BOROUGH OF METUCHEN COUNCIL MINUTES
REORGANIZATION MEETING
January 1, 2024
3:00 PM

The Reorganization Meeting of the Borough Council was held in the Council Chambers of Borough Hall on January 1, 2024.

The Meeting was called to order at 3:04 p.m. by the Borough Clerk, Deborah Zupan

Adequate Notice of this meeting has been given in accordance with the Open Public Meeting Act, pursuant to Public Law 1975, Chapter 231. Said notice was published in the Home News Tribune on December 19, 2023, posted in Borough Hall, and on file in the Clerk's Office. All requirements of the Open Public Meetings Act have been satisfied.

Invocation

The Invocation was delivered by Rabbi Bennett Miller.

Ms. Zupan asked all to remain standing for the flag salute.

Swearing-In of Elected Officials

Mayor-Elect Busch was sworn in by the Honorable Congressman Frank Pallone.

Councilmember-Elect Vinita Jethwani was sworn in by the Honorable Congressman Frank Pallone.

Councilmember-Elect Tyler Kandel was sworn in by the Honorable Congressman Frank Pallone.

Roll Call

Mayor Busch asked for a roll call.

Present were Councilmembers Branch, Delia, Giamboi, Hyman, Jethwani, Kandel, and Mayor Busch. Also present were Denis Murphy, Borough Attorney, Melissa Perilstein, Borough Administrator, and Deborah Zupan, Borough Clerk.

Election of Council President

Councilmember Kandel made a motion to nominate Councilmember Delia for Council President. Councilmember Hyman seconded the nomination. Mayor Busch asked if there were any other nominations. With no further nominations, Mayor Busch closed the nominations. Mayor Busch asked for a voice vote, with all in favor, Councilmember Delia was elected Council President for 2024, 6-0.

Mayor's Annual Address

Good afternoon everyone and thank you for attending Metuchen's 124th reorganization meeting. It is so meaningful for me to be sworn-in today by our Congressman and my good friend, the Honorable Frank Pallone Jr. When I was in high school, I spent two summers working for Congressman Pallone on Capitol Hill. I will always be grateful for Congressman Pallone's mentorship and for the opportunities that he and his office provided me during that particularly formative and impactful period in my life.

Congratulations to Council Member Tyler Kandel, who was just sworn-in to serve a second term. As Councilman, Tyler is always candid about sharing his opinions on matters, has excellent intuition, and provides great perspective which has greatly enhanced this body's work during his service to the Borough. I also congratulate and acknowledge our newest Council Member, Vinita Jethwani. She is incredibly bright, resourceful, and she is one of the hardest working people with whom I have ever worked. We are so grateful that you agreed to join us, Vinita.

It is hard to imagine that I have now served in this role for more than six years. Perhaps it feels like a lot longer for my wife Kathy, who has been at my side for every part of this journey and I am so thankful for her love and support. When I was first sworn in in December 2017, our boys were 13, 11 and six years old. Somehow, we now have a college freshman, a senior in high school and a middle schooler. Kathy and I often talk about how fast they've grown but we cannot think of anywhere else where we would rather raise them. This community, our home, is a truly special place and serving as its Mayor is the honor of my life. I am deeply grateful for the opportunity to continue to serve, even if I do have a bit more gray hair to show for it.

Our Extraordinary Year

It is quite apparent that we are in the midst of an extraordinary period in Metuchen's history. On this day last year, I described Metuchen as "enjoying a Golden Age of sorts" and our recent accomplishments have made us shine even brighter! But anyone who knows Metuchen understands that the brilliance of our community is a collective effort.

Clearly, they don't call us the Brainy Borough for nothing since this year, Metuchen had not one but two residents appear on Jeopardy! - Liz Durst Jensen was a first-time contestant and Alan Johnson returned for the Champions Wildcard Tournament. And speaking of twos, what are the chances that a Borough of 15,000 would have two Major League Baseball draft picks in the same year? Jay Harry was selected by the Minnesota Twins and Matt Boucher was selected by the Tampa Bay Rays. Nora Pagel returned to "Project Runway" after nearly 20 years for the "Project Runway All Stars"

show. And then there is our own Council President Jason Delia, who was awarded the 2023 Keep Middlesex Moving George Ververides Outstanding Community Leadership Award for his leadership on issues of improving safety in the Borough for pedestrians and cyclists. And we must not forget the return of our hometown hero, Staff Sgt. Michael Uhrin, who died in combat over Germany during World War II and whose remains were finally interred at Hillside Cemetery on Memorial Day weekend, nearly 80 years from the date he left our beloved hometown.

We may be 2.7 square miles but we are truly mighty. Just last month, Metuchen was named Jersey's Best "2024 Destination of the Year" and earlier in the year, "Only in Your State" awarded us the title of "Best Walkable Town in New Jersey." Edgar Middle School celebrated its receipt of the coveted National Blue Ribbon School Award and, of course, the jewel in our crown was when Main Street America gave the Metuchen Downtown Alliance the "Great American Main Street Award." Metuchen is just the third community in all of New Jersey to have won this prestigious national award and it is, without question, one of the most important recognitions in the history of our Borough.

And speaking of our downtown, it is thriving! A number of our retail establishments have become recognized as some of New Jersey's Best; for example, Hailey's was ranked by nj.com as #9 on the list of best Irish pubs, Fresco was ranked as #24 on the list for best Italian delis, and What's the Scoop was #51 on the list of best ice cream shops. Also, Papillon & Company was recognized by the State of New Jersey as part of the State Senate's dual celebration of Black History Month and National Entrepreneurship Week.

Our downtown is the place to be. In spite of a downward trend in national retail sales, our downtown vacancy rate remains at a record low and we continue to receive significant investment interest from those who want to join our downtown community. We are so excited that Meximodo has opened its doors, helping the Borough finally realize its vision for a completed public plaza surrounded by retail and restaurants. Soon, the former pastry chef at Heirloom Kitchen will be opening Ram & Rooster, a Chinese-inspired new American eatery, and the retro video game arcade, Yestercades, will open here later this month, as its fourth location, joining Red Bank, Somerville and Westfield. And construction is now under way on Metuchen's very own Starbucks, located on Middlesex Avenue, directly across from Trailhead Park and the entrance to the Greenway.

Moving Metuchen Forward

It's easy to identify our most prominent and highly publicized projects to highlight how Metuchen is constantly moving forward, but our success is built upon the strong foundation that our everyday operation provides. In Metuchen, our elected officials and administrators are constantly looking for new and innovative opportunities to improve our quality of life and working to incorporate the values and concerns of residents into the way we govern. For example, while we have enhanced the way the Borough communicates through social media and Metuchen Media, residents asked us for even more ways to interact with the Borough. As a result, we partnered with Simplicity, an innovative mobile application, which enables residents to stay connected with everything going on in the Borough.

Many residents have shared their interest about having increased access to our Planning and Zoning Board meetings so, we have made the decision to televise and stream them this year so that residents can watch these meetings, even if they are unable to make it to Borough Hall. We have heard the community's desire for engaging public art in our community so we established a relationship with the Seward Johnson Atelier in Hamilton and this past summer, we joined a select number of other communities around the world to feature Johnson's sculptures when we placed three of them around Metuchen. Later this winter those sculptures will be replaced by five others at additional sites around the Borough. This partnership has also presented a variety of other opportunities for Metuchen including new curricular programming for our students in the Metuchen schools.

Speaking of the arts, we know how passionately our community feels about the Forum Theatre and the proposed Metuchen Arts District. As we have said many times, Borough officials have worked diligently on a plan for the creation of the Metuchen Arts District, the centerpiece for which will be the Forum Theatre. As part of those efforts this year, the Borough introduced a redevelopment plan and ordinance for an expanded vision of the Metuchen Arts District which reflects preservation, revitalization, repurpose, and reuse of the properties in the vicinity of the Forum as an inclusive place for arts, culture and history. Additionally, we recently adopted an ordinance that authorizes the Borough to commence formal proceedings to acquire the blighted gas station that is adjacent to the Forum. Also, during the summer, it was announced that our State Legislative delegation, led by Senator Diegnan, Assemblyman Karabinchak and Assemblyman Stanley, acquired another $3 million for the eventual Arts District.

We knew from the moment we acquired the Forum that reopening it would take time, not just because of the theatre's structural issues or the pandemic, but because projects

like these require vision, innovation, collaboration, methodical planning, and patience. We spend countless hours exploring the business operations and economic viability of the Forum and we are continuing to pursue a variety of simultaneous avenues in pursuit of our goal to bring the Arts District to life. It is a major priority of our administration but not at the expense of significant costs to our taxpayers. Thus, we will continue to pursue our goal of finding a self-sustaining business model that carries this project across the finish line. We are closer than we have ever been to achieving this objective but slow and steady will win the race.

Our community was excited two years ago that a scene from the critically-acclaimed film “Eileen” was shot on South Main Street. The studio paid the Borough for the opportunity to use our community as its backdrop and we recognized the potential that Metuchen’s charm brings as a filming location which may result in an occasional source of revenue. Thus, within the last few months, we began taking steps to certify the Borough as “Film Ready” by the New Jersey Motion Picture & Television Commission, which will provide Metuchen with additional opportunities to be considered by the entertainment industry.

Since 2009, the Fuccile Foundation has been one of the most impactful local charities and our community has come to rely heavily on its work on behalf of families impacted by tragedy. Over the years, through private fundraising efforts, including the Fuce 5K and the Metuchen Cookie Walk, many families have been supported by the Fuccile Foundation. During the Fuce 5K this past June, Nancy Fuccile announced that The Foundation would cease operations at the end of 2023. During the last few months, Borough officials have been collaborating with Board Members from the Fuccile Foundation in an effort to join The Foundation with the concept of “It Takes a Borough,” which we initially introduced in 2018 as a mechanism to support Metuchen families in need. We are thrilled to announce thatseveral of the Board members from the Fuccile Foundation, some of whom are here with us today, will be joining other dedicated volunteers to formally establish “It Takes A Borough” in 2024. Also known as iTAB, “It Takes a Borough” will carry the Fuccile Foundation’s torch by continuing to host the beloved annual Fuce 5K and the Cookie Walk each year so that we can continue to support residents whose lives have been impacted by tragedy or unforeseen circumstances. At this time, I’d like to take a moment to recognize Nancy Fuccile, who in 2008, along with a group of others, created the Fuccile Foundation in honor of her late husband, Mike. Nancy, along with your children Michael, Jack and Brooke, you have turned an unspeakable circumstance into an extraordinary network of support for others impacted by tragedy and we are incredibly grateful for the groundwork that you and the Fuccile Foundation have laid for Metuchen’s future. Thank you.

Public Safety And Pedestrianization

We continue working to keep the Borough among the safest places to live and raise a family in New Jersey. We are adding additional officers to our police department so that we can continue to implement our comprehensive community policing program, placing our officers at all types of Borough events, in our schools, and walking and biking throughout the Borough. Additionally, expanding our police force allows us to increase our traffic enforcement to make our roads safer.

It took many years of working with State officials but we have finally installed the exclusive left turn for cars turning left onto Middlesex Avenue at the intersection of Grove and Middlesex Avenues. This upgrade has already reduced unnecessary back-ups on Grove Avenue and made this busy intersection safer for both pedestrians and drivers. Also, we continue to work with Middlesex County officials to make major improvements to the intersection of Central and Durham Avenues. These improvements are expected to be implemented in time for any new pedestrian and vehicular traffic associated with the new Gulton project.

