

performed and that the amount and terms of this Note do not exceed any limitation imposed thereon by the Constitution or statutes of the State of New Jersey.

IN WITNESS WHEREOF, the BOROUGH OF METUCHEN, acting through its Borough Council, has caused this Note to be signed by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto affixed, this Note and the seal to be attested by the manual signature of the Borough Clerk of the Borough Council and this Note to be dated the \_\_\_ day of \_\_\_\_\_, 2016.

ATTEST:  
(SEAL)

BOROUGH OF METUCHEN

\_\_\_\_\_  
CLERK OF THE BOROUGH  
COUNCIL

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CHIEF FINANCIAL OFFICER

CERTIFICATE AS TO LEGAL OPINION

The undersigned Clerk of the Borough Council of the Borough HEREBY CERTIFIES that a true and correct copy of the original legal opinion of the law firm of McCarter & English, LLP, Newark, New Jersey as to the validity of the issue of notes of which the within note is one is available for inspection at the Office of the Chief Financial Officer of the Borough and a copy thereof may be obtained by the owner hereof upon request.

---

CLERK OF THE BOROUGH COUNCIL

REGISTRATION CERTIFICATE

It is hereby certified that the within note is registered as to principal and interest as follows:

Date of Registry	Name of Registered Holder	Registered by
------------------	---------------------------	---------------

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

**RESOLUTION 2016-207**

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

**RESOLUTION AUTHORIZING REFUND OF POLICE OUTSIDE OVERTIME ESCROW  
BALANCE**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen for the Chief Financial Officer/Tax Collector be instructed to refund, in the amounts indicated, the following police outside overtime escrow balance to the depositor:

<b>ESCROW ACCOUNT</b>	<b>AMOUNT</b>	<b>DEPOSITOR</b>
OT 097	390.00	Underground Services Inc.

Refund of funds held in escrow is refunded upon request of the depositor.

<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>	<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>	
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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-208**

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

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND  
APPROPRIATION NJS 40A:4-87 – PEDESTRIAN SAFETY GRANT**

**WHEREAS**, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Metuchen in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget in the year 2016 in the sum of \$5,000.00, which is now available from the State of New Jersey Department of Law and Traffic Safety for a Pedestrian Safety Grant in the amount of \$5,000.00, with a grant period of 7/1/16 to 5/31/17; and

**BE IT FURTHER RESOLVED**, that the like sum of \$5,000.00 is hereby appropriated under the caption State of New Jersey Department of Law and Traffic Safety for a Pedestrian Safety Grant; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from State of New Jersey Department of Law and Traffic Safety for a Pedestrian Safety Grant in the amount of \$5,000.00.

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 6, 2016

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

**RESOLUTION 2016-209**

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

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND  
APPROPRIATION NJS 40A:4-87 – 2016 COMMUNITIES TALK: TOWN HALL  
MEETING GRANT**

**WHEREAS**, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Metuchen in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget in the year 2016 in the sum of \$500.00, which is now available from Interagency Coordinating Committee for Prevention of Underage Drinking –SAMHSA as lead agency – 2016 Communities Talk: Town Hall Meeting-Municipal Alliance Grant,

**BE IT FURTHER RESOLVED**, that the like sum of \$500.00 is hereby appropriated under the caption Interagency Coordinating Committee for Prevention of Underage Drinking – SAMHSA as lead agency – 2016 Communities Talk: Town Hall Meeting Grant; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from Interagency Coordinating Committee for Prevention of Underage Drinking –SAMHSA as lead agency – 2016 Communities Talk: Town Hall Meeting-Municipal Alliance Grant in the amount of \$500.00.

