

**BOROUGH COUNCIL AGENDA  
REGULAR MEETING DECEMBER 9, 2024  
7:30 P.M.**

Reading Of Sunshine Notice

Flag Salute

Roll Call

Agenda Session

Swearing In of Police Officer

R2024-289                      RESOLUTION APPOINTING ALAN O. PEGUERO TO THE  
BOROUGH OF METUCHEN POLICE DEPARTMENT

Public Comment

Borough Council Meeting Minutes

Approval of Borough Council Meeting Minutes of October 28, 2024

Communications Consent Agenda – Items A - G

- A. Receive and Accept Arts Council Meeting Minutes of September 16, 2024
- B. Receive and Accept CARES Committee Meeting Minutes of September 12, 2024
- C. Receive and Accept Environmental Commission Meeting Minutes of November 20, 2024
- D. Receive and Accept Historic Preservation Meeting Minutes of July 25, 2024
- E. Receive and Accept Library Board Meeting Minutes of October 8, 2024
- F. Receive and Accept Planning Board Meeting Minutes of June 20, 2024, July 18, 2024, August 1, 2024, and September 19, 2024
- G. Receive and Accept Shade Tree Commission Meeting Minutes of September 11, 2024

Ordinances – Public Hearing

Ord. 2024-26                      ORDINANCE RELEASING, EXTINGUISHING AND VACATING THE  
SAFETY PLACE PUBLIC RIGHTS OF WAY IN AND TO PORTIONS  
OF PROPERTY LOCATED ON BLOCK 132, LOTS 10, THROUGH 27  
AND 46 THROUGH 51, COMMONLY KNOWN AS PORTIONS OF  
SAFETY PLACE

- Ord. 2024-27            ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 87 “FEES”, SPECIFICALLY, SECTION 87-2, “SCHEDULE” AND CHAPTER 210, ENTITLED “FOOD-HANDLING ESTABLISHMENTS”, SPECIFICALLY, SECTION 210-2, “FEES” AND SECTION 210-6, “EXPIRATION; RENEWAL”
- Ord. 2024-28            ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 175, ENTITLED “TAXICABS”, SPECIFICALLY, SECTION 175-10, “CHARGES”; SECTION 175-11, “OWNERS’ LICENSES; ISSUANCE; FEES” AND SECTION 175-12, “DRIVERS’ LICENSES; ISSUANCE; FEES”
- Ord. 2024-29            ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 185, ENTITLED “VEHICLES AND TRAFFIC”, SPECIFICALLY, SECTION 185-29, “TAXI STANDS” REMOVING AND REPLACING ONE LOCATION AND SECTION 185-12(B), “METERED TIME LIMIT PARKING” REMOVING ONE LOCATION AND AMENDING ONE LOCATION

Report of the Borough Administrator

Reports of Council Members

Report of the Mayor

New Business Consent Agenda – Resolutions 2024-290 to 2024-304

- R2024-290            RESOLUTION APPOINTING FIREFIGHTER – KALEN LOUIE-HOLLIS
- R2024-291            RESOLUTION FOR 2024 BUDGET TRANSFERS
- R2024-292            RESOLUTION TO AMEND RESOLUTION 2024-279 AUTHORIZING 2024 BUDGET TRANSFERS
- R2024-293            RESOLUTION TO CANCEL 2024 BUDGET APPROPRIATIONS
- R2024-294            RESOLUTION AUTHORIZING STATE CONTRACT PURCHASE FOR POLICE IN-VEHICLE VIDEO SOLUTION
- R2024-295            RESOLUTION AUTHORIZING THE AWARD FOR TURNOUT GEAR THROUGH STATE CONTRACT
- R2024-296            RESOLUTION AUTHORIZING SOMERSET COUNTY COOPERATIVE PRICING FOR ORIGINAL EQUIPMENT MANUFACTURED PARTS AND REPAIRS, HEAVY DUTY VEHICLES OVER 14,500 GVW – SANITATION EQUIPMENT CORPORATION

- R2024-297 RESOLUTION AUTHORIZING AWARD OF A WINDOW CONTRACT FOR SOURCEWELL MINOLTA COPIER LEASE
- R2024-298 RESOLUTION TO TRANSFER 2025 TAX PAYMENT
- R2024-299 RESOLUTION TO APPLY 2024 TAX OVERPAYMENT
- R2024-300 RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF 2024 TAXES
- R2024-301 RESOLUTION AUTHORIZING REFUND OF STREET OPENING PERMIT FEE
- R2024-302 RESOLUTION AUTHORIZING REFUND OF STREET OPENING PERFORMANCE BOND
- R2024-303 RESOLUTION AMENDING RESOLUTION 2024-33 AWARD OF CONTRACT FOR BOROUGH ARTS DISTRICT REDEVELOPMENT PLANNER
- R2024-304 RESOLUTION AMENDING RESOLUTION 2024-25 AWARD OF CONTRACT FOR BOROUGH PLANNER

Other New Business

- R2024-305 RESOLUTION AUTHORIZING PAYMENT OF THE BILL LIST IN THE AMOUNT OF \$14,050,792.67

Executive Session

- R2024-306 RESOLUTION AUTHORIZING AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC

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.

