

AGENDA

BOROUGH COUNCIL AGENDA **REGULAR MEETING JUNE 18, 2018** **7:30 P.M.**

MEETING CALLED TO ORDER

READING OF SUNSHINE NOTICE

INVOCATION

FLAG SALUTE

ROLL CALL

AGENDA SESSION

PROCLAMATION

Accessibility Committee's SOFI (Shout Out for Inclusion) Awards:

Metuchen YMCA
St. Luke's Church
Boyt Drugs

REGULAR MEETING

- A. Metuchen EMS Monthly Report
- B. Human Relations Commission Recap of Events
- C. Approve Council Meeting Minutes of June 4, 2018

PUBLIC COMMENT

ORDINANCE – PUBLIC HEARING

Ord. 2018-13

An Ordinance to Amend the Code of the Borough of Metuchen, Various Chapters, to Amend Certain Application, License and Permit Fees

Ord. 2018-14

An Ordinance to Amend the Code of the Borough of Metuchen, Chapter 185, Entitled Vehicles and Traffic, Section 185-12 – Parking Time Limited on Certain Streets; Section 185-14 – Parking Prohibited at all Times on Certain Streets; Section 185-16 – Parking

by Permit During Certain Hours on Certain Days on
Certain Streets and Section 185-27 - Loading Zones

COMMUNICATIONS CONSENT AGENDA – ITEMS A – C

- A. Receive and Accept Metuchen Human Relations Commission Meeting Minutes of December 12, 2017, January 2, 2018, February 6, 2018, March 6, 2018 and April 3, 2018
- B. Receive and Accept Metuchen Environmental Commission Meeting Minutes of April 18, 2018
- C. Receive and Accept Block Party/Street Closure Request for Milton Avenue on July 7, 2018 from 2:00 to 9:00 PM.

REPORTS OF COUNCILMEMBERS

Council President Koskoski
Councilwoman Inerro
Councilman Grayzel
Councilman Leibfried
Councilman Pagel
Councilwoman Rasmussen

REPORTS OF OFFICERS

Borough Attorney
Borough Administrator

REPORT OF THE MAYOR

NEW BUSINESS CONSENT AGENDA – R2018-162 – R2018-168

R2018-162	Resolution Re-Appointing Susan Jackson to Serve as Municipal Clerk for the Borough of Metuchen
R2018-163	Resolution Authorizing Release of Street Opening Bond #2017-61 – 72 Martin Street
R2018-164	Resolution Authorizing Release of Street Opening Bond #2017-62 – 26 Kelly Street
R2018-165	Resolution Authorizing Renewal of Liquor Licenses
R2018-166	Resolution Authorizing Renewal of Liquor Licenses for HHP Enterprises LLC with Stipulations

R2018-167

Resolution Authorizing Liquor License Renewal for SK & SK Inc. T/A Brown Stone Bar and Grill with Stipulations

R2018-168

Resolution Amending Resolutions 2018-21 and 2018-53 Award of Contract for Borough Attorney

OTHER NEW BUSINESS – R2018-169

R2018-169

Resolution Authorizing the Payment of the Bill List in the amount of \$3,325,571.80

APPOINTMENT

Shachi Patel – Shade Tree Commission – Unexpired Term: 12/31/2022 (appointments are made by the Mayor)

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 2018-13

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

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF METUCHEN, VARIOUS CHAPTERS, TO AMEND CERTAIN APPLICATION, LICENSE AND PERMIT FEES

BE IT ORDAINED by the Borough Council of the Borough of Metuchen, as follows:

Section 1. Section 110-14 – Fees: Article 5: Applications and Escrow Fees of Chapter 110, Land Development, of the Code of the Borough of Metuchen, is hereby amended to change the application fees to read as follows:

Fee Schedule

Application for Development	Application Fee	Escrow Fee
<u>Subdivisions</u>		
Minor subdivision	\$200	\$2,000 <u>3,000</u>
Preliminary major subdivision	\$300	\$3,000 <u>5,000</u>
Final major subdivision	\$200	\$2,000 <u>3,000</u>
Informal presentation (1 appearance only)	\$50	\$500
Concept plat for review		
Minor subdivision	\$50 <u>75</u>	\$500 <u>1,000</u>
Major subdivision	\$100 <u>150</u>	\$1,000 <u>2,000</u>
Upon approval of minor or major final subdivision for amendment of Borough Tax Map	\$500 per new lot created	
<u>Site plans</u>		
Minor site plan	\$25 <u>125</u>	\$250 <u>1,000</u>
Change of use	\$50	\$500
Preliminary site plan	\$300	\$3,000
Final site plan	\$200	\$2,000
PURD and PUCD	\$750	\$1,500 per acre or part thereof plus \$50 per dwelling unit
Informal presentation (1 appearance only)		

Concept plat for review	\$50	\$500
Minor site plan	\$25 <u>100</u>	\$250 <u>1,000</u>
Major site plan	\$500	\$500 <u>1,000</u>
<u>Technical assistance, design review and completeness review at Technical Review Committee</u>		
Residential uses	\$25	\$250 <u>500</u>
Nonresidential uses	\$50	\$500 <u>1,000</u>
<u>Variances</u>		
Appeals (N.J.S.A. 40:55D-70a)	\$75 <u>100</u>	\$750 <u>1,000</u>
Interpretation (N.J.S.A. 40:55D-70b)	\$75 <u>100</u>	\$750 <u>1,000</u>
<u>Bulk (N.J.S.A. 40:55D-70c)</u>		
First variance for principal structures	\$75 <u>150</u>	\$750
First variance for accessory structures	\$50	\$500
Each additional variance	\$25	\$250
<u>Use (N.J.S.A. 40:55D-70d)</u>		
d(1) or d(2) variances	\$200	\$2,000
d(3) variance	\$150	\$1,500
d(4), d(5) or d(6) variances	\$100	\$1,000
Permits (N.J.S.A. 40:55D-34 and 40:55D-35)	\$75 <u>150</u>	\$750
Miscellaneous requests for reviews, meetings or consultations involving planning, engineer or other professional review, including request for zoning changes	Hourly rates as set forth on an annual basis by the approving authority's retained professional, which are available in the Borough Clerk's office	As required by applicable Board and/or professional
Certified list of property owners	\$0.25 per name or \$10, whichever is greater	None
Copy of minutes/transcripts of decisions	\$1 per page for first copy, plus \$0.25 per page for each additional copy or as required by transcription service	As required by transcription service
<u>Legal reviews</u>		
<u>Guaranty review</u>		
Review of performance guaranty by Borough Attorney	\$150 per review	None

Review of maintenance guaranty by Borough Attorney	\$150 per review	None
Preparation of developer's agreement by Borough Attorney	\$400 minimum per agreement, plus \$125 per hour after first 3 hours	As required by Borough Attorney
Miscellaneous reviews: master deed, certificate of incorporation, bylaws, unit deeds, etc.	\$150 per review	None
Appeal of any determination by Borough official to the applicable Board	\$50 per appeal, plus hourly rates as set forth on an annual basis by the approving authority's retained professional, which are available in the Borough Clerk's office	As required by applicable Board and/or professional
Special meeting	\$750 per meeting, plus hourly rates as set forth on an annual basis by the approving authority's retained professional, which are available in the Borough Clerk's office	As required by applicable Board and/or professional
Continuation of hearing	\$250 per appeal, plus hourly rates as set forth on an annual basis by the approving authority's retained professional, which are available in the Borough Clerk's office	As required by applicable Board and/or professional

Introduction: June 4, 2018
Date of Publication: June 7, 2018

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
GRAYZEL	X				LEIBFRIED	X				
INSERRO	X				PAGEL	X				
KOSKOSKI	X				RASMUSSEN	X				
MOTION	KOSKOSKI			SECOND		LEIBFRIED				
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 June 4, 2018

Susan D. Jackson, RMC
Borough Clerk

Adopted:
Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL					LEIBFRIED				
INSERRO					PAGEL				
KOSKOSKI					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 June 18, 2018

Susan D. Jackson, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Susan D. Jackson, RMC
Borough Clerk