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 6, 2016

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

**RESOLUTION 2016-210**

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

**RESOLUTION TO INCREASE 2015 TAXES – STATE TAX COURT APPEAL**

**WHEREAS**, a successful State Tax Court Appeal judgment was awarded to the Borough of Metuchen for Block 36, Lot 50, 11-61 Middlesex Avenue for 2015; and

**WHEREAS**, the assessed value for this parcel changed for 2015 by an increase in the assessed value by \$389,500; and

**WHEREAS**, the increase in taxes for the above referenced Block and Lot for 2015 is \$21,975.59.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen, that the Tax Collector be and is hereby authorized to increase the 2015 taxes on Block 36, Lot 50 in the amount of \$21,975.59 due to the successful State Tax Court Appeal for the year 2015, including amendments, and to forward notice to the owner of record of the increase in 2015 taxes in the amount of \$21,975.59 now due and payable to the Borough of Metuchen.

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-211**

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

**RESOLUTION TO TRANSFER 2016 TAXES FOR PARCELS RENUMBERED OR  
RENAMED**

**WHEREAS**, several parcels were affected by a numbering change to the Block and Lot numbers, causing the creation of new parcels, and

**WHEREAS**, the new parcels are billed in the third quarter 2016 for one-half year tax, and one-half year tax in the fourth quarter, and

**WHEREAS**, payments for quarters one and two on the affected parcels are credited to the original block and lot, and

**WHEREAS**, to properly account for taxes billed and paid, the following transfers of payments is requested from the Tax Collector,

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen, that the Tax Collector be and is hereby authorized to make transfer adjustments for 2016 tax payments on the following properties due to the renaming of Block and Lot numbers, in the amount of \$257,846.08.

Block/Lot/Qual	Address	Amount to Transfer	Quarter of Transfer
212/7.2	36 E Walnut Street	(5,359.91)	1/2016
212/7.2	36 E. Walnut Street	(5,359.89)	2/2016
212/7.02	36 E. Walnut Street	10,179.63	3/2016
212/7.02	36 E. Walnut Street	540.17	4/2016
206/25.1	28 Goodwill Place	(2,008.56)	1/2016
206/25.1	28 Goodwill Place	(2,008.55)	2/2016
206/25.01	28 Goodwill Place	4,017.11	3/2016
198/26.1	14 Rowland Place	(2,756.12)	1/2016
198/26.1	14 Rowland Place	(2,756.12)	2/2016
198/26.01	14 Rowland Place	5,512.24	4/2016
196/24	47 Hansen Ave	(3,187.73)	1/2016
196/24	47 Hansen Ave	(3,187.73)	2/2016
196/24.01	47 Hansen Ave	6,375.46	3/2016
160.1/45	57 Main Street	(1,837.89)	1/2016
160.1/45	57 Main Street	(1,837.88)	2/2016
160.1/45	57 Main Street	(6.62)	3/2016
160.01/45	57 Main Street	3,682.39	3/2016
160/23.4	15 Sheridan Ave	(3,352.76)	1/2016

