

BOROUGH OF METUCHEN COUNCIL MINUTES
MARCH 7, 2016
7:30 PM

The Regular Meeting of the Borough Council was held in the Council Chambers of Borough Hall on Monday, March 7, 2016.

The Meeting was called to order at 7:30 p.m. by Mayor Cammarano.

Adequate notice of this meeting has been given in accordance with the Open Public Meeting Act, pursuant to Public Law 1975, Chapter 231. Said notice was sent to the Home News Tribune and Star Ledger on January 4, 2016, posted in Borough Hall and on file in the Clerk's Office. All requirements of the "Open Public Meetings Act" have been satisfied.

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

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

Mayor Cammarano asked that the presentation of Proclamations be given at this time, as well as the HPC Presentation and then have the Agenda Session. All Councilmembers are in agreement.

Proclamation

2016 Metuchen High School Girls' Swim Team

Mayor Cammarano asked that the Girls' Swim Team members to please come forward to be recognized for their outstanding swim season and asked Councilman Muldoon to present the proclamation to the girls and their coach..

WHEREAS, the Metuchen High School Girls Swim Team completed their 2015-16 season with an exceptional 17 - 2 record achieving recognition by winning, for the first time ever in the history of the Metuchen High School Swim Team, the NJSIAA Central Jersey Group C Championship; and

WHEREAS, the Bulldogs, seeded #7, faced stiff competition defeating Bernards (#6), Holmdel (#3), New Providence (#2) and Governor Livingston (#1) to win the title earning them the right to compete in the Public C State Championship Tournament where the girls lost to the overall champion Mountain Lakes; and

WHEREAS, the Bulldogs placed second in the Greater Middlesex County Tournament where Julie Stankiewicz won the 50 Freestyle, Macie Schaper won the 100 Fly, first place finishes for the 200 Medley Relay Team of Maggie O'Connell, Jamie Thomas, Macie Schaper and Julie Stankiewicz; and the 400 Free Relay Team of Macie Schaper, Maggie O'Connell, Kristina Lignell, and Julie Stankiewicz; and

WHEREAS, Julie Stankiewicz, Macie Schaper, Maggie O'Connell, and Kristina Lignell participated in the Pirate Invitational Meet earning wins in the 100 Fly, 200 Freestyle, 500 Freestyle and 400 Free Relay and Julie Stankiewicz was named Female Swimmer of the meet; and

WHEREAS, many members of the Metuchen Girls Swim Team have earned many individual accomplishments including All-Conference and White Division Honors; and

WHEREAS, the Metuchen Girls Swim Team consists of nine (9) freshman: Abby Brooks, Patricia DelaCruz, Chloe Jaques, Sarah Jeney, Rebecca Jockwer, Courtney Little, Lauren Piovoso, Natalie Tiu, and Simie Zhu; four (4) sophomores: Brygida Matracz, Katie Nugent, Macie Schaper, and Ashima Sharma; seven (7) juniors: Karen Li, Maggie McGuire, Haley Nugent, Hannah Small, Julie Stankiewicz, Sydney Yakowenka, and Siya Zhoung; and five (5) seniors: Emily DelaCruz (Captain), Molly Lasko (Captain), Kristina Lignell (Captain), Maggie O'Connell (Captain) and Jamie Thomas (Captain) and Coach James Thomas.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council, on behalf of the residents of Metuchen, wish to acknowledge and commend the Metuchen High School Girls Swim Team and Coach Thomas for all their time, dedication and excellence in all that they have achieved.

Michael Spark – Metuchen High School Boys' Swim Team - Sportsmanship Recognition.

Councilman Muldoon presented the proclamation to Michael Spark for his outstanding sportsmanship this year.