**RESOLUTION 2024-289**

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

**RESOLUTION APPOINTING ALAN O. PEGUERO TO THE BOROUGH OF  
METUCHEN POLICE DEPARTMENT**

**WHEREAS**, at the request of the Chief of Police, the Mayor and Council of the Borough of Metuchen deem it in the best interest of the health, safety, and welfare of the residents of Metuchen to hire a full-time officer to the Borough of Metuchen Police Department; and

**WHEREAS**, Alan O. Peguero has expressed an interest in an appointment to the Borough of Metuchen Police Department as a full-time police officer; and

**WHEREAS**, the Chief of Police, Police Command Staff, and Administrator have reviewed the credentials of, interviewed, and the Chief has conducted the necessary background investigation of Alan O. Peguero; and

**WHEREAS**, the Mayor and Council of the Borough of Metuchen deem it in the best interest of the health, safety, and welfare of the residents of Metuchen Borough of Metuchen to appoint Alan O. Peguero as a full-time police officer of the Borough of Metuchen effective December 10, 2024.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen that Alan O. Peguero is hereby appointed to the Borough of Metuchen Police Department as a full-time police officer effective December 10, 2024 at the starting rate of Police Officer 2nd Step.

**ORDINANCE 2024-26**

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

**ORDINANCE RELEASING, EXTINGUISHING AND VACATING THE SAFETY PLACE PUBLIC RIGHTS OF WAY IN AND TO PORTIONS OF PROPERTY LOCATED ON BLOCK 132, LOTS 10, THROUGH 27 AND 46 THROUGH 51, COMMONLY KNOWN AS PORTIONS OF SAFETY PLACE**

**WHEREAS**, the Borough of Metuchen is in the process of the design and construction of a new Emergency Services Building and Outbuilding Project to be located at 1 Safety Place, Metuchen New Jersey for among other things a new location for the Metuchen Fire Department and Metuchen EMS (“Emergency Services Building Project”); and

**WHEREAS**, the Borough has acquired and/or has title to Block 132, Lots 10 through 27, and Lots 40 through 51 for the Project; and

**WHEREAS**, in consultation with the Borough Engineer and the Design Consultant for the Emergency Services Building Project, the Borough of Metuchen has determined that a portion of the forty (40) foot Safety Place right of way adjoining the properties located at Block 132, Lots 10 through 27, and 46 through 51 is no longer necessary to the Borough of Metuchen to serve as a public roadway and the vacation of portions of the forty (40) foot right of way is necessary for the completion of the Project; and

**WHEREAS**, the Borough Engineer has prepared a Vacation Map of a portion of Safety Place along with a Description of the Property to be vacated and become part of Block 132, Lots 10-27, and Lots 46-51, a copy of which is attached hereto and incorporated herein; and

**WHEREAS**, the portion of the Safety Place Right of Way to be vacated herein contains approximately 13,156 square feet or .302 acres; and

**WHEREAS**, the Council of the Borough of Metuchen has determined that the vacation of the portions of the Safety Place Right of Way described by the Borough Engineer is in the best interest of the Borough in light of the fact that the portion of the right of way is no longer necessary to serve as a public right of way or roadway and that the vacation is in furtherance of a public interest in the completion of the Emergency Services Building Project.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Borough of Metuchen, County of Middlesex, that it hereby releases, extinguishes and forever vacates all rights, interests, and entitlements in the portions of Safety Place Right of Way as set forth on the Map and description attached hereto and made part hereof; and

**BE IT FURTHER ORDAINED** by the Mayor and Council that all remaining portions of Safety Place and the Right of Way not vacated or referenced herein shall not be affected hereby and shall remain in full force and effect; and

**BE IT FURTHER ORDAINED** that the Borough Council hereby authorizes the Mayor, Borough Clerk, Borough Administrator and other necessary Borough officials to execute and deliver all necessary documents and undertake all actions reasonably necessary to effectuate the aforementioned vacation and this Ordinance; and

**BE IT FURTHER ORDAINED** that within sixty (60) days after this Ordinance becomes effective, the Borough Clerk shall file a copy thereof, certified by under the Seal of the Borough of Metuchen to be a true copy of such Ordinance, together with a proof of publication thereof, in the office of the Middlesex County Clerk to be recorded in a book with proper index to be provided for this purpose entitled “vacations”, in accordance with the provisions of N.J.S.A. 40:67-21; and

**BE IT FURTHER ORDAINED** by the Mayor and Council that if any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall continue in full force and effect, and to this end, the provisions of this Ordinance are hereby declared to be severable; and

**BE IT FURTHER ORDAINED** by the Mayor and Council that this ordinance shall become effective immediately upon final passage and publication as provided by law.

**ORDINANCE 2024-27**

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

**ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN,  
CHAPTER 87 “FEES”, SPECIFICALLY, SECTION 87-2, “SCHEDULE” AND  
CHAPTER 210, ENTITLED “FOOD-HANDLING ESTABLISHMENTS”,  
SPECIFICALLY, SECTION 210-2, “FEES” AND SECTION 210-6, “EXPIRATION;  
RENEWAL”**

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to update the Code of the Borough of Metuchen and its Fee and Expiration Schedules.

