



**Regular Meeting**

Presentation of the Woodwild Park/Middlesex Avenue Historic District Nomination by HPC

Councilman Muldoon opened the presentation with the following:

*“The HPC was formed in 2008 with the purpose to explore ways to strengthen Metuchen's commitment to historic preservation and to make recommendations to the Mayor and Council on historic preservation matters. Tonight the HPC is presenting its recommendations to the Mayor and Council to create Metuchen's first historic district - the Middlesex Avenue - Woodwild Park Historic District. They have spent more than 6 years doing research with the support of annual grants from the Middlesex County Cultural & Heritage Commission as well as funding from the Borough. The result of their work along with the professional historic preservation consultants involved in the project is the registration and nomination form you have received a draft to place the Middlesex Ave - Woodwild Park Historic District on the National Register of Historic Places which is the official list of the nation's historic resources worthy of preservation. The district would also be nominated for inclusion on the NJ Register of Historic Places. Listing on the National and State registers does not place restrictions on private property owners in the district.*

*If the nomination is approved and the district is created, it will give an official recognition and designation to one of Metuchen's most architecturally and historically significant neighborhoods. The designation will be an honor and will demonstrate that Metuchen does recognize and values our historic assets which I believe is vitally important in light of the new development and changes happening in our downtown.*

*I want to recognize and thank the members of the HPC for their outstanding work and nomination - Nancy Zerbe, Tyreen Reuter, Suzanne Andrews, Rebecca Seely, Richard Miller, Richard Weber, Michelle Clancy and Lori Chambers*

*We have been very fortunate and blessed in Metuchen to have two professional historic preservationists on the committee, Tyreen and Nancy. I want to thank everyone for all their efforts. It has been a pleasure and honor for me to work alongside of them and to support them. They have done many things beside just working on this nomination but the nomination has been the focal point and the biggest project that they have been working on for six years.*

*Before Nancy Zerbe speaks about the process going forward I hope that the Mayor and Council will agree tonight to authorize moving forward with this nomination because this is something that the Borough will be submitting, not the committee.*

*Thank you”*

Nancy Zerbe, 81 Rector Street, Metuchen, gave a short background that the committee has taken in this process. She spoke about the document contents, which properties have been included or not and the information on each property. She stated that the rights of the property owners are not going to be affected and the process that this application will need to go through as well as the expected time frame before approval is given.

The Mayor and Council had a discussion on moving forward with a submission of the report.

Council President Grayzel clarified that the HPC is asking the Council to approve a resolution for the submission of the application. Councilman Muldoon stated that a resolution isn't necessary.

Mr. Murphy stated that the Council can do one of two things: one is make an oral motion tonight and take a vote of the Council to authorize the submission of the registration form that has been submitted to the Council and direct Mr. Murphy to prepare a formal resolution that will ratify the vote tonight or a formal resolution be prepared for the next meeting and voted on at the next time. The consensus was to make a motion tonight and vote and have the formal resolution at the next meeting to validate the vote.

Councilman Muldoon made a motion to authorize the submission of the Registration form to create the Historic District, second by Councilman Leibfried, with all in favor, motion carried, 6-0.

### **Council Minutes**

Council President Grayzel made a motion to approve the Borough Council minutes of June 20, 2016 and June 28, 2016 (Special Meeting) second by Councilwoman Rasmussen. With one abstention from Councilman Leibfried, the June 20, 2016 Regular Meeting were approved, 5-0-1 and with two abstentions from Councilmembers Inserro and Leibfried, the June 28, 2016 Special Meeting minutes were approved, 4-0-2.

### **Public Comment**

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

Daniel Lebar, 581 Middlesex Avenue, Metuchen, stated that he has read that a new company has bought Comcast. He also spoke on the status of the Amtrak train trestle and the conditions of the flashers on the trestle. He believes that Amtrak installed the flashers and should be made to maintain them as well as upgrade them to the current LED lighting. Ms. Maier addressed the painting of the trestle stating that Amtrak will be out to paint it a safety yellow color. The issues with the blinking lights have already been conveyed to them. They are aware of the need to replace the lights. There will be a new logo painted on the concrete portion of the trestle. Amtrak has already approved the logo and the art work is being finalized. Mayor Cammarano stated that the Borough is fully aware that Amtrak is responsible for the repairs of the lights and trestle and are working with Amtrak.

The other question Mr. Lebar has is about the sidewalks that run along the southbound Main Street side by the station. There are concerns with the condition of the sidewalk and the potential of tripping hazards for the people who use it. Mayor Cammarano stated that this issue has already been addressed with NJ Transit and they will be repairing the sidewalk. Ms. Maier stated that this repair work is already in their capital budget for this year.

