

BOROUGH OF METUCHEN COUNCIL MINUTES
September 6, 2016
7:30 PM

The Regular Meeting of the Borough Council was held in the Council Chambers of Borough Hall on Tuesday, September 6, 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 Councilwoman Rasmussen and followed by the Pledge of Allegiance.

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

Agenda Session

Council President Grayzel made a motion to open the Agenda Session, second by Councilwoman Rasmussen, with all in favor, motion carried, 6-0.

Council President Grayzel made a motion to amend the agenda to add Resolution 2016-217, Resolution to Establish Borough of Metuchen Creative Team 2016, to the consent agenda. With all in favor R2016-217 has been added to the Consent Agenda.

Council President Grayzel asked that the agenda to be amended to authorize a presentation by Arts Council Chair Grace Shackney on an upcoming event in town after the Agenda Session. With all in favor, the presentation has been added.

Council President Grayzel asked to amend the agenda session to ask Councilwoman Inserro to make a special public announcement after the presentation from Grace Shackney.

Councilman Leibfried stated that the pedestrian crosswalk signals are malfunctioning and asked if there is any progress to fix this problem. Ms. Maier stated that work has been done on the light but circuit boards had to be ordered which will be installed on Wednesday.

Mayor Cammarano asked to have the Borough Attorney explain the Developer's Agreement Resolution on the agenda. Mr. Murphy explained the details of R2016-215 authorizing an amendment to the Developer's Agreement between District of Metuchen LLC, Bluestone 31st Street LLC, District of Metuchen 2 LLC and Metuchen Borough. This doesn't replace the original Developer's Agreement it is just an amendment adding the conditions of the March 17, 2016 Planning Board Resolutions.

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 Councilman Leibfried, with all in favor, motion carried, 6-0.

Regular Meeting

Grace Shackney, Arts Council Chair, promoted a free out-door Dance Program called “Rapture for a Season” performed by DanceSpora – which celebrates nature and the Greenway movement. It will be held on Sunday, September 18th at 3:00pm at Tommy’s Pond, Lake Avenue, Metuchen. The rain date will be September 25th. For more information go to www.metuchenartscom.

Councilwoman Inserro made a special announcement:

“In the beginning I said something like “an announcement many years in the making”

I’m pleased to report that after a nationwide search the Metuchen Downtown Alliance has hired its first executive director.

Isaac Kremer is a nationally recognized expert in the Main Street Approach® to commercial district revitalization. He has nearly two decades of experience working with Main Street and historic preservation organizations in Michigan, New York, Texas, Kentucky, and now Metuchen, New Jersey.

He starts this week and is coming to us from Discover Downtown Middlesboro in Kentucky, where he was Executive Director for about four years.

Over the course of his career Kremer secured over \$1.28 million in grants and has leveraged over \$25 million of investment. His work has been highlighted in numerous national conferences and publications by the Appalachian Regional Commission, Citizens’ Institute on Rural Design, National Main Street Center, The Conservation Fund, and the US Environmental Protection Agency.

His education and training includes a M.A. in Historic Preservation Planning from Cornell University, and a B.A. in Economics and Management. Kremer has had additional training in historic preservation tax credits, historic real estate finance, economic development, community philanthropy, and the ‘How to Turn a Place Around’ training from the Project for Public Spaces.

I would like to give a special thank you to Jan Margolis for leading this effort as well as MDA Chairman Eric Berger, board members Ruchir Mewalawala, Councilman Jay Muldoon, board member Grace Shackney and Chris Crane, and anyone who had input into this process, including Jef Buehler, the manager of the entire NJ Main Street program.”

She would like Mr. Kremer to come to a future Council meeting to be introduced to the Mayor and Councilmembers. Mayor Cammarano agrees that it will be beneficial.

Council President Grayzel wanted to thank Councilmembers Inserro and Muldoon for all their efforts and hard work in making the MDA concept come a reality.

Council Minutes

Council President Grayzel made a motion to approve the Borough Council minutes of August 15, 2016

Council President Grayzel made a motion to pass Ordinance 2016-21 on second reading and be published according to law, second by Councilman Leibfried.

Mayor Cammarano asked for a roll call vote.

Councilman Muldoon made a comment before he voted. He would like to consider an evaluation system be put in place in order to reward employees accordingly.