NOW THEREFORE BE IT ORDAINED by the Borough of Metuchen, County of Middlesex, New Jersey, that Chapter 87 of the Code of the Borough of Metuchen, entitled “Fees”, specifically §87-2 “Schedule”, and Chapter 210, entitled “Food-Handling Establishments”, specifically, §210-2 “Fees”; and §210-6, “Expiration; renewal” are hereby amended and supplemented to state the following:

**CHAPTER 87**

**FEES**

\* \* \* \* \*

**§87-2 Schedule**

- A. All applications for permits for annual renewal as encompassed herein shall be accompanied by the payment of the fees prescribed in the following table. Permits shall expire and shall be subject to renewal in accordance with the expiration date as prescribed. A late charge of ~~10%~~ \$50.00 per month for each month from the day immediately following the expiration date ~~of the prescribed fee~~ shall be assessed for all licenses, which are not renewed prior to the expiration date. The monthly late charge shall be assessed on the day following the due date and for each month thereafter. The late charge will not be prorated.

Description of Activity	Fee	Expiration Date
<b>Food Establishments</b>		
Pharmacies and Confectioneries, permit to carry prepackaged foods	\$50	<del>November 30</del> <u>January 31</u>
<b>Food Establishments</b>		
1 to 2,500 square feet	\$60	<del>December 31</del> <u>January 31</u>
2,501 to 5,000 square feet	\$115	<del>December 31</del> <u>January 31</u>

5,001 to 10,000 square feet	\$225	<del>December 31</del> <u>January 31</u>
10,000 square feet and over	\$375	<del>December 31</del> <u>January 31</u>
<b>Restaurants</b>		
Counter service only	\$60	<del>December 31</del> <u>January 31</u>
1 to 25 seating capacity	\$85	<del>December 31</del> <u>January 31</u>
26 to 50 seating capacity	\$115	<del>December 31</del> <u>January 31</u>
51 to 75 seating capacity	\$190	<del>December 31</del> <u>January 31</u>
76 and over	\$285	<del>December 31</del> <u>January 31</u>
<b>Vending Machines</b>		
Food and Beverage	\$20	<del>November 30</del> <u>January 31</u>
Ice	\$20	<del>November 30</del> <u>January 31</u>
Itinerant food vehicles, each vehicle	\$70	<del>November 30</del> <u>January 31</u>
<b>Milk delivery vehicle</b>		
First truck	\$10	<del>November 30</del> <u>January 31</u>
Each additional truck	\$5	<del>November 30</del> <u>January 31</u>
<u>Temporary event food license for an Annual License holder referenced above – per event</u>	<u>\$10</u>	<u>January 31</u>
Temporary event food license per diem	<del>\$10</del> <u>\$25</u>	N/A
Laundry, self-service, permit to operate, each machine (washer, dryer or dry cleaning)	\$10	<del>June 30</del> <u>January 31</u>
<b>Pet shop</b>		
Permit to operate	\$60	<del>November 30</del> <u>January 31</u>
Motor hotel, tourist lodge, permit to operate	\$10	<del>November 30</del> <u>January 31</u>

**CHAPTER 210**

**FOOD-HANDLING ESTABLISHMENTS**

\* \* \* \* \*

**§210-2 Fees**

- A. There shall be a charge as set forth in Chapter 87, Fees, for the license, as required by § 210-1.
- B. If there is any change in ownership of a food establishment during the licensing period, immediate application must be made for a new food license. Anyone applying for a food license during the last six months of the licensing period, ~~i.e., July 1 through December~~



~~31st~~, due to a change of ownership or new establishment, except seasonal trucks and seasonal establishments, the food license fee will be prorated to the nearest month.

### **§210-6 Expiration; renewal**

Licenses issued or approved under the provisions of this chapter shall expire annually on ~~December 31<sup>st</sup>~~ January 31<sup>st</sup> of each year, and applications for renewal thereof shall be submitted, together with the required fee, prior to ~~December 1~~ Januray 15<sup>th</sup> of each year. In the event that the Board of Health shall sponsor a food-handlers education program during any year, notice of the same shall be given to each retail food establishment licensee or itinerant retail food establishment licensee. No license shall be renewed unless the licensee, proprietor, manager, assistant manager or other persons in charge of a retail food establishment or itinerant retail food establishment shall attend such program or a comparable program approved by the Board of Health. In the event that the food establishment employs 20 or more persons, then at least two supervisory personnel of such food establishment shall be required to attend the aforesaid programs. Based on inspection records made by the Board of Health, the Board shall have the right to waive the above attendance requirement for not more than two successive years.

**BE IT FURTHER ORDAINED** by the Mayor and Council that all remaining sections of Chapters 87 and 210 not specifically amended herein shall not be affected by the within amendments and shall remain in full force and effect; and

**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** by the Mayor and Borough Council of the Borough of Metuchen authorize that that all Borough employees and officials shall take all necessary actions to in order to effectuate the within Ordinance.

**ORDINANCE 2024-28**

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

**ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 175, ENTITLED “TAXICABS”, SPECIFICALLY, SECTION 175-10, “CHARGES”; SECTION 175-11, “OWNERS’ LICENSES; ISSUANCE; FEES” AND SECTION 175-12, “DRIVERS’ LICENSES; ISSUANCE; FEES”**

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to update the Code of the Borough of Metuchen and its regulations relating to the operation of taxicabs within the Borough of Metuchen.