By: _____
Jonathan M. Busch
Mayor

ORDINANCE 2018-14

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

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 185, ENTITLED VEHICLES AND TRAFFIC, SECTION 185-12 – PARKING TIME LIMITED ON CERTAIN STREETS; SECTION 185-14 – PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS AND SECTION 185-16 – PARKING BY PERMIT DURING CERTAIN HOURS ON CERTAIN DAYS ON CERTAIN STREETS AND SECTION 185-27 – LOADING ZONES

BE IT ORDAINED by the Mayor and Council of the Borough of Metuchen that the Code of the Borough of Metuchen be amended as follows:

SECTION 1 Chapter 185 of the Code of the Borough of Metuchen is hereby amended to add the following to Section 185-12. A. Parking Time Limited on Certain Streets:

<u>Street</u>	<u>Side</u>	<u>Time Limit</u>	<u>Location</u>
Amboy Avenue	Both	2 hrs.	From Lake Avenue west for the entire length
High Street	North	2 hrs.	From Main Street to Thomas Street
High Street	South	2 hrs.	From Thomas Street to Honey Court

SECTION 2 Chapter 185 of the Code of the Borough of Metuchen is hereby amended to add/delete the following to Section 185-12. B. Metered Time Limit Parking:

<u>Name of Street</u>	<u>Side</u>	<u>Time Limit</u>	<u>Hours</u>	<u>Location</u>
Central Avenue	West	2 hrs.	8:00 a.m. to 6:00 p.m.	From a point 412 feet south of Middlesex Avenue to a point 461 feet south of Middlesex Avenue
Central Avenue	East	2 hrs.	8:00 a.m. to 6:00 p.m.	From a point 235 feet south of Middlesex Avenue to a point 290 feet south of Middlesex Avenue

<u>Name of Street</u>	<u>Side</u>	<u>Time Limit</u>	<u>Hours</u>	<u>Location</u>
<u>New Street</u>	<u>North</u>	<u>2 hrs.</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From a point 45 feet west of Pearl Street continuing 119 feet west and from a point 158 feet west of Pearl Street continuing 60 feet west</u>
<u>New Street</u>	<u>North</u>	<u>24 hrs.</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From Pearl Street to a Point 108 feet west of Center Street</u>
<u>New Street</u>	<u>South</u>	<u>24 hrs.</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From a point 140 feet east of Route NJ 27 (Lake Avenue) to Pearl Street</u>
<u>New Street</u>	<u>South</u>	<u>2 hrs.</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From a point 48 feet east of Woodmont Way continuing 247 feet east</u>
<u>Pearl Street</u>	<u>West</u>	<u>2 hrs.</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From 36 feet south of the intersection of New Street continuing 137 feet south and beginning 155 feet north of the end of Pearl Street and continuing 21 feet north</u>
<u>Pearl Street</u>	<u>Both</u>	<u>2 hrs.</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>Entire Length From Route 27 to New Street</u>

SECTION 3 Chapter 185 of the Code of the Borough of Metuchen is hereby amended to add the following to Section 185-14 – Parking prohibited at all times on certain streets:

<u>New Street</u>	<u>North</u>	<u>From Lake Avenue to Center Street</u>
<u>New Street</u>	<u>South</u>	<u>From Lake Avenue to Woodmont Way</u>
<u>Pearl Street</u>	<u>East</u>	<u>From New Street to southern terminus</u>

<u>Pearl Street</u>	<u>West</u>	<u>From end of Pearl Street continuing 155 feet north</u>
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<u>Hillside Avenue</u>	<u>North</u>	<u>From 25 feet west of Inn Place continuing 64 feet west</u>
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SECTION 4 Chapter 185 of the Code of the Borough of Metuchen is hereby amended to add the following to Section 185-16, entitled “Parking by Permit during Certain Hour on Certain Days on Certain Streets”:

<u>Street</u>	<u>Side</u>	<u>Hours</u>	<u>Location</u>
<u>Amboy Avenue</u>	<u>Both</u>	<u>8:00 AM to 6:00 PM. Monday through Friday</u>	<u>From Lake Avenue west for the entire length</u>
<u>High Street</u>	<u>North</u>	<u>8:00 AM to 6:00 PM Monday through Friday</u>	<u>From Main Street to Thomas Street</u>
<u>High Street</u>	<u>South</u>	<u>8:00 AM to 6:00 PM Monday through Friday</u>	<u>From Thomas Street to Honey Court</u>