Lorraine Taurone, 112 Bridge Street, Metuchen, asked why the paving of Bridge Street has been cancelled. Mayor Cammarano stated that the project is being funded through the Traffic & Transportation Trust Fund from the State and the Governor had issued an Executive order stopping all road work throughout the State. The concern with moving forward at this time is that if the work is completed by the Borough, the State may not reimburse the cost and that money is not in the budget. The hope is that it will be a short term delay and the work will resume as soon as possible.

Ms. Taurone stated that big white tour buses are now using Bridge Street as a cut through. She asked if there has been any progress for the new 287 ramp. Mayor Cammarano questioned about the buses and the weight limit of the bridge. He will have the police go and monitor this. She said that this problem will be exasperated 10X with the new complex that is being built in Edison on Route 27. Mayor Cammarano has been talking with Edison and has the Borough Engineer looking into the

application for all the new warehouse building. Ms. Maier said that she has spoken with DOT about the ramp. They stated that Metuchen needs to fill in a "Problem Statement" (PT1) and Maser Consulting will be preparing this form. She has already had a meeting with Edison to discuss all the warehousing and the impact it will have on that intersection. The Borough Engineer will be sitting with Edison's Engineer so that he can get all the information to put into the PT1 statement.

Dominic Walker, 111 Bridge Street, Metuchen, added additional information on Bridge Street. He stated that there are signs at both end of Bridge Street stating the 4 tons limit. The trucks and buses have been utilizing Bridge Street constantly. He said that the Police haven't been there in a while and as a result, truck traffic has increased. Mayor Cammarano addressed this issue.

Seeing no one else wishing to speak, Mayor Cammarano closed the Public Comment.

### **Ordinance – Public Hearing**

#### **Ordinance 2016-16**

Council President Grayzel asked for the presentation of Affidavit of Publication for Ordinance 2016-16.

Borough Clerk presented the affidavit of publication stating that said Ordinance 2016-16 has been published one time in the Home News Tribune according to Law on July 5, 2016.

Council President Grayzel moved that the affidavit of publication be received and filed, second by Councilwoman Inserro, with all favor, the motion carried, 6-0.

Council President Grayzel asked Borough Clerk to read Ordinance 2016-16 by title.

Borough Clerk read Ordinance 2016-16 by title only

Ordinance 2016-16	Bond Ordinance Providing for Pool Improvements in, by and for the Borough of Metuchen, New Jersey, Appropriating \$111,000 Therefor and Authorizing the Issuance of \$111,000 Bonds or Notes of the Borough for Financing Part of Such Appropriation
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Mayor Cammarano opened the Public Hearing on Ordinance 2016-16.

Daniel Lebar, 581 Middlesex Avenue, Metuchen, asked what items are covered in this bond. Mayor Cammarano responded that this bond is for the kiddie pool deck resurfacing and new playground equipment.

Seeing no one else wishing to speak, Mayor Cammarano closed Public Hearing.

Council President Grayzel made a motion to pass Ordinance 2016-16 on second reading and be published according to law, second by Councilman Leibfried.

Mayor Cammarano asked for a roll call vote.

Roll Call: Inserro, Leibfried, Muldoon, Rasmussen, Wallace and Grayzel voted yes.

Ordinance 2016-16 was adopted, 6-0

**BOND ORDINANCE 2016-16**

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

**BOND ORDINANCE PROVIDING FOR POOL IMPROVEMENTS IN, BY AND FOR THE  
BOROUGH OF METUCHEN, NEW JERSEY, APPROPRIATING \$111,000 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$111,000 BONDS OR NOTES OF THE BOROUGH FOR  
FINANCING PART OF SUCH APPROPRIATION.**

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Borough Council of the Borough of Metuchen, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$111,000, said sum being inclusive of all appropriations heretofore made therefor. No down payment is required for said improvements or purposes in accordance with Section 7(h) of the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$111,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$111,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are improvement of the Borough pool, including, without limitation, improvements to the building and grounds of the pool, acquisition and installation of pool playground equipment and resurfacing of the kiddie pool deck, together with all other work, materials and appurtenances necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$111,000.