NOW THEREFORE BE IT ORDAINED by the Borough of Metuchen, County of Middlesex, New Jersey, that Chapter 175 of the Code of the Borough of Metuchen, entitled “Taxicabs”, specifically §175-10 entitled “Charges”; §175-11 entitled “Owner’s Licenses; Issuance; Fees; and §175-12, entitled “Drivers’ Licenses; Issuance; Fees are hereby amended and supplemented to state the following:

**CHAPTER 175**

**TAXICABS**

\* \* \* \* \*

**§175-10 Charges**

All fees, charges and rates shall be conspicuously displayed in each taxicab, hack or cab under the control and discretion as to size and place of the Chief of Police. ~~The maximum charges that may be made or requested by owners and operators or drivers of taxicabs, who are subject to licensing under this chapter, for transportation of passengers and other services incidental thereto either entirely within the Borough or originating or terminating within the Borough are hereby fixed as follows:~~

~~A. For one or two passengers, except senior citizens, as measured from the point of dispatch which shall be considered to be the taxi stand operated by the licensed taxicab company in the Borough:~~

~~(1) Length of trip within the Borough of Metuchen: All fares herein listed shall be computed from point of dispatch.~~

<del>Distance</del>	<del>Fare</del>
<del>Up to 1 mile from point of dispatch</del>	<del>\$1.75</del>
<del>Over 1 mile, up to 2 miles</del>	<del>\$2.25</del>

Over 2 miles, up to 2 ½ miles	\$2.50
Over 2 ½ miles	\$2.75
Maximum fare under the subsection	\$2.75

~~For each additional mile traveled outside the Borough of Metuchen within the County of Middlesex and north of the Raritan River: \$3.00.~~

~~B. Other and additional charges shall be as follows:~~

Type of Charge	Fee
For each additional passenger	\$.50
For each stop in route (except the picking up of additional passengers covered above)	\$.50
-	
For handling or hauling packages which driver is to deliver, each	\$.50

~~C. Waiting time per hour shall be \$14.~~

~~D. Senior citizens age 62 and above, as well as handicapped persons, shall receive a 25% reduction in the total fare as listed above in Subsections A, B and C, and as to the following destinations, the total fixed maximum charge, inclusive of senior citizen and handicapped persons reduction, for transportation in either direction shall be:~~

Location	Fare
Roosevelt Hospital	\$3.00
Menlo Park Mall	\$3.00
-	
John F. Kennedy Hospital	\$3.00
Metropark Train Station	\$4.00
Woodbridge Mall	\$4.75
Newark Airport	\$27.50
City of New Brunswick	\$10.25

~~E. The rates herein fixed shall be displayed and posted conspicuously in each taxicab, hack or cab under the control and discretion as to size and place of the Chief of Police.~~

**§175-11 Owner's licenses; issuance; fees.**

A. The Chief of Police of the Borough is hereby authorized to grant licenses and renewals thereof to [a business entity](#) or persons of the Borough, who, as individuals, shall be over the age of 21 years, to conduct the business of renting, leasing or hiring of hacks, cabs and taxicabs, not to exceed 25 taxi vehicles in number, [per license](#), for the transportation of passengers and also for the operation of such vehicles for transportation of baggage within the Borough.

B. All business owners' and operators' licenses shall be issued for the term of one year; ~~and upon the issuing of same, each licensee shall pay to the Borough Treasurer the sum of \$200 for each taxicab desired to be licensed, to a maximum of \$2,000 for the entire taxicab fleet.~~

**§175-12 Drivers' licenses; issuance; term; fees.**

The Chief of Police is hereby authorized to grant licenses to persons of good moral character over the age of 21 years, exclusive of the business owner's license, as he or she shall think proper to for a person to drive or operate hacks, cabs and taxicabs for the transportation of passengers and for the transportation of baggage within the Borough. All such licenses shall be issued for a term of one year and shall expire on September 1 of each year; and upon the issuing of same, each licensee shall pay to the Treasurer of the Borough the sum of \$40 per license.

**BE IT FURTHER ORDAINED** by the Mayor and Council that all remaining sections of Chapter 175 not specifically amended herein shall not be affected by the within amendments and shall remain in full force and effect; and

**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** by the Mayor and Borough Council of the Borough of Metuchen that all Borough officials shall take all necessary actions to in order to effectuate the within Ordinance.

**ORDINANCE 2024-29**

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

**ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN,  
CHAPTER 185, ENTITLED “VEHICLES AND TRAFFIC”, SPECIFICALLY, SECTION  
185-29, “TAXI STANDS” REMOVING AND REPLACING ONE LOCATION AND  
SECTION 185-12(B), “METERED TIME LIMIT PARKING” REMOVING ONE  
LOCATION AND AMENDING ONE LOCATION**

**NOW THEREFORE BE IT ORDAINED** by the Borough of Metuchen, County of Middlesex, New Jersey, that Chapter 185 of the Code of the Borough of Metuchen, specifically §185-29, entitled “Taxi Stands” is hereby amended and supplemented to state the following:

**§185-29 Taxi Stands**

The locations described are hereby designated as taxi stands. No vehicle other than a taxi operated by a business that has a current owner's license with the Borough and who has paid the appropriate fees to the Parking Authority for parking permits shall be permitted to occupy said locations during the times indicated.