WHEREAS, Michael Spark, a senior member of the Metuchen High School Boys Swim Team, has achieved significant accomplishments and recognition during his high school career including winning the 100 Free and 100 Backstroke events in the GMC Championships meet his junior year and taking 3rd place in the 100 Free and first place in the 100 Backstroke at the 2016 GMC meet, and was named to the GMC All Conference team

WHEREAS, in addition to his impressive accomplishments as a swimmer, Michael Spark recently demonstrated the true meaning of sportsmanship, reflecting his maturity, integrity, and leadership

WHEREAS, on January 29, 2016, in the 100-yard backstroke event at the GMC Championship meet, Michael placed second to Rich Fortels from Monroe High School whose time of 51.30 seconds broke a 14 year old GMC meet record. Due to a technicality having no bearing on his time, Rich Fortels was disqualified and Michael Spark was awarded first place in the event; and

WHEREAS, following an unsuccessful appeal of the disqualification to GMC officials, Michael Spark went to Monroe High School, met with Rich Fortels and presented his Greater Middlesex Conference Championship first-place medal to Rich. Michael told Rich that he beat him fair and square, breaking the meet record, proving to everyone that he was the better swimmer and the recognition should rightfully belong to him; and

WHEREAS, Michael Spark exemplifies the core values of student-athlete sportsmanship and doing what is right. His unselfish act of sportsmanship generated wide spread media coverage including the February 9, 2016 edition of USA Today as well as commendations from school and government officials including Assemblyman Patrick Diegnan, who chairs the state Assembly

Education Committee, who said Spark's gesture, "Clearly shows the character of this young man, which comes along with the true meaning of sportsmanship that teaches character and doing the right thing. This is above and beyond. This young man is a role model for everybody to follow, adults and children alike." Of Spark's gesture, Frank Noppenberger, GMC Executive Director, who has been a part of the GMC since its inception in 1986, said he "can't recall something like this happening in my 30-something years."

"Hopefully, this is something that other athletes will see and understand. It's about time we hear something positive from the athletic world – from high school to professional – about the value of sports and what you get out of it."

Conference president Carl Buffalino, called Spark's act of sportsmanship "absolutely incredible." "Winning is great, but one of the core values as educators that we try to teach our student-athletes is sportsmanship and doing what's right," Buffalino said. "Today, Michael is my hero, because he did what's right."

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council, on behalf of the residents of Metuchen, wish to acknowledge and commend Michael Spark, for his athletic achievements as well as his values of sportsmanship, dedication and excellence.

Regular Meeting

Historic Preservation Committee Presentation

Nancy Zerbe, Chairperson of the HPC. Ms. Zerbe introduced the members who were present: Tyreen Reuter and Nancy Clancy, and named the remaining member not present: Richard Weber, Lori Chambers, Richard Miller, Becky Seely and Suzanne Andrews. The HPC was formed in January 2008 and the goal is to look at ways to strengthen Metuchen's commitment to historic preservation. For the last eight years the HPC looked for ways to continue the local pride in Metuchen historic resources. She provided the objectives that the committee has been doing and stated the future objectives of getting more historic properties placed on the State and National Historic Registry. Through yearly grants, they have been moving forward in putting together a list of historic districts to be placed on the State and National Registry. They will be having a public meeting with all the residents within the proposed districts. After the meeting, the HPC will present the list to the Borough Council for Council's review and acceptance of that list or make further recommendations. When the list is finalized, it will then be sent to the State for consideration.

HPC put out a book titled, "Metuchen, the Brainy Borough". It was compiled by volunteers and printed through on of their yearly grant.

The State held a training workshop for Historic Preservation Commission members throughout the State. Metuchen had the largest contingency present.

Council Minute Approval

Council President Grayzel made a motion to approve the Regular Borough Council minutes of February 16, 2016, Councilwoman Rasmussen second the motion, with all in favor, motion carried, 5-0.

Agenda Session

Council President Grayzel made a motion to open the Agenda Session, second by Councilwoman Rasmussen, with all in favor, motion carried, 5-0.

Mayor Cammarano noted that Resolution 2016-71 had been received by all the Councilmembers earlier today and has been added to the Consent Agenda section for approval.

With no further actions taken Mayor Cammarano asked for a motion to close the agenda session.

Council President Grayzel made a motion to close the Agenda Session, second by Councilwoman Rasmussen, with all in favor, motion carried, 5-0.

Public Comment

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

Daniel Lebar, 581 Middlesex Avenue, Metuchen wanted to note that the Penn Ave. crossing fixture that is still in place is working. He hopes that the repairs to the pole that is down will be repaired quickly. Mayor Cammarano reported on the status of the repair. The parts have been ordered and they are looking at least 10-15 days for the arrivals of the parts.