We are closer than ever to installing the Borough's first-ever bike lane on Metuchen's portion of Grove Avenue, which is yet another significant step toward making Metuchen more friendly for bicyclists. This year, we also received a State grant for another bike lane on Hillside Avenue that will connect Grove Avenue to our downtown. Also, studies show that placemaking goes hand-in-hand with traffic calming and pedestrianization so we continue to work with our Metuchen Downtown Alliance for ways to create friendly public spaces like "Conversation Corner" by the Senior Center on the corner of New and Central and the beautiful new mural entitled "Metuchen Magic" created by famous muralist, Ricardo Roig, located in the previously underutilized alleyway between Tribos Peri Peri and Menya.

We believe that 2024 will finally be the year when we will be able to implement $9.3 million in substantial safety improvements to Main Street from the grant that was awarded back in 2018 - yes, some of these things take that long! This grant money will be used to address several known problems along Main Street - from Brunswick Avenue all the way to Talmadge Avenue.

As a specific response to resident concerns, we created new marked crossings at the corner of New and Pearl Streets so that it is easier for pedestrians to know where to most safely cross and, speaking of New Street, after years of our residents and downtown business owners requesting new sidewalks along New Street, we will be replacing them this Spring so they match-up well with the other downtown sidewalks that were replaced a few years ago. Also, with the help of Middlesex County officials,

we pushed back the stop line at Amboy and Main Streets to allow trucks to make wider right turns, which we hope will diminish the number of times that the traffic light pole at that intersection is knocked down.

With the extraordinary assistance of Congressman Pallone, the Borough was awarded a $300,000 federal grant to make significant upgrades to our communication system for the Metuchen Fire Department. This much-needed funding will ensure that our first responders continue to effectively respond to emergencies.

And speaking of our first responders, we are making significant progress on our new Emergency Services Center, which will house our Fire Department, EMS and Office of Emergency Management to be located on the current EMS site at 98 Essex Avenue. We are so proud of how well representatives from the Borough, Metuchen Fire Department, and Metuchen EMS have worked together with the architect in these planning phases. Back in June, our State Legislative delegation was instrumental in securing $2 million in State funding for this project and based on our current pace, we expect that we will be able to have shovels in the ground sometime in 2024.

Infrastructure And Recreation

We continue to make extensive progress on other imperative Borough infrastructure projects, as well. For example, this spring, we expect that construction will be complete on the Jersey Avenue Pump Station replacement project. This project is certainly not as exciting as some of our other projects but upgrading our Borough's wastewater management system to significantly improve the flow of sewage throughout Metuchen is, without question, as important a project as any we are currently working on.

A few weeks ago, we finally commenced the replacement of the Kahn's Crossing Pedestrian Bridge in the Graham Avenue neighborhood, which had been shut down for safety reasons in early 2018. The bridge's replacement was made possible by a 2021 grant award from the State's Transportation Trust Fund. We have been working towards this long overdue repair for years and it should finally be complete in the next few weeks.

The Borough continues to place significant emphasis on making major upgrades to Metuchen's parks and recreation infrastructure. We opened a downtown pocket park on the former site of the Manasquan Bank drive-through and with some simple landscaping; re-painting; re-purposing; and the addition of some tables, chairs, and string lights, we "popped up" a temporary iteration of the park for all of us to enjoy. Over the course of the next year, and with the help of another $250,000 secured by our State Legislative delegation, we will be putting together a plan for a permanent

iteration of the space, which will eventually be named for Thomas Mundy Peterson, Metuchen's most famous resident.

Demolition of the warehouses along Durham Avenue on the Gulton property is now complete and construction will soon be underway on the Gulton project, which in addition to a new apartment building that will be designed to reflect the site's green and industrial legacy, will include a 32-acre section of the Peter J. Barnes III Wildlife Preserve that will be managed by Middlesex County. After completion, this property will be one of the most beautiful open spaces and among the most walkable, hikable and bikable in the region. The site will include a public entrance and parking area with bike racks, which will be particularly useful once the future extension of the Middlesex County Greenway is complete. The project is expected to be completed by summer 2025.

Winter sports season is upon us and the Borough has once again constructed Charles Arena in the Charles Field parking lot for the 2024 Metuchen Floor Hockey League season. This outdoor pop-up street hockey rink was originally conceived by a dedicated group of local dads to keep the kids playing during the pandemic. We since realized that the outdoor rink significantly expanded the number of kids who were able to participate in what is now one of the most popular youth sports programs in the Borough.

We are very excited by the pending completion of the Edgar Field project, which should be complete within the next few weeks. In addition to serving as a field and an outdoor gym for Edgar Middle School students, it will be a transformative space for our entire community - changing it from a underutilized park to a recreational hub that both enhances the neighborhood and cements the school's role as a community hub. The project features new turf fields for full-sided soccer, youth soccer, baseball, softball and field hockey. Additionally, mark outs on the full soccer field will be made for lacrosse. Like Myrtle Field and Charles Field, Edgar Field also has a pedestrian walking path around its perimeter. Plans are underway for an exciting opening ceremony in April. The Edgar Field project will significantly expand the number of recreational opportunities for our community and we anticipate that we will be able to enjoy it on almost every day of the year.

And there are even more plans for recreational improvements in the year ahead. Last June, we announced that we have received funding from Middlesex Water to help improve Harold C. Junker Kiwanis Park (commonly known as "Center Street Park"). Junker Park has long been a neighborhood favorite in the "Radio" district, known for its slide on the hill, which had to be removed for safety reasons but will, of course, be

replaced. We are excited that future generations of residents will be able to enjoy Junker/Center Street Park in the same way that so many others have over the years.

Also, we are excited to announce that, with the help of Middlesex County, plans are underway for a substantial enhancement of Trailhead Park. In its current form, Trailhead essentially serves as a parking lot for the start of the Greenway but the County's investment will be transformative. Plans call for an attractive passive recreation space that will include a Great Lawn-type concept in addition to a non-traditional play space that incorporates adventure and exploration features, as well as improved parking, restrooms, and significant landscaping enhancements. We hope to be able to announce more specific details for Trailhead Park in the next few months.

Conclusion

The first time I gave my new year's day message from this chair, it was January 1, 2018. I had just become Mayor just two weeks earlier and I described that "[p]eople choose to live in Metuchen because they want to be a part of a community that makes them feel welcome and valued but, perhaps most importantly, people live here because they feel their involvement and input matter." I explained that "[d]uring my time as a resident, I have learned that this is a town of teamwork. A place where our true magnificence is measured by the sum of all of our parts." I am so proud to say that this statement is as true today as it was six years ago.

Our efforts in Metuchen are successful because we have decided that our bold, collective approach makes a difference. Our volunteers, Borough staff, elected officials, and everyday residents who provide their candid feedback, in conjunction with County, State and federal officials, have propelled Metuchen forward. This is deliberate, and it will continue as long we continue to row in the same direction.

Thank you for the tremendous honor of allowing me to continue as your Mayor, and happy new year.

Public Comment

Mayor Busch opened Public Comment to any members of the public wishing to speak.

Seeing no one wishing to speak, Mayor Busch closed the Public Comment.

Ordinances – Introduction

Ord. 2024-01	ORDINANCE TO AMEND §110-201 (ESTABLISHMENT; MEMBERSHIP) IN ARTICLE 51 (ZONING BOARD OF ADJUSTMENT), IN PART V (ORGANIZATION, POWERS AND PROCEDURE) IN CHAPTER 110 (LAND DEVELOPMENT) OF THE CODE OF THE BOROUGH OF METUCHEN TO INCREASE THE NUMBER OF ALTERNATE MEMBERS OF THE BOARD TO FOUR ALTERNATE MEMBERS

Council President Delia made a motion that Ordinance 2024-01 be introduced and be taken up on first reading, second by Councilmember Giamboi, with all in favor, motion carried, 6-0.

Council President Delia asked that Ordinance 2024-01 be read by title only.

Ms. Zupan read Ordinance 2024-01 by title only.

Council President Delia moved that Ordinance 2024-01 be passed on first reading, be published according to law, and a public hearing be set down for Wednesday, January 17, 2024, second by Councilmember Giamboi.

Roll Call:	Yeas: Branch, Giamboi, Hyman, Jethwani, Kandel, Delia
	Nays: None

Ordinance 2024-01 was passed on first reading, 6-0, and will be published according to law.

Ord. 2024-02	BOND ORDINANCE AMENDING A BOND ORDINANCE FINALLY ADOPTED APRIL 10, 2023 BY THE BOROUGH COUNCIL OF THE BOROUGH OF METUCHEN, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, IN ORDER TO PROVIDE FOR CHANGES THEREIN

Council President Delia made a motion that Ordinance 2024-02 be introduced and be taken up on first reading, second by Councilmember Giamboi, with all in favor, motion carried, 6-0.

Council President Delia asked that Ordinance 2024-02 be read by title only.

Ms. Zupan read Ordinance 2024-02 by title only.

Council President Delia moved that Ordinance 2024-02 be passed on first reading, be published according to law, and a public hearing be set down for Wednesday, January 17, 2024, second by Councilmember Giamboi.

Roll Call: Yeas: Branch, Giamboi, Hyman, Jethwani, Kandel, Delia
Nays: None

Ordinance 2024-02 was passed on first reading, 6-0, and will be published according to law.

New Business Consent Agenda – Resolutions 2024-01 to 2024-60

Council President Delia moved to approve New Business Consent Agenda Resolutions 2024-01 to 2024-60, second by Councilmember Giamboi, with all in favor, motion carried, 6-0.

RESOLUTION 2024-01

RESOLUTION ADOPTING RULES AND REGULATIONS OF THE METUCHEN BOROUGH COUNCIL FOR 2024

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the following Rules and Regulations be and the same are hereby adopted as the rules and regulations of the Council for the year **2024** to continue in full force and effect until altered, amended, or made void by appropriate action of the Council.

RULE ONE

Regular meetings of the Council shall be held in the Borough Hall on Mondays of each month, or as otherwise noted, at the hour of seven thirty (7:30) p.m. provided, however, that in the event any such meeting shall fall due upon a legal holiday, then such regular meeting shall be held on the Tuesday following such legal holiday to be held at Borough Hall.

Special meetings shall be called and held as provided for by statute, and upon written notice, designating the time and place of meeting, signed by the Mayor or by four members of the Council, which notice shall be given to all members of the Council personally or left at their place of residence at least forty-eight (48) hours before the time of the meeting. Emergency meetings as provided in Open Public Meetings Act may be called on such notice as required by law.

Adjourned meetings shall be called to order and held at the time and place appointed by the motion or resolution under which it is held.

Agenda meetings of the Council shall be held at Borough Hall at the beginning of each regularly scheduled meeting of the Council. If agenda meetings fall upon a legal holiday,

then such agenda meeting shall be held on the Tuesday following such legal holiday to be held at Borough Hall. The meeting shall begin at 7:30 p.m.

RULE TWO

The Mayor shall preside at all meetings; in their absence the President of the Council shall preside; and in their absence, the senior member of the Council shall preside.