<b>Street</b>	<b>Location</b>	<b>Hours</b>
Pennsylvania Avenue	From a point 105 feet east of Main Street (C.R. 531) to a point 20 feet east therefrom	All
Pennsylvania Avenue	From Station Place to a point 30 feet east therefrom	All

**BE IT FURTHER ORDAINED** by the Mayor and Council that that Chapter 185 of the Code of the Borough of Metuchen, specifically §185-12(B), “Metered Time Limit Parking” is hereby amended and supplemented to revise the following two locations on Pennsylvania Avenue in §185-12(B):

**B. Metered time limit parking.**

(1) No person shall park a vehicle for longer than 15 minutes in any parking space or areas so designated by the Borough, and/or the Parking Authority in consultation with the Borough of Metuchen Police Department and Borough Engineer as "fifteen-minute" parking, which shall be identified as such with the appropriate signage.

(2) No person shall park a vehicle for longer than the time limit between the hours listed on any day (except Sundays and public holidays) upon any of the streets or parts of streets described.

Name of Street	Sides	Time Limit	Hours	Location
Pennsylvania Avenue	North	2 hrs.	8:00 a.m. to 6:00 p.m.	From a point 35 feet east of Main Street (C.R.531) to a point 70 feet east therefrom
Pennsylvania Avenue	North	2 hrs.	8:00 a.m. to 6:00 p.m.	From a point 95 feet east of Main Street (C.R.531) to a point 86 feet east therefrom

(3) All parking spaces and/or areas identified as "fifteen-minute" parking, as set forth in Subsection **B(1)** shall supersede the time limits and locations set forth in Subsection **B(2)**.

**BE IT FURTHER ORDAINED** by the Mayor and Council that all remaining locations contained in Section §185-12(B) not referenced above shall not be affected by the within amendments and shall remain in full force and effect; and

**BE IT FURTHER ORDAINED** by the Mayor and Council that all remaining sections of Chapter 185 not specifically amended herein shall not be affected by the within amendments and shall remain in full force and effect; and

**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 take effect on January 1, 2025 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 shall take all necessary actions to in order to effectuate the within Ordinance, including but not limited to the installation of sign/s and any other devices in the above designated area.

**RESOLUTION 2024-**

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

**RESOLUTION APPOINTING FIREFIGHTER – KALEN LOUIE-HOLLIS**

**WHEREAS**, the Mayor and Borough Council have been notified by Robert Donnan, Chief of the Metuchen Fire Department, that Kalen Louie-Hollis has been approved to be a permanent member of the Metuchen Fire Department.

**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, Kalen Louie-Hollis be and hereby is elected, approved, and confirmed as a permanent member of the Fire Department of the Borough of Metuchen.

**RESOLUTION 2024-**

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

**RESOLUTION FOR 2024 BUDGET TRANSFERS**

**WHEREAS**, there are unexpended balances in various 2024 appropriation accounts not required for the balance of 2024; and

**WHEREAS**, additional sums are required for the operating expenses of other Borough accounts.

**NOW, THEREFORE, BE IT RESOLVED** that the following transfers be approved:

<b>Appropriation</b>		<b>From</b>	<b>To</b>
Police	OE		10,000.00
Office of Emergency Management	OE	5,000.00	
Assessment	S&W		9,000.00
Streets & Roads	S&W		3,000.00
Garbage & Trash	S&W		3,000.00
Forestry	OE	20,000.00	
<b>TOTALS</b>		<b>\$25,000.00</b>	<b>\$25,000.00</b>



**RESOLUTION 2024-292**

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

**RESOLUTION TO AMEND RESOLUTION 2024-279 AUTHORIZING  
2024 BUDGET TRANSFERS**

**WHEREAS**, Resolution 2024-279 authorizing 2024 budget transfers was approved in the amount of \$226,000.00; and

**WHEREAS**, Resolution 2024-279 is amended as shown below.

**NOW, THEREFORE, BE IT RESOLVED** that the following transfers be approved:

<b>Appropriation</b>		<b>From</b>	<b>To</b>
FICA	OE		7,500.00
Streets & Roads	OE		35,000.00
Financial Administration Payroll Processing			500.00
Sewers	OE	12,000.00	
Recycling	OE	15,000.00	
Parks & Playgrounds	OE	8,000.00	
Buildings & Grounds	OE	20,000.00	
Gasoline & Diesel Fuel		15,000.00	
Telephone			35,000.00
Planning	OE		4,300.00
Fire Hydrants			24,900.00
Legal	OE	9,900.00	
Fire Department	OE	10,000.00	
Office of Emergency Management	OE	5,000.00	
Defined Contribution Retirement Plan	OE		3,000.00
METV	S&W	4,000.00	
Streets & Roads	S&W		9,000.00
Police	S&W	31,000.00	
Construction	S&W		40,000.00
Tax Collection	OE		2,000.00
Administration	OE		10,000.00
Finance	S&W	10,500.00	
Public Works Administration	S&W	56,600.00	
Administration	S&W	10,000.00	
Recreation	S&W	10,000.00	
Parks & Playgrounds	S&W		6,000.00
Garbage & Trash	S&W		5,000.00