Ali Ahmad, 102 Main Street, Metuchen would like it to be noted that a street light on Wilson Place has been off for 10 years. He has also requested two years ago that the Borough to look at a tree in front of his home that has been dead. Today, they started to cut the limbs but had to leave and he hopes that they will be coming back to finish the job. He also asked who to talk to about a ticket he received on Wilson Place. The ticket was for parking within the 50 feet of the stop sign. Mayor Cammarano stated that Mr. Ahmad will have to talk to the Court about the ticket.

Todd Pagel, 313 Midland Avenue, Metuchen thanked Ms. Maier and Chief Irizarry for moving forward with the introduction of Ordinance 2016-07. He is very pleased that stop signs will be installed on Midland Avenue.

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

Communications Consent Agenda – Items A

Council President Grayzel made a motion to move Communication Consent Agenda, Items A, Councilman Muldoon second the motion, with all in favor, motion carried, 5-0

- A. Receive and Accept Traffic & Transportation Meeting Minutes of January 13, 2016

Reports of Councilmembers

Mayor Cammarano opened Reports of Councilmembers.

Council President Grayzel –

- March is Pedestrian Safety Month in Metuchen. The Traffic and Transportation Commission held a Kick-off for the Street Smart Campaign in Borough Hall on Friday, March 4th. Representative of the organizations that are part of the Street Smart Coalition attended. The organization includes the Metuchen YMCA, Metuchen Volunteer First Aid Squad, Bike Walk Metuchen, BIL, the Stroller Moms and the Metuchen Auxiliary Police. Michele Collorec

Dellaventura, Co-Chair of Traffic & Transportation, hosted the meeting and the event was run by the leader of Metuchen's local Street Smart Jason Delia. There were many other officials involved in getting this campaign started and the event was a huge success. For more information on Street Smart and Pedestrian Safety Month please go to the Public Traffic & Transportation page on Facebook.

- The TV & Technology Advisory Committee met last week and made a formal recommendation to pass an Ordinance to require Cablevision to provide its phone number for billing inquiries instead of the Borough Clerk's phone number. The phone number for billing questions is 888-276-5255.
- The Arts Council met and wants to remind residents of the Mud Making Magic Project continuation. The weekends are March 12, 13 and 19 and 20. Saturdays are from 10 AM -12 noon and Sundays are 1PM - 3 PM. Tickets are \$25.00 and can be purchased from Nancy Goldberg at 732-632-8502 or from any Arts Council members.

Councilwoman Inserro –

- Senior Center is announcing that next week on March 16th, the seniors are invited to the dress rehearsal of the annual spring Metuchen High School Musical, the Wizard of Oz. Seating is restricted, so to reserve your seats call 732-632-8524 as soon as possible.
- Tax Assistant is now available for eligible seniors on Tuesdays and Thursdays at 9, 10 & 11 AM. Call 732-632-8524 to make an appointment. There is a notice on the Borough website looking for volunteers to help prepare taxes for the seniors. If you are interested in helping please check the Borough website for more information.
- Metuchen Municipal Alliance is meeting on Thursday. There are about 15 families that are participating in the Family Night Out program at Edgar School. Save the Date for Friday, April 15, 2016 for the Annual Magic Show, this is a fundraiser for the Alliance. The doors open around 6:00 - 6:30 PM for the show.

Mayor Cammarano informed that the heat at the Senior Center has been repaired and is functioning again and the temporary heating systems have been removed.

Councilman Leibfried –

- The Library Board of Trustees will be meeting tomorrow night at 7:00 PM at the Library.
- The Pool Commission will be meeting on March 14th at 7:30 PM at Borough Hall.

Councilman Muldoon –

- Parking Authority initiated a project to create of signage in Way-Finding Systems to help residents, visitors, commuters, shoppers and pedestrians to find important sights in Metuchen and locate the various parking facilities.
- On March 2nd, a Kick-off meeting was held at Borough Hall that was run by the design vendor Studio L'Image that the Parking Authority hired to create the signage system. The meeting was well attended by different Committees/Commissions to give their input to help the Studio to create a well-rounded system. The Studio will come back with three different designs concepts to present to the Parking Authority.

Councilwoman Rasmussen –

- Shade Tree will be sending out postcards to residents where the Commission would like to plant trees in order to initiate discussions with the property owners. If you would like a tree and do not receive a postcard contact Dorothy at drasmussen@metuchen.com.
- The Chamber of Commerce has a few events coming up: April 16, 2016 is the Town Wide Garage Sale (Rain date: April 17, 2016). The cost is \$15.00 per household. If you join the

Chamber as a Family member, the Garage Sale is free plus you will receive a \$20.00 Chamber gift card. The 24th annual Gold Outing is May 2, 2016. The information is on the website.