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

Ordinance 2016-21 was adopted, 6-0

ORDINANCE 2016-21

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

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

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

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

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

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

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

Section 6 –

3. No officer or employee shall be paid at a base rate which is above the maximum rate for any salary range in any of the aforementioned groups. Unless otherwise provided for all new employees or newly promoted employees shall be paid at the minimum rate of the salary range for the position to which they are hired. However, the Borough Administrator may hire a prospective employee who possesses qualifications that are greater than the minimum qualifications for the position at a rate above the minimum rate, but in no case shall a new employee be hired at a rate which is greater than that of a current employee in the same group.
4. If any portion of this ordinance is in conflict with any portion of a collective bargaining agreement, then the collective bargaining agreement shall take precedence.
5. All ordinances and parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.
6. This ordinance shall take effect after its publication according to law and the amendments contained herein shall be retroactive to January 1, 2016.

Communications Consent Agenda – Items A - F

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

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

Reports of Councilmembers

Mayor Cammarano opened Reports of Councilmembers.

Council President Grayzel –

- No report at this time.

Councilwoman Inserro –

- Board of Health met and appointed Susan Jackson, Borough Clerk, as Registrar. They also spoke about updating the dog licensing ordinance to reflect the current fees.

- Metuchen Municipal Alliance meets this Thursday. They will be working on Town Talks program. They have received a grant for this program.
- Senior Inc.'s fundraiser is on Sunday, October 23, 2016 at 1:00pm at the High School. Proceeds from the annual event benefit programs at the Metuchen Senior Center.

Councilman Leibfried –

- Metuchen Pool ended a fantastic season yesterday. He thanked the staff for their hard work throughout the summer. Fall and Spring capital improvements will be moving forward at the pool with a new pool deck for the baby pool, a center fountain and playground will be completed for the 2017 season.
- The Library Strategic Plan is in the final stages. They continue to research funding opportunities for future renovation of the lower level of the Library.

Councilman Muldoon –

- No report at this time.

Councilwoman Rasmussen –

- The Development Commission did not meet this month.
- Shade Tree Commission is meeting upstairs right now.
- Environmental Commission/Green Team will be finalizing the Sustainable Jersey application this weekend. She explained what Sustainable Jersey does for and with communities and what it means to receive recognition from Sustainable Jersey. She gave a big thank you to all that have been working with them throughout the year and on this application.

Councilman Wallace –

- No report at this time.

Reports of Officers

Denis Murphy, Esq. –

- No report at this time.

Jennifer Maier, Administrator –

- This Wednesday, there will be a Complete Street's Steering Committee meeting which will lead to a public meeting on September 21st at 7:00pm, location to be announced.
- Rental Rehab manual will be completed for the next Council meeting and the first draft manual will be available Thursday next week.
- A program called "Get Up, Get Out, Meet the Greenway" will be on Saturday from 8:30am to noon starting at the Greenway at Trailhead Park.
- Styrofoam packing material will be continued to be collected at the DPW.
- 287/27 Interchange Problem Statement will be submitted on Wednesday to NJDOT.
- Ms. Maier updated the rat issue – there were reports from residents that they found rat holes on their property. Most have hired private exterminators. Ms. Maier also asked residents who see rats to please contact her as soon as possible and hire private exterminators if they find rat burrows on their properties. DPW walked Myrtle Park and Charles Field and found no rat burrows.
- All purchase orders have been prepared to purchase materials for all the Park rehabs. Center Street Park will be started this week.

Report of Mayor –

- Mayor reminded everyone that on September 16th and 17th the Vietnam Veterans Chapter in town will be holding their Annual POW MIA Vigil. It is a two day event at Memorial Park. Opening ceremonies will be held on the 16th and closing ceremonies will be on the 17th at 10:00am.
- Mayor Cammarano addressed questions on A&P Liquors. The land lease was purchased by CVS Pharmacy. The liquor license was bought by a different entity. At this time there isn't much information from either company as to the plan for the property or license.

New Business – Resolutions 2016-198 through 2016-215 and R2016-217

Council President Grayzel moved New Business Consent Agenda – Resolution 2016-198 through R2016-215 and R2016-217, second by Councilwoman Rasmussen, with all in favor, motion carried, 6-0

Ms. Maier made one more announcement that at 9:00am there will be an electric car demonstration event at the Farmer's Market. Please come out.