160/23.4	15 Sheridan Ave	(3,352.76)	2/2016
160/23.04	15 Sheridan Ave	6,705.52	3/2016
160/23.3	95 Main Street	(3,819.64)	1/2016
160/23.3	95 Main Street	(3,819.63)	2/2016
160/23.03	95 Main Street	7,639.27	3/2016
154.7/10	30 Kelly Street	(5,077.80)	1/2016
154.7/10	30 Kelly Street	(5,077.80)	2/2016
154.07/10	30 Kelly Street	10,155.60	3/2016
154.6/68	238 Rose Street	(2,962.06)	1/2016
154.6/68	238 Rose Street	(2,962.04)	2/2016
154.06/68	238 Rose Street	5,924.10	3/2016
154.4/7	18 Poplar Street	(4,372.55)	1/2016
154.4/7	18 Poplar Street	(4,372.55)	2/2016
154.04/7	18 Poplar Street	8,602.50	3/2016
154.04/7	18 Poplar Street	142.60	4/2016
154.2/86.7	117 High Street	(4,268.18)	1/2016
154.2/86.7	117 High Street	(4,268.17)	2/2016
154.02/86.07	117 High Street	8,315.75	3/2016
154.02/86.07	117 High Street	220.60	4/2016
154.2/86.6	115 High Street	(4,358.45)	1/2016
154.2/86.6	115 High Street	(4,358.44)	2/2016
154.02/86.06	115 High Street	8,315.75	3/2016
154.02/86.06	115 High Street	401.14	4/2016
154.2/86.4	105 Lake Ave	(4,598.23)	1/2016
154.2/86.4	105 Lake Ave	(4,598.23)	2/2016
154.02/86.04	105 Lake Ave	7,885.63	3/2016
154.02/86.04	105 Lake Ave	1,310.83	4/2016
154.2/86.3	103 Lake Ave	(4,558.74)	1/2016
154.2/86.3	103 Lake Ave	(4,558.73)	2/2016
154.02/86.03	103 Lake Ave	8,029.00	3/2016
154.02/86.03	103 Lake Ave	1,088.47	4/2016
154.2/86.2	101 Lake Ave	(4,251.25)	1/2016
154.2/86.2	101 Lake Ave	(4,251.25)	2/2016
154.02/86.02	101 Lake Ave	7,742.25	3/2016
154.02/86.02	101 Lake Ave	760.25	4/2016
154.2/86.1	99 Lake Ave	(5,388.11)	1/2016
154.2/86.1	99 Lake Ave	(5,388.11)	2/2016
154.02/86.01	99 Lake Ave	10,776.22	4/2016
140/41.2	41 Newman Street	(1,946.49)	1/2016
140/41.2	41 Newman Street	(1,946.49)	2/2016
140/41.2	41 Newman Street	3,892.98	4/2016
124.2/5	4 Pleasant Place	(2,107.29)	1/2016
124.2/5	4 Pleasant Place	(2,107.29)	2/2016
124.02/5	4 Pleasant Place	4,157.88	3/2016
124.02/5	4 Pleasant Place	56.70	4/2016

124.2/1	2 Pleasant Place	(2,509.28)	1/2016
124.2/1	2 Pleasant Place	(2,509.28)	2/2016
124.2/1	2 Pleasant Place	4,731.38	3/2016
124.2/1	2 Pleasant Place	287.18	4/2016
117/54.1	470 Main Street	(7,832.51)	1/2016
117/54.1	470 Main Street	(7,832.51)	2/2016
117/54.01	470 Main Street	15,665.02	3/2016
91/1.3	515 Main Street	(9,908.77)	1/2016
91/1.3	515 Main Street	(9,908.76)	2/2016
91/1.03	515 Main Street	19,817.53	4/2016
54/28	136-140 Durham Ave	(2,397.85)	1/2016
54/28	136-140 Durham Ave	(2,397.85)	2/2016
54/30	136-140 Durham Ave	4,795.70	4/2016
37.1/4	364 Durham Ave	(2,128.45)	1/2016
37.1/4	364 Durham Ave	(2,128.45)	2/2016
37.01/4	364 Durham Ave	4,256.90	3/2016
37/12	260 Liberty Street	(17,337.87)	1/2016
37/12	260 Liberty Street	(17,337.86)	2/2016
37/12.01	260 Liberty Street	34,675.73	3/2016
37/11	250 Liberty Street	(20,593.30)	1/2016
37/11	250 Liberty Street	(20,593.30)	2/2016
37/11.01	250 Liberty Street	41,186.60	3/2016
	<b>TOTALS</b>	(257,846.08)	
	<b>TOTALS</b>	257,846.08	

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016- 212**

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

**RESOLUTION AUTHORIZING REFUND OF ESCROW BALANCE**

**WHEREAS**, the Planning Board Secretary has requested that the following escrow accounts be closed and the balance be refunded to the depositor,

**WHEREAS**, the Planning Board Secretary has contacted the Board Engineer, Planner and Attorney for authorization to release the funds and determine the project is closed,

**WHEREAS**, the Planning Board Secretary has provided a list to the Chief Finance Officer with a sign-off from the Board Professionals, that the following escrow projects are complete and can be closed, and that no further billing from the professionals for this project will be paid.

**BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen for the Chief Financial Officer/Tax Collector is instructed to refund, in the amount indicated, the following escrow balances to the depositor, as the project has been determined to be closed:

<b>ESCROW ACCOUNT</b>	<b>AMOUNT</b>	<b>DEPOSITOR</b>
14-1021 E	648.92	Total Renal Care Inc. 349 Lake Avenue
14-1021 I	227.50	Total Renal Care Inc. 349 Lake Avenue

<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>	<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>
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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-213**

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

**RESOLUTION AUTHORIZING REFUND OF PREVIOUSLY CANCELLED TAXES**

**WHEREAS**, the following has made an overpayment of taxes that has been previously cancelled by the Borough; and

**WHEREAS**, proper documentation has been filed with the Collector of Taxes so that the following amount(s) can be released:

Name	Block/Lot	Address	Amount		Year
Dovenmuehle Mortgage for Holly & Benny Fung	142/43	44 Rose Street	2,058.75	Duplicate payment previously cancelled (Refund to previous owner)	2 <sup>nd</sup> qtr 2015

**NOW, THEREFORE, BE IT RESOLVED**, that the above listed property owner or agent be refunded \$2,058.75 in previously cancelled taxes.

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 6, 2016.

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-214**

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

**RESOLUTION TO TRANSFER 2016 TAXES DUE TO PARCELS AFFECTED BY  
SUBDIVISION, LAND BOUNDARY CHANGES OR COMBINING PARCELS**

**WHEREAS**, several parcels were affected by subdivision, boundary changes or combining parcels where parcels are being created or eliminated; and

**WHEREAS**, the new parcels are billed in the third quarter 2016 for one-half year tax, and one-half year tax in the fourth quarter; and

**WHEREAS**, payments for quarters one and two on the affected parcels are credited to the original block and lot; and

**WHEREAS**, to properly account for taxes billed and paid, the following transfers of payments is requested from the Tax Collector.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen, that the Tax Collector be and is hereby authorized to make transfer adjustments for 2016 tax payments on the following properties due to subdivision, boundary changes or combining parcels where parcels are being created or eliminated, in the amount of \$204,201.72.

Block/Lot/Qual	Address	Owner	Amount to Transfer	Quarter of Transfer
112/1.3	346 Lake Ave	Jojo Auto LLC	(5,359.90)	1/2016
112/1.3	346 Lake Ave	Jojo Auto LLC	(5,359.90)	2/2016
112/2	Middlesex Ave	Jojo Auto LLC	(1,706.71)	1/2016
112/2	Middlesex Ave	Jojo Auto LLC	(1,706.70)	2/2016
112/1.03	346 Lake Ave	Jojo Auto LLC	13,477.25	3/2016
112/1.03	346 Lake Ave	Jojo Auto LLC	655.96	4/2016
110/30.1	663 Middlesex Ave	District at Metuchen	(513.43)	1/2016
110/30.1	663 Middlesex Ave	District at Metuchen	(513.43)	2/2016
110/30.2	665 Middlesex Ave	District at Metuchen	(479.57)	1/2016
110/30.2	665 Middlesex Ave	District at Metuchen	(479.57)	2/2016
110/30.3	667 Middlesex Ave	District at Metuchen	(433.03)	1/2016
110/30.3	667 Middlesex Ave	District at Metuchen	(433.02)	2/2016
110/30.4	669 Middlesex Ave	District at Metuchen	(332.88)	1/2016