Councilman Wallace – No report at this time.

Reports of Officers

Denis Murphy, Esq. – No report at this time.

Jennifer Maier, Administrator –

- The Borough received the proposal from Parson Brinckerhoff, the engineering firm that will be doing the drawings for the blinking crosswalk grants. That amount that gets paid to PB will be reimbursed by the NJDOT
- Metuchen sent in the Community Development Block Grant (CDBG) request for Olmezar Park for handicapped accessibility, It includes handicapped parking spaces and pathways that will allow maneuverability between the equipment and paths.
- The Borough chaired a meeting with the National Park Service to discuss the potential extension of the Middlesex Greenway to the other boarder of Metuchen and possibly a safer crossway where the current trail at Trailhead Park hits Middlesex Avenue. They also discussed programing at Trail Head Park to add amenities and possibly a Kayak trial on Dismal Brook.
- Keep Middlesex Moving held a school travel plan meeting at Campbell School to encourage more walking and biking to and from school. Walk routes are being reviewed.
- Ms. Maier attended the Edison/Metuchen Dog Park meeting to discuss the layout of the site and the sequence of the work and waterline installation. The work has started already on the site.
- On March 9th, there is a Complete Streets meeting from 7 PM to 9PM to discuss the entire Borough and what can be done for pedestrian, bike and handicapped accessibility to make the streets safer, to make it easier to move around and to make it fewer cars centric and more people centric.
- March 15, 2016, The Chamber of Commerce will be hosting a meeting at Borough Hall on “How to Start a Business” from 8 AM to 9:30 AM. For more information visit the website and Facebook.
- A pre-construction meeting will be held on March 16, 2016 with DeFino, the contractor for Bridge Street and New Durham Road projects. The anticipation is for the project to begin sometime in the beginning of April, weather depending.
- The County is going to have a Health Village at Trail Head Park. Ms. Maier will be receiving a flyer on that and will be bringing it back to Council when she receives that information. It will also be posted on the website and Facebook.
- FEMA approved the 2016 Middlesex County Hazard Mitigation Plan that Metuchen submitted information regarding what Metuchen’s needs are in terms to hazard mitigation.

Councilman Muldoon asked that Ms. Maier clarify what the Road project is for.

Ms. Maier stated that it was to repave Bridge Street and put sidewalks from Bridge Streets to Michael Drive (Trail Head Park entrance).

Report of Mayor

Fire Department is going through a review and evaluation by a consultant looking at the recruitment and retention needs for the Fire Department and what it will take for Metuchen to maintain the Fire Department. Upon the completion of the report, it will be presented to the Borough Council with the Consultant’s recommendations for their review.

The Fire House Taskforce's next step is to review the needs going forward for the Fire Department and what their duties entail now and combine it with the report with from the Consultant on recruitment and retention as well as the report on the Fire House to determine where to go for the future.

The other issue that is being looked at is the potential of banning trucks from utilizing Main Street for the entire length. There is a preliminary report and will continue to go through the process which is extremely lengthy and detailed. Delivery trucks will always be allowed to travel Main Street to deliver goods to the businesses in Town.

New Business – Resolutions 2016-62 through 2016-71

Council President Grayzel moved New Business Consent Agenda – Resolutions 2016-62 through 2016-71 for approval, second by Councilwoman Rasmussen, with all in favor, motion carried, 5-0

RESOLUTION 2016-62

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

RESOLUTION APPROVING SUBMISSION OF THE 2015 TONNAGE REPORT

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection and Energy is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Metuchen that the Borough of Metuchen endorses the submission of the recycling tonnage grant application for the year **2015** to the New Jersey Department of Environmental Protection and Energy and designates Fred Hall to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling

RESOLUTION 2016-63

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

**RESOLUTION AUTHORIZING SUBMISSION OF THE 2016 COMMUNITY DEVELOPMENT
BLOCK GRANT APPLICATION**

WHEREAS, the Metuchen Community Development Advisory Committee met and made a recommendation for the use of the 2016-17 Community Development Block grants funds to provide for the ADA Compliance for Olmezer Park improvements in the Borough of Metuchen,

WHEREAS, the needs identified by the Metuchen Community Development Advisory Committee concerning the above referenced improvements are applicable to the ADA Accessibility requirements and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that on the basis of input from the Metuchen Community Development Advisory Committee and the input from the public hearing, the Borough Administrator is hereby authorized to prepare an application to be submitted for the utilization of the 2016-2017 Community Development Block Grant to provide for the ADA Accessibility at Olmezer Park in the designated target area in the Borough of Metuchen.