(c) The estimated cost of said purposes is \$111,000.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

- (b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 15 years.
- (c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete duplicate thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$111,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.
- (d) The said purposes described in Section 3 of this bond ordinance constitute improvements to the Borough's pool, which is self-liquidating pursuant to Section 45 of the Local Bond Law. The obligations authorized herein are, therefore, not includable within the net debt of the Borough, as defined in the Local Bond Law, and no down payment is required to be made by the Borough.
- (e) An aggregate amount not exceeding \$10,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$111,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the

bonds or notes.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

**Ordinance 2016-17**

Council President Grayzel asked for the presentation of Affidavit of Publication for Ordinance 2016-17.

Borough Clerk presented the affidavit of publication stating that said Ordinance 2016-17 has been published one time in the Home News Tribune according to Law on July 5, 2016.

Council President Grayzel moved that the affidavit of publication be received and filed, second by Councilwoman Rasmussen, with all favor, the motion carried, 6-0.

Council President Grayzel asked Borough Clerk to read Ordinance 2016-17 by title.

Borough Clerk read Ordinance 2016-17 by title only

Ordinance 2016-17	Bond Ordinance Appropriating 2,823,000 and Authorizing 2,301,850 Bonds or Notes of the Borough for Various Improvements and Purposes Authorized to be Undertaken by the Borough of Metuchen, in the County of Middlesex, New Jersey
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Mayor Cammarano opened the Public Hearing on Ordinance 2016-17.

Daniel Lebar, 581 Middlesex Avenue, Metuchen, asked for the breakdown of the four elements of the bond. Mayor Cammarano stated that the biggest portion of this bond is \$1.15 million for the Pump Station repairs. The Street Sweeper is being bonded for \$220,000, the improvements for Oakland Park, currently bonded for \$350,000, although not sure if that amount will be needed. Ms. Maier stated that every time there is a road project, the Borough needs to put up a portion of the cost and then DOT has a portion that they put in, but the Borough must fully fund the complete amount up front and then get reimbursed by DOT. There is \$400,000 that the Borough needs to put up but will get back from the DOT. Mayor Cammarano also stated that there is a Flow Meter Study that is part of the bond.

Seeing no one else wishing to speak, Mayor Cammarano closed Public Hearing.

Council President Grayzel made a motion to pass Ordinance 2016-17 on second reading and be published according to law, second by Councilwoman Rasmussen.

Mayor Cammarano asked for a roll call vote.

Roll Call: Inserro, Leibfried, Muldoon, Rasmussen, Wallace and Grayzel voted yes.

Ordinance 2016-17 was adopted, 6-0

**BOND ORDINANCE 2016-17**

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

**BOND ORDINANCE APPROPRIATING \$2,823,000 AND AUTHORIZING \$2,301,850 BONDS OR NOTES OF THE BOROUGH FOR VARIOUS IMPROVEMENTS AND PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY**

**BE IT ORDAINED BY THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

**Section 1.** The improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Metuchen, New Jersey (the "Borough"). For the said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$2,823,000, said sum being inclusive of all appropriations heretofore made therefor and including (i) the sum of \$121,150 as the down payment for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes and (ii) a grant from the New Jersey Department of Transportation totaling the amount of \$400,000 (the "Grant").

**Section 2.** For the financing of said improvements or purposes and to meet the part of said \$2,823,000 appropriation not provided for by application hereunder of said down payment and the Grant, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,301,850 pursuant to the Local Bond Law of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$2,301,850 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.**

(a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are: (i) the acquisition of a street sweeper and garbage truck; (ii) improvements to sewers, including flow meter infiltration study and Jersey Avenue pump station repairs; (iii) Oakland Park repairs, including acquisition of composite play structure; and (iv) overlay, drainage improvement and reconstruction of Durham Avenue and curb/sidewalk repair, including all materials necessary for or incidental to each of the foregoing purposes and improvements.

(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$2,301,850.

(c) The estimated cost of said purposes is \$2,823,000 which represents the initial appropriation made by the Borough and includes the Grant. The excess of the appropriation of \$2,823,000 over the estimated maximum amount of bonds or notes to be issued therefor and the Grant is the amount of the down payment for said purposes.

**Section 4.** The following matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are a property or improvement which the Borough may lawfully acquire or make as a general improvement,

and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes, within the limitations of the Local Bond Law and taking into consideration the respective amounts of said obligations authorized for the purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 27.3 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete duplicate thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$2,301,850, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) Amounts not exceeding \$343,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law are included as part of the estimated costs of said improvements.

