

AGENDA

BOROUGH COUNCIL AGENDA
REGULAR MEETING SEPTEMBER 17, 2018
7:30 P.M.

MEETING CALLED TO ORDER

READING OF SUNSHINE NOTICE

INVOCATION

FLAG SALUTE

ROLL CALL

AGENDA SESSION

REGULAR MEETING

A. EMS Report

B. Approve Metuchen Borough Council Meeting Minutes of September 4, 2018

PUBLIC COMMENT

ORDINANCE – PUBLIC HEARING

Ordinance 2018-21

Ordinance of the Borough of Metuchen Adopting a Redevelopment Plan for Block 71, Lots 37.01 and 37.02 within the Borough of Metuchen, County of Middlesex, State of New Jersey

Ordinance 2018-22

Ordinance Amending Chapter 87 of the Code of the Borough of Metuchen, Entitled, “Fees”, Specifically Creating Article 15, Entitled, “Metuchen Town Plaza Fees”

Ordinance 2018-23

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

COMMUNICATIONS CONSENT AGENDA – ITEMS A – D

- A. Receive and Accept Metuchen Shade Tree Commission Meeting Minutes of August 7, 2018
- B. Receive and Accept Block Party/Street Closing Request for Columbia Avenue between W. Chestnut Avenue and Midland Avenue on Saturday, September 29, 2018 from 12:00 noon to 9:00 PM.
- C. Receive and Accept Block Party/Street Closing Request for Milton Street on Saturday, October 6, 2018 from 4:00 PM to 8:00 PM
- D. Receive and Accept Block Party/Street Closing Request for Carson Avenue from Hanson to Woodbridge Avenues on Saturday, October 20, 2018 from 2:00 PM to 10:00 PM

OTHER COMMUNICATIONS

Letter from Robert H. Goodwin – Dragonfly Theater

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 – R2018-218 – R2018-229

- | | |
|-----------|--|
| R2018-218 | A Resolution of the Borough of Metuchen, in the County of Middlesex, State of New Jersey Canceling a Portion of the Authorization of Bonds Provided for in Ordinance No. 2018-12 Finally Adopted on June 4, 2018 in the Amount of \$90,000 and Correcting the Authorization Provided Therein |
| R2018-219 | Resolution Authorizing the Renewal of the Borough’s \$2,412,850 Bond Anticipation Notes, Series 2017a, Dated October 3, 2017 and |

Authorizing Bond Anticipation Notes in the Sum of \$1,312,815 Authorized by Two Bond Ordinances Heretofore Adopted to Finance Various Capital Improvements in, by and for the Borough of Metuchen, County of Middlesex, New Jersey, and Providing for Other Details of Said Issue.

- R2018-220 Resolution Refunding Sidewalk Escrow Fee #18-005 - 143 Christol Street
- R2018-221 Resolution Refunding Sidewalk Escrow Fee #18-007 - 21 Beechwood Avenue
- R2018-222 Resolution Refunding Sidewalk Escrow Fee #18-012 - 73 Hillside Avenue
- R2018-223 Resolution Refunding Sidewalk Escrow Fee #18-014 - 399 Wakefield Drive
- R2018-224 Resolution Appointing Firefighter George P. McGuinness
- R2018-225 Resolution Appointing Firefighter Ryan C. Renzi
- R2018-226 Resolution Approving the Submittal of a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Kahn's Crossing Reconstruction Project
- R2018-227 Resolution Approving the Submittal of a Grant Application and Execution a Grant Contract with the New Jersey Department of Transportation for the 2019 Various Roadway Improvements Project
- R2018-228 Resolution Approving the Submittal of a Grant Application and Execution of a Grant Contract with the New Jersey Department of Transportation for the Grove Avenue Bike Lane Project
- R2018-229 Resolution Awarding and Authorizing the Execution of a Professional Service Contract with H2M Architects & Engineers for the Architectural Design Services and Feasibility Study for the Borough's Fire House/EMT/Senior Citizen Center