RESOLUTION 2016-64

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

**REFUND OF OTHER FEES & PERMITS – ELECTRICAL & FIRE PERMIT #15-0729
JUST THOUGHT OF IT CONSTRUCTION**

WHEREAS, Just Thought of it Construction, 1 Sampson Street, Metuchen, NJ 08840 made payment on September 15, 2015 for renovations, of which \$100 was paid for an Electrical and Fire Permit fee, for a project at 22 Beverly Court; and

WHEREAS, the homeowner no longer wishes to have the electrical work performed and the smoke detectors installed; and

WHEREAS, pursuant to Ordinance #2015-07 a 20% plan review fee of \$20.00 shall be deducted from the total 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 Just Thought of it Construction, 1 Sampson Street, Metuchen, NJ 08840, in the amount of \$80.00 for an Electrical and Fire Permit fee.

RESOLUTION 2016-65

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

**REFUND OF OTHER FEES & PERMITS – BUILDING PERMIT #15-0518
VIVINT SOLAR**

WHEREAS, Vivint Solar, 2400 Main Street Extension, Suite 6 & 7, Sayreville, NJ 08872 made payment on July 2, 2015 in the amount of \$404.00 for an Electrical and Building Permit fee for the installation of solar panels to be performed at 115 High Street; and

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

WHEREAS, the DCA (*State*) fees of \$79.00 are non-refundable; and

WHEREAS, pursuant to Ordinance #2015-07 a 20% plan review fee of \$65.00 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 Vivint Solar, 2400 Main Street Extension, Suite 6 & 7, Sayreville, NJ 08872 in the amount of \$260.00 for an Electrical and Building Permit fee which is minus the 20% for plan review fee that is non-refundable per Ordinance #2015-07.

RESOLUTION 2016-66

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

**REFUND OF OTHER FEES & PERMITS – BUILDING PERMIT #15-0959
SOLAR CITY**

WHEREAS, Solar City, 9 Corporate Drive, Cranbury, NJ 08512, made payment on December 8, 2015 in the amount of \$531.00 for an Electrical and Building Permit fee for the installation of solar panels to be performed at 30 Kelly Street; and

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

WHEREAS, the DCA (*State*) fees of \$47.00 are non-refundable; and

WHEREAS, pursuant to Ordinance #2015-07 a 20% plan review fee of \$96.80 shall be deducted from the total 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 Solar City, 9 Corporate Drive, Cranbury, NJ 08512, in the amount of \$387.20 for an Electrical and Building Permit fee which is minus the 20% for plan review fee that is non-refundable per Ordinance #2015-07.

RESOLUTION 2016-67

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

RESOLUTION ESTABLISHING BANK SIGNATORIES FOR THE MUNICIPAL COURT

WHEREAS, Revised Statute NJSA 40:3-25 provides that moneys held in any separate fund, i.e., General Account, Capital Fund, Trust Account and all Escrow Accounts, shall be treated as moneys held in trust and shall not be diverted to any other purpose;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Metuchen, County of Middlesex and State of New Jersey that the TD Bank Court General and Court Bail Account , and that the custodian shall be Rebecca Cuthbert, Chief Financial Officer. All disbursements for these accounts shall be made by checks signed by:

Municipal Judge James Graziano
Court Administrator
Deputy Court Administrator Barbara D. Stone

RESOLUTION 2016-68

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND
#2015-76 – 25 PEARL STREET – FRED M. SCHIAVONE CONSTRUCTION, INC.**

WHEREAS, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Fred M. Schiavone Construction Inc. as the required Performance Guarantees for Street Opening Bond #2015-76 - 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: Fred M. Schiavone Construction, Inc., P.O. Box 416, Malaga, New Jersey 08328 as recommended by the Director of Public Works.