RESOLUTION 2016-198

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

RESOLUTION AMENDING CERTAIN SALARIES

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

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

GROUP II - PART TIME OFFICERS AND EMPLOYEES

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

B. 2.0% increase on 2015 base salary:

| | |
|---------------------------------|----------------------------|
| Video Coordinator | Fire Subcode Official |
| Asst. Video Coordinator | Fire Inspectors |
| Bus Drivers | Building Subcode Official |
| Part-Time Clerk and Secretaries | Building Inspector |
| Construction Official | Alternate Subcode Official |
| Plumbing Subcode Official | Alternate Inspectors |

Plumbing Inspector
Electrical Subcode Official
Electrical Inspector

Janitors, Firehouse
School Crossing Guards
Zoning Officer - (2016 Base
Adjustment with 2% Increase)
Fire Official

Fire Department/Fire Prevention Secretary

GROUP III - RECREATIONAL SEASONAL EMPLOYEES

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

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

GROUP IV - SEASONAL EMPLOYEES/POOL

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

| | |
|--|-------------|
| Swim Instructor (2 nd & 3 rd year) | \$ 7.00/hr |
| Swim Instructor (4 th year & up) | \$ 7.50/hr |
| Head Maintenance | \$ 9.00/hr |
| Maintenance, Laborer (first year) | \$ 6.25/hr |
| Maintenance, Laborer (2 nd & 3 rd) | \$ 6.50/hr |
| Maintenance, Laborer (4 years & up) | \$ 7.00/hr |
| Gate Attendants (1 st year) | \$ 6.00/hr. |
| Gate Attendants (2 nd and 3 rd years) | \$ 6.25 /hr |
| Gate Attendants (4 th year & up) | \$ 7.00 /hr |
| Head Gate Attendant (1 st and 2 nd year) | \$ 8.00/hr. |
| Head Gate Attendant (3 rd year and up) | \$ 8.25/hr. |

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

GROUP V – FULL TIME OFFICERS AND EMPLOYEES

2.0% increase on 2015 base salary:

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

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

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

RESOLUTION 2016-199

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

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

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

WHEREAS, the NJDOT has proposed to replace the current bridge with a high level fixed structure, and, during construction, all lanes and sidewalk will be closed for approximately two months to

traffic and pedestrians during actual bridge replacement and then one lane to be open thereafter until construction has been completed.

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

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

RESOLUTION 2016-200

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

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

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

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

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

RESOLUTION 2016-201

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

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

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

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

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

RESOLUTION 2016-202

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

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

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

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

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

RESOLUTION 2016-203

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

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

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

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

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

RESOLUTION 2016-204

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

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

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

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

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

RESOLUTION 2016-205

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

RESOLUTION AUTHORIZING REFUND OF PREVIOUSLY CANCELLED TAXES

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

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

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

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

RESOLUTION 2016-206

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

RESOLUTION AUTHORIZING BOND ANTICIPATION NOTES IN THE SUM OF \$2,412,850 AUTHORIZED BY TWO BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE VARIOUS IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF METUCHEN, COUNTY OF MIDDLESEX, NEW JERSEY, AND PROVIDING FOR OTHER DETAILS OF SAID ISSUE

WHEREAS, the Borough Council of the Borough of Metuchen, County of Middlesex, New Jersey (the "Borough") has heretofore adopted bond ordinances numbered 2016-16 and 1016-17 authorizing bonds to finance part of the costs of the construction and acquisition of various improvements in, by and for the Borough (collectively, the "Ordinances"); and

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

WHEREAS, it is advisable and in the best interests of the Borough, for the purpose of the orderly marketing of said notes and for other financial reasons, to combine the notes authorized under the Ordinances into one issue in an aggregate principal amount of not more than \$2,412,850 (collectively, the "Notes") pursuant to the Local Bond Law; now, therefore,

BE IT RESOLVED by the BOROUGH COUNCIL OF THE BOROUGH OF METUCHEN, in the County of Middlesex, New Jersey as follows:

SECTION 1. That the Notes shall be issued as one issue and at such time as shall be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer") and shall be in such denomination or denominations, shall bear such number or numbers, such date or dates of issue and maturity, and such rate or rates of interest, as may be determined in the manner and in accordance with the applicable provisions of the Local Bond Law. The Notes shall be entitled "Bond Anticipation Notes, Series 2016A" or any other designation determined by the Chief Financial Officer.