**Section 5.** Any funds from time to time received by the Borough as grants in aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including the Grant, shall be used for financing said improvements or purposes by application thereof either to direct payment of the costs of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the costs of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

**Section 6.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

**Section 7.** The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

**Section 8.** The Borough intends to issue bonds or notes to finance the cost of the improvements described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes that will be issued to finance the cost of the improvements described in Section 3 of this bond ordinance is \$2,301,850. If the Borough incurs any such costs prior to the issuance of its bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of such bonds or notes.

**Section 9.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**Communications Consent Agenda – Items A - E**

Council President Grayzel made a motion to move Communication Consent Agenda, Items A, C-E, Councilwoman Rasmussen second the motion, with all in favor, motion carried, 6-0

- A. Receive and Accept Arts Council Meeting Minutes of May 23, 2016
- ~~B. Receive and Accept Shade Tree Commission Meeting Minutes of July 5, 2016 Removed.~~
- C. Receive and Accept Block Party/Street Closing for Beacon Hill on September 10, 2016 (Rain Date: September 11, 2016) from 2:00 -10:00 PM
- D. Receive and Accept Block Party/Street Closing for Myrtle Avenue on September 10, 2016 from 1:00 – 10:00 PM
- E. Receive and Accept Block Party/Street Closing for Hazelwood Avenue on August 27, 2016 from 12:00 – 9:00 PM

### **Reports of Councilmembers**

Mayor Cammarano opened Reports of Councilmembers.

Council President Grayzel –

- The Arts Council’s “Metuchen Rocks” concerts start on Thursday, August 11<sup>th</sup>, and will be continuing on August 18<sup>th</sup> and August 24<sup>th</sup>. They start at 7:30 PM at the Senior Center. They are free to the public. Bring your lawn chairs and picnic baskets.

Councilwoman Inzerro –

- The Metuchen Municipal Alliance is excited to announce that the National Night Out will be held at the Municipal Pool.
- The Senior Citizen Commission is holding its annual fall fundraiser by Metuchen Senior Inc. It will be held Sunday, October 23, 2016 at 1:00 PM at Metuchen High School. This is possible with the help of the High School Principal, Staff and Student volunteers.
- At the Senior Center on Wednesday, July 27<sup>th</sup> at 11:30 AM, Grace Shackney, a board member on the Metuchen Downtown Alliance will be speaking. Pizza will be served for \$5.00.
- The interviewing process has begun for the Executive Director position for MDA. They hope to have someone on board by September.
- The Board of Health will be meeting on Wednesday.

Councilman Leibfried –

- The Pool Commission met on Monday, July 11<sup>th</sup> at 7:30 at the Metuchen Municipal Pool. The Commission is exploring Wi-Fi possibilities for members to enjoy in the near future.
- Significant improvements are coming to the baby pool area for next summer. A baby pool deck resurfacing and playground will be installed.
- Pre-Teen night for 2<sup>nd</sup> thru 6<sup>th</sup> graders will be held at 7:00 pm on July 19<sup>th</sup>. A DJ, games, snacks and drinks will be available until 10:00 PM. Tickets will be sold at the front gate.
- Family Fun Day is his Friday, July 22<sup>nd</sup> from 3-7 pm. Members are allowed to bring their own floats and Family Fun Day dinner will be offered at 5:30 pm at the pool.
- The Library Board of Trustees wishes Ellen Greenberg and her family the very best. She has served on the Board for many years and remains a tremendous advocate for the Library and the community.

- The “About Faces” Reception and Family Arts Festival fund raiser at the Library Gallery will take place on July 30<sup>th</sup> from 1-4 PM. Art work will be on display, outdoor activities are planned and a bake sale will be taking place. Please come out and support the Library.

Councilman Muldoon – has no report at this time.

Councilwoman Rasmussen –

- The Chamber of Commerce met last week and Restaurant week will start July 19, 2016 and will run until July 23, 2016. There will be 23 restaurants and/or food service businesses participating. There is information on the Facebook page – Metuchen Restaurant Week.
- What’s-the-Scoop will be hosting an event where parents can bring their children to What’s-the-Scoop and then go out for about three hours to eat. The cost is \$20.00 for the first child and \$10.00 for each additional child. There will be pizza, treats, activities and movie.
- There are 36 families’ memberships for the Chamber. Councilwoman Rasmussen wants to encourage families to become members to help support the Chamber.
- The Shade Tree Commission met and letters will be sent to some of the property owners to see if they would be interested in planting trees on their property.
- Councilwoman Rasmussen said that she still has about 80 tree saplings in her backyard. She has Willow Oaks, Northern Red Oaks and Maples. If interested in taking a tree please contact her at [drasmussen@metuchen.com](mailto:drasmussen@metuchen.com).