RULE THREE

The order of business at regular meetings shall be as follows:

1. Announcement of compliance with the Open Public Meetings Act, Invocation, Pledge of Allegiance and Roll Call
2. Agenda Session
3. Comments from the Public
4 Proclamations or Resolutions Honoring
5. Approval of Minutes
6. Public Hearings and Action on Ordinances
7. Introductions and Action on Ordinances
8. Communications Consent Agenda
9. Other Communications
10. Report of Officers
11. Report of the Borough Administrator
12. Report of Borough Council Members
13. Report of the Mayor
14. New Business Consent Agenda
15. Other New Business
16. Adjournment

RULE FOUR

The order of business for agenda meetings shall be generally as follows:

1. Announcement of compliance with the Open Public Meetings Act and Roll Call
2. Items for the regular agenda meeting
3. Reports of Council members
4. Report of Mayor
5. Reports of other Borough Officials
6. Meetings with any other persons or bodies
7. Any other business including items from which public may be excluded under Open Public Meetings Act
8. Adjournment

RULE FIVE

Every ordinance and resolution submitted for the consideration of Council shall be in writing. Every ordinance so submitted, including amendments to existing ordinances, shall be accompanied by a brief interpretive statement explaining the purpose of the ordinance or amendments. Any amendments to existing ordinances shall be provided in "redline" format when necessary showing the original text, along with proposed changes. No ordinance, or amendment to existing ordinance, **s**hall be introduced unless a copy thereof is made available to each Councilmember no later than three days prior to the meeting at which the ordinance shall be introduced. The Council shall not be asked to consent to the appointment of officers of the Borough or members of Advisory Boards, Commissions and Committees, unless the name of the nominee for appointment is made known to each Councilmember no later than three days prior to the meeting at which consent shall be asked. The Council President shall be notified of all items on the agenda.

RULE SIX

A. In General

Since no substantive action will ordinarily be taken at agenda meetings, the only votes contemplated at such meetings are those to determine whether a matter will be placed on the agenda for the regular meeting, any points of order, and motions in respect to adjournment. Such votes shall be by a majority of members present, with the presiding officer voting only in case of a tie. However, nothing herein shall preclude the Council to adopt resolutions at agenda meetings to act on matters from which the public may be excluded pursuant to Sections 7 and 8 of the Open Public Meetings Act, or to vote on holding emergency meetings pursuant to the requirements of said Act. Procedure at agenda meetings not specifically set forth herein shall be governed by the rules hereinafter applicable to regular meetings.

B. Consent Agenda

The Council may establish a Consent Agenda for any regular or special meeting. The consent agenda shall apply to communications, resolutions and motions but shall not apply to ordinances. The Consent Agenda may then be approved by motion, by majority vote, without the necessity of the Borough Clerk reading the title or the actual body of the communications, resolutions, and motions on the consent agenda. If at any time prior to the adoption of the consent agenda at the regular meeting or special meeting, any Councilmember objects to placing or the existence of an item on the consent agenda, the matter shall be promptly deleted from the consent agenda and shall be voted on separately.

RULE SEVEN

A quorum for all meetings shall consist of four Councilmembers, or the Mayor and three Councilmembers.

RULE EIGHT

The order of business of agenda meetings may be modified by a vote of the majority of Councilmembers present.

RULE NINE

The Borough Clerk is directed to take the minutes of all meetings, which shall be distributed to all Council members.

RULE TEN

When a question is under debate, no motion shall be in order unless for recess, to lay on the table, to call the previous question, to postpone, to refer, or to amend, and these shall be precedence in the order in which they are named, the first three of which shall be decided without debate. A motion to refer, until it is decided, shall preclude all amendments for the main question.

RULE ELEVEN

The ayes and nays may be called by a member, and being called, the names of those who voted for or against the question, or abstained, if requested by any member, shall be entered in the minutes.

RULE TWELVE

When a member intends to speak upon a question, they shall acknowledge the chair only in their opening remarks; thenceforth they shall confine themself to the question and avoid personalities. Should more than one member rise to speak at the same time, the presiding officer shall determine who is entitled to the floor.

RULE THIRTEEN

The previous question may be called for by any member, and if seconded, shall be put in this form, "Shall the main question be put?", and until it is decided, shall preclude all amendments to the main question and all further debate.

RULE FOURTEEN

Any member may call another to order while speaking when the debate shall be suspended, and the member shall not speak until the point of order is determined. When the appeal from the decision of the chair is called for, no other question but the point of appeal shall be debated, when the question shall be put, "Shall the decision of the chair be sustained?"

RULE FIFTEEN

When any question is stated, and by Council agreed to be put, no member shall be at liberty to withhold their vote without the consent of the Council.

RULE SIXTEEN

A motion to adjourn shall always be in order and decided without debate.

RULE SEVENTEEN

The proceedings of the Council where not specifically mentioned herein, shall be governed by Robert's Rules of Order.

RULE EIGHTEEN

Except as otherwise provided by law, all action of the Council, including the passage of ordinances, resolutions, creations of committees and the appointments or consent to the appointments of any officers of the Borough or members of advisory boards, commissions or committees, shall be by a majority vote of those members of the Council present.

RULE NINETEEN

Except as otherwise provided by law or specific rule, the Mayor shall appoint the Chair of all committees. It shall be the Chair's duty to give notice of the time and place of meetings for the purpose of preparing the business for which they are appointed.

RULE TWENTY

The names of members of the Council, when called by the Clerk on any questions, shall be called alphabetically, with the Presiding Officer's name called last. Reports of Councilmembers shall be given in reverse alphabetically by order except that the Council President shall be first.

RULE TWENTY-ONE

All bills shall be itemized and certified to by the claimant as being correct, just, and true. Before any bills shall be presented to the Council for payment, it shall have first been certified by the officer incurring the indebtedness. Before payment all vouchers must be approved and signed by the Administrator.

RULE TWENTY-TWO

No rule of this Council or part thereof shall be amended, suspended, or superseded without at least the consent of two-thirds of the entire Council, except as provided in Rule Seven.

RULE TWENTY-THREE

All rules of the Borough Council heretofore adopted and inconsistent herewith are and the same are hereby repealed.

RULE TWENTY-FOUR

The Presiding Officer at the commencement of every meeting shall announce publicly and shall cause to be entered in the minutes of the meeting an accurate statement that adequate notice had been given to the public of the time, place of the meeting, and the manner in which said notice was given, Section 5 of the Open Public Meetings Act.

RULE TWENTY-FIVE

The Borough Clerk shall be the Borough official responsible for posting, mailing, and filing of the "Adequate Notice" of meetings as provided in the Open Public Meetings Act including an annual schedule of meetings and any revisions thereof as set forth in Section 13 of said act.

RULE TWENTY-SIX

The Borough Clerk shall be the Borough official responsible for making minutes of Council meetings available to the public pursuant to Section 9 of the Open Public Meetings Act, and the mailing of regular meeting schedules or revisions thereof to persons requesting same under Paragraph 14 of said act.

RULE TWENTY-SEVEN

Public comment shall be afforded all members of the general public at each regular and special meeting of the Mayor and Borough Council. Any member of the general public desiring to address the governing body shall do so upon recognition of said speaker by the Mayor or Presiding Officer. The speaker shall first identify themself by name and address. The speaker shall be permitted to address the governing body on any topic that is for the good and welfare of the general public. Public comments, questions, or other reasons for an appearance at the meeting shall be limited to five (5) minutes per speaker. Persons making public comments are not permitted to yield their allotted time to another individual. No questioning of individual members of Council shall be permitted by any speaker. In the event a speaker wished to pose a question to any individual member, they shall address the question to the Mayor or Presiding Officer, the time limitation imposed by this Rule may be waived or modified by the Mayor or Presiding Officer or by a majority of the Council Members present, upon motion duly made and seconded. No member of the public shall be allowed to poll the council on any issue. The Mayor or the Presiding Officer shall on all occasions preserve the strictest order and decorum and shall cause the removal of all persons who interrupt the orderly proceedings of the Governing Body.

RESOLUTION 2024-02

RESOLUTION SETTING BOROUGH COUNCIL MEETING DATES FOR 2024

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the following meeting schedule for 2024 for the Borough Council be established:

2024 Reorganization Meeting

January 1, 2024 at 3:00 p.m.

2024 Regular Council Meetings

January 17 (Wednesday)
January 29
February 12
March 4
March 25
April 8
April 29
May 13
June 3
June 24
July 22
August 12
September 9
September 23
October 7
October 28
November 18
December 9

2025 Reorganization Meeting

January 1, 2025 at 3:00 p.m.

BE IT RESOLVED that, unless otherwise noted**,** all regular meetings will begin at 7:30 p.m. in the Council Chambers of Borough Hall, 500 Main Street, Metuchen, New Jersey 08840.

RESOLUTION 2024-03

RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS

WHEREAS, N.J.S.A.40:53-1 provides that the Governing Body of every municipality may designate an official newspaper or newspapers for the publication of all advertisements and notices required by law to be published by said municipalities; and

WHEREAS, it appears for the best interest of the Borough of Metuchen that official newspapers shall be designated for the convenience of all individuals, taxpayers, firms, and corporations interested in such ordinances, public notices and legal advertisements required by law to be published.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the Home News Tribune and the Star Ledger are hereby designated as the official newspapers of the Borough of Metuchen, and that such municipal notices, ordinances, public notices, election notices, and all other advertising required by law to be published shall be published in any of the official newspapers of the Borough of Metuchen in accordance with law.

RESOLUTION 2024-04

RESOLUTION APPOINTING COUNCILMEMBERS AS LIAISONS TO BOARDS AND COMMISSIONS

BE IT RESOLVED that the Boards, Commissions, Committees, and Offices hereby listed shall have the following members of the Mayor and Council as Liaison for legislative purposes:

Jonathan Busch Mayor	Planning Board (Class I Member) Finance Committee Personnel Committee
Joel Branch Councilmember	Arts Council Human Relations Commission Recreation Commission TV and Technology Advisory Committee
Jason Delia Councilmember	Parking Authority Planning Board (Class III Member) Traffic and Transportation Committee Finance Committee Personnel Committee Board of Education Metuchen Downtown Alliance Traffic and Transportation/Middlesex County

Dorothy Giamboi Councilmember	Environmental Commission Senior Citizen Commission Shade Tree Commission Personnel Committee Green Team
Lisa Hyman Councilmember	Board of Health Metuchen CARES Committee Parade Commission Personnel Committee (Alternate)
Vinita Jethwani Councilmember	Library Board of Trustees Metuchen EMS Finance Committee
Tyler Kandel Councilmember	Emergency Management Committee Historic Preservation Committee Pool Commission Finance Committee (alternate) Fire Department

BE IT FURTHER RESOLVED that where any Councilmember cannot carry out his or her liaison or is absent for any reason, the Mayor shall appoint in their absence another Councilmember to discharge said duty.

BE IT FURTHER RESOLVED that the Mayor with the advice and consent of the Council, or the Council by motion, or resolution by majority vote may establish committees for special projects. Membership of said committee shall be appointed by the Mayor with the consent of the Council or by resolution of the Council by majority vote.

RESOLUTION 2024-05

RESOLUTION AUTHORIZING CHECK SIGNATORIES

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen, that the Mayor and Borough Treasurer and/or Council President are the persons designated to execute all checks on behalf of the Borough of Metuchen.