OTHER NEW BUSINESS – R2018-230

R2018-230

Resolution Authorizing the Payment of the Bill List
in the amount of **\$3,412,031.37**

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 2018-21

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

**ORDINANCE OF THE BOROUGH OF METUCHEN ADOPTING A
REDEVELOPMENT PLAN FOR BLOCK 71, LOTS 37.01 AND 37.02 WITHIN THE
BOROUGH OF METUCHEN, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

WHEREAS, pursuant to N.J.S.A. 40A:12-1 et seq., Resolution 2015-147 of the Borough of Metuchen Council (the “Borough Council”) declared Block 71, Lot 37.01 within the Borough of Metuchen as a Non-Condemnation “Area in Need of Redevelopment” (the “Redevelopment Area”); and

WHEREAS, the entirety of the Borough of Metuchen has been determined to be an area in need of rehabilitation in accordance with the provisions N.J.S.A. 40A:12-1 et seq as it has heretofore been determined to be an area in need of rehabilitation pursuant to P.L.1975, c. 104 (C.54:4-3.72 et seq.); and

WHEREAS, pursuant to N.J.S.A. 40A:12A-7, a governing body may adopt, revise or amend a redevelopment plan; and

WHEREAS, in order to facilitate redevelopment of the Borough of Metuchen (the “Borough”), the Borough of Metuchen Planning Board (the “Planning Board”), pursuant to N.J.S.A. 40A:12A-7, reviewed a redevelopment plan which will support and promote the adaptive reuse and redevelopment of the Redevelopment and Rehabilitation Areas; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-7, the Planning Board recommended to the Borough Council that the redevelopment plan, entitled “Oakite Site Redevelopment Plan” (the “Redevelopment Plan”) and on file with the Borough Clerk’s office, be adopted, as it provides for the planning, development, redevelopment, and rehabilitation of the Redevelopment and Rehabilitation Areas and is consistent with the Borough Master Plan; and

WHEREAS, the Redevelopment Plan shall be an overlay to other local development regulations and the Borough Zoning Map is hereby amended to conform with the provisions of the Redevelopment Plan; and

WHEREAS, the Borough Council has determined that it is in the best interest of the Borough to adopt the Redevelopment Plan, as recommended by the Board, to effectuate the rehabilitation and redevelopment of the Borough.

NOW THEREFORE BE IT ORDAINED by the Borough Council of the Borough of Metuchen, Middlesex County, State of New Jersey, as follows:

Section 1. The Borough hereby adopts the “Oakite Site Redevelopment Plan” to facilitate the rehabilitation and redevelopment of the Borough of Metuchen.

Section 2. The Borough Council declares and determines that said Redevelopment Plan meets the criteria, guidelines, and conditions set forth in N.J.S.A. 40A:12A-7, provides realistic

opportunities for the rehabilitation and redevelopment of the Borough, and is otherwise in conformance with N.J.S.A. 40A:12A-1, et seq.

Section 3. The Borough Council shall have, be entitled to, and is hereby vested all power and authority granted by the aforementioned statutory provisions to effectuate the Redevelopment Plan.

Section 4. The Redevelopment Plan shall be an overlay other local development regulations and the Borough Zoning Map is hereby amended to conform with the provisions of the Redevelopment Plan.

Section 5. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. In the event any clause, section or paragraph of the Ordinance is deemed invalid or unenforceable for any reason, it is the intent of the Borough Council that the balance of the Ordinance remains in full force and effect to the extent it allows the Borough to meet the goals of the Ordinance.

Section 7. This Ordinance shall take effect after final adoption and publication according to law.