RESOLUTION 2016-69

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND
#2015-77 – DURHAM AVENUE – MELICK-TULLY & ASSOCIATES, P.C.**

WHEREAS, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Melick-Tully & Associates, P.C. as the required Performance Guarantees for Street Opening Bond #2015-77 - Durham 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 2016-70

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

RESOLUTION AMENDING 2016 TEMPORARY BUDGET

WHEREAS, N.J.S.A. 40A:4-19 of the Local Budget Act provides that temporary appropriations shall be made for the purposes and amounts required in the manner and time therein provided;

NOW, THEREFORE BE IT RESOLVED that the following additional temporary emergency appropriations shall be made for the year 2016, effective March 7, 2016:

Mayor & Council	OE	250.00
Library Consortium	OE	400.00
Streets & Roads	OE	20,000.00
	TOTAL	20,650.00

RESOLUTION 2016-71

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

RESOLUTION AUTHORIZING THE CANCELLATION OF TAX SALE LIEN

WHEREAS, the Tax Collector has calculated and 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>
11-00004	91/17.01	552-566 Middlesex Avenue	Garden State Tax Liens LLC

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

Other New Business

Council President Grayzel made a motion to approve R2016-72; authorizing the Payment of the Bill List in the amount of \$3,806,600.21, second by Councilwoman Rasmussen, with all in favor, motion carried, 5-0.

RESOLUTION 2016-72

*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 **\$3,806,600.21**

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.

Appointment

Mayor Cammarano made a recommendation to appoint Roman Stefaniw to the Arts Council with a term expiring on December 31, 2018. Council President Grayzel made a motion to accept the recommendation, second by Councilman Leibfried; Councilwoman Rasmussen is abstaining from the vote, with all others in favor, motion carried, 4-0-1.

Ordinance – Introduction

Ordinance 2016-07

Council President Grayzel moved Ordinance 2016-07 to be introduced and be taken up on first reading, second by Councilwoman Rasmussen, with all in favor, motion carried, 5-0.

Council President Grayzel asked that the Ordinance be read by title only.

Borough Clerk read the Ordinance by title only:

An Ordinance Amending the Code of the Borough of Metuchen, Chapter 185, Vehicles and Traffic, Section 23, Multiway Stop Intersections

Council President Grayzel moved Ordinance 2016-07 be passed on first reading, be published according to law and a public hearing be set down for Monday, March 21, 2016, second by Councilwoman Rasmussen.

Mayor Cammarano asked for a roll call vote.

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

Ordinance 2016-07 was passed on first reading and be published according to law, 5-0.

ORDINANCE 2016-07

*BOROUGH OF METUCHEN
COUNTY OF MIDDLESEX
STATE OF NEW JERSEY*

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 185, VEHICLES AND TRAFFIC, SECTION 23, MULTIWAY STOP INTERSECTIONS

BE IT ORDAINED, by the Mayor and Council of the Borough of Metuchen, County of Middlesex, State of New Jersey, that:

SECTION 1. Section 185-23 is hereby supplemented, amended and revised to reflect:

Midland Avenue and University Avenue: stop signs shall be installed on all approaches;
and

Midland Avenue and Harvard Avenue: stop sign shall be installed on all approaches

SECTION 2. In accordance with N.J.S.A. 39:4-197(1)j., the Borough Engineer has certified (attached hereto and made a part thereof) the following information regarding the Maple Avenue & Center Street and West Chestnut Avenue & Center Street intersections: (i) that all intersecting streets are under municipal jurisdiction; (ii) that both intersections are within 500 feet of a school, or a playground or a youth recreational facility as defined therein; and (iii) the intersections are on streets contiguous to a school, or playground or youth recreational facility.

SECTION 3. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to effect the operation of any other portion thereof, which shall remain in full force and effect.

SECTION 4. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. This Ordinance shall take effect immediately upon final passage and publication according to law.

Ordinance 2016-08

Council President Grayzel moved Ordinance 2016-08 to be introduced and be taken up on first reading, second by Councilwoman Rasmussen, with all in favor, motion carried, 5-0.

Council President Grayzel asked that the Ordinance be read by title only.

Borough Clerk read the Ordinance by title only:

An Ordinance Amending Ordinance 2015-01, Entitled “an Ordinance Granting Municipal Consent for the Operation of a Cable Television System within the Borough of Metuchen, New Jersey To CSC TKR, LLC D/B/A Cablevision of Raritan”, Designating the Office of Cable Television as the Complaint Officer.