RESOLUTION 2024-06

RESOLUTION AUTHORIZING SIGNATORIES FOR COURT AND ELECTIONS ACCOUNTS

WHEREAS, Revised Statute NJSA 40:3-25 provides that moneys held in any separate fund, i.e., General Account, Capital Fund, Trust Account and all Escrow Accounts, shall be treated as moneys held in trust and shall not be diverted to any other purpose.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Metuchen, County of Middlesex and State of New Jersey that the TD Bank Court General and Court Bail Account, and that the custodian shall be Rebecca Cuthbert, Chief Financial Officer. All disbursements for these accounts shall be made by checks signed by:

Judge James Hoebich
Wahjira Williams-Fisher, Court Administrator
Barbara D. Stone, Deputy Court Administrator

BE IT FURTHER RESOLVED that all disbursements from the Election account shall be made by checks signed by:

Deborah Zupan, Borough Clerk

RESOLUTION 2024-07

RESOLUTION AUTHORIZING DEPOSITORY INSTITUTIONS

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the following banks and associations are hereby designated as depositories of the Borough of Metuchen from the date hereof wherein all public monies and funds of the Borough shall be kept for 2024:

Wells Fargo
Manasquan Bank
New Jersey Cash Management Fund
Northfield Bank
Community Bank
Summit Bank
Bank of America
TD Bank

RESOLUTION 2024-08

RESOLUTION AUTHORIZING INTEREST RATE ON DELINQUENT TAXES

WHEREAS, under N.J.S.A. 54:4-67 the Governing Body may fix the rate of interest to be charged for the nonpayment of taxes or assessments.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the interest rate to be charged by the Borough of Metuchen on delinquent taxes, assessments and other municipal liens, is hereby fixed at 8% per annum on the first $1,500 on the delinquency and 18% on any amount in excess of $1,500, to be calculated from the date the tax was payable until the date of actual payment, effective immediately.

RESOLUTION 2024-09

RESOLUTION SETTING RATE FOR DELINQUENT REAL ESTATE TAXES - YEAR END PENALTY

WHEREAS, Chapter 75 of the Laws of 1991 were passed by the State Legislature regarding penalties for nonpayment of real estate taxes; and

WHEREAS, said penalties were codified in N.J.S.A. 54:4-67; and

WHEREAS, the Borough of Metuchen has and will in the future have delinquent taxpayers; and

WHEREAS, the Borough of Metuchen wished to avail itself of the opportunity to assess penalties pursuant to Chapter 75 of the Laws of 1991.

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

> That portion of Chapter 75 of the laws of 1991 are hereby adopted by the Borough of Metuchen wherein penalties shall be assessed to taxpayers with a delinquency in excess of $10,000.00 who fail to pay under that delinquency prior to the end of the calendar year in the amount of 6% which is the maximum allowed by statute.

RESOLUTION 2024-10

RESOLUTION AUTHORIZING CANCELLATION TAX OVERPAYMENTS OR DELINQUENT AMOUNTS LESS THAN TEN DOLLARS ($10.00)

WHEREAS, N.J.S.A. 40A:5-17 allows for the cancellation of property tax refunds or delinquent amounts in the amounts less than ten dollars ($10.00); and

WHEREAS, the Governing Body may authorize a municipal employee chosen by said body to process, without further action on their part, any cancellation of property tax refunds or delinquencies of less than ten dollars ($10.00).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that the Tax Collector be and is hereby authorized to cancel said tax amounts as deemed necessary.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Borough Auditor.

RESOLUTION 2024-11

RESOLUTION AUTHORIZING ADOPTION OF A TEMPORARY BUDGET FOR 2024

WHEREAS, N.J.S. 40A:4-19 provides for the adoption of a temporary budget for the period between January 1, 2024 and the adoption of the annual budget; and

WHEREAS, 26.25% of the total appropriations for the year 2023 exclusive of Public Assistance, Municipal Debt Service and Capital Improvement Funds.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Metuchen, that the following appropriations shall constitute the Temporary Budget for the year 2024.

ADMINISTRATIVE AND EXECUTIVE	S&W	55,000	GARBAGE & TRASH REMOVAL	S&W	114,000
	OE	400,000		OE	30,000
MAYOR	S&W	2,500			
	OE	2,000	RECYCLING	OE	25,000
CLERK	S&W	13,000	SOLID WASTE DISPOSAL		78,000
	OE	500	FORESTRY	S&W	31,000
FINANCIAL ADMINISTRATION	S&W	47,000		OE	10,000
	OE	120,000	BOARD OF HEALTH	S&W	4,000
				OE	500
ASSESSMENT OF TAXES	OE	12,000	PARKS & PLAYGROUNDS	S&W	28,000
COLLECTION OF TAXES	OE	20,000		OE	3,000
LEGAL SERVICES	OE	225,000	RECREATION	S&W	18,000
MUNICIPAL PROSECUTOR	OE	30,000		OE	3,000
PUBLIC DEFENDER	S&W	22,500	SENIOR CITIZEN BUS	S&W	5,000

PUBLIC WORKS ADMINISTRATION	S&W	60,000	SENIOR CITIZEN CENTER	S&W	10,000
	OE	90,000		OE	5,000
PUBLIC BUILDINGS & GROUNDS	S&W	29,000	METV	S&W	42,000
	OE	50,000		OE	15,000
PLANNING BOARD	S&W	10,000	CONSTRUCTION CODE OFFICIAL	S&W	38,000
	OE	2,000		OE	15,000
BOARD OF ADJUSTMENT	S&W	13,500	SHADE TREE COMMISSION		500
	OE	35,000	FICA		60,000
GROUP INSURANCE	OE	200,000	SUI		4,000
OTHER INSURANCE	OE	5,000	MUNICIPAL COURT	S&W	28,000
FIRE DEPARTMENT	S&W	3,000		OE	3,000
	OE	80,000	SEWERAGE DISPOSAL		325,000
FIRE HYDRANT SERVICE		81,000	MAINTENANCE OF FREE PUBLIC LIBRARY		200,000
POLICE DEPARTMENT	S&W	700,000	OFFICE OF EMERGENCY MGMT	S&W	2,500
	OE	80,000		OE	9,000
AUXILIARY POLICE	OE	5,000	INTERLOCAL – ANIMAL CONTROL		5,000
UNIFORM FIRE SAFETY ACT	OE	6,000	INTERLOCAL – HEALTH SERVICES		16,000
			JOINT INSURANCE FUND		293,000
ROAD REPAIRS & MAINTENANCE	S&W	80,000	LIBRARY CONSORTIUM		13,000
	OE	170,000	DCRP		5,000
UTILITIES & BULK PURCHASES		280,000	INTERLOCAL – RUTGERS UNIVERITY 911		325,126
ECONOMIC DEVELOPMENT CONTRIB TO SID		50,000	INTERLOCAL – TWP OF WOODBRIDGE-ASSESSOR		39,600
SEWER SYSTEM	S&W	30,000	INTERLOCAL – TWP OF WOODBRIDGE-PUBLIC WORKS		15,000
	OE	60,000			
			CAPITAL IMPROVEMENT FUND		200,000
			PFRS		21,900
			PERS		40,400
SWIMMING POOL	S&W	10,000	**TOTAL**		**5,149,526**
	OE	80,000			
POOL TOTAL		**90,000**			

RESOLUTION 2024-12

RESOLUTION APPOINTING INSURANCE FUND COMMISSIONER – MELISSA PERILSTEIN

WHEREAS, the Borough of Metuchen is a member of the Central Jersey Municipal Joint Insurance fund; and

WHEREAS, pursuant to the by-laws of said Fund the Governing Body shall appoint an Insurance Commissioner to represent the Borough in conducting the business of the Fund.

NOW, THEREFORE, BE IT RESOLVED on this 1st day of January 2024 by the Mayor and Council of the Borough of Metuchen, County of Middlesex, State of New Jersey, that:

1. Melissa Perilstein, Borough Administrator, be and is hereby appointed Insurance Commissioner for the year 2024 with the right to designate an alternate to act in her place should she be unable to attend any meeting of the Fund.

2. A copy of this Resolution be forwarded to the Central Jersey Municipal Joint Insurance Fund.

RESOLUTION 2024-13

RESOLUTION APPOINTING CLASS II MEMBER OF METUCHEN BOROUGH PLANNING BOARD – LINDA KOSKOSKI

BE IT RESOLVED by the Borough Council of the Borough of Metuchen that Linda Koskoski, Director of Economic Development, be appointed as a Class II member of the Planning Board, term to expire December 31, 2024.

RESOLUTION 2024-14

RESOLUTION APPOINTING CLASS III PLANNING BOARD MEMBER – JASON DELIA

BE IT RESOLVED by the Borough Council of the Borough of Metuchen that Councilmember Jason Delia be appointed as a Class III member of the Planning Board, term to expire December 31, 2024.

RESOLUTION 2024-15

RESOLUTION APPOINTING RIGHT TO KNOW COORDINATOR – DEBORAH ZUPAN

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that Deborah Zupan, Borough Clerk of the Borough of Metuchen, be named the Right to Know Coordinator for year 2024.

RESOLUTION 2024-16

RESOLUTION APPOINTING PUBLIC AGENCY COMPLIANCE OFFICER – REBECCA CUTHBERT

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that Rebecca Cuthbert be designated as the Public Agency Compliance Officer for Affirmative Action for the purpose of ensuring compliance with Affirmative Action regulations pursuant to P.L. 1975, Chapter 127 (N.J.A.C. 17:27).

RESOLUTION 2024-17

RESOLUTION AUTHORIZING APPOINTMENT OF MUNICIPAL HOUSING LIAISON – THOMAS DIMARTINO

WHEREAS, the Governing Body of Borough of Metuchen petitioned the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan on July 5, 2006; and

WHEREAS, Borough of Metuchen's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq., Borough of Metuchen is required to appoint a Municipal Housing Liaison for the administration of Borough of Metuchen's affordable housing program to enforce the requirements of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq.; and

WHEREAS, Borough of Metuchen has amended Chapter 110 entitled Land Development – Article 21 Affordable Housing to provide for the appointment of a Municipal Housing Liaison to administer Borough of Metuchen's affordable housing program.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of Borough of Metuchen in the County of Middlesex, and the State of New Jersey that Thomas DiMartino, Zoning Officer, is hereby appointed by the Governing Body of Borough of Metuchen as the Municipal Housing Liaison for the administration of the affordable housing program, pursuant to and in accordance with Article 21 of Borough of Metuchen's Land Development Code.

RESOLUTION 2024-18

RESOLUTION APPOINTING PARKING ENFORCEMENT OFFICER

BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that Lisa Lewis is hereby appointed Parking Enforcement Officer for the term beginning January 1, 2024 and ending December 31, 2024.

BE IT FURTHER RESOLVED that the aforesaid Parking Enforcement Officer shall not be a member of the police force and their powers, rights and duties immediately cease and terminate at the expiration of the aforesaid term for which they are appointed. Any such appointment shall be revoked at any time without cause or without hearing. The aforesaid officer shall be furnished with a badge which must be returned upon the expiration and termination of their term. This appointment is made pursuant to the provisions of New Jersey Statutes 40A:9-154.7 et. seq. and 40:11A-22.1 et. seq. together with the amendments thereof and the supplements thereto. The Parking Enforcement Officer shall be under the supervision and direction of the Chief of Police and shall perform only those duties specifically assigned by the Chief of Police.

RESOLUTION 2024-19

RESOLUTION APPOINTING CROSSING GUARDS

WHEREAS, the Mayor and Council desires to provide safe crossings for school age children on designated public thoroughfares of the Borough of Metuchen; and

WHEREAS, the individuals listed herein have been recommended by the Chief of Police as School Crossing Guards.