Councilman Wallace – has no report at this time.

### **Reports of Officers**

Denis Murphy, Esq. – has not report at this time.

Jennifer Maier, Administrator –

- The Borough has delivered 315 composters to residents and has 50 more being picked up for delivery.
- Interns have been in for the summer from the high school helping in Zoning, Administration, Recreation and Police. They have been wonderful and extremely helpful.
- A grant request letter was sent to the National Parks Service to extend the existing technical assistance grant that will terminate in October. The grant is to assist us with a potential tail extension.
- A grant request was sent to DOT Safe Routes to School for the improvement of six intersections surrounding Campbell School.
- The Grove Avenue Bridge is being replaced in 2019. DOT came in to go over the preliminary design. The bridge replacement would require a two-month road closure, and would be done in the summer.
- Central Jersey Bike Club has donated a new Bike Fix-it Station that will be installed at the Train Station.
- The Safe Routes to School Blinking Crosswalk light project has been delayed for approval of the engineer to do the drawings due to the Transportation Trust Fund cease work order.
- The Borough received payment of \$3,000.00 to help pay for the Master Plan re-examination. The grant was from NJPN.
- Please remember that the Borough is now accepting Styrofoam packing materials at DPW for recycling. No food containers will be accepted.
- Housing Rehab Program Vendor RFP’s was submitted by four vendors. The vendor selection will be on the next Council meeting for approval.

- Ms. Maier thanked Metuchen Liquors and Metuchen Travel who have approved to have a second banner purchased to be placed across Main Street for events sponsored by the Chamber of Commerce and other organizations.

**Report of Mayor** – No report at this time.

**New Business – Resolutions 2016-155 through 2016-180**

Council President Grayzel moved New Business Consent Agenda – Resolution 2016-155 through R2016-180, second by Councilwoman Rasmussen, with all in favor, motion carried, 6-0

**RESOLUTION 2016-155**

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

**RESOLUTION APPOINTING FIREFIGHTER – ALEXANDER STORTS**

**WHEREAS**, the Mayor and Borough Council have been notified by Rob Donnan, Chief of the Metuchen Fire Department, that Alexander Storts has been approved to be a permanent member of the Metuchen Fire Department; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Metuchen that in accordance with Chapter 8 of the Code of the Borough of Metuchen, **Alexander Storts** be and he is hereby elected, approved, and confirmed as a permanent member of the Fire Department of the Borough of Metuchen.

**RESOLUTION 2016-156**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#11-006 – JERSEY AVE. RIGHT-OF-WAY – TRC ENVIRONMENTAL CORP.**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by TRC Environmental Corp. as the required Performance Guarantees for Street Opening Bond #11-006 – Jersey Avenue Right-of-Way; 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: TRC Environmental Corp, 21 Griffin Road North, Windsor, CT., 06095 as recommended by the Director of Public Works.

**RESOLUTION 2016-157**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2015-101 – 131 HAZELWOOD AVENUE – 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 #2015-101 – 131 Hazelwood 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: Mattco Plumbing & Heating, LLC, 160 Liberty Street, Unit 3B, Metuchen, New Jersey 08840 as recommended by the Director of Public Works.

**RESOLUTION 2016-158**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-12 – 53 WISTAR AVENUE – ROTO-ROOTER SERVICES COMPANY**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Roto Rooter Services Company as the required Performance Guarantees for Street Opening Bond #2016-12 – 53 Wistar 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: Roto-Rooter Services Company, 80 Veronica Avenue, Somerset, New Jersey 08873 as recommended by the Director of Public Works.

**RESOLUTION 2016-159**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-17 – DURHAM AVENUE/JERSEY AVENUE – MELICK-TULLY & ASSOCIATES**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Melick-Tully & Associates as the required Performance Guarantees for Street Opening Bond #2016-17 – Durham Avenue/Jersey 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: Melick-Tully & Associates, P.C., 117 Canal Road, South Bound Brook, New Jersey 08880 as recommended by the Director of Public Works.

**RESOLUTION 2016-160**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-18 – 32-38 HAMPTON STREET – E&D MECHANICAL, LLC**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by E&D Mechanical, LLC as the required Performance Guarantees for Street Opening Bond #2016-18 – 32-38 Hampton 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: E&D Mechanical, LLC, 17 Forest Street, North Arlington, New Jersey 07031 as recommended by the Director of Public Works.

**RESOLUTION 2016-161**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-19 – 55 JONESDALE AVENUE – 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 #2016-19 – 55 Jonesdale 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: Mattco Plumbing & Heating, LLC, 160 Liberty Street, Unit 3B, Metuchen, New Jersey 08840 as recommended by the Director of Public Works.