SECTION 2. That all of the Notes shall be signed by the manual or facsimile signatures of the Mayor of the Borough and the Chief Financial Officer and the corporate seal of the Borough shall be affixed thereto, attested by the manual signature of the Clerk of the Borough, and shall be payable, both as to principal and interest, to the purchaser thereof, and shall be in substantially the form as attached hereto as Exhibit A and made a part hereof.

SECTION 3. That the Chief Financial Officer be and she is hereby authorized and directed to determine all matters in connection with the Notes not determined by this or a subsequent resolution and her signature upon the Notes shall be conclusive as to such determinations.

SECTION 4. That the Chief Financial Officer be and she hereby is authorized to take all actions necessary to sell the Notes at public or private sale in such amounts as she may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

SECTION 5. That the Chief Financial Officer be and she is hereby authorized and directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this resolution is made, such report to include the principal amount, description, interest rate, and maturity of the Notes sold, the price obtained and the name of the purchaser.

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

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

SECTION 8. That any instrument issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's full faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

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

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

SECTION 11. That this resolution shall take effect immediately.

RESOLUTION 2016-207

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

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

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

| ESCROW ACCOUNT | AMOUNT | DEPOSITOR |
|---------------------------|---------------|---------------------------|
| OT 097 | 390.00 | Underground Services Inc. |

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

RESOLUTION 2016-208

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

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

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

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

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

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

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

RESOLUTION 2016-209

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

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

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

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

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

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

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

RESOLUTION 2016-210

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

RESOLUTION TO INCREASE 2015 TAXES – STATE TAX COURT APPEAL

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

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

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

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

RESOLUTION 2016-211

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

RESOLUTION TO TRANSFER 2016 TAXES FOR PARCELS RENUMBERED OR RENAMED

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

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

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

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

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

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

| | | | |
|--------------|------------------|------------|--------|
| 160.1/45 | 57 Main Street | (6.62) | 3/2016 |
| 160.01/45 | 57 Main Street | 3,682.39 | 3/2016 |
| 160/23.4 | 15 Sheridan Ave | (3,352.76) | 1/2016 |
| 160/23.4 | 15 Sheridan Ave | (3,352.76) | 2/2016 |
| 160/23.04 | 15 Sheridan Ave | 6,705.52 | 3/2016 |
| 160/23.3 | 95 Main Street | (3,819.64) | 1/2016 |
| 160/23.3 | 95 Main Street | (3,819.63) | 2/2016 |
| 160/23.03 | 95 Main Street | 7,639.27 | 3/2016 |
| 154.7/10 | 30 Kelly Street | (5,077.80) | 1/2016 |
| 154.7/10 | 30 Kelly Street | (5,077.80) | 2/2016 |
| 154.07/10 | 30 Kelly Street | 10,155.60 | 3/2016 |
| 154.6/68 | 238 Rose Street | (2,962.06) | 1/2016 |
| 154.6/68 | 238 Rose Street | (2,962.04) | 2/2016 |
| 154.06/68 | 238 Rose Street | 5,924.10 | 3/2016 |
| 154.4/7 | 18 Poplar Street | (4,372.55) | 1/2016 |
| 154.4/7 | 18 Poplar Street | (4,372.55) | 2/2016 |
| 154.04/7 | 18 Poplar Street | 8,602.50 | 3/2016 |
| 154.04/7 | 18 Poplar Street | 142.60 | 4/2016 |
| 154.2/86.7 | 117 High Street | (4,268.18) | 1/2016 |
| 154.2/86.7 | 117 High Street | (4,268.17) | 2/2016 |
| 154.02/86.07 | 117 High Street | 8,315.75 | 3/2016 |
| 154.02/86.07 | 117 High Street | 220.60 | 4/2016 |
| 154.2/86.6 | 115 High Street | (4,358.45) | 1/2016 |
| 154.2/86.6 | 115 High Street | (4,358.44) | 2/2016 |
| 154.02/86.06 | 115 High Street | 8,315.75 | 3/2016 |
| 154.02/86.06 | 115 High Street | 401.14 | 4/2016 |
| 154.2/86.4 | 105 Lake Ave | (4,598.23) | 1/2016 |
| 154.2/86.4 | 105 Lake Ave | (4,598.23) | 2/2016 |
| 154.02/86.04 | 105 Lake Ave | 7,885.63 | 3/2016 |
| 154.02/86.04 | 105 Lake Ave | 1,310.83 | 4/2016 |
| 154.2/86.3 | 103 Lake Ave | (4,558.74) | 1/2016 |
| 154.2/86.3 | 103 Lake Ave | (4,558.73) | 2/2016 |
| 154.02/86.03 | 103 Lake Ave | 8,029.00 | 3/2016 |
| 154.02/86.03 | 103 Lake Ave | 1,088.47 | 4/2016 |
| 154.2/86.2 | 101 Lake Ave | (4,251.25) | 1/2016 |
| 154.2/86.2 | 101 Lake Ave | (4,251.25) | 2/2016 |
| 154.02/86.02 | 101 Lake Ave | 7,742.25 | 3/2016 |
| 154.02/86.02 | 101 Lake Ave | 760.25 | 4/2016 |
| 154.2/86.1 | 99 Lake Ave | (5,388.11) | 1/2016 |
| 154.2/86.1 | 99 Lake Ave | (5,388.11) | 2/2016 |
| 154.02/86.01 | 99 Lake Ave | 10,776.22 | 4/2016 |
| 140/41.2 | 41 Newman Street | (1,946.49) | 1/2016 |
| 140/41.2 | 41 Newman Street | (1,946.49) | 2/2016 |
| 140/41.2 | 41 Newman Street | 3,892.98 | 4/2016 |
| 124.2/5 | 4 Pleasant Place | (2,107.29) | 1/2016 |
| 124.2/5 | 4 Pleasant Place | (2,107.29) | 2/2016 |
| 124.02/5 | 4 Pleasant Place | 4,157.88 | 3/2016 |
| 124.02/5 | 4 Pleasant Place | 56.70 | 4/2016 |
| 124.2/1 | 2 Pleasant Place | (2,509.28) | 1/2016 |