NOW, THEREFORE, BE IT RESOLVED that the below listed individuals are hereby appointed as School Crossing Guards for the year 2024:

Anderson, Dolores
Azzara, Anthony
Basilici, Robert
Colegrove, John
Davis, John
Decandia, Francesca
Getty, Patrick
Goss, Kathleen
Kaminski, Gerald
Kang, John
Kuenseler, Donald
McKeon, Tina
O'Mara, John
Palladino, Anthony
Rivera, Edwin
Scarfuto, Joseph
Serio, Kristi
Tolentino, Ed
Vera, Ana

RESOLUTION 2024-20

RESOLUTION APPOINTING HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE MEMBERS - JONATHAN BUSCH AND JASON DELIA

WHEREAS, the Mayor and Borough Council of the Borough of Metuchen have received notification that an appointment must be made to the Housing and Community Development Committee for 2024; and,

WHEREAS, the residents of Metuchen have benefited from the funding made available by this program.

NOW, THEREFORE, BE IT RESOLVED that Jonathan Busch and Jason Delia be appointed the Metuchen Housing and Community Development Committee representatives for the calendar year 2024.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Middlesex County Housing and Community Development Agency.

RESOLUTION 2024-21

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH ENGINEER

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Engineer as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract is $35,000.00 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Administration & Executive Professional Service Account number 4-01-20-701-028 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Colliers Engineering and Design, 331 Newman Springs Road, Suite 203, Red Bank, NJ 07701.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.5.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-22

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH ATTORNEY

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Attorney as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract is $55,000.00 as annual retainer and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Legal Account number 4-01-20-712-027 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:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Weiner Law Group LLP, 629 Parsippany Road, Parsippany, New Jersey 07054.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-23

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR TAX APPEAL ATTORNEY

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Tax Appeal Attorney as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract is $30,000.00 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Legal Account number 4-01-20-712-027 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Renaud & DeAppolonio, LLC, 190 North Avenue East, Cranford, New Jersey 07016

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.5.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-24

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH LABOR RELATIONS ATTORNEY

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Labor Relations Attorney as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract shall not exceed $40,000 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Legal Account number 4-01-20-712-027 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Apruzzese, McDermott, Mastro and Murphy, 25 Independence Boulevard, Liberty Corner, NJ 07938.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-25

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH PLANNER

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Planner as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract shall not exceed $35,000 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Administration & Executive Professional Service Fund Account number 4-01-20-701-028 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of LRK Inc., 217 Nassau Street, Princeton, New Jersey 08542.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-26

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH AUDITOR

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Auditor as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

WHEREAS, the anticipated term of this contract is calendar year 2024 and to include the 2023 audit; and

WHEREAS, the maximum amount of the contract shall not exceed $45,000.00 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Financial Administration Audit Fees Account number 4-01-20-706-101 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Suplee, Clooney & Company, 308 Broad Street, Westfield, NJ 07090-2122.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-27

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH BOND COUNSEL

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Bond Counsel as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract shall not exceed $15,000.00 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Legal Account number 4-01-20-712-027 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of McCarter and English, 4 Gateway Center, 100 Mulberry Street, Newark, NJ 07101.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-28

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR MUNICIPAL FINANCIAL ADVISOR

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Municipal Financial Advisor as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract shall not exceed $25,000 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Financial Administration Municipal Advisor Account number 4-01-20-706-103 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:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Acacia Financial Group, Inc., 6000 Midlantic Drive, Suite 410 North, Mount Laurel, New Jersey 08054

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-29

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR CIVIL ENGINEERING WITH SPECIALIZATION IN WASTEWATER ENGINEERING

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Civil Engineering with Specialization in Wastewater Engineering as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract is $5,500.00 and the Chief Financial Officer has certified that there is sufficient funds for such contract and is available and is designated

from 2024 Administration & Executive Professional Service Account number 4-01-20-701-028 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of CME Associates, 1460 Route 9 South, Howell, NJ 07731.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-30

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH REDEVELOPMENT COUNSEL

WHEREAS, the Borough of Metuchen has a need to acquire the services of Borough Redevelopment Counsel as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract shall not exceed $50,000.00 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Legal Account number 4-01-20-712-027 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Maley Givens, A Professional Corp., 1150 Haddon Avenue, Suite 210, Collingswood, NJ 08108.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-31

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR MUNICIPAL PROSECUTOR SERVICES

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Municipal Prosecutor Services for the Borough of Metuchen as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the Borough Administrator, the Mayor and Council reviewed the qualifications and proposal submitted by John E. Kawczynski in response to the RFQ and determined that John E. Kawczynski is qualified to serve as the Municipal Prosecutor for the Borough of Metuchen for 2024 at an annual cost not to exceed $30,000.00; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Prosecutor Professional Services Account number 4-01-25-757-028 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:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with John E. Kawczynski, having his law offices at 137 S. Broadway, Suite B-1, South Amboy, New Jersey 08879 is hereby awarded a professional services contract to serve as Municipal Prosecutor for the Borough of Metuchen for 2024 at an annual cost not to exceed $30,000.00.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-32

RESOLUTION REAPPOINTING MUNICIPAL JUDGE

WHEREAS, it is the desire of the Mayor and Council to reappoint James Hoebich to serve as the Metuchen Municipal Judge for an annual salary of $35,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Metuchen that James Hoebich be reappointed as the Municipal Judge for the Borough of Metuchen for a three-year term to expire December 31, 2026 for an annual salary of $35,000.00.

RESOLUTION 2024-33

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH ARTS DISTRICT REDEVELOPMENT PLANNER

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Arts District Redevelopment Planner as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract shall not exceed $25,000 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from Middlesex County Arts & History Capital Grant Account number G-04-41-760-310 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of LRK Inc., 50 South B.B. King Blvd., Suite 600, Memphis, TN 38103.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-34

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR AFFORDABLE HOUSING/COAH ATTORNEY

WHEREAS, the Borough of Metuchen has a need to acquire the services of an Affordable Housing/COAH Attorney as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract is $5,000.00 as annual retainer and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Legal Account number 4-01-20-712-027 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:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with Renaud & DeAppolonia, 190 North Ave. E (Rte. 28), Cranford, NJ 07016.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-35

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH AFFORDABLE HOUSING/COAH PLANNER/CONSULTANT

WHEREAS, the Borough of Metuchen has a need to acquire the services of an Affordable Housing/COAH Planner/Consultant as a fair and open contract 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 Administrator, Chief Financial Officer, and Borough Clerk; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed $5,000.00; and,

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

WHEREAS, the maximum amount of the contract is $15,000 as annual retainer and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is

designated from 2024 Temporary Budget and 2024 Adopted Budget Administration & Executive Professional Service fund Account number 4-01-20-701-028 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the firm of Harbor Consultants, Inc, 320 North Avenue East, Cranford, NJ 07016.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 19:44A-20.4 of the Local Public Contracts Law because the contract is for a service performed by person(s) authorized by law to practice a recognized profession that is regulated by law.

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

RESOLUTION 2024-36

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR BOROUGH AFFORDABLE HOUSING ADMINISTRATIVE AGENT SERVICES

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Affordable Housing Administrative Agent as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract is $25,000.00 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Administrative & Executive, Professional Services Account number 4-01-20-701-028 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with CGP&H, LLC., 1249 South River Road, Suite 301, Cranbury, NJ 08512.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-37

RESOLUTION APPROVING REAPPOINTMENTS AND APPOINTMENTS TO BOARDS, COMMITTEES, AND COMMISSIONS

WHEREAS, the Mayor of Metuchen has recommended that the following people be reappointed or appointed to the Borough of Metuchen Boards, Committees and Commissions.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of Metuchen hereby confirms the reappointments and appointments to the following listed Borough of Metuchen Boards, Committees and Commissions.

* Denotes Unexpired Term

ARTS COUNCIL

Reappoint	Boyarin, Lenore	12/31/2026
Reappoint	Gaffney, Carol	12/31/2026
Reappoint	Kohl, Terri	12/31/2026
Reappoint	Sharp, John	12/31/2026

BOARD OF HEALTH

Reappoint	O'Donnell, Mary	12/31/2027
Reappoint	Popeck, Paul	12/31/2027

CARES COMMITTEE

Reappoint	Campbell, Jeremy	12/31/2026
Reappoint	Derflinger, Chris	12/31/2024
Reappoint	Volkland, Carol	12/31/2026

EMERGENCY MANAGEMENT COMMITTEE

Appoint	Lopez, Chuck - Resident	12/31/2024

ENVIRONMENTAL COMMISSION

Reappoint	Dohl, Angela	12/31/2026
Reappoint	Kelly, Jennifer	12/31/2026
Appoint	Foat-Gelber, Shannan	12/31/2025*

HISTORIC PRESERVATION COMMITTEE

Reappoint	Andrews, Suzanne	12/31/2024
Reappoint	Chambers, Lori	12/31/2024
Reappoint	Keenan, Brian	12/31/2024
Reappoint	Malvone, Alex	12/31/2024
Reappoint	Michaloski, Lisa	12/31/2024
Reappoint	Patrick, Steve	12/31/2024
Reappoint	Zerbe, Nancy	12/31/2024
Appoint	Lemire, Frank	12/31/2024

HUMAN RELATIONS COMMISSION

Reappoint	Bhatt, Suneet	12/31/2026
Reappoint	Cruz, Joanne	12/31/2026
Reappoint	Ho, Jacqueline	12/31/2026
Reappoint	Tariq, Nadia	12/31/2026
Reappoint	Vyas, Bhavi	12/31/2026
Appoint	Simkin, Emily - MEAICA Liaison	12/31/2024
Appoint	Berenfeld, Asaf	12/31/2026

LIBRARY BOARD

Appoint	Algier, Rachel	12/31/2028

PARADE COMMISSION

Reappoint	Cook, Maggie	12/31/2026
Appoint	O’Neil, Kelley	12/31/2024*

PARKING AUTHORITY

Reappoint	Levine, Daniel	12/31/2028

PLANNING BOARD

Reappoint	Love, William IV – Mayor's Designee	12/31/2024
Reappoint	Grossman, Alan	12/31/2027

POOL COMMISSION

Reappoint	Utt, Heather	12/31/2028
Appoint	Hirsch, Daniel	12/31/2027*

RECREATION COMMISSION

Reappoint	Wallace, Donald Jr.	12/31/2028
Appoint	Diamond, Erik (prev. Alt I)	12/31/2026*
Appoint	Moore, Matthew – Alt. I (prev. Alt. II)	12/31/2027*
Appoint	Owens, Matthew – Alt. II (prev. Alt. III)	12/31/2026*

SENIOR CITIZEN COMMISSION

Appoint	Briggs, Kristin	12/31/2026
Appoint	Cumiskey, Tina	12/31/2026

SHADE TREE COMMISSION

Appoint	Pagel, Todd	12/31/2028
Appoint	Pospiech, Paul	12/31/2028

TRAFFIC & TRANSPORTATION COMMITTEE

Reappoint	Levine, Linda	12/31/2026
Reappoint	Seiler, Evan	12/31/2026
Appoint	McClean, Frances	12/31/2025*

ZONING BOARD OF ADJUSTMENT

Reappoint	Rabinowitz, Jonathan	12/31/2027
Appoint	Ziccardi, Ehrin (prev. Alt. I)	12/31/2024*
Appoint	Johnson, Alan – Alt. I	12/31/2024*
Appoint	Suchan, Shaun – Alt II	12/31/2024*

RESOLUTION 2024-38

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR BOROUGH AFFORDABLE HOUSING AFFORDABILITY ASSISTANCE PROGRAM SERVICES

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Affordable Housing Administrative Agent as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

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

WHEREAS, the maximum amount of the contract is $10,000.00 and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from COAH trust account E-14-56-857-857 for these services.

