

June 19, 2023

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on June 19, 2023.

Mayor Jason F. Cilento called the meeting to order at 7:00 p.m. and he led the Pledge of Allegiance.

Municipal Clerk William Robins read the Sunshine Statement and called the Roll.

Present: Jason Cilento, Trina Rios, Teresa Albertson, Jessica Dunne and Daniel Cole Sigmon

Absent: Joseph Paltjon and Harold VanDermark

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the Minutes of the Meeting of June 5, 2023.

Yes: Albertson, Dunne, Rios and Sigmon

Mayor Cilento moved Agenda item #6 to here to accommodate Councilmembers who might need to leave the meeting early.

Ordinance 2023-13 was removed.

On the motion of Mrs. Rios and seconded by Dr. Dunne it was moved to accept the following:

ORDINANCE 2023-14

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was presented for Introduction by the Borough of Dunellen, in the County of Middlesex, State of New Jersey on June 5, 2023. It is now being presented for public hearing and Adoption on June 19, 2023. Copies of the full bond ordinance have been available at no cost and during regular business hours at the Clerk's office for members of the general public who requested the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS IN AND BY THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$650,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$619,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

Purpose(s): Various road improvements, including but not limited to, milling and paving of various roads, including but not limited to, Center Street, Penfield Place, Oak Parkway, Columbia Street, Orange Street, Pearl Place, Jadach Place and Kennedy Court, and various additional road improvements to Borough roads, including, but not limited to, striping, sidewalks, catch basins,

manholes, repairs and streetscape improvements, and further including all work and materials necessary therefor and incidental thereto.

Appropriation: \$650,000
Bonds/Notes Authorized: \$619,000
Grants (if any) Appropriated: \$0
Section 20 Costs: \$100,000
Useful Life: 10 years

At this point, Mayor Cilento opened the meeting to the public. No one from the public spoke.

No one from the Council spoke.

Yes: Albertson, Dunne, Rios and Sigmon

At this point, a Proclamation Celebrating Juneteenth was read by Shrona Schimpf, a member of the Dunellen Board of Education and a member of the Cannabis Task Force:

PROCLAMATION CELEBRATING JUNETEENTH

WHEREAS, President Abraham Lincoln signed the Emancipation Proclamation on January 1, 1863, declaring the slaves in Confederate territory free, paving the way for the passing of the 13th Amendment which formally abolished slavery in the United States of America; and

WHEREAS, word about the signing of the Emancipation Proclamation was delayed some two-and one-half years, to June 19, 1865, in reaching authorities and African-Americans in the South and Southwestern United States; and

WHEREAS, Emancipation Day observations are held on different days in different states in the South and Southwest, and in other parts of the nation; and

WHEREAS, June 19th has a special meaning to African-Americans, and is called "JUNETEENTH" combining the words June and Nineteenth, and has been celebrated by the African-American community for over 150 years; and

WHEREAS, Mayor Jason F. Cilento and the Borough Council of the Borough of Dunellen, New Jersey, has unanimously recognized Juneteenth as a Borough Holiday;

NOW, THEREFORE, I, Jason F. Cilento, Mayor of the Borough of Dunellen, New Jersey, with support from the Dunellen Borough Council, do hereby declare, June 19, 2023, as JUNETEENTH in the Borough of Dunellen, New Jersey, and encourage all citizens and businesses to celebrate the importance of this holiday to our African-American neighbors, friends and family, as well as to the heritage of our great nation.

Dated this 19th of June 2023

Jason F. Cilento, Mayor
Borough of Dunellen, NJ

Ordinance 2023-15 was removed

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

2023-16

**BOROUGH OF DUNELLEN
COUNTY OF MIDDLESEX**

**ORDINANCE ADDRESSING PROCEDURES TO THE
DUNELLEN PLANNING BOARD**

The following ordinance is being Introduced for first reading on June 19, 2023. It will be furthered considered for public hearing and adoption on July 3, 2023, at 7:00 p.m. in the Dunellen Borough Municipal Building, 355 North Avenue, Dunellen, New Jersey. Copies of this ordinance have been posted on the Municipal Bulletin Board and have been available at the Office of the Borough Clerk for any interested members of the public.

WHEREAS, the Borough of Dunellen currently maintains ordinances in Chapter 115A relating to Land Development within the Borough;

WHEREAS, the Dunellen Planning Board is responsible for hearing and approving land development applications pursuant to the ordinances in Chapter 115A;

WHEREAS, the ordinances in Chapter 115A contain procedures for applicants to submit materials to the Dunellen Planning Board; and

WHEREAS, the Dunellen Planning Board seeks to streamline and simplify the ordinances in Chapter 115A and to allow for electronic submission of application materials.

