

**BOROUGH COUNCIL AGENDA
REGULAR MEETING OCTOBER 3, 2022
7:30 P.M.**

Reading Of Sunshine Notice

Flag Salute

Roll Call

Agenda Session

Public Comment

Borough Council Meeting Minutes

Approval of Borough Council Meeting Minutes of September 12, 2022

Communications Consent Agenda – Items A-F

- A. Receive and Accept Parade Commission Meeting Minutes of September 12, 2022
- B. Receive and Accept Traffic & Transportation Committee Meeting Minutes of June 8 and July 13, 2022
- C. Receive and Accept Resignation of Jane Leal from the Parking Authority
- D. Receive and Approve Block Party/Street Closing for Carson Avenue on October 22, 2022
- E. Receive and Approve Block Party/Street Closing for Dolores Drive on October 22, 2022
- F. Receive and Approve Block Party/Street Closing for Salem Court on October 15, 2022

Ordinance – Public Hearing

Ordinance 2022-20

ORDINANCE AMENDING § 185-23 OF THE
CODE OF THE BOROUGH OF METUCHEN
ESTABLISHING A MULTIWAY STOP
INTERSECTION (THREE WAY) AT BEACON
HILL DRIVE AND WOODSIDE AVENUE

Ordinances - Introduction

Ordinance 2022-21

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

Report Of the Borough Administrator

Reports Of Council Members

Council President Delia
Councilmember Rasmussen
Councilmember Koskoski
Councilmember Kandel
Councilmember Hirsch
Councilmember Branch

Report of the Mayor

New Business Consent Agenda – Resolutions 2022-209 to 2022-213

R2022-209

RESOLUTION AUTHORIZING AWARD OF A
REQUIRED DISCLOSURE WINDOW
CONTRACT FOR WASHER AND DRYER FOR
FIRE DEPARTMENT

R2022-210

RESOLUTION TO CANCEL AND REFUND 2022
TAXES AS A RESULT OF COUNTY TAX
APPEALS

R2022-211

RESOLUTION AUTHORIZING CANCELLATION
OF 2022 TAX OVERPAYMENT

R2022-212

RESOLUTION AUTHORIZING THE REFUND OF
RECREATION TRUST PROGRAM FEES

R2022-213

RESOLUTION AUTHORIZING THE REFUND OF
A 2022 POOL MEMBERSHIP

Other New Business

R2022-214

RESOLUTION AUTHORIZING PAYMENT OF
THE BILL LIST IN THE AMOUNT OF
\$5,265,051.20

Adjournment

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

ORDINANCE 2022-20

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

ORDINANCE AMENDING § 185-23 OF THE CODE OF THE BOROUGH OF METUCHEN ESTABLISHING A MULTIWAY STOP INTERSECTION (THREE WAY) AT BEACON HILL DRIVE AND WOODSIDE AVENUE

WHEREAS, Chapter 185 of the Code of the Borough of Metuchen regulates vehicles, traffic and parking within the Borough of Metuchen; and

WHEREAS, § 185-23 of the Code of the Borough of Metuchen specifically designates the locations of “Multiway stop intersections” within the Borough; and

WHEREAS, the Chief of Police and the Borough Engineer have investigated, determined and recommend to the Mayor and Borough Council that it is in the best interest of the safety and welfare of its residents, and the community, in general, to establish a three-way, “Multiway stop intersection” at the Beacon Hill Drive and Woodside Avenue intersection; and

WHEREAS, the Council of the Borough of Metuchen have determined to accept the recommendation of the Chief of Police and Borough Engineer finding that that it is in the best interest of the safety and welfare of its residents and the community, in general, to establish a three-way “Multiway Stop Intersection” at Beacon Hill Drive and Woodside Avenue and to amend the Borough Code accordingly.

NOW THEREFORE BE IT ORDAINED, by the Council of the Borough of Metuchen, County of Middlesex that it hereby amends § 185-23 of the Code of the Borough of Metuchen to include the following location:

§ 185-23 Multiway stop intersections.

Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections herein described are designated as multiway stop intersections. Stop signs shall be installed as provided therein.

Intersection	Stop Sign(s) On
Beacon Hill Drive and Woodside Avenue	All approaches (Three-way) – Eastbound and Westbound on Woodside Avenue and on Beacon Hill Drive at the intersection of Beacon Hill Drive and Woodside Avenue.

BE IT FURTHER ORDAINED, by the Mayor and Council that all remaining locations contained in the Table in §185-23 shall remain “Multiway Stop Intersections” and shall not be affected by the within amendments and shall remain in full force and effect.

BE IT FURTHER ORDAINED, that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable; and

BE IT FURTHER ORDAINED, that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only; and

BE IT FURTHER ORDAINED, that this ordinance shall be in full force and take effect after final passage and publication, as required by law.

BE IT FURTHER ORDAINED, by the Mayor and Borough Council of the Borough of Metuchen that all Borough officials and employees shall take all necessary actions to in order to effectuate and enforce the within Ordinance, including but not limited to the installation of a stop sign/s in the above designated area.

Introduction:

Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE				AB- ABSENT		NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 12, 2022.

Deborah Zupan, RMC
Borough Clerk

Adopted:
Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE		AB- ABSENT			NV- NOT VOTING				

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 27, 2022.

Deborah Zupan, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Deborah Zupan, RMC
Borough Clerk

By: _____
Jonathan M. Busch
Mayor

ORDINANCE 2022-21

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

**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)	\$1.2626	per thousand gallons
BOD in excess of 162 mg/l	\$0.3043	per pound
Suspended solids in excess of 226 mg/l	\$0.3714	per pound
Chlorine demand	none	
Infiltration and Inflow Charge	\$0.0389	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)	\$1.2626	per thousand gallons
BOD in excess of 162 mg/l	\$0.3043	per pound
Suspended solids in excess of 226 mg/l	\$0.3714	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 2022, beginning January 1, 2022 and for all quarters thereafter until amended.

Introduction:
Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 3, 2022.

Deborah Zupan, RMC
Borough Clerk

Adopted:
Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 24, 2022

Deborah Zupan, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Deborah Zupan, RMC

By: _____
Jonathan M. Busch

Ord. 2022-21

Borough Clerk

Mayor

RESOLUTION 2022-209

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

**RESOLUTION AUTHORIZING AWARD OF A REQUIRED DISCLOSURE WINDOW
CONTRACT FOR WASHER AND DRYER FOR FIRE DEPARTMENT**

WHEREAS, there exists a need to acquire a washer and dryer for the Fire Department in the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

WHEREAS, the Borough of Metuchen and has solicited quotes for the purchase of a washer and dryer for the Fire Department, using a non-fair and open, now known as required disclosure process; and

WHEREAS, the amount to purchase the washer and dryer with drain trough is under the bid threshold as set by New Jersey Local Public Contracts Law N.J.S.A. 40A:11-1 et seq, but above \$17,500.00 and is subject to vendor compliance with N.J.A.C. 10:5-31 et seq and N.J.A.C. 17-27; and

WHEREAS, the Chief Financial Officer's Certification of Funds is made authorizing the award for the washer, dryer and drain trough in the Borough of Metuchen in the amount not to exceed \$36,474.00 from a NJ DCA Volunteer Fire Department Renovation/Decontamination Grant Appropriation G-02-41-788-312; and

WHEREAS, EAC Business International LLC has completed and submitted a Business Entity Disclosure Certification which certifies that has not made any reportable contributions to a political or candidate committee in the in the previous one year, and that the contract will prohibit EAC Business International LLC from making any reportable contributions through the term of the contract; and

WHEREAS, this procurement is awarded under N.J.S.A. 19:44A20.4 et seq. using a non- fair and open (now known as required disclosure) process to EAC Business International LLC dba Ahgua Tech LLC. who submitted a written quote for a commercial grade washer and dryer with installation for the Fire Department in the Borough of Metuchen.

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

1. The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to EAC Business International LLC, 55 Stewart Road, Short Hills, NJ 07078.