**RESOLUTION 2016-162**

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-20 – 25 PEARL STREET – UP MET CONSTRUCTION**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by UP Met Construction as the required Performance Guarantees for Street Opening Bond #2016-20 – 25 Pearl 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: UP Met Construction, 100 Passaic Avenue, Fairfield, New Jersey 07004 as recommended by the Director of Public Works.

**RESOLUTION 2016-163**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #15-014**

**47 CHARLES STREET**

**WHEREAS**, Mark Wojcik posted \$49.63 for curb and sidewalk escrow fees at 47 Charles Street; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Mark Wojcik,

**NOW, THEREFORE, BE IT RESOLVED**, that Mark Wojcik be refunded \$49.63 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-164**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #15-025  
34 LINDEN AVENUE**

**WHEREAS**, Spencer Dreher posted \$420.50 for curb, apron and sidewalk escrow fees for 34 Linden Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Spencer Dreher,

**NOW, THEREFORE, BE IT RESOLVED**, that Spencer Dreher be refunded \$420.50 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-165**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #15-029  
45 ESSEX AVENUE**

**WHEREAS**, LoChiatto Paving & Masonry Inc. posted \$680.00 for apron escrow fees at 45 Essex 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 \$680.00 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-166**

*Borough of Metuchen  
County of Middlesex*

*State of New Jersey*

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-006  
121 COLUMBIA AVENUE**

**WHEREAS**, Daniel O'Grady posted \$204.00 for apron and sidewalk escrow fees for 121 Columbia Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Daniel O'Grady,

**NOW, THEREFORE, BE IT RESOLVED**, that Daniel O'Grady be refunded \$204.00 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-167**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-008  
71 CLARENDON COURT**

**WHEREAS**, Sarang Kim posted \$320.00 for apron escrow fees for 71 Clarendon Court; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Sarang Kim,

**NOW, THEREFORE, BE IT RESOLVED**, that Sarang Kim be refunded \$320.00 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-168**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-011  
23 TULSA AVENUE**

**WHEREAS**, Paul Sherbine posted \$189.00 for curb and apron escrow fees for 23 Tulsa Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Paul Sherbine,

**NOW, THEREFORE, BE IT RESOLVED**, that Paul Sherbine be refunded \$189.00 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-169**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-012  
413 WEST CHESTNUT AVENUE**

**WHEREAS**, Angela Dohl posted \$272.00 for sidewalk escrow fees at 413 West Chestnut Avenue; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Angela Dohl,

**NOW, THEREFORE, BE IT RESOLVED**, that Angela Dohl be refunded \$272.00 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-170**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-016  
26 SPEAR STREET**

**WHEREAS**, Robert Richards posted \$128.00 for sidewalk escrow fees for 26 Spear Street; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Robert Richards,

**NOW, THEREFORE, BE IT RESOLVED**, that Robert Richards be refunded \$128.00 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-171**

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

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-019  
16 MAYFIELD PLACE**

**WHEREAS**, Patricia Painter posted \$536.00 for apron and sidewalk escrow fees for 16 Mayfield Place, Apt. A; and

**WHEREAS**, the Planning Board Secretary has requested that the escrow fees be refunded to Patricia Painter,

**NOW, THEREFORE, BE IT RESOLVED**, that Patricia Painter be refunded \$536.00 from the Sidewalk Inspection Escrow account.

**RESOLUTION 2016-172**

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

**REFUND OF OTHER FEES & PERMITS – ELECTRICAL PERMIT #16-0336  
DEFENDERS, INC.**

**WHEREAS**, Defenders Inc., 27 Horseneck Road, Suite 2, Fairfield, NJ 07004 made payment on May 18, 2016 in the amount of \$51.00 for an Electrical Permit fee for the installation of a burglar alarm at 53 Lincoln Avenue; and

**WHEREAS**, the homeowner no longer wishes to have the work performed; and

**WHEREAS**, the DCA (*State*) fees of \$1.00 are non-refundable; and

**WHEREAS**, pursuant to Ordinance #2015-07 a 20% plan review fee of \$10.00 shall be deducted from the permit fee to be returned; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Metuchen, that the Chief Financial Officer is hereby authorized and directed to refund Defenders, Inc., 27 Horseneck Road, Suite 2, Fairfield, NJ 07004 in the amount of \$40.00 for an Electrical Permit fee.