SECTION 5 Chapter 185 of the Code of the Borough of Metuchen is hereby amended to add the following to Section 185-27, entitled “Loading zones”:

<u>Street</u>	<u>Side</u>	<u>Time</u>	<u>Hours</u>	<u>Location</u>
<u>Pearl Street</u>	<u>East</u>	<u>30 Min Limit</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From 110 feet north of the south end of Pearl Street continuing 70 feet north therefrom</u>
<u>Hillside Avenue</u>	<u>North</u>	<u>30 Min. Limit</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From 25 feet west of Inn Place continuing 64 feet west</u>
<u>Station Avenue</u>	<u>East</u>	<u>30 Min. Limit</u>	<u>8:00 a.m. to 6:00 p.m.</u>	<u>From 143 feet north of intersection of Penn Avenue continuing north 25 feet and from 218 feet north of intersection of Penn Ave continuing north 25 feet</u>

SECTION 6 This ordinance shall take effect upon publication after final passage in accordance with law.

Introduction: June 4, 2018
 Date of Publication: June 7, 2018

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL	<u>X</u>				LEIBFRIED	<u>X</u>			
INSERRO	<u>X</u>				PAGEL	<u>X</u>			
KOSKOSKI	<u>X</u>				RASMUSSEN	<u>X</u>			
MOTION	<u>KOSKOSKI</u>				SECOND	<u>LEIBFRIED</u>			
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 June 2, 2018.

 Susan D. Jackson, RMC
 Borough Clerk

Adopted:
 Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL					LEIBFRIED				
INSERRO					PAGEL				
KOSKOSKI					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 June 18, 2018

 Susan D. Jackson, RMC
 Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

By: _____

Ord. 2018-14

Susan D. Jackson, RMC
Borough Clerk

Jonathan M. Busch
Mayor

RESOLUTION 2018-162

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

RESOLUTION RE-APPOINTING SUSAN JACKSON TO SERVE AS MUNICIPAL CLERK FOR THE BOROUGH OF METUCHEN

WHEREAS, Susan Jackson was duly appointed and confirmed to the position of Municipal Clerk on June 30, 2015 for a three (3) year term in accordance with N.J.S.A. 40A:9-133 *et. seq.*; and

WHEREAS, Susan Jackson is and has been certified as a Registered Municipal Clerk since April 14, 2015 and is the holder of Certificate Number C-1786; and

WHEREAS, the Metuchen Borough Council desires to continue the employment of Susan Jackson as a Registered Municipal Clerk for the Borough of Metuchen.

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

1. Susan Jackson, RMC, is hereby appointed to the position of Municipal Clerk in the Borough of Metuchen; and
2. Susan Jackson, RMC, is and has upon this reappointment attained tenure pursuant to N.J.S.A. 40A:9-133 *et. seq.*

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL					LEIBFRIED				
INSERRO					PAGEL				
KOSKOSKI					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 June 18, 2018

Susan D. Jackson
Borough Clerk

RESOLUTION 2018-163

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND
#2017-61 – 72 MARTIN STREET**

WHEREAS, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Silagy Contracting LLC as the required Performance Guarantee for Street Opening Bond #2017-61 – 72 Martin 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: Silagy Contracting LLC, PO Box 1096, 614 Old Post Road, Edison, NJ 08817 as recommended by the Director of Public Works.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL					LEIBFIRED				
INSERRO					PAGEL				
KOSKOSKI					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 June 18, 2018.

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-164

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

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND
#2017-62 – 26 KELLY STREET**

WHEREAS, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by Anda Builders as the required Performance Guarantee for Street Opening Bond #2017-62 – 26 Kelly 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: Anda Builders LLC, 222 Pierson Avenue, Edison, NJ 08837 as recommended by the Director of Public Works.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
GRAYZEL					LEIBFIRED					
INSERRO					PAGEL					
KOSKOSKI					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 June 18, 2018.