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

Section 1. Chapter 115A of the General Ordinances, titled “Land Development,” is hereby amended as follows:

Chapter 115A Land Development

§ 115A-2 Purpose.

A. The purpose of this chapter shall be to provide rules, regulations and standards to guide land subdivision and site development in the Borough of Dunellen in order to promote the public

health, safety, convenience and general welfare of the municipality. It shall be administered to ensure the orderly growth and development, the conservation, protection and proper use of land and adequate provision for circulation, utilities and services.

B. It shall also be a purpose of this chapter to ensure that any new development gives due consideration to the physical, visual and spatial characteristics of the existing streetscape, neighborhood and district in which such is located and the Borough generally, and to ensure that the physical, visual and spatial characteristics of any proposed development shall not be so markedly incongruous with the same characteristics of the existing streetscape, neighborhood and district in which such is located, and the Borough generally, so as to materially detract from the real property value of the adjacent or nearby properties.

115A-2.1 Electronic and paper submission of documents.

A. Unless otherwise specifically provided herein, all documents required to be submitted under the Land Development Ordinance shall be submitted electronically in the manner prescribed by the Planning Board Secretary or designee. The prescribed manner shall be set forth on the Borough's website for public dissemination.

B. One (1) official hard copy, one (1) courtesy hard copy of any new application and any signed and sealed plans shall be submitted to the Planning Board Secretary in addition to electronic submission.

C. The Planning Board Secretary may require hard copies in addition to the requirements contained in Ordinance in his or her discretion.

§ 115A-5 Filing of sketch plat and preliminary or final site plan.

A. General procedures.

(1) Sketch plats and preliminary and final site plans, together with an application, shall be filed with the Zoning Official of the Borough of Dunellen. At the time of filing the application, the developer shall pay all fees and submit the applications, maps and other documents in the form and manner required by this chapter and the Board's rules and regulations.

(2) The Board shall review the sketch plat and preliminary or final site plan application, which are filed, with the assistance of the Borough Planner, Borough Engineer, Zoning Official and Board Attorney to make a determination as to whether or not the application is complete. If the application is determined to be complete, the Administrative Officer shall have the application scheduled for hearing at the next available meeting. The administrative officer shall notify the developer that the application is complete and of the date of the hearing. If the application is incomplete, the applicant shall be notified in writing of the deficiencies in said application. If the application is complete, the developer shall file the required number of copies of plans or maps within the time prescribed by the Board.

(3) The Board shall adopt rules and regulations setting forth the form of application and a checklist with the information necessary to be shown on sketch plats and preliminary final site plans. The requirements for sketch plats and preliminary site plans set forth in the Board's rules and regulations shall not be in conflict with this chapter.

B. Minor subdivisions. The Board or designated Subdivision Committee shall classify the application. If classified as a minor subdivision, the minor subdivision shall be approved or denied within 45 days of the date of submission of a complete application to the administrative officer or within such further time as may be consented to by the applicant. Failure of the Board to act within the period prescribed may constitute minor subdivision approval, and a certificate of the administrative officer as to the failure of the Board to act may be issued on request of the applicant, and it shall be sufficient in lieu of the written endorsement of other evidence of approval herein required and may be so accepted by the county recording officer for purposes of filing subdivision plats.

§ 115A-6 Preliminary and final subdivision plans.

A. Preliminary and final subdivision plans, together with an application, shall be filed with the Zoning Official of the Borough of Dunellen. At the time of filing the application, the developer shall pay all fees and submit the applications, maps and other documents in the form and manner required by this chapter.

B. The Board shall review the application and preliminary or final subdivision, which are filed, with the assistance of the Borough Planner, Borough Engineer, Zoning Official and Board Attorney to make a determination as to whether or not the application is complete. If the application is determined to be complete, the Administrative Officer shall have the application scheduled for hearing at the next available meeting. The Administrative Officer shall notify the developer that the application is complete and the date of the hearing. If the application is incomplete, the applicant shall be notified in writing of the deficiencies in said application. If the application is complete, the developer shall file the required number of copies of plans or maps within the time prescribed by the Board.

C. The Board shall adopt rules and regulations setting forth the form of application and a checklist with the information necessary to be shown on sketch plats and preliminary final site plans.