**RESOLUTION 2016-173**

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

**RESOLUTION AUTHORIZING PURCHASE FROM EDUCATIONAL SERVICES COMMISSION  
OF NEW JERSEY FOR REGULAR UNLEADED AND DIESEL FUEL**

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

**WHEREAS**, this can be purchased through the Middlesex Regional Educational Services Commission #13/14-22 pursuant to the provisions of NJSA 40A:11-11 (5); and

**WHEREAS**, said contract is in effect from October 21, 2015 through October 20, 2016; and

**WHEREAS**, the maximum amount of the purchase of regular unleaded gasoline and diesel fuel for the Borough of Metuchen is not to exceed \$150,000 and funds will be available in the 2016 budget as evidenced by the Chief Financial Officer's Certification of which \$150,000 is certified from the 2016 budget; and

**WHEREAS**, the Educational Services Commission of New Jersey 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.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of

Metuchen, in the County of Middlesex as follows:

1. The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to National Fuel Oil Inc., 175 Orange Street, Newark, NJ 07103.

**RESOLUTION 2016-174**

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

**RESOLUTION AUTHORIZING THE CANCELLATION OF TAX SALE LIEN**

**WHEREAS**, the Tax Collector received the necessary amount to redeem the following Tax Sale Certificate on the following property:

<u>Cert #</u>	<u>Block/Lot</u>	<u>Address</u>	<u>Lienholder</u>
14-00008	211/66.8	65 E. Walnut Street	US Bank Cust PC4 FirsTrust Bank

**BE IT FURTHER RESOLVED** that the Tax Collector be authorized to cancel this lien from the municipal record.

**RESOLUTION 2016-175**

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

**RESOLUTION AUTHORIZING AN EXTENSION OF THE TEMPORARY APPOINTMENT OF ACTING FIRE INSPECTOR/FIRE SUBCODE OFFICIAL**

**BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Metuchen the appointment of Robert Latherow (License #003017) is hereby extended as the Acting Fire Inspector/Fire Subcode Official for the Borough of Metuchen, from July 5, 2016 until August 15, 2016 due to hip replacement surgery of the Borough's Fire Inspector/Fire Subcode Official, Ray Colandrea (License #003372); and

**BE IT FURTHER RESOLVED**, that the Borough Clerk shall transmit a certified copy of this resolution to the New Jersey Department of Community Affairs.

**RESOLUTION 2016-176**

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

**RESOLUTION APPROVING PLACE-TO-PLACE (EXPANSION) TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1210-33-008-008 – HHP ENTERPRISES, LLC**

**WHEREAS**, application has been made by HHP Enterprises, LLC, for a place-to-place transfer of Plenary Retail Consumption License #1210-33-008-008, currently located at 400 Main Street, Metuchen, NJ, 08840; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, public notice of this transfer has been published in The Home News Tribune, twice on July 4, 2016 and July 11, 2016; and

**WHEREAS**, no legally valid written objections have been received concerning said transfer; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Metuchen, does hereby approve, effective July 18, 2016, the place-to-place transfer of the aforesaid Plenary Retail Consumption License at 400 Main Street, Metuchen, New Jersey 08840, and does hereby direct the Municipal Clerk to endorse the license certificate to the new location as follows: "This license, subject to all its terms and conditions, is hereby transferred to premises located at is hereby granted, effective July 18, 2016.

**RESOLUTION 2016-177**

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

**RESOLUTION REQUESTING THE TRANSFER OF FUNDS FROM THE PARKING AUTHORITY TO THE BOROUGH OF METUCHEN IN THE AMOUNT OF \$37,599.54 FOR VARIOUS IMPROVEMENTS TO PARKS IN THE BOROUGH OF METUCHEN.**

**WHEREAS**, the Borough of Metuchen has determined that various parks within the Borough are in need of improvements, and it is in the best interest and welfare of its residents to undertake the improvements ("Parks Improvement Project"); and

**WHEREAS**, the Mayor and Council of the Borough of Metuchen have determined to request that the Parking Authority of the Borough of Metuchen to assist the Borough in funding said Parks Improvement Project; and

**WHEREAS**, the Borough of Metuchen and the Parking Authority have entered into various agreements relating to, among other things, the annual payments made by the Authority to the Borough in lieu of taxes as authorized by *N.J.S.A. 40A:11A-19* ("PILOT Agreement") as well as the proceeds of the sale of the Pearl Street Parking lot to be held in a Capital Improvement Account kept by the Parking Authority and to be utilized in certain circumstances; and