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

1. The Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with CGP&H, LLC., 1249 South River Road, Suite 301, Cranbury, NJ 08512.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

RESOLUTION 2024-39

RESOLUTION APPOINTING MUNICIPAL PUBLIC DEFENDER – JENNIFER MARSHALL

WHEREAS, it is the desire of the Mayor and Council to appoint Jennifer Marshall to serve as the Municipal Public Defender for an annual salary of $22,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Metuchen that Jennifer Marshall of Law Office of Jennifer L. Marshall, LLC be appointed as the Municipal Public Defender for the Borough of Metuchen with a term to expire December 31, 2024 and an annual salary of $22,500.00.

RESOLUTION 2024-40

RESOLUTION APPOINTING AUXILIARY POLICE OFFICERS FOR THE CALENDAR YEAR 2024

WHEREAS, the Mayor and Council desires to provide the residents of Metuchen with the safest environment throughout the Borough by supporting THE Borough of Metuchen's police department with alternative resources to assist with manpower in various capacities; and

WHEREAS, the individuals listed herein have successfully completed the required Office of Emergency Management Auxiliary Police Training Course administered through the State of New Jersey or Middlesex County and have been recommended by the Chief of Police to serve as Auxiliary Police Officers.

NOW THEREFORE BE IT RESOLVED, that the below listed individuals are hereby appointed as Auxiliary Police Officers for the year 2024, effective January 1, 2024:

Dana, Richard
Donato, Angelo III
Donato, Patrick
Duran-Estevez, Rosnelly
Gassenheimer, Eric
Lewis, James
Tomasso, Anthony

RESOLUTION 2024-41

RESOLUTION AUTHORIZING THE EXTENSION OF COMPETITIVE CONTRACT FOR INFORMATION TECHNOLOGY SUPPORT AND CONSULTANT SERVICES FOR A TERM OF ONE YEAR

WHEREAS, the Borough of Metuchen issued a competitive contract bid notice for the retention of Information Technology Support and Consultant Services utilizing a fair and open process wherein sealed bids were received on March 3, 2020; and

WHEREAS, by way of Resolution No. 2020-93, the Borough of Metuchen authorized an award of contract for Information Technology and consultant services to TKl Solutions LLC for the calendar year 2020 in an amount not to exceed Fifty-seven Thousand Dollars ($57,000.00); and

WHEREAS, the contract between the Borough and TKl Solutions LLC contained a term of one year and the Borough reserved the option to extend the term for four one (1) year periods pursuant to N J S.A. 40A:l l-15; and

WHEREAS, the Borough of Metuchen had determined that the information technology support and consultant services of TKl Solutions LLC for the Borough were being performed in an effective and efficient manner and that the Borough extended the term of contract between the Borough of Metuchen and TKl Solutions LLC for the calendar year 2021 by way of Resolution 2021-46, and for the calendar year 2022 by way of Resolution 2022-46, and for the calendar year 2023 by way of Resolution 2023-48; and

WHEREAS, the Borough of Metuchen has determined that the information technology support and consultant services of TKl Solutions LLC for the Borough are being performed in an effective and efficient manner and that the Borough wishes to extend the term of contract between the Borough of Metuchen and TKl Solutions LLC for a third extension for the calendar year 2024; and

WHEREAS, the Chief Financial Officer has certified sufficient available funds available for the award of the within contract extension for the calendar year 2024 Temporary Budget and Adopted 2024 Budget, from account Administrative and Executive, Professional Services 4-01-20-701-028 in the amount of $ 20,916.00, account METV Elec, Lighting, Communication Equip & Supplies 4-01-20-716-054 in the amount of $7,200.00, and account Police Professional Services 4-01-25-745-028 in the amount of $28,884.00.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Metuchen that it hereby authorizes the extension of competitive contract for Information Technology Support and Consultant Services with TKl Solutions LLC for the calendar year 2024 for an amount not to exceed Fifty-seven Thousand Dollars ($57,000.00).

BE IT FURTHER RESOLVED by the Council of the Borough of Metuchen that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement or amendment to the existing agreement, if necessary , with TKl Solutions LLC, 83 Cornwall Drive, East Brunswick, NJ 08816 consistent with the terms of the within Resolution, the current agreement and the proposal submitted to the Borough; and

BE IT FURTHER RESOLVED that the Borough Administrator, and other officials and employees are hereby authorized to take all necessary actions in order to effectuate the terms and provisions of this Resolution.

RESOLUTION 2024-42

RESOLUTION APPOINTING C-3 SANITARY SEWER COLLECTION SYSTEM OPERATOR AS A BOROUGH OF METUCHEN EMPLOYEE

WHEREAS, the Borough of Metuchen has a need to acquire the services of a C-3 Sanitary Sewer Collection System Operator.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Metuchen that Thomas Herits, 29 Michael Drive, Metuchen, New Jersey 08840 is hereby appointed the C-3 Sanitary Sewer Collection System Operator for the Borough of Metuchen.

RESOLUTION 2024-43

RESOLUTION APPROVING HEALTH INSURANCE THIRD PARTY ADMINISTRATOR AND NETWORK

WHEREAS, the Borough Council of Metuchen adopted a self-insurance program for the Borough's Group Medical, Reinsurance, and Prescription Coverage which shall renew effective on January 1, 2024; and

WHEREAS, this self-insurance program shall require Insurance Administrators of America (IAA) as the Third-Party Administrator (TPA) and the Cigna Network for all members and Fairview Insurance Agency Associates, Inc. as Stop Loss Administrators and Berkshire Hathaway as Reinsurer and Express Script as Prescription Plan.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Metuchen do hereby authorize the appointment of the above stated for all currently existing medical, reinsurance and prescription programs offered for Borough employees and retirees.

RESOLUTION 2024-44

RESOLUTION APPOINTING AND AWARDING A CONTRACT TO ACRISURE, LLC AS THE RISK MANAGEMENT CONSULTANT FOR THE BOROUGH OF METUCHEN

WHEREAS, following a detailed analysis, by way of Resolution, the Borough of Metuchen authorized the application to and also authorized joining the Central Jersey Joint Insurance Fund; and

WHEREAS, the Bylaws of the Central Jersey Joint Insurance Fund require that the governing body of each member appoint a Risk Management Consultant to perform various professional services as detailed in the Bylaws; and

WHEREAS, pursuant to *N.J.S.A.* 40A:11-5(1)(m) and *N.J.S.A.* 40A:11-5(a)(ii), a contract for the insurance services may be negotiated and awarded by the Borough without public advertising for bids and bidding therefore in accordance with requirements for an extraordinary unspecifiable service; and

WHEREAS, the experience, knowledge of public insurance and risk management issues and judgmental nature required of the Risk Management Consultant's duties renders comparative bidding impractical; 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, procurement of said services may be awarded pursuant to a “fair and open” or “required disclosure (non-fair and open)” process, both of which are defined in the law; and

WHEREAS, the Borough of Metuchen has determined that Acrisure, LLC has the necessary qualifications and experience to be appointed as Risk Management Consultant for the Borough of Metuchen to the Central Jersey Joint Insurance Fund; and

WHEREAS, the Borough has determined that it is both the most time and cost efficient and in the best interest of the Borough to appoint and authorize and agreement with Acrisure, LLC to serve as Risk Management Consultant in a non-fair and open manner, effective January 1, 2024 through December 31, 2024; and

WHEREAS, the Board of Fund Commissioners of the Central Jersey Joint Insurance Fund established a fee equal to six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in

the cost considered by the Mayor and Council of the Borough of Metuchen.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Metuchen that it hereby appoints and awards a contract to Acrisure, LLC, 1460 US 9 North, Suite 210, Woodbridge, NJ 07095 as its Risk Management Consultant in accordance with the Central Jersey Joint Insurance Fund's Bylaws.

BE IT FURTHER RESOLVED by the Council of the Borough of Metuchen that the Mayor, Borough Administrator and Municipal Clerk are hereby authorized and directed to execute the Risk Management Consultant's Agreement in a form acceptable to the Borough Administrator and Mayor and to cause a notice of this decision to be published according to N.J.S.A. 40A:11-5(1)(a)(i).

RESOLUTION 2024-45

RESOLUTION AUTHORIZING THE APPROPRITION OF FUNDING FOR THE YEAR 2024 OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF METUCHEN AND RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY FOR THE PROVISION OF E9-1-1 EMERGENCY COMMUNICATIONS AND RADIO DISPATCHING SERVICES

WHEREAS, by way of Resolution 2022-70, the Borough of Metuchen entered into a shared services agreement with Rutgers University for the provision of E9-1-1 Emergency Communications; and

WHEREAS, Metuchen and Rutgers have negotiated the terms and conditions of a shard services agreement and an addendum thereto wherein Rutgers University would provide, *inter alia*, E-9-1-1 emergency communication and dispatching services for a period of ten (10) years commencing August 1, 2022 to the Borough of Metuchen; and

WHEREAS, the terms of the agreement set the annual cost for 2024 are August 2022 – July 2023 $270,852 and August 2023 – July 2024 $278,977.00, which equates to two hundred eighty three thousand five hundred ten dollars and no cents ($283,510) plus) plus an annual maintenance fee not to exceed forty one thousand six hundred sixteen dollars and no cents ($41,616.00); and

WHEREAS, the Chief Financial Officer of the Borough of Metuchen has certified that there is sufficient available funds from the 2024 Temporary Budget and 2024 Adopted Budget Account 4-01-30-806-008 Rutgers University 911 Services.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Metuchen that it hereby authorizes the continuation of services provided for in the E9-1-1 emergency communications and dispatching services shared services agreement and authorizes the appropriation of 2024 Temporary and 2024 Adopted Budget funds as detailed in the Shared Services Agreement.