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-165

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

RESOLUTION AUTHORIZING RENEWAL OF LIQUOR LICENSES

WHEREAS, the following applicants for Plenary Retail Consumption, Plenary Retail Distribution, and Club licenses have complied with the provisions of R.S. Title 33, Intoxicating Liquors, C.L., Alcoholic Beverage Law; and

WHEREAS, these applicants will have been investigated by the Chief of Police, Fire Inspector and Health Inspector by May 31, 2018; and

WHEREAS, the proper application has been filed with New Jersey State Alcoholic Beverage Control, Tax Clearance Certificate issued and municipal fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Metuchen, that pursuant to the statute in such case made and provided that the following Plenary Retail Consumption, Plenary Retail Distribution and Club Licenses for the period July 1, 2018 to June 30, 2019, be and the same are hereby granted to said applicants.

State License No.	Licensee & Licensed Premises	Fee Paid
<u>CLUBS</u>		
1210-31-014-002	American Legion Fugle Hummer Post 65 Corner of Lake and Holly Street Post Office Box 365	\$ 150
1210-31-017-002	Metuchen Elks #1914 87 Middlesex Avenue	\$ 150
<u>PLENARY RETAIL CONSUMPTION</u>		
1210-32-002-003	Metuchen Inn A Corp, T/A Metuchen Inn 424 Middlesex Avenue	\$2,200
1210-33-006-008	Whole Foods Market	\$2,200

645 Middlesex Avenue
550 Bowie Street
Austin, TX 78703 (Licensing Team)

1210-33-012-010 CGC Café LLC \$2,200
T/A Novita
25 New Street

PLENARY RETAIL DISTRIBUTION

1210-44-003-003 Chase Spirit Metuchen \$1,550
8 Peak Lane
Hillsborough, NJ 08844
(In Pocket)

1210-44-007-007 Sunny & Shivani \$1,550
T/A Metuchen Liquor and Delicatessen
431 Main Street

1210-44-011-009 Abrol \$1,550
T/A Wine Chateau
85 Central Avenue

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL					LEIBFRIED				
INSERRO					PAGEL				
KOSKOSKI					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 June 18, 2018

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-166

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

RESOLUTION AUTHORIZING RENEWAL OF LIQUOR LICENSES FOR HHP ENTERPRISES LLC WITH STIPULATIONS

WHEREAS, the following applicants for Plenary Retail Consumption, Plenary Retail Distribution, and Club licenses have complied with the provisions of R.S. Title 33, Intoxicating Liquors, C.L., Alcoholic Beverage Law; and

WHEREAS, these applicants have been investigated by the Chief of Police, Fire Inspector and Health Inspector by May 31, 2018; and

WHEREAS, the proper application has been filed with New Jersey State Alcoholic Beverage Control, Tax Clearance Certificate issued and municipal fees have been received; and

WHEREAS, no legally valid objections have been made as to why these applications should not be approved,

WHEREAS, the Borough of Metuchen has chosen to impose special conditions on the following licenses for the period July 1, 2018 to June 30, 2019 due to past repeated disturbances and nuisances.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Metuchen, that pursuant to the statute in such case made and provided that the following Plenary Retail Consumption License for the, period July 1, 2018 to June 30, 2019 be and the same are hereby granted to said applicant.

State License No.	Licensee & Licensed Premises	Fee Paid
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PLENARY RETAIL CONSUMPTION

1210-33-008-008	HHP Enterprises LLC T/A Hailey's Harp & Pub 400 Main Street	\$2,200
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Conditions:

1. Unless the Council adopts a Resolution to permit a subsequent or permanent amendment to the License; the within permission to use the outdoor area for service/consumption of alcohol shall expire on June 30, 2019.

2. The 36” rail separating the licensed area from the public sidewalk shall be maintained at all times to prevent passage. Access to the outdoor licensed area shall be solely from within the licensed establishment.
3. No service shall be made in the outdoor area after 10:00 P.M. on weekdays, 11:00 P.M. on Friday and Saturday.
4. Tables shall be a maximum of 36” in diameter, or 36” square, and shall be no higher than 30”.
5. Service in the outside area shall be limited to seated customers. No standing service shall be permitted.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL					LEIBFRIED				
INSERRO					PAGEL				
KOSKOSKI					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 June 18, 2018