**WHEREAS**, the PILOT Agreement also provides that the Parking Authority's expenditure of funds from the Capital Improvement account is to be in cooperation with and at the direction of the Borough Council by way of a Resolution of approval of the Borough Council; and

**WHEREAS**, the Mayor and Borough Council deem it in the best interest of the Borough of Metuchen to request the transfer of funds from the Parking Authority to assist the Borough in the funding of the Parks Improvement Project.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Metuchen, hereby requests the transfer of funds from the Parking Authority for the Parks Project in the amount of \$37,599.54; and

**BE IT FURTHER RESOLVED** by the Council of the Borough of Metuchen, that it hereby directs and authorizes the Borough Clerk to forward a copy of the within Resolution to the Parking Authority of the Borough of Metuchen for further consideration and approval; and

**BE IT FURTHER RESOLVED** that the Borough and Parking Authority officials and employees are hereby authorized to take all necessary actions in order to effectuate the terms and provisions of this Resolution.

**RESOLUTION 2016-178**

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

**RESOLUTION AUTHORIZING REFUND OF ESCROW BALANCE –  
AMERICAN PROPERTIES DEVELOPMENT CORP.**

**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>
02-585 E	3,505.40	American Properties Dev. Corp. Ayers Court
02-585 I	155.75	American Properties Dev. Corp. Ayers Court

**RESOLUTION 2016-179**

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

**RESOLUTION AUTHORIZING REFUND OF ESCROW BALANCE –  
SUBURBAN SPORTSLAND, LLC**

**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, and that Project 15-1059 I include in the refund the applicable developer share of interest earned:

<b>ESCROW ACCOUNT</b>	<b>AMOUNT</b>	<b>DEPOSITOR</b>
15-1059 E	2,148.56	Suburban Sportsland LLC 302 High Street
15-1059 I	640.13	Suburban Sportsland LLC 302 High Street

**RESOLUTION 2016-180**

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

**RESOLUTION AUTHORIZING AFFORDABLE HOUSING MUNICIPAL SHARED SERVICES  
DEFENSE AGREEMENT**

**WHEREAS**, the Borough of Metuchen has filed a Declaratory Judgment Action in the Superior Court of New Jersey in furtherance of the Supreme Court’s March 10, 2015 decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the “Supreme Court Decision”); and

**WHEREAS**, Fair Share Housing Center (“FSHC”), through the services of David Kinsey, has prepared what it considers to be the statewide fair share numbers (the “FSHC Numbers”) for use by the 15 vicinage Mt. Laurel Judges to calculate a municipality’s affordable housing obligation pursuant to the Supreme Court Decision; and

**WHEREAS**, the Borough of Metuchen has previously authorized the execution of a Municipal Shared Service Defense Agreement and a contribution of \$2000 to be combined with the contributions of other municipalities for the purpose, among others, of participating in the preparation of a statewide fair share analysis in order to establish a rational and reasonable methodology for determination of a municipality’s obligation to provide a realistic opportunity through its land use ordinances for its fair share of the region’s affordable housing needs in accordance with the Mount Laurel Doctrine as set forth

in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) (“Decision”) and prior decisions of the Courts of New Jersey, and the Fair Housing Act, N.J.S.A. 52:27D-301 et. seq.; and

**WHEREAS**, the Borough of Metuchen and the other participating municipalities in the Municipal Shared Service Defense Agreement have been informed that the fund has been depleted and needs to be replenished in order for the municipalities to continue to act in concert in marshalling the resources necessary to counter the FSHC numbers;

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

1. The additional amount of \$2000 is hereby authorized to be expended by the Borough of Metuchen in connection with the Municipal Shared Service Defense Agreement
2. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Borough of Metuchen and is appended hereto.
3. The Mayor and Municipal Clerk be and are hereby authorized to execute any documents necessary to memorialize and confirm the continued participation of the Borough of Metuchen in the preparation of a Fair Share Analysis and any other analyses and actions deemed appropriate to assist in the joint efforts of the municipalities participating in the Municipal Shared Service Defense Agreement and to take any and all actions reasonably required to effectuate said Agreement.
4. This Resolution shall take effect immediately.

### **Other New Business**

Council President Grayzel made a motion to approve R2016-181; authorizing the Payment of the Bill List in the amount of \$3,524,054.93, second by Councilwoman Rasmussen, with all in favor, motion carried, 6-0.

### **RESOLUTION 2016-181**

*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 **\$3,524,054.93**

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.

### **Ordinance – Introduction**

Ordinance 2016-18

Council President Grayzel moved Ordinance 2016-18 to be introduced and be taken up on first reading,