Introduction: August 13, 2018

Date of Publication: August 16, 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 August 13, 2018

Susan D. Jackson, RMC
Borough Clerk

Adopted:

Date of Publication:

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

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Susan D. Jackson, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Susan Jackson, Clerk

Jonathan M. Busch, Mayor

ORDINANCE 2018-22

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

**ORDINANCE AMENDING CHAPTER 87 OF THE CODE OF THE BOROUGH OF
METUCHEN, ENTITLED, “FEES”, SPECIFICALLY CREATING ARTICLE 15,
ENTITLED, “METUCHEN TOWN PLAZA FEES”**

WHEREAS, by way of Ordinance No. 2018-16, the Borough adopted rules and regulations relating to the usage of the Metuchen Town Plaza, including the required permit fees and security deposit; and

WHEREAS, Chapter 87 of the Code of the Borough of Metuchen, entitled “Fees” lists various permit and other fees required by the Borough; and

WHEREAS, the Mayor and Council have determined to include the Metuchen Town Plaza Fees adopted pursuant to Ordinance No. 2018-16, §§ 124-15 through 124-27, within Chapter 87, by creating “Article 15” thereof, entitled “Metuchen Town Plaza Fees”.

NOW THEREFORE BE IT ORDAINED by the Borough Council of the Borough of Metuchen, that the following provisions shall be added to the existing Chapter 87 of the Code of the Borough of Metuchen:

ARTICLE 15

Metuchen Town Plaza Fees

§ 87-24. Permit Fee, Security Deposit and Insurance Requirements

- A. There shall be a Permit Fee of \$300.00 for a full day use of the Town Plaza. Full day shall be the use of the Town Plaza for over five (5) hours. There shall be a Permit Fee of \$150.00 for a half day use of the Town Plaza. Both set-up and clean-up time shall be factored into the time required and which permit is required. The Permit Fee shall be waived by the Borough for all public entities and Metuchen based school, civic, community, non-profit, charitable, associations, entities or groups.
- B. A security deposit of \$250.00 in the form of a check made payable to the “Borough of Metuchen” shall be submitted with the Application for a use permit. The security deposit shall be refunded, without interest, to the applicant within thirty (30) days of the event date with any deductions made for any damage and/or failure to comply with clean-up policies after an event. The required security deposit may be waived by the Borough Administrator.
- C. In addition to the permit fee and security deposit set forth above, prior to a permit being issued for the use of the Town Plaza, an applicant shall provide the Borough with satisfactory proof of insurance as set forth in required by §124-21(c).

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

BE IT FURTHER ORDAINED that Ordinance No. 2018-16, and the provisions and requirements thereof, including §§ 124-15 through 124-27 shall not be amended or altered by the within ordinance and shall remain unchanged and in full effect; and

BE IT FURTHER ORDAINED by the Borough Council of the Borough of Metuchen that if any Section, Paragraph, Clause or Provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the Section, Paragraph, Clause or Provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Date of Introduction: September 4, 2018

Date of Publication: September 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 September 4, 2018

 Susan D. Jackson, RMC
 Borough Clerk

Date of Adoption:
 Date of Publication:

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

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Susan D. Jackson, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Susan Jackson, Clerk

Jonathan M. Busch, Mayor

ORDINANCE 2018-23

*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 185-14 – PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS

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 185-14 – Parking prohibited at all times on certain streets:

Central Avenue East From Lake Avenue to a point 400’ North therefrom

SECTION 2 This ordinance shall take effect upon publication after final passage in accordance with law.

Introduction: September 4, 2018
Date of Publication: September 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		INSERRO				
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

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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			

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Susan D. Jackson, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Susan D. Jackson, RMC
Borough Clerk

By: _____
Jonathan M. Busch
Mayor

RESOLUTION 2018-218

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

A RESOLUTION OF THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY CANCELING A PORTION OF THE AUTHORIZATION OF BONDS PROVIDED FOR IN ORDINANCE NO. 2018-12 FINALLY ADOPTED ON JUNE 4, 2018 IN THE AMOUNT OF \$90,000 AND CORRECTING THE AUTHORIZATION PROVIDED THEREIN

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (THE “BOROUGH”), AS FOLLOWS:

Section 1. The Borough Council previously adopted Ordinance No. 2018-12 entitled “Bond Ordinance Appropriating \$1,068,600 and Authorizing \$1,105,170 Bonds or Notes of the Borough for Various Improvements and Purposes Authorized to be Undertaken by the Borough of Metuchen, in the County of Middlesex, New Jersey” on June 4, 2018 (the “Ordinance”).