Council President Grayzel moved Ordinance 2016-08 be passed on first reading, be published according to law and a public hearing be set down for Monday, March 21, 2016, second by Councilwoman Rasmussen.

Mayor Cammarano asked for a roll call vote.

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

Ordinance 2016-08 was passed on first reading and be published according to law, 5-0.

ORDINANCE 2016-08

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

AN ORDINANCE AMENDING ORDINANCE 2015-01, ENTITLED “AN ORDINANCE GRANTING MUNICIPAL CONSENT FOR THE OPERATION OF A CABLE TELEVISION SYSTEM WITHIN THE BOROUGH OF METUCHEN, NEW JERSEY TO CSC TKR, LLC D/B/A CABLEVISION OF RARITAN”, DESIGNATING THE OFFICE OF CABLE TELEVISION AS THE COMPLAINT OFFICER.

WHEREAS, the Borough of Metuchen by way of Ordinance No. 2015-01, granted municipal consent for the operation of a cable television system within the Borough of Metuchen to CSC TKR, LLC D/B/A Cablevision of Raritan; and

WHEREAS, pursuant to the terms of 2015-01, the Borough designated the Borough Municipal Clerk as the designated “Complaint Officer” for the Borough pursuant to *N.J.S.A. 48:5A-26*; and

WHEREAS, the Borough has determined that it would be more effective and in the best interest of the Borough and its residents to designate the Office of Cable Television as the “Complaint Officer” for the Borough of Metuchen.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Metuchen, County of Middlesex, State of New Jersey, that it hereby amends, Section 14 of Ordinance No. 2015-01 entitled, Designation of a Complaint Officer” to state follows:

SECTION 14. DESIGNATION OF COMPLAINT OFFICER

The Office of Cable Television is hereby designated as the complaint officer for the Borough pursuant to the provisions of *N.J.S.A. 48:5A-26*. All complaints shall be reviewed and processed in accordance with *N.J.S.A. 48:5A-26* and *N.J.A.C. 14:17-6.5*.

BE IT FURTHER ORDAINED that the remaining sections and provisions of Ordinance 2015-01 not mentioned herein shall remain in full force and effect; and

BE IT FURTHER ORDAINED by the Council of the Borough of Metuchen that all Ordinances or parts of Ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon the passage and publication and as required by law.

Public Session

Mayor Cammarano opened Public Session to anyone wishing to speak on new items only.

Barbara McManus, 400 Midland Ave, Metuchen asked how it is determined where stop signs are to be located. She wants to know if speed bumps have ever been considered. She also asked if the curbs will be painted yellow to denote the 50 feet requirement of no parking zone.

Mayor Cammarano addressed her questions on how the location is determined. He stated that is up to the Police and Traffic Officer to make the recommendation to the Borough Council. He stated that speed bumps present a multitude of problems from noise; it makes plowing very difficult and there were many complaints when speed bumps were installed in the neighborhoods. The curbs will be painted yellow to denote the 50 feet from the stop sign.

Daniel Lebar, 581 Middlesex Avenue, Metuchen spoke in regard to pedestrians stating that Keep Middlesex Moving has reflective items for pedestrians. Metuchen should reach out to them to see what they can provide.

Mr. Lebar spoke on Ordinance 2016-08 and the history of why the complaint officer was instituted. He would like the ordinance to be held until further research can be done.

Bill Allen, Kentner Street, Metuchen spoke that since the ordinance for Noise had been passed, the noise at the railroad has been reduced.

Mr. Allen also addressed an issue at Kentner Park for work to be done there instead of at Olmezar Park. The park hasn't been taken care of for years and it is extremely dangerous with limbs and dead trees ready to fall. Much of the facility is over-run by vegetation.

Mayor Cammarano addressed the issues with all the parks in town. The Borough is looking at a multi-year plan to clean up and maintain the parks. Mr. Cammarano asked that if there are any more concerns please contact the Borough Administrator.

Ms. Maier addressed what maintenance work has been done at Kentnor Park to date.

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

Adjournment

Council President Grayzel made a motion to adjourn the meeting, second by Councilman Leibfried, with all in favor; the meeting was adjourned at 8:59 PM, 5-0.

Respectfully Submitted,

Borough Council Meeting
February 16, 2016

Susan D. Jackson, RMC
Metuchen Borough Clerk