110/30.4	669 Middlesex Ave	District at Metuchen	(332.88)	2/2016
110/34	3 Central Ave	District at Metuchen	(2,829.47)	1/2016
110/34	3 Central Ave	District at Metuchen	(2,829.46)	2/2016
110/38	5 Central Ave	District at Metuchen	(3,166.58)	1/2016
110/38	5 Central Ave	District at Metuchen	(3,166.57)	2/2016
110/39	21 Central Ave	District at Metuchen	(9,226.08)	1/2016
110/39	21 Central Ave	District at Metuchen	(9,226.08)	2/2016
110/3	655 Middlesex Ave	District at Metuchen	(4,245.61)	1/2016
110/3	655 Middlesex Ave	District at Metuchen	(4,245.60)	2/2016
110/31	661-671 Middlesex Ave	District at Metuchen	(2,750.48)	1/2016
110/31	661/671 Middlesex Ave	District at Metuchen	(2,750.47)	2/2016
110/2 By Stip	645 Middlesex Ave	District at Metuchen	(54,510.94)	2016
110/39.01	Middlesex Ave	District at Metuchen	86,025.00	3/2016
110/39.01	Middlesex Ave	District at Metuchen	16,440.15	4/2016
83/24	656-660 Middlesex Ave	District at Metuchen II	(10,200.74)	1/2016
83/24	656-660 Middlesex Ave	District at Metuchen II	(10,200.73)	2/2016
83/24.01	656-660 Middlesex Ave	District at Metuchen II	20,072.50	3/2016
83/24.01	656-660 Middlesex Ave	District at Metuchen II	328.97	4/2016
111/2	349 Lake Ave	District at Metuchen	(9,120.30)	1/2016
111/2	349 Lake Ave	District at Metuchen	(9,120.29)	2/2016
111/2.01	349 Lake Ave	District at Metuchen	18,240.59	3/2016
104/23.3	Middlesex & Linden	Dorf, M.E.	(937.99)	1/2016
104/23.3	Middlesex & Linden	Dorf, M.E.	(937.98)	2/2016
104/24	424 Middlesex Ave	Dorf, M.E.	921.47	3/2016
104/24	424 Middlesex Ave	Dorf, M.E.	954.50	4/2016

91/15	550 Middlesex Ave	Cairo Prop.2 LLC	(1,904.18)	1/2016
91/15	550 Middlesex Ave	Cairo Prop.2 LLC	(1,904.17)	2/2016
91/11	544 Middlesex Ave	Cairo Prop.2 LLC	3,808.35	3/2016
91/18.5	William Street	Costello-Runyon	(1,345.62)	1/2016
91/18.5	William Street	Costello-Runyon	(1,345.62)	2/2016
91/18.05	William Street	Costello-Runyon	2,691.24	3/2016
90/18.1	568 Middlesex Ave	Costello-Runyon	(12,976.60)	
90/18.1	568 Middlesex Ave	Costello-Runyon	(12,976.60)	
90/24	576 Middlesex Ave	Costello-Runyon	(3,069.25)	
90/24	576 Middlesex Ave	Costello-Runyon	(3,069.25)	
90/27	584 Middlesex Ave	Costello-Runyon	(3,053.74)	
90/27	584 Middlesex Ave	Costello-Runyon	(3,053.73)	
90/34	58 Center Street	Costello-Runyon	(1,193.29)	
90/34	58 Center Street	Costello-Runyon	(1,193.28)	
90/18.01	568-584 Middlesex Ave	Costello-Runyon	40,585.74	
	<b>TOTALS</b>		(204,201.72)	
	<b>TOTALS</b>		204,201.72	

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 6, 2016.

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-215**

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

**RESOLUTION AUTHORIZING THE EXECUTION AND ENTRY INTO AN  
AMENDMENT TO THE DEVELOPER'S AGREEMENT BETWEEN THE DISTRICT  
AT METUCHEN, LLC AND BLUESTONE 31<sup>ST</sup> STREET, LLC, AS TENANTS IN  
COMMON, AND THE DISTRICT AT METUCHEN II, LLC AND THE BOROUGH OF  
METUCHEN DATED SEPTEMBER 21, 2015**

**WHEREAS**, the District at Metuchen, LLC and Bluestone 31<sup>st</sup> Street, LLC., as Tenants in Common and the District at Metuchen II, LLC are the Developers of property located at Block 110, Lots, 2, 3, 30.01, 30.02, 30.03, 30.04, 31, 33.03, 34, 35, 36, 37, 38, 39 and a portion of Lot 42, Block 111, Lots 2 and 3, Block 83, Lots 24, 26, and 27, and Block 83.01, Lots 34 and 35 shown on the Official Tax Map of the Borough of Metuchen, located in the area of Middlesex Avenue, Lake Avenue and Central Avenue ("the Property"); and