Section 2. All references in the Ordinance to an authorization of “\$1,105,170” are hereby amended to reflect the correct authorization of “\$1,015,170”.

Section 3. The \$90,000 excess authorization provided for in the Ordinance is hereby canceled.

Section 4. This resolution shall take effect at the time and in the manner provided by law.

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			

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Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-219

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

RESOLUTION AUTHORIZING THE RENEWAL OF THE BOROUGH'S \$2,412,850 BOND ANTICIPATION NOTES, SERIES 2017A, DATED OCTOBER 3, 2017 AND AUTHORIZING BOND ANTICIPATION NOTES IN THE SUM OF \$1,312,815 AUTHORIZED BY TWO BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE VARIOUS CAPITAL 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 two bond ordinances numbered 2017-17 and 2018-12 to finance part of the costs of the construction and acquisition of various capital improvements in, by and for the Borough (collectively, the "Ordinances"); and

WHEREAS, the Borough has not previously funded all of the bonds authorized by the Ordinances and it is desirable to issue bond anticipation notes pursuant to Ordinances; and

WHEREAS, the Borough has heretofore issued its Bond Anticipation Notes, Series 2017A dated October 3, 2017 in the aggregate principal amount of \$2,412,850 (the "Prior Notes"); and

WHEREAS, the Prior Notes mature on October 3, 2018 and it is desirable to renew the Prior Notes permitted by and pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey (the "Local Bond Law"); and

WHEREAS, the Borough intends that the Prior Notes upon renewal will be deemed as "Qualified Tax-exempt Obligations" within the meaning of Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended (the "Code") and that the portion of the Notes (as hereinafter defined) issued under the Ordinances will be treated as "Qualified Tax-exempt Obligations" within the meaning of Section 265(b)(3)(B) of the Code; 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 and the Prior Notes to be renewed into one issue in an aggregate principal amount of not more than \$3,725,665 (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, redemption and maturity, such redemption price or prices, 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 2018A” 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 hereby is authorized and directed to offer the Notes for public sale, to award the Notes and to determine in her discretion the date for receipt for such proposals, all in accordance with the terms set forth in the Notice of Sale (the “Notice of Sale”). The Chief Financial Officer is further hereby authorized and directed to report in writing to the Borough Council at the next meeting 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. The Notice of Sale shall comply in all respects with the applicable statutes relating thereto and shall be in the form approved by the Chief Financial Officer. The Notice of Sale or summary thereof, as permitted by applicable law, may be published in The Bond Buyer at least once prior to the date of public sale. The Chief Financial Officer is also 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 is hereby authorized to distribute a form of “Proposal for Bond Anticipation Notes” (the “Proposal”) in respect of the Notes which Proposal shall be the official form for submission of bids in accordance with the Notice of Sale, except for those Proposals which are submitted electronically pursuant to the terms and provisions of the Notice of Sale. Such Proposal shall be in the form approved by the Chief Financial Officer. The Chief Financial Officer be and she is hereby further authorized at her discretion to accept Proposals and complete the award of the Notes, pursuant to the terms and provisions of the Notice of Sale, by means of electronic media; provided that, with respect to the selection of the particular electronic media and the implementation of the procedures for the exercise thereof, the Chief Financial Officer shall consult with counsel and other applicable professional advisors to the Borough with respect thereto.

SECTION 5. 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 6. That the portion of the Prior Notes to be renewed will be “deemed

designated” for purposes of Section 265(b)(3) of the Code (relating to an exception to the disallowance of interest expense of certain financial institutions allocable to tax-exempt interest). The portion of the Notes authorized pursuant to the Ordinances are hereby designated as “Qualified Tax-Exempt Obligations” for purposes of Section 265(b)(3) of the Code. The Chief Financial Officer is hereby authorized and directed to satisfy any reporting requirements made necessary by any Federal rules and regulations with respect to such deemed designation or designation of the Notes.