Susan D. Jackson, RMC/ CMR
 Borough Clerk

RESOLUTION 2018-167

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

**RESOLUTION AUTHORIZING LIQUOR LICENSE RENEWAL FOR SK & SK
INC. T/A BROWN STONE BAR AND GRILL WITH STIPULATIONS**

WHEREAS, the following applicants for Plenary Retail Consumption, Plenary Retail Distribution, and Club licenses have complied with the provisions of R.S. Title 33, Intoxicating Liquors, C.L., Alcoholic Beverage Law; and

WHEREAS, these applicants have been investigated by the Chief of Police, Fire Inspector and Health Inspector by May 31, 2018; and

WHEREAS, the proper application has been filed with New Jersey State Alcoholic Beverage Control, Tax Clearance Certificate issues and municipal fees have been received; and

WHEREAS, while at this stage, no legally valid objections have been made as to why these applications should not be approved, the Borough has received and reviewed complaints relating to the operation of the establishment; and

WHEREAS, the Borough of Metuchen has chosen to impose special conditions on the following license for the period July 1, 2018 to June 30, 2019 due to past repeated disturbances and nuisances.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Metuchen, that pursuant to the statute in such case made and provided that the following Plenary Retail Consumption License for the period July 1, 2018 to June 30, 2019 be and the same are hereby granted to said applicant.

State License No.	Licensee & Licensed Premises	Fee Paid
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PLENARY RETAIL CONSUMPTION

1210-33-010-006	Sk & Sk Inc. T/A Brown Stone Bar and Grill 932 Middlesex Avenue	\$2,200
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Special Conditions:

1. Unless the Council adopts a Resolution to permit a subsequent or permanent amendment to the License; the permission to use the outdoor area for service/consumption of alcohol shall expire on June 30, 2018.
2. Any music live or recorded shall cease in the outdoor area at 10:00 p.m., seven days a week. After 10:00 p.m., the Applicant shall keep the doors shut in order to ensure compliance with the Borough's concerns related to the outdoor area's

use.

3. All of the prior conditions of approval for the use of the outdoor area shall be strictly complied with.
4. The speakers utilized for live or recorded music for the outdoor area shall be re-positioned to face highway 287.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
GRAYZEL					LEIBFRIED					
INSERRO					PAGEL					
KOSKOSKI					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 June 18, 2018

Susan D. Jackson, RMC
 Borough Clerk

RESOLUTION 2018-168

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

RESOLUTION AMENDING RESOLUTIONS 2018-21 AND 2018-53 AWARD OF CONTRACT FOR BOROUGH ATTORNEY

WHEREAS, Denis G. Murphy, Esq. has served as Borough Attorney for the Borough of Metuchen since January, 2011; and

WHEREAS, by way of Resolution 2018-21, amended by 2018-53, Denis G. Murphy, Esq. of Schwartz Simon Edelstein & Celso, LLC was awarded a contract to serve as Borough Attorney for the Borough of Metuchen for 2018; and

WHEREAS, commencing on or about June 18, 2018, Denis G. Murphy, Esq. will no longer practice with the Schwartz Edelstein Law Group (formerly Schwartz Simon Edelstein & Celso, LLC) but will instead practice with the Weiner Law Group, 629 Parsippany Rd, Parsippany, NJ 07054; and

WHEREAS, the Borough of Metuchen has determined that it is in the best interest of the Borough for Denis G. Murphy, Esq. to continue to serve as Borough Attorney for the Borough of Metuchen seamlessly and without disruption.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that effective immediately the prior resolutions awarding a contract and appointing Denis G. Murphy of Schwartz Simon Edelstein & Celso, LLC to serve as Borough Attorney for the Borough of Metuchen is hereby amended to substitute the firm name of the Weiner Law Group; and

BE IT FURTHER RESOLVED that all other aspects of the Resolutions and the terms and conditions of the appointment will remain in full force and effect, and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Denis G. Murphy, Esq. of Weiner Law Group, 629 Parsippany Rd, Parsippany, NJ 07054.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
GRAYZEL					LEIBFRIED				
INSERRO					PAGEL				
KOSKOSKI					RASMUSSEN				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

R2018-168
June 18, 2018

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 June 18, 2018

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-169

*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 **\$3,325,571.80**

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
GRAYZEL					LEIBFRIED				
INSERRO					PAGEL				
KOSKOSKI					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 June 18, 2018.

Susan D. Jackson, RMC
Borough Clerk