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

RESOLUTION 2016- 212

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

RESOLUTION AUTHORIZING REFUND OF ESCROW BALANCE

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

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

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

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

| ESCROW ACCOUNT | AMOUNT | DEPOSITOR |
|-----------------------|---------------|--|
| 14-1021 E | 648.92 | Total Renal Care Inc. 349 Lake Avenue |
| 14-1021 I | 227.50 | Total Renal Care Inc. 349 Lake Avenue |

RESOLUTION 2016-213

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

RESOLUTION AUTHORIZING REFUND OF PREVIOUSLY CANCELLED TAXES

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

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

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

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

RESOLUTION 2016-214

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

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

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

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

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

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

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

| Block/Lot/Qual | Address | Owner | Amount to Transfer | Quarter of Transfer |
|----------------|-------------------|----------------------|--------------------|---------------------|
| 112/1.3 | 346 Lake Ave | Jojo Auto LLC | (5,359.90) | 1/2016 |
| 112/1.3 | 346 Lake Ave | Jojo Auto LLC | (5,359.90) | 2/2016 |
| 112/2 | Middlesex Ave | Jojo Auto LLC | (1,706.71) | 1/2016 |
| 112/2 | Middlesex Ave | Jojo Auto LLC | (1,706.70) | 2/2016 |
| 112/1.03 | 346 Lake Ave | Jojo Auto LLC | 13,477.25 | 3/2016 |
| 112/1.03 | 346 Lake Ave | Jojo Auto LLC | 655.96 | 4/2016 |
| | | | | |
| 110/30.1 | 663 Middlesex Ave | District at Metuchen | (513.43) | 1/2016 |
| 110/30.1 | 663 Middlesex Ave | District at Metuchen | (513.43) | 2/2016 |
| 110/30.2 | 665 Middlesex Ave | District at Metuchen | (479.57) | 1/2016 |
| 110/30.2 | 665 Middlesex Ave | District at Metuchen | (479.57) | 2/2016 |
| 110/30.3 | 667 Middlesex Ave | District at Metuchen | (433.03) | 1/2016 |
| 110/30.3 | 667 Middlesex Ave | District at Metuchen | (433.02) | 2/2016 |
| 110/30.4 | 669 Middlesex Ave | District at Metuchen | (332.88) | 1/2016 |
| 110/30.4 | 669 Middlesex Ave | District at Metuchen | (332.88) | 2/2016 |
| 110/34 | 3 Central Ave | District at Metuchen | (2,829.47) | 1/2016 |
| 110/34 | 3 Central Ave | District at Metuchen | (2,829.46) | 2/2016 |
| 110/38 | 5 Central Ave | District at Metuchen | (3,166.58) | 1/2016 |
| 110/38 | 5 Central Ave | District at Metuchen | (3,166.57) | 2/2016 |
| 110/39 | 21 Central Ave | District at Metuchen | (9,226.08) | 1/2016 |
| 110/39 | 21 Central Ave | District at Metuchen | (9,226.08) | 2/2016 |
| 110/3 | 655 Middlesex Ave | District at Metuchen | (4,245.61) | 1/2016 |
| 110/3 | 655 Middlesex Ave | District at | (4,245.60) | 2/2016 |