SECTION 7. That the Borough hereby covenants to comply with the provisions of 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 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 9. 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 10. That this resolution shall take effect immediately.

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 September 17, 2018.

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-220

Borough of Metuchen
County of Middlesex
State of New Jersey

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #18-005
143 CHRISTOL STREET**

WHEREAS, LoChiatto Paving and Masonry Company at 1607 Route 27, Edison, NJ 08817, has posted \$512.00 for Sidewalk Escrow Fees; and

WHEREAS, the Planning Office has requested that the escrow fees be refunded to LoChiatto Paving;

NOW, THEREFORE, BE IT RESOLVED, that LoChiatto Paving, be refunded \$512.00 from the Sidewalk Inspection Escrow Account.

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				

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Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-221

Borough of Metuchen
County of Middlesex
State of New Jersey

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #18-007
21 BEECHWOOD AVENUE**

WHEREAS, IDEAL CDR at 104 Norcross Avenue, Metuchen, NJ 08840, has posted \$508.00 for Sidewalk Escrow Fees; and

WHEREAS, the Planning Office has requested that the escrow fees be refunded to IDEAL CDR;

NOW, THEREFORE, BE IT RESOLVED, that IDEAL CDR be refunded \$508.00 from the Sidewalk Inspection Escrow Account.

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			

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Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-222

Borough of Metuchen
County of Middlesex
State of New Jersey

**RESOLUTION REFUNDING SIDEWLAK ESCROW FEE #18-012
73 HILLSIDE AVENUE**

WHEREAS, LoChiatto Paving and Masonry Company at 1607 Route 27, Edison, NJ 08817, has posted \$512.00 for Sidewalk Escrow Fees; and

WHEREAS, the Planning Office has requested that the escrow fees be refunded to LoChiatto Paving;

NOW, THEREFORE, BE IT RESOLVED, that LoChiatto Paving, be refunded \$512.00 from the Sidewalk Inspection Escrow Account.

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			

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Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-223

Borough of Metuchen
County of Middlesex
State of New Jersey

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #18-014
399 WAKEFIELD DRIVE**

WHEREAS, LoChiatto Paving and Masonry Company at 1607 Route 27, Edison, NJ 08817, has posted \$272.00 for Sidewalk Escrow Fees; and

WHEREAS, the Planning Office has requested that the escrow fees be refunded to LoChiatto Paving;

NOW, THEREFORE, BE IT RESOLVED, that LoChiatto Paving, be refunded \$272.00 from the Sidewalk Inspection Escrow Account.

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			

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Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-224

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

RESOLUTION APPOINTING FIREFIGHTER GEORGE P. McGUINNESS

WHEREAS, the Mayor and Borough Council have been notified by Robert Donnan, Chief of the Metuchen Fire Department, that George P. McGuinness has been approved to be a permanent member of the Metuchen Fire Department; and

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

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 September 17, 2018.

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-225

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

RESOLUTION APPOINTING FIREFIGHTER RYAN C. RENZI

WHEREAS, the Mayor and Borough Council have been notified by Robert Donnan, Chief of the Metuchen Fire Department, that Ryan C. Renzi has been approved to be a permanent member of the Metuchen Fire Department; and

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

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 September 17, 2018.

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-226

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

RESOLUTION APPROVING SUBMISSION OF A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE KAHN’S CROSSING RECONSTRUCTION PROJECT

WHEREAS, the Borough of Metuchen wishes to apply for and obtain funding through the New Jersey Department of Transportation’s FY19 Transit Village Grant Program for the completion of the Kahn’s Crossing Reconstruction Project.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Metuchen are hereby authorized to submit an electronic grant application identified as *TV-2019-Metuchen Borough-00009* to the New Jersey Department of Transportation on behalf of the Borough of Metuchen.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Metuchen and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

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 September 17, 2018.