Senior Citizen Center	S&W		1,800.00
Zoning	S&W		31,000.00
Sewers	S&W		2,000.00
<b>TOTALS</b>		<b>217,000.00</b>	<b>217,000.00</b>
Pool	OE		15,000.00
Pool	S&W	15,000.00	
<b>POOL UTILITY TOTALS</b>		<b>15,000.00</b>	<b>15,000.00</b>

**RESOLUTION 2024-293**

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

**RESOLUTION TO CANCEL 2024 BUDGET APPROPRIATIONS**

**WHEREAS** the following Current Fund budget appropriation balances remain unexpended; and

Interest on Bonds	63.74
Interest on Notes	38,699.87

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances may be credited to Surplus.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Metuchen that the above listed unexpended balances totaling \$ 38,763.61 be cancelled to the Current Fund.

**RESOLUTION 2024-294**

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

**RESOLUTION AUTHORIZING STATE CONTRACT PURCHASE FOR POLICE IN-VEHICLE VIDEO SOLUTION**

**WHEREAS**, there exists a need for a police in-vehicle video system for the Police Department in the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

**WHEREAS**, this can be purchased through State Contract # T-0106, 17-FLEET-00738 Law Enforcement Firearms Equipment and Supplies, which is in effect until May 13, 2025; and

**WHEREAS**, the awarded amounts of the State Contract purchase for police in-vehicle video system for 28 cameras, related storage, installation, peripherals and warranty for a period of 60 months is \$196,285.88; and

**WHEREAS**, additional add-on that are not covered by State Contract in the amount of \$17,552.92 are included in the authorization cost cradlepoint 5- year netcloud for a maximum amount not to exceed \$213,838.80; and

**WHEREAS**, the Chief Financial Officer's Certification of Funds is made authorizing the award for a police in-vehicle video system from Capital Ordinance 2024-11, C-04-55-944-009, not to exceed a grand total of two hundred thirteen thousand eight hundred thirty eight dollars and eighty cents (\$213,838.80); and

**WHEREAS**, public bids are not required when the purchase is under a state contract in accordance with 40A:11-12 of the Local Public Contracts Law.

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

The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to Axon Enterprises, Inc., 17800 N. 85<sup>th</sup> Street, Scottsdale, AZ 85255.

**RESOLUTION 2024-295**

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

**RESOLUTION AUTHORIZING THE AWARD FOR TURNOUT GEAR THROUGH  
STATE CONTRACT**

**WHEREAS**, there exists a need for the purchase of turnout gear for the Fire Department of the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

**WHEREAS**, this can be purchased through State Contract 17-FLEET-00833 and 17-FLEET-00810, T0790–Firefighter Protective Clothing and Equipment; and

**WHEREAS**, said contract is in effect from April 22, 2019 through June 14, 2025 as authorized by contract T0790 amendment 6, 3<sup>rd</sup> contract extension from June 15, 2024 to June 14, 2025; and

**WHEREAS**, the maximum amount for the purchase of turnout gear for the Borough of Metuchen is \$36,833.54 and funds are available from ARP Firefighter Assistance Grant in the amount of \$33,000.00, G-02-41-729-303; \$3,800 from the ARP Firefighter Assistance Grant Match, G-02-41-729-304; and the 2024 Adopted Budget in the amount of \$33.43 from appropriation line Fire Department Turnout Gear 4-01-25-752-060 as certified by the Chief Financial Officer and that there are sufficient funds for such award and are available and are designated from the named appropriations for this award; and

**WHEREAS**, the amount of the state contract award is \$34,403.54, with \$2,430.00 of the award not included in the state contract awarded items, for a grand total of thirty six thousand eight hundred thirty three dollars and fifty four cent (\$36,833.54); and

**WHEREAS**, public bids are not required when the purchase is under a state contract in accordance with 40A:11-12 of the Local Public Contracts Law.

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

The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to Skylands Fire Equipment & Training LLC, 23 Hamburg Turnpike, Unit A, Riverdale, NJ 07457.

**RESOLUTION 2024-296**

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

**RESOLUTION AUTHORIZING SOMERSET COUNTY COOPERATIVE PRICING FOR  
ORIGINAL EQUIPMENT MANUFACTURED PARTS AND REPAIRS, HEAVY DUTY VEHICLES  
OVER 14,500 GVW –SANITATION EQUIPMENT CORPORATION**

**WHEREAS**, there exists a need to for original equipment manufactured parts and repairs, for Public Works heavy duty fleet vehicles over 14,500 GVW for the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

**WHEREAS**, this can be purchased through the Somerset County Cooperative original equipment manufactured parts and repairs, and non-OEM parts when used in repair of equipment for heavy duty vehicles over 14,500 GVW , Open-ended Contract #CC-0129-23, Cooperative Pricing Bid #2-SOCCP, First Year of a Two-Year Contract pursuant to the provisions of NJSA 40A:11-11 (5), specific to LaBrie and Leach Trucks; and