| | | | | |
|---------------|-----------------------|-------------------------|-------------|--------|
| | | Metuchen | | |
| 110/31 | 661-671 Middlesex Ave | District at Metuchen | (2,750.48) | 1/2016 |
| 110/31 | 661/671 Middlesex Ave | District at Metuchen | (2,750.47) | 2/2016 |
| 110/2 By Stip | 645 Middlesex Ave | District at Metuchen | (54,510.94) | 2016 |
| 110/39.01 | Middlesex Ave | District at Metuchen | 86,025.00 | 3/2016 |
| 110/39.01 | Middlesex Ave | District at Metuchen | 16,440.15 | 4/2016 |
| | | | | |
| 83/24 | 656-660 Middlesex Ave | District at Metuchen II | (10,200.74) | 1/2016 |
| 83/24 | 656-660 Middlesex Ave | District at Metuchen II | (10,200.73) | 2/2016 |
| 83/24.01 | 656-660 Middlesex Ave | District at Metuchen II | 20,072.50 | 3/2016 |
| 83/24.01 | 656-660 Middlesex Ave | District at Metuchen II | 328.97 | 4/2016 |
| | | | | |
| 111/2 | 349 Lake Ave | District at Metuchen | (9,120.30) | 1/2016 |
| 111/2 | 349 Lake Ave | District at Metuchen | (9,120.29) | 2/2016 |
| 111/2.01 | 349 Lake Ave | District at Metuchen | 18,240.59 | 3/2016 |
| | | | | |
| | | | | |
| 104/23.3 | Middlesex & Linden | Dorf, M.E. | (937.99) | 1/2016 |
| 104/23.3 | Middlesex & Linden | Dorf, M.E. | (937.98) | 2/2016 |
| 104/24 | 424 Middlesex Ave | Dorf, M.E. | 921.47 | 3/2016 |
| 104/24 | 424 Middlesex Ave | Dorf, M.E. | 954.50 | 4/2016 |
| | | | | |
| 91/15 | 550 Middlesex Ave | Cairo Prop.2 LLC | (1,904.18) | 1/2016 |
| 91/15 | 550 Middlesex Ave | Cairo Prop.2 LLC | (1,904.17) | 2/2016 |
| 91/11 | 544 Middlesex Ave | Cairo Prop.2 LLC | 3,808.35 | 3/2016 |
| | | | | |
| 91/18.5 | William Street | Costello-Runyon | (1,345.62) | 1/2016 |
| 91/18.5 | William Street | Costello-Runyon | (1,345.62) | 2/2016 |
| 91/18.05 | William Street | Costello-Runyon | 2,691.24 | 3/2016 |
| | | | | |
| 90/18.1 | 568 Middlesex Ave | Costello-Runyon | (12,976.60) | |
| 90/18.1 | 568 Middlesex Ave | Costello-Runyon | (12,976.60) | |
| 90/24 | 576 Middlesex Ave | Costello-Runyon | (3,069.25) | |
| 90/24 | 576 Middlesex Ave | Costello-Runyon | (3,069.25) | |
| 90/27 | 584 Middlesex Ave | Costello-Runyon | (3,053.74) | |
| 90/27 | 584 Middlesex Ave | Costello-Runyon | (3,053.73) | |
| 90/34 | 58 Center Street | Costello-Runyon | (1,193.29) | |

| | | | | |
|----------|-----------------------|-----------------|--------------|--|
| 90/34 | 58 Center Street | Costello-Runyon | (1,193.28) | |
| 90/18.01 | 568-584 Middlesex Ave | Costello-Runyon | 40,585.74 | |
| | | | | |
| | | | | |
| | TOTALS | | (204,201.72) | |
| | TOTALS | | 204,201.72 | |
| | | | | |