**WHEREAS**, the Developers filed an application with the Planning Board for conditional use approval, preliminary and final site plan approval with "C" variances and waivers for Phase I of project and concept approval for Phases II and III for the Property (collectively referred to as "the Project"); and

**WHEREAS**, the Metuchen Planning Board granted the Developers preliminary site plan for conditional use approval, preliminary and final major site plan approval, a "C" variance, waivers/exceptions for Phase I, and concept approval for Phase II and III subject to various conditions of approval and such approval was memorialized by way of Resolution of the Planning Board dated January 15, 2015; and

**WHEREAS**, approvals of the Planning Board were subject to the District at Metuchen, LLC and Bluestone 31<sup>st</sup> Street, L.L.C., as Tenants in Common and the District at Metuchen II, LLC entering into a Developer's Agreement with the Borough of Metuchen and pursuant to § 110-254 of the Code of the Borough of Metuchen requires that Developer's Agreements shall be approved by the Council of the Borough of Metuchen; and

**WHEREAS**, the Mayor and Council of the Borough of Metuchen entered into a Developer's Agreement dated September 21, 2015 with the District at Metuchen, LLC and Bluestone 31<sup>st</sup> Street, LLC, as Tenants in Common, and the District at Metuchen II, LLC reflecting the approvals and conditions and requirements, as was authorized by way of Resolution No. 2015-201; and

**WHEREAS**, subsequent to, and as required by, the Developer's Agreement, the District at Metuchen II, LLC (Phase II) and the District at Metuchen, LLC and Bluestone 31<sup>st</sup> Street, LLC, as tenants in common (Phase III) filed an application with the Planning Board for conditional use approval, preliminary and final major site plan approval with "C" variances and waivers/exceptions for Block 83, Lot 24.01 and Block 111, Lot 2.01, as shown on the official Tax Map of the Borough of Metuchen, located at 660 Middlesex Avenue and 349 Lake Avenue in the Borough of Metuchen, County of Middlesex and the State of New Jersey; and

**WHEREAS**, the Metuchen Planning Board granted the Developers conditional use approval, preliminary and final major site plan approval, a “C” variance, and waivers/exceptions for Phase II and III for Block 83, Lot 24.01 and Block 111, Lot 2.01, subject to various conditions of approval and such approval was memorialized by way of Resolution of the Planning Board dated March 17, 2016 (attached to the proposed Amendment to the Developer’s Agreement as Exhibit A); and

**WHEREAS**, approvals of the Planning Board were subject to the District at Metuchen, II, LLC (Phase II) and the District at Metuchen, LLC and Bluestone 31<sup>st</sup> Street, LLC, as Tenants in Common (Phase III) either entering into a Developer’s Agreement with the Borough of Metuchen, or an Amendment to the existing Developer Agreement; and

**WHEREAS**, the Mayor and Council of the Borough of Metuchen deem it in the best interest of the Borough to enter into an Amendment to the Developer’s Agreement dated September 21, 2015, reflecting the additional approvals and conditions and requirements of the Resolution of the Planning Board dated, March 17, 2016 for Phase II and Phase III of the Project.

**NOW THEREFORE BE IT RESOLVED** that the Borough of Metuchen hereby authorizes the entry into the Amendment to the Developer’s Agreement dated September 21, 2015 with the District at Metuchen, LLC and Bluestone 31<sup>st</sup> Street, LLC, as Tenants in Common, and the District at Metuchen II, LLC; and

**BE IT FURTHER RESOLVED** that the Mayor of the Borough of Metuchen is hereby authorized to execute the Amendment to the Developer’s Agreement dated September 21, 2015 with the District at Metuchen, LLC and Bluestone 31<sup>st</sup> Street, LLC, as Tenants in Common, and the District at Metuchen II, LLC in the form attached hereto and that Borough officials and employees are authorized to take all necessary actions in order to effectuate the terms and provisions of this Resolution and the Amendment to the Developer’s Agreement attached hereto.

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 6, 2016.

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-216**

*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.

---

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 6, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**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					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 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