RESOLUTION 2024-46

RESOLUTION AUTHORIZING THE ENTRY INTO AND THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF METUCHEN AND THE TOWNSHIP OF WOODBRIDGE FOR THE PROVISION OF AS NEEDED FOR VARIOUS SERVICES FROM THE WOODBRIDGE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Metuchen has a need of various services on an as needed basis, including, but not limited to maintenance and services from the Woodbridge Department of Public Works; and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, *N.J.S.A.* 40A:65-1, et seq. (the “Act”), any local unit may, by the adoption of a resolution of its governing body, enter into an agreement with any other local unit or units to provide or receive any service that each unit participating in the agreement is empowered to provide or receive within its own

jurisdiction and that such agreement between the local units for the provision of shared services shall be entered pursuant to the Act; and

WHEREAS, the Township of Woodbridge has offered to provide the Borough of Metuchen the various services on an as needed basis, including, but not limited to maintenance and services from the Woodbridge Department of Public Works; and

WHEREAS, the Borough of Metuchen has determined that it is in the best interest of the Borough and to obtain various services on an as needed basis, including, but not limited to maintenance and services from the Woodbridge Department of Public Works by way of a shared services agreement from the Township of Woodbridge; and

WHEREAS, Metuchen and Woodbridge have negotiated the terms and conditions of a shared services agreement wherein Woodbridge would provide for various services on an as needed basis, including, but not limited to maintenance and services from the Woodbridge Department of Public Works to the Borough of Metuchen; and

WHEREAS, the Borough of Metuchen has determined that it is in the best interest of the Borough to obtain various services on an as needed basis, including, but not limited to maintenance and services from the Woodbridge Department of Public Works to the Borough of Metuchen from the Township of Woodbridge, using the cost of equipment based on the latest FEMA schedule of equipment rates, and manpower charged at the hourly rates in effect plus benefits at a total annual cost not to exceed five thousand dollars ($15,000.00), annually; and

WHEREAS, the Chief Financial Officer of the Borough of Metuchen has certified that there are sufficient available funds to authorize the within Shared Services Agreement from the 2024 Adopted Budget from the appropriation line Shared Services Township of Woodbridge Public Works 4-01-30-806-009 in the amount of $15,000.00; and

WHEREAS, Mayor and Council find that it is in the best interest of the Borough of Metuchen to enter into the Shared Services Agreement with the Township of Woodbridge to memorialize the provision and receipt of shared services between the Parties.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Metuchen that it hereby authorizes the entry into and the execution of a Shared Services Agreement by and between the Borough of Metuchen and the Township of Woodbridge for the provision of certified tax assessor services in general conformity with the terms and conditions set out in the proposed Shared Services Agreement.

BE IT FURTHER RESOLVED by the Council of the Borough of Metuchen that it hereby authorizes all Borough officials to take all necessary actions to in order to effectuate the within resolution and the Shared Services Agreement, including but not limited to the Mayor and Borough Clerk are hereby authorized to execute a Shared Service Agreement on behalf of the Borough of Metuchen in a final form acceptable to the Mayor and Borough Administrator.

RESOLUTION 2024-47

RESOLUTION AUTHORIZING THE ENTRY INTO AND THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF METUCHEN AND THE TOWNSHIP OF WOODBRIDGE FOR THE PROVISION OF TAX ASSESSOR SERVICES

WHEREAS, certified tax assessor of the Borough of Metuchen resigned creating a vacancy in the office of Borough Tax Assessor; and

WHEREAS, the Borough of Metuchen has a need for the services of a part-time tax assessor, and the Township of Woodbridge appointed and currently employs a full-time tax assessor, Richard Duda, CTA; and

WHEREAS, pursuant to *N.J.S.A.* 40A:9-146, the Borough may fulfill the requirement that every municipality shall have a tax assessor by the sharing of a tax assessor with another municipality under a shared service agreement; and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, *N.J.S.A.* 40A:65-1, et seq. (the "Act"), any local unit may, by the adoption of a resolution of its governing body, enter into an agreement with any other local unit or units to provide or receive any service that each unit participating in the agreement is empowered to provide or receive within its own jurisdiction and that such agreement between the local units for the provision of shared services shall be entered pursuant to the Act; and

WHEREAS, the Township of Woodbridge has offered to provide the Borough of Metuchen the services of a part-time tax assessor; and

WHEREAS, the Borough of Metuchen has determined that it is in the best interest of the Borough and to obtain the service of a part-time tax assessor by way of a shared services agreement from the Township of Woodbridge; and

WHEREAS, Metuchen and Woodbridge have negotiated the terms and conditions of a shard services agreement wherein Woodbridge would provide for Richard Duda, CTA to serve as part-time tax assessor to the Borough of Metuchen; and

WHEREAS, the Borough of Metuchen has determined that it is in the best interest of the Borough to obtain tax assessor services from the Township of Woodbridge on a part-time basis at a monthly rate of $3,300.00 for the Tax Assessor Services for a minimum of thirty-two (32) hours per month at a total annual cost not to exceed thirty-six thousand dollars ($39,600.00), annually; and

WHEREAS, the Chief Financial Officer of the Borough of Metuchen has certified that there is sufficient available funds to authorize the within Shared Services Agreement; and

WHEREAS, Mayor and Council find that it is in the best interest of the Borough of Metuchen to enter into the Shared Services Agreement with the Township of Woodbridge to memorialize the provision and receipt of shared services between the Parties.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Metuchen that it hereby authorizes the entry into and the execution of a Shared Services Agreement by and between the Borough of Metuchen and the Township of Woodbridge for the provision of certified tax assessor services in general conformity with the terms and conditions set out in the proposed Shared Services Agreement.

BE IT FURTHER RESOLVED, by the Council of the Borough of Metuchen that it hereby authorizes all Borough officials to take all necessary actions to in order to effectuate the within resolution and the Shared Services Agreement, including but not limited to the Mayor and Acting Clerk are hereby authorized to execute a Shared Service Agreement on behalf of the Borough of Metuchen in a final form acceptable to the Mayor and Borough Administrator.

BE IT FURTHER RESOLVED, that pursuant to the terms and conditions of the Shared Services Agreement and to the extent required by law, the Council of the Borough of Metuchen, hereby appoints Richard Duda, CTA to serve as the Tax Assessor for the Borough of Metuchen pursuant to the terms and conditions of the Shared Services Agreement with the Township of Woodbridge.

RESOLUTION 2024-48

RESOLUTION AUTHORIZING SOMERSET COUNTY COOPERATIVE CONTRACT FOR RECAPPING TIRE & SOLID TIRE REPLACEMENT

WHEREAS, there exists a need for recapping tire & solid tire replacement in the Borough of Metuchen, County of Middlesex, State of New Jersey; and

WHEREAS, recapping tire & solid tire replacement can be purchased through Bid #2-Scoop-Contract #CC-0016-23 year two recapping tire & solid tire replacement; and

WHEREAS, the term of the contract is from June 13, 2023 to June 13, 2024, awarded as the first year of a two year contract; and

WHEREAS, the authorization for purchases under this award expires on June 13, 2024; and

WHEREAS, the Chief Financial Officer's certification of funds is made authorizing the award to rent equipment and tools for the operation of Borough pump station(s) in an amount not to exceed $13,000.00 for the year 2024 from the 2024 Temporary Budget and 2024 Adopted budget appropriation line item Account number Garbage & Trash, Tires 4-01-26-774-185 in the amount of $13,000.00; and

WHEREAS, Somerset County Cooperative 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 Pumping Services, Inc., 201 Lincoln Boulevard, Middlesex, NJ 08846.

RESOLUTION 2024-49

RESOLUTION AUTHORIZING THE AWARD FOR AUTOMOTIVE LUBRICANTS THROUGH STATE CONTRACT

WHEREAS, there exists a need for various automotive lubricants for Public Works fleet vehicles the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

WHEREAS, this can be purchased through State Contract T0097 Automotive Lubricants, Master Blanket Purchase Order 20-FLEET-01343 and

WHEREAS, said contract is in effect from November 20, 2020 through November 19, 2024; and

WHEREAS, the maximum amount for various automotive lubricants for Borough fleet vehicles for the Borough of Metuchen is $20,000.00 and funds are anticipated to be available in the 2024 Temporary budget and 2024 Adopted budget as certified by the Chief Financial Officer and that there is sufficient funds for such award and is available and is designated from Account number Streets & Roads-Vehicle Maintenance & Repair, 4-01-26-765-025 for these services; and

WHEREAS, the authorization to purchase goods and services under this award expires on November 19, 2024; 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 David Weber Oil Co., 601 Industrial Road, Carlstadt, NJ, 07072.

RESOLUTION 2024-50

RESOLUTION AUTHORIZING ESCNJ CONTRACT FOR INTERNET ACCESS – WINDOW CONTRACT

WHEREAS, there exists a need to purchase internet access for the Borough of Metuchen, County of Middlesex, State of New Jersey; and

WHEREAS, there exists a need for upgraded internet access which is available through ESCNJ 20/21-45 NJDRLAP Internet Access & Data Transmission Services, Category C – Independent Services through Cablevision Lightpath NJ LLC; and

WHEREAS, the term of the contract is five years with a maximum amount of the contract cost per year at $650.00 per month for 6 addresses and dedicated internet at 500 Mb for the Borough of Metuchen, is $7,800.00; and

WHEREAS, the Chief Financial Officer's certification of funds is made authorizing the award to purchase internet access and data transmission services, Category C – Independent Services in an amount not to exceed $7,800 per year, for the year 2024 from the 2024 Temporary Budget and 2024 Adopted Budget appropriation line item 4-01-31-821-076 in the amount of $7,800.00; and

WHEREAS, years two through five are subject to funds being made available in each year's adopted budget; and

WHEREAS,, ESCNJ 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 Cablevision Lightpath LLC, One Court Square West, Long Island City, New York, 11120.

RESOLUTION 2024-51

RESOLUTION AUTHORIZING PURCHASE FROM SOMERSET COUNTY COOPERATIVE PRICING UNLEADED GASOLINE, 87 OCTANE

WHEREAS, there exists a need to purchase unleaded gasoline 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 Unleaded Gasoline, 87 Octane, Open-ended Contract #CC-0045-22, Co-operative Pricing Bid #2-SOCCP pursuant to the provisions of NJ.S.A. 40A:11-11 (5); and

WHEREAS, Somerset County Cooperative awarded the second year of a two-year contract #CC-0045-22 awarded on May 31, 2023; and

WHEREAS, this authorization to purchase under this award ends on May 31, 2024; and

WHEREAS, the maximum amount of the purchase of Unleaded Gasoline, 87 Octane fuel for the Borough of Metuchen is $ 50,000.00 and is certified from the 2024 Temporary Budget and 2024 Adopted Budget, designated from Diesel and Gasoline Fuel Account Number 4-01-31-821-074; and

WHEREAS, the vendor chosen for award for purchase of Unleaded Gasoline, 87 Octane Fuel is National Fuel Oil, Inc., for the period of January 1, 2024, through May 31, 2024, with this authorization to purchase unleaded gasoline ending on May 31, 2024; and

WHEREAS, the County of Somerset, New Jersey shall be responsible for complying with the provisions of the Local Public Contracts Law (NJ.S.A. 40A:l 1-1 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 National Fuel Oil Inc., 175 Orange Street, Newark, NJ 07103, in an amount not to exceed $50,000.00.

RESOLUTION 2024-52

Borough of Metuchen
County of Middlesex
State of New Jersey

RESOLUTION AUTHORIZING ESCNJ CONTRACT FOR AUTOMOTIVE PARTS AND ACCESSORIES

WHEREAS, there exists a need to purchase automotive parts and accessories for fleet management and repairs of Borough vehicles for the Borough of Metuchen, County of Middlesex, State of New Jersey; and

WHEREAS, automotive parts and accessories can be purchased through ESCNJ 20/21-38 Automotive Parts & Accessories; and

WHEREAS, the term of the contract is from November 20, 2020 to November 19, 2022, with a contract extension through November 19, 2024; and

WHEREAS, the authorization for purchases under this award expires on November 19, 2024; and

WHEREAS, the Chief Financial Officer's certification of funds is made authorizing the award to purchase automotive parts and accessories in an amount not to exceed $32,000 for the year 2024 from the 2024 Temporary Budget and 2024 Adopted budget appropriation line item Streets & Roads, Vehicle Maintenance 4-01-26-765-025 in the amount of $32,000.00; and

WHEREAS, ESCNJ 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 Parts Authority, 3 Dakota Drive, Suite 110, New Hyde Park, New York, 11042.