**WHEREAS**, this award authorization includes purchase of over the counter parts for heavy duty Public Works fleet vehicles- only LaBrie and Leach truck parts; and

**WHEREAS**, Sanitation Equipment Corporation is a secondary vendor for parts and repairs for hydraulic cylinders, hydraulic hoses, and pumps; and

**WHEREAS**, said contract is the second year of a two-year contract for original equipment manufactured parts and repairs, for heavy duty vehicles over 14,500 GVW , Open-ended Contract #CC-0129-23, Co-operative Pricing Bid #2-SOCCP which was approved on November 26, 2024 by the Somerset County Board of County Commissioners is effective from November 26, 2024, to November 25, 2025; and

**WHEREAS**, the authorization to purchase under this award expires on December 31, 2024; and

**WHEREAS**, the maximum amount of the purchase original equipment manufactured parts and repairs, for Public Works heavy duty fleet vehicles over 14,500 GVW for the Borough of Metuchen is \$10,000.00 and that there are sufficient funds for such award as certified from the 2024 Adopted Budget, designated from Streets & Roads-Vehicle Maintenance & Repair, 4-01-26-765-025 for these services;

**WHEREAS**, the County of Somerset, New Jersey shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes.

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

The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order to Sanitation Equipment Corporation, 80 Furler Street, Totowa, NJ 07512.

**RESOLUTION 2024-297**

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

**RESOLUTION AUTHORIZING AWARD OF A WINDOW CONTRACT FOR SOURCEWELL  
MINOLTA COPIER LEASE**

**WHEREAS**, there exists a need to provide various copiers for the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

**WHEREAS**, the Borough of Metuchen has solicited quotes from two participants in the Sourcewell Multi-Function Copiers, Printers and Equipment Applicable to Scanned Data Management Contract #030321 for a five year Minolta copier lease, awarded to Konica Minolta Business Solutions U.S.A, Inc.; and

**WHEREAS**, quotes were obtained from Minolta distributors, Document Solutions, LLC and Shore Business Solutions, with the lowest responsible annual lease charge from Document Solutions, LLC of \$7,516.68 totaling \$37,583.40 over the five year lease term; and

**WHEREAS**, the total 5-year amount for the copier lease 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

**WHEREAS**, subsequent years of the lease term are subject to the availability of funds and appropriation of annually sufficient funds for each subsequent lease year; and

**WHEREAS**, included in Sourcewell Contract #030321-KON documents is a non-appropriation rider which addresses the requirement that the multi-year lease is subject to the availability of funds and appropriation of annually sufficient funds, and in the event of non-appropriation of funds in subsequent years does not obligate the Borough to pay beyond the fiscal year of appropriated funds; and

**WHEREAS**, the Chief Financial Officer's Certification of Funds is made authorizing the award for a five-year lease for copiers with the 2024 portion of the first year of the lease in the amount not to exceed \$626.39 and is available from the 2024 Adopted Budget from appropriation line Administrative & Executive-Office Supplies 4-01-20-701-036 ; and

**WHEREAS** this procurement is awarded as a window contract under N.J.S.A. 19:44A20.4 et seq. using a fair and open process to Document Solutions LLC, who submitted the lowest, compliant quote for a five-year copier lease for 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:

The Chief Financial Officer and Borough Administrator are hereby authorized and directed to approve and forward a Purchase Order, and lease documents to Document Solutions, LLC, 151 Summer Avenue, Kenilworth, NJ, 07033

**RESOLUTION 2024-298**

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

**RESOLUTION TO TRANSFER 2025 TAX PAYMENT**

**WHEREAS**, the following has made an overpayment of taxes:

Name	Block/Lot	Address	Amount		Year
Eccleston, Vincenza & Lawrence	73/5.02	123 Bridge Street	(\$181.30)	Tax overpayment – transfer out	1 <sup>st</sup> qtr 2025
Eccleston, Vincenza	73/9	Bridge Street	\$181.30	Apply tax overpayment	4 <sup>th</sup> qtr 2024

**NOW, THEREFORE, BE IT RESOLVED** that the above listed tax overpayment be transferred to open property taxes due for quarter 4, 2024 as described in the amount of \$181.30.



**RESOLUTION 2024-299**

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

**RESOLUTION TO APPLY 2024 TAX OVERPAYMENT**

**WHEREAS**, the following has made an overpayment of taxes:

Name	Block/Lot	Address	Amount		Year
PennyMac Loan Services for Shah, Dipesh	51.10/24.02	219 Columbia Avenue	\$463.75	Tax overpayment	4th qtr. 2024

**NOW, THEREFORE, BE IT RESOLVED** that the above listed tax overpayment be transferred to open property taxes due for quarter 1, 2025 as described in the amount of \$463.75.

**RESOLUTION 2024-300**

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

**RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF 2024 TAXES**

**WHEREAS**, the following has made an overpayment of taxes:

Name	Block/Lot	Address	Amount		Year
Boston National Title Agency, LLC	215/22	52 Myrtle Avenue	\$2,356.90	Duplicate payment by title company-refi	2024, 4th qtr

**NOW, THEREFORE, BE IT RESOLVED** that the above listed property owner or agent be refunded property taxes as described in the amount of \$2,356.90.