RESOLUTION 2016-215

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

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

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

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

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

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

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

WHEREAS, subsequent to, and as required by, the Developer’s Agreement, the District at Metuchen II, LLC (Phase II) and the District at Metuchen, LLC and Bluestone 31st Street, LLC, as tenants in common (Phase III) filed an application with the Planning Board for conditional use approval,

preliminary and final major site plan approval with “C” variances and waivers/exceptions for Block 83, Lot 24.01 and Block 111, Lot 2.01, as shown on the official Tax Map of the Borough of Metuchen, located at 660 Middlesex Avenue and 349 Lake Avenue in the Borough of Metuchen, County of Middlesex and the State of New Jersey; and

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

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

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

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

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

RESOLUTION 2016-217

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

RESOLUTION TO ESTABLISH BOROUGH OF METUCHEN CREATIVE TEAM 2016

WHEREAS, the Borough of Metuchen recognizes the need to establish a Creative Team to officially acknowledge our already existing vibrant creative arts culture within the Borough encompassing art, music, and community art with the goal of continuing the vision for the community to determine how arts, culture and the creative arts are harnessed to enhance the well-being of our residents; and

WHEREAS, communities with strong arts culture are more economically successful; and

WHEREAS, the Creative Team will communicate regularly with the Borough to insure that arts initiatives and the creative industries are linked with an exclusive understanding of sustainability, and establish open processes to engage with a broad cross-section of our community and to encourage participation.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Metuchen does hereby establish the Creative Team that will be comprised of the following member groups: Metuchen Recreation Department, Metuchen Arts Council, Junebug Committee, Borough Improvement League, Metuchen Downtown Alliance, and the Metuchen Area Chamber of Commerce.

Other New Business

Council President Grayzel made a motion to approve R2016-216; authorizing the Payment of the Bill List in the amount of \$284,168.86, second by Councilwoman Rasmussen, with all in favor, motion carried, 6-0.

RESOLUTION 2016-216

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

RESOLUTION AUTHORIZING THE PAYMENT OF THE BILL LIST

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the proper warrants be drawn and all bills be paid totaling **\$284,168.86**

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 2016-22

Council President Grayzel moved Ordinance 2016-22 to be introduced and be taken up on first reading, second by Councilwoman Rasmussen, with all in favor, motion carried, 6-0.

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

Borough Clerk read the Ordinance by title only:

Ordinance 2016-22

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

Council President Grayzel moved Ordinance 2016-22 be passed on first reading, be published according to law and a public hearing be set down for Monday, September 19, 2016, second by Councilwoman Rasmussen.

Mayor Cammarano asked for a roll call vote.

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

Ordinance 2016-22 was passed on first reading and be published according to law, 6-0.

ORDINANCE 2016-22

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

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

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

SCHEDULE OF CHARGES

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

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

Public Session

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

Borough Council Meeting
September 6, 2016

Daniel Lebar, 581 Middlesex Avenue, Metuchen, spoke on Ordinance 2016-22. He also spoke on the Sewer Station. He is concerned about the potential increase of flow with the current construction in the Borough. Mayor Cammarano addressed Mr. Lebar's concern. Mr. Lebar also addressed the ordinance for "4 ton and over vehicle" restriction on Bridge Street. Mayor Cammarano addressed his concerns.

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

Councilwoman Inzerro made an announcement that Boyd's Drug Store will be administering Flu Shots and Blood Pressure tests on Thursday, September 15th at the Metuchen Senior Center from 10:00 am to Noon. They will do it again on October 19th. Please take advantage of this program if you are a Senior.

Adjournment

Council President Grayzel made a motion to adjourn the meeting, second by Councilman Leibfried, with all in favor; the meeting was adjourned at 8:19 pm, 6-0.

Respectfully Submitted,

Susan D. Jackson, RMC
Metuchen Borough Clerk