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-227

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

RESOLUTION APPROVING THE SUBMITTAL OF A GRANT APPLICATION AND EXECUTION A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE 2019 VARIOUS ROADWAY IMPROVEMENTS PROJECT

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Metuchen formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2019-Metuchen Borough-00095 to the New Jersey Department of Transportation on behalf of the Borough of Metuchen.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Metuchen and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
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 17, 2018

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-228

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

RESOLUTION APPROVING THE SUBMITTAL OF A GRANT APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE GROVE AVENUE BIKE LANE PROJECT

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Metuchen formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor, Administrator and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2019-Metuchen Borough-00023 to the New Jersey Department of Transportation on behalf of the Borough of Metuchen.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Metuchen and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
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 17, 2018

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-229

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

**RESOLUTION AWARDING AND AUTHORIZING THE EXECUTION OF A
PROFESSIONAL SERVICE CONTRACT WITH H2M ARCHITECTS &
ENGINEERS FOR THE ARCHITECTURAL DESIGN SERVICES AND
FEASIBILITY STUDY FOR THE BOROUGH'S FIRE HOUSE/EMT/SENIOR
CITIZEN CENTER**

WHEREAS, there exists the need for professional consultant services to assist the Borough for the architectural design services and feasibility study for the Borough's Fire House/EMT/Senior Citizen Center; and

WHEREAS, said services are of the nature of a professional service pursuant to *N.J.S.A. 40A:11-5(1)(a)(i)*, and, therefore, a contract for the services may be negotiated and awarded by the Borough without public advertising for bids and bidding therefore; and

WHEREAS, said services are of the type contemplated by the New Jersey Local Unit Pay-To-Play Law (*N.J.S.A. 19:44A-20.4, et. seq.*), and, therefore, a contract for the services may be awarded pursuant to a "fair and open" or "non-fair and open" process, both of which are defined in the law; and

WHEREAS, the H2M Architects & Engineers submitted a proposal to perform the aforementioned services which was reviewed and evaluated by Borough Administrator; and

WHEREAS, the total cost for the proposed services are not to exceed Twenty-four thousand, five hundred Dollars (\$24,500.00) plus reimbursable expenses not to exceed \$250.00 without further consideration and approval by the Borough Council; and

WHEREAS, it is the recommendation of the Borough Administrator that a contract for professional consultant services be awarded to H2M Architects & Engineers of Parsippany, NJ; and

WHEREAS, it is the desire of Borough Council to award H2M Architects & Engineers of Parsippany, NJ a professional services contract for the architectural design services and feasibility study for the Borough's Fire House/EMT/Senior Citizen Center; and

WHEREAS, the Chief Financial Officer's Certification of Funds has certified that there is sufficient funds for such contract and is available and is designated from Current Fund – Administrative and Executive – Professional Services 8-01-20-701-028 for these services; and

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

1. The Borough Council hereby awards a professional service contract to H2M Architects & Engineers of 119 Cherry Hill Road, Suite 110, Parsippany, NJ 07054, a professional services contract for the architectural design services and feasibility study for the Borough's Fire House/EMT/Senior Citizen Center; and
2. The Mayor is authorized to execute and the Borough Clerk to attest an agreement

between the Borough of Metuchen and H2M Architects & Engineers of 119 Cherry Hill Road, Suite 110, Parsippany, NJ 07054, a professional services contract for the architectural design services and feasibility study for the Borough's Fire House/EMT/Senior Citizen Center consistent with the proposal submitted and acceptable in form to the Borough Administrator and Mayor in a total amount not to exceed Twenty-four thousand, five hundred Dollars (\$24,500.00) plus reimbursable expenses not to exceed \$250.00.

3. The foregoing contract is awarded in accordance with the Local Public Contracts Law and as the result of a non-fair and open process.

4. A notice of this action shall be printed once in The Home News Tribune.

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 September 17, 2018

Susan D. Jackson, RMC
Borough Clerk

RESOLUTION 2018-230

*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 **\$3,412,031.37**

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 September 17, 2018.

Susan D. Jackson, RMC
Borough Clerk