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification placed on file with this resolution.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 3, 2022.

Deborah Zupan, RMC
Borough Clerk

RESOLUTION 2022-210

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

**RESOLUTION TO CANCEL AND REFUND 2022 TAXES
AS A RESULT OF COUNTY TAX APPEALS**

WHEREAS, successful County Tax Appeal judgments were awarded to each of the block and lot parcels described below, changing the assessed values for 2022 as follows; and

WHEREAS, the reduction in taxes can be applied to the open tax balance due for 2022.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Metuchen, that the Tax Collector be and is hereby authorized to reduce the 2022 tax billings on the following properties due to the successful County Tax Appeals including amendments, in the amount of \$6,689.55, and apply the resulting overpayment due to the successfully County tax appeal in the amount of \$2,131.47.

Block/Lot/Qual	Address	Assessment Reduction	Total Tax Reduction	Reduction to 2022 Levy	Overpayment Refunded
7/1	149 Mason Drive	20,000	1,274.20	1,245.00	0.00
153/5.05	239 High Street	85,000	5,415.35	3,317.50	2,131.47

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE				AB- ABSENT		NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 3, 2022.

Deborah Zupan, RMC
Borough Clerk

RESOLUTION 2022-211

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

RESOLUTION AUTHORIZING CANCELLATION OF 2022 TAX OVERPAYMENT

WHEREAS, the following parcel has an overpayment of taxes:

Block/Lot	Address	Amount	Year
211/55	50 Charles Street	2,023.12	2022/Q2

NOW THEREFORE BE IT RESOLVED, that the above listed tax overpayment balance be canceled, in the amount of \$2,023.12.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE		AB- ABSENT			NV- NOT VOTING				

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 3, 2022.

Deborah Zupan, RMC
Borough Clerk

RESOLUTION 2022-212

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

RESOLUTION AUTHORIZING THE REFUND OF RECREATION TRUST PROGRAM FEES

WHEREAS, the fees collected for attendance at various Borough of Metuchen Recreation Commission events and camps have been collected in 2021 and 2022; and

WHEREAS, the events and camps were rescheduled or cancelled; and

WHEREAS, the fees collected are requested by the Recreation Director to be refunded, as detailed in the below schedule.

NOW THEREFORE BE IT RESOLVED, that the Chief Finance Officer be authorized to process refunds in the amount of \$1,432.50 as. Described, from the Recreation Trust account.

Maura Belt	Lacrosse	100.00
Carroll Michelle	Lacrosse	100.00
Richard Puerzer	Lacrosse	100.00
Ehrin Ziccardi	Baseball	180.00
Javairia Waseem	BBM Robotics	290.00
Moin Khine	BBM Robotics	290.00
Catherine Szap	Infielders	165.00
Anne Lyngsoe	Mom/Son Bowling	45.00
Laura Sidor	Mom/Son Bowling	67.50
Dave Wade	Mom/Son Bowling	45.00
Robert Rettagliata	Mom/Son Bowling	45.00

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE				AB- ABSENT		NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 3, 2022.

Deborah Zupan, RMC
Borough Clerk

RESOLUTION 2022-213

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

RESOLUTION AUTHORIZING THE REFUND OF A 2022 POOL MEMBERSHIP

WHEREAS, pool member Barbara Block has requested a refund of the 2022 pool membership due to a doctor’s requirement prohibiting swimming during the 2022 pool season; and

WHEREAS, the Pool Commission approved the membership refund as noted in the August 9, 2022 Pool Meeting minutes.

NOW THEREFORE BE IT RESOLVED, that the Chief Finance Officer be authorized to process a refund to Barbara Block in the amount of \$210.00, from the Pool Utility Fund.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 3, 2022.

Deborah Zupan, RMC
Borough Clerk

RESOLUTION 2022-214

*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 \$5,265,051.20.

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

Rebecca Cuthbert, CFO

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH					KANDEL				
DELIA					KOSKOSKI				
HIRSCH					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE				AB- ABSENT		NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 12, 2022.

Deborah Zupan, RMC
Borough Clerk