RESOLUTION 2024-53

RESOLUTION AUTHORIZING ESCNJ CONTRACT FOR MAINTENANCE AND REPAIR OF HEAVY DUTY VEHICLES – STREET SWEEPER

WHEREAS, there exists a need for parts and maintenance and repair of Public Works heavy duty fleet trucks of the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

WHEREAS, these parts and services can be purchased through ESCNJ contract award 23/24-04 Class 4-8 Trucks; and

WHEREAS, said contract is in effect from July 1, 2023 through June 30, 2025; and

WHEREAS, the maximum amount for the maintenance and repair for the street sweeper of Borough of Metuchen is $10,000.00 and funds are anticipated to be available in the 2024 Temporary budget and 2024 Adopted budget as certified by the Chief Financial Officer and that there is sufficient funds for such award and is available and is designated from Account number Streets & Roads-Vehicle Maintenance & Repair, 4-01-26-765-025 for these services; 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 WE Timmerman 3554 US-22, Whitehouse, NJ 08888.

RESOLUTION 2024-54

RESOLUTION AUTHORIZING ESCNJ CONTRACT FOR MAINTENANCE AND REPAIR OF HEAVY DUTY VEHICLES – SANITATION EQUIPMENT

WHEREAS, there exists a need for parts and maintenance and repair of Public Works heavy duty fleet trucks of the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

WHEREAS, these parts and services can be purchased through ESCNJ contract award 23/24-04 Class 4-8 Trucks; and

WHEREAS, said contract is in effect from July 1, 2023 through June 30, 2025; and

WHEREAS, the maximum amount for the maintenance and repair of Public Works heavy duty fleet trucks of the Borough of Metuchen is $20,000.00 and funds are anticipated to be available in the 2024 Temporary budget and 2024 Adopted budget as certified by the Chief Financial Officer and that there is sufficient funds for such award and is available and is designated from Account number Streets & Roads-Vehicle Maintenance & Repair, 4-01-26-765-025 for these services; 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 Sanitation Equipment Corporation, 80 Furler Street, Totowa, NJ, 07512.

RESOLUTION 2024-55

RESOLUTION AUTHORIZING THE PURCHASE OF FACILITIES MAINTENANCE AND REPAIR OPERATIONAL AND INDUSTRIAL SUPPLIES THROUGH STATE CONTRACT

WHEREAS, there exists a need to tools, supplies related to facilities maintenance and repair and custodial/industrial supplies for the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

WHEREAS, this can be purchased through State Contract M0002 – Facilities Maintenance and Repair & Operations (MRO) and Industrial Supplies, 19-FLEET-00566 and 19-FLEET-00677 awarded to Grainger, Vendor number V00003164; and

WHEREAS, said contracts are in effect from September 1, 2018 through June 30, 2024; and

WHEREAS, the maximum amount of the purchase of tools, supplies related to facilities maintenance and repair and custodial/industrial supplies for the Borough of Metuchen is $18,000.00 and funds are anticipated to be available in the 2024 Temporary budget and 2024 Adopted budget as certified by the Chief Financial Officer and that there is sufficient funds for such award and is available and is designated from Account number Buildings & Grounds, Building and Maintenance 4-01-26-772-024 and Account number Buildings & Grounds, Janitorial Supplies 4-01-26-772-035 for these goods; and

WHEREAS, the authorization to purchase under this award expires on June 30, 2024; 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 the Grainger, 1001 Hadley Road, South Plainfield, NJ 07080**.**

RESOLUTION 2024-56

RESOLUTION AUTHORIZING STATE CONTRACT FOR AUTOMOTIVE PARTS AND ACCESSORIES

WHEREAS, there exists a need to purchase automotive parts and accessories for fleet management and repairs of Borough vehicles for the Borough of Metuchen, County of Middlesex, State of New Jersey; and

WHEREAS, this can be purchased through State Contract # T2761, Master Blanket Purchase Order 85992 Non-OEM Automotive Parts & Accessories for Light Duty Vehicles, which is in effect until February 25, 2024, awarded to Samuels, Inc. T/A Buy Wise Auto Parts; and

WHEREAS, this award authorization expires on February 25, 2024; and

WHEREAS, the Chief Financial Officer's certification of funds is made authorizing the award to purchase automotive parts and accessories in an amount not to exceed $20,000 for the year 2024 from the 2024 Temporary Budget and 2024 Adopted budget appropriation line item Streets & Roads, Vehicle Maintenance 4-01-26-765-025 in the amount of $20,000.00; 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 Samuels, Inc. T/A Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey, 07088.

RESOLUTION 2024-57

RESOLUTION AUTHORIZING THE AWARD FOR PARTS AND MAINTENANCE AND REPAIR FOR VEHICLES THROUGH STATE CONTRACT

WHEREAS, the authorization to purchase vehicle parts and maintenance and repair for fleet vehicles of the Borough of Metuchen, in the County of Middlesex, State of New Jersey was awarded by Resolution 2023-100 on March 6, 2023; and

WHEREAS, the award authorized these purchases through State Contract T0126–OEM & Non OEM Maintenance & Repair Services for Light/Medium Duty Vehicles, and through State Contract T2760 OEM Automotive Parts and Accessories for Light Duty Vehicles Class 4 or Lower; and

WHEREAS, said state contract T0126 is in effect from March 18, 2016 through March 17, 2023, extended until March 17, 2024 and state contract T2760 is in effect from August 5, 2019 through August 4, 2023; extended until August 4, 2024; and

WHEREAS, State Contract T0126 has been extended through March 17, 2024, for OEM & non-OEM maintenance and repair services for light/medium duty vehicles; & State Contract T2760 OEM Automotive Parts and Accessories for Light Duty Vehicles Class 4 or Lower through August 4, 2024, and

WHEREAS, the maximum amount for vehicle parts and maintenance and repair for fleet vehicles for the Borough of Metuchen was awarded in an amount not to exceed $12,000.00 and funds were anticipated to be available in the 2024 Temporary budget and 2024 Adopted budget as

previously certified by the Chief Financial Officer and that there were sufficient funds for such award and were available and is designated from Account number Streets & Roads-Vehicle Maintenance & Repair, 4-01-20-765-025; and

WHEREAS, this authorization for purchase of parts and maintenance and repair for vehicles expires on August 4, 2024; 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; and

WHEREAS, this procurement is awarded under N.J.S.A. 19:44A20.4 et seq. using a fair and open process to Malouf Ford Lincoln Inc, Inc. for the purchase of vehicle parts and maintenance and repair for fleet vehicles of 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 continue the approval of the existing Purchase Order previously issued as a result of Resolution 2023-113 to Malouf Ford Lincoln Inc., PO Box 7480, 2210 US Highway 1, North Brunswick, NJ, 08902.

RESOLUTION 2024-58

RESOLUTION AUTHORIZING PURCHASE FROM SOMERSET COUNTY COOPERATIVE PRICING FOR RED DYED #2 DIESEL FUEL (ULTRA LOW SULFUR DIESEL), RED DYED WINTER BLEND DIESEL AND FUEL OIL-FIRST YEAR CC-0036-23

WHEREAS, there exists a need to purchase diesel fuel 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 Red Dyed #2 Diesel Fuel (Ultra Low Sulfur Diesel), Red Dyed Winter Blend Diesel and Fuel Oil, Open-ended Contract #CC-0036-23, Cooperative Pricing Bid #2-SOCCP, First Year of a Two-Year Contract pursuant to the provisions of NJSA 40A:11-11 (5); and

WHEREAS, said contract is the first year of a two-year contract for Red Dyed #2 Diesel Fuel (Ultra Low Sulfur Diesel), Red Dyed Winter Blend Diesel and Fuel Oil, Open-ended Contract #CC-0036-23, Co-operative Pricing Bid #2-SOCCP which was approved on October 24, 2023 by the Somerset County Board of County Commissioners is effective from October 24, 2023, to October 23, 2024; and

WHEREAS, the authorization to purchase under this award expires on October 23, 2024; and

WHEREAS, the maximum amount of the purchase of Red Dyed #2 Diesel Fuel (Ultra Low Sulfur Diesel), Red Dyed Winter Blend Diesel and Fuel Oil for the Borough of Metuchen is $50,000 and that there are sufficient funds for such award as certified from the 2024 Temporary Budget and 2024 Adopted Budget, designated from Diesel and Gasoline Fuel Account Number 4-01-31-821-074; and

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 National Fuel Oil Inc., 175 Orange Street, Newark, NJ 07103.

RESOLUTION 2024-59

RESOLUTION AUTHORIZING STATE CONTRACT PURCHASE FOR ROCK SALT AND TREATED SALT

WHEREAS, there exists a need to purchase treated rock salt for use during inclement weather for the Borough of Metuchen, in the County of Middlesex, State of New Jersey; and

WHEREAS, this can be purchased through State Contract # T0213, 20-FLEET-01519, which is in effect until June 30, 2024, awarded to Morton Salt, Inc.; and

WHEREAS, the maximum amount of the purchase of treated rock salt and treated salt for the Borough of Metuchen is $ 25,000.00 and that there are sufficient funds for such award of which $ 25,000.00 as certified by the Chief Financial Officer from the 2024 Temporary Budget and 2024 Adopted Budget, from Current Budget Account, Streets and Roads, Snow Control Materials, 4-01-26-765-176; and

WHEREAS, this authorization to purchase rock salt and treated salt expires on June 30, 2024; 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 Morton Salt, Inc, 444 West Lake Street Suite 3000, Chicago, IL 60606**.**

RESOLUTION 2024-60

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR BOROUGH SPECIAL COUNSEL

WHEREAS, the Borough of Metuchen has a need to acquire the services of a Borough Special Services Attorney as a fair and open contract 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, and Borough Clerk; and

WHEREAS, the Chief Financial Officer anticipates that the value of the services rendered will exceed $5,000; and

WHEREAS, the anticipated term of this contract is for the calendar year 2024 for professional legal services to assist the Borough with the defense of litigation instituted against the Borough and other Cannabis licensing process related matters and in relation to the Emergency Services/Fire Station Project; and;

WHEREAS, the maximum amount of the contract is $50,000.00 as annual retainer and the Chief Financial Officer has certified that there are sufficient funds for such contract and is available and is designated from 2024 Temporary Budget and 2024 Adopted Budget Legal Account number 4-01-20-712-027 in the amount of $30,000.00, and from Capital Bond Ordinance 2023 C-04-55-943-002 in the amount of $20,000.00 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:

1. The Mayor is hereby authorized to execute and the Borough Clerk to attest an agreement between the Borough of Metuchen and McManimon Scotland & Bauman, 75 Livingston Avenue, Roseland, NJ 07068, reflecting a professional services contract consistent the terms

and conditions of the within Resolution, acceptable in form to the Borough Administrator and Mayor.

2. This contract is awarded as a fair and open "Professional Service" in accordance with N.J.S.A. 19:44A-20.4.

3. Notice of this action shall be printed once in The Home News Tribune.

Closing

The Benediction was given by Rabbi Bennett Miller.

Adjournment

Council President Delia made a motion to adjourn the meeting, second by Councilmember Giamboi, with all in favor, 6-0, the meeting was adjourned at 3:50 p.m.

Respectfully Submitted,

Deborah Zupan, RMC
Borough Clerk