**RESOLUTION 2024-301**

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

**RESOLUTION AUTHORIZING REFUND OF STREET OPENING PERMIT FEE**

**WHEREAS**, John Burton Plumbing and Heating Inc., 104 Norcross Avenue, Unit B, Metuchen, NJ 08840, made a payment on November 18, 2024 in the amount of \$100.00 for Street Opening Permit 2024-46, to perform work at 205 West Chestnut Avenue; and

**WHEREAS**, the homeowner no longer wishes to have the work performed.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen, that the Chief Financial Officer is hereby authorized and directed to refund John Burton Plumbing and Heating Inc., 104 Norcross Avenue, Unit B, Metuchen, NJ 08840, in the amount of \$100.00 for Street Opening Permit 2024-46.

**RESOLUTION 2024-302**

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

**RESOLUTION AUTHORIZING REFUND OF STREET OPENING PERFORMANCE BOND**

**WHEREAS**, John Burton Plumbing and Heating Inc., 104 Norcross Avenue, Unit B, Metuchen, NJ 08840, submitted a performance bond on November 18, 2024 in the amount of \$500.00 for Street Opening Permit 2024-46, to perform work at 205 West Chestnut Avenue; and

**WHEREAS**, the homeowner no longer wishes to have the work performed.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen that the Chief Financial Officer is instructed to refund, in the amount indicated, the following escrow balance to the depositor, as the project has been determined to be canceled:

**Permit Number      Address                                      Contractor**

2024-46/ PG 24-046	205 West Chestnut Avenue	John Burton Plumbing and Heating Inc. 104 Norcross Avenue, Unit B Metuchen, NJ 08840
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**RESOLUTION 2024-303**

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

**RESOLUTION AMENDING RESOLUTION 2024-33 AWARD OF CONTRACT FOR  
BOROUGH ARTS DISTRICT REDEVELOPMENT PLANNER**

**WHEREAS**, the Borough of Metuchen has a need to amend Resolution 2024-33 previously awarded for Borough Bond Counsel as an amendment to a contract previously awarded, fair and open process pursuant to the provisions of *N.J.S.A. 19:44A-20.4*; and

**WHEREAS**, Requests for Qualifications were received on December 22, 2023 and reviewed by the Borough Administrator, Chief Financial Officer/QPA, and Borough Clerk; an

**WHEREAS**, the anticipated term of this contract is the calendar year 2024; and

**WHEREAS**, the original agreement stipulated that the maximum amount of the contract shall not exceed \$ 25,000.00; and

**WHEREAS**, the Borough deemed it necessary to dedicate an additional \$2,000 for continued services; and

**WHEREAS**, the maximum amount of the contract is amended and shall not exceed twenty seven thousand dollars and no cents **\$ 27,000.00** and the Chief Financial Officer has certified that there are sufficient funds for such contract and are available and is designated from Middlesex County Arts & History Capital Grant Account G-02-41-760-310 for these services.

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

The Mayor and Borough Clerk are hereby authorized and directed to increase the available funds for arts district redevelopment planner services from the firm LRK Inc., 50 South B.B. King Blvd., Suite 600, Memphis, TN 38103.

**RESOLUTION 2024-304**

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

**RESOLUTION AMENDING RESOLUTION 2024-25 AWARD OF CONTRACT FOR  
BOROUGH PLANNER**

**WHEREAS**, the Borough of Metuchen has a need to amend Resolution 2024-25 previously awarded for Borough Bond Counsel as an amendment to a contract previously awarded, fair and open process pursuant to the provisions of *N.J.S.A. 19:44A-20.4*; and

**WHEREAS**, Requests for Qualifications were received on December 22, 2023 and reviewed by the Borough Administrator, Chief Financial Officer/QPA, and Borough Clerk; an

**WHEREAS**, the anticipated term of this contract is the calendar year 2024; and

**WHEREAS**, the original agreement stipulated that the maximum amount of the contract shall not exceed \$ 35,000.00; and

**WHEREAS**, the Borough deemed it necessary to dedicate an additional \$5,000 for continued services; and

**WHEREAS**, the maximum amount of the contract is amended and shall not exceed forty thousand dollars and no cents **\$ 40,000.00** and the Chief Financial Officer has certified that there are sufficient funds for such contract and are available and is designated from the 2024 Adopted Budget Account Administrative & Executive Professional Services 4-0120-701-028 for these services.

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

The Mayor and Borough Clerk are hereby authorized and directed to increase the available funds for arts district redevelopment planner services from the firm LRK Inc., 50 South B.B. King Blvd., Suite 600, Memphis, TN 38103.

**RESOLUTION 2024-305**

*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 \$14,050,792.67.

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.

**RESOLUTION 2024-306**

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

**RESOLUTION AUTHORIZING AN EXECUTIVE SESSION WHICH  
EXCLUDES THE PUBLIC**

**WHEREAS**, the Open Public Meetings Act, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Council of the Borough of Metuchen is of the opinion that such circumstances presently exist; and

**WHEREAS**, the Council of the Borough of Metuchen wishes to discuss:

**Matters Involving Attorney-Client Privilege**

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

**NOW, THEREFORE, BE IT RESOLVED** that the public be excluded from this meeting.