D. The requirements of preliminary and final subdivision plans set forth in the Board's rules and regulations shall not be in conflict with this chapter.

E. The developer shall submit the required number of plans and such other information as is required in § 115A-12 of this chapter and by the rules and regulations of the Board.

§ 115A-8 Submission of final plat or final site plan for major subdivisions.

A. The final plat shall be submitted to the Construction Official for final approval within three years from the date of preliminary approval. The Board shall act upon the completed application

for final plat within 45 days after the date of submission for final approval (or 95 days in the case of a subdivision involving more than 10 lots), and a certificate of the administrative officer as to the failure of the Board to act shall be issued on request of the applicant, and it may be sufficient in lieu of the written endorsement or other evidence of approval herein required and may be so accepted by the County Recording Officer for purposes of filing subdivision plats.

B. Whenever review or approval of the application by the County Board is required by applicable law, statute, regulations or ordinance, in the case of a subdivision or a site plan, the municipal Planning Board shall condition any approval that it grants upon timely receipt of a favorable report on the application by the County Planning Board or approval by the County Planning Board in its failure to report thereon within the required time period.

C. An applicant shall submit three translucent reproducible Mylar or equivalent copy, 1 black-on-white print and a copy of the application form to the Board. Unless the preliminary plat is approved without changes, the final plat shall have incorporated all changes or modifications as required by resolution of the Board.

D. The final plat shall be accompanied by a statement by the Borough Engineer that he is in receipt of a map showing all utilities or extensions thereof in exact location and elevation, identifying those portions already installed and those to be installed, and that the subdivider has complied with one or both of the following:

- (1) Installed all improvements in accordance with the requirements of these regulations.
- (2) A performance guaranty has been posted with the Borough in sufficient amount to ensure the completion of all required improvements.

E. Upon final approval, copies of the final plat shall be filed by the Board with the following:

- (1) Borough Clerk.
- (2) Borough Engineer.
- (3) Construction Official.
- (4) Tax Assessor.
- (5) County Planning Board.
- (6) Official issuing certificate for approved lots.

F. The final plat, after final approval, shall be filed by the subdivider with the County Recording Officer within 95 days from the date of such approval. If any final plat is not filed within this period, the approval shall expire. The Board may, for good cause, extend the period for recording for an additional period not to exceed 190 days from the date of the signing of the plat.

G. No plat shall be accepted for filing by the county recording officer unless it has been duly approved by the Board and signed by the Chairman and Secretary of the Board and Borough Engineer.

§ 115A-13 Details of preliminary and final site plans.

A site plan, as herein required, shall be submitted to the Construction Official. The preliminary and final site plans shall be drawn, show or be accompanied by the following:

A. A minimum scale of 50 feet to the inch, except where otherwise authorized by the Board. All distances shall be in feet and decimals of a foot, and all bearings shall be given to the nearest 10 seconds.

B. The names of all owners of record of all adjacent properties and any property directly across from any official street and the block and parcel number of the property and a key map showing general location of the site to adjacent properties.

C. Existing zoning district boundaries, boundaries of the property, setback lines and lines of existing streets, lots, reservations, easements and areas dedicated to public use, where applicable.

D. A copy of the deed and any covenants or deed restrictions that exist or are intended to cover all or any part of the tract.

E. Location of existing buildings and all other physical structures, such as walls, fences, culverts, bridges and roadways, with spot elevations of such features. The outline of such structures shall be indicated by a dashed line.

F. Location of all sanitary and storm drainage structures and utility lines, whether existing or proposed, publicly or privately owned.

G. Existing and proposed contours with intervals of one foot where slopes are 10% or less and five feet where slopes are more than 10%, referred to a datum as required by the Borough Engineer. Control elevations shall be shown.

H. Location of existing rock outcrops, high points, watercourses, depressions, ponds, marshes, wooded areas and other significant existing features, including flood hazard boundaries.

I. Title, date, North arrow, scale, name and address of record owner and name, address and New Jersey professional license number and seal of the engineer, architect or land surveyor preparing the site development plan, to appear in a box at the lower right-hand corner of the site plan which shall contain the date of revisions.

J. A survey prepared by a surveyor licensed in the State of New Jersey, which survey shall show the boundaries of the parcel and the limits of all proposed streets, easements and any other property to be dedicated to public use, and all existing and proposed monuments.

K. The proposed use or uses of land and buildings and existing and proposed location of buildings and elevations of all proposed buildings.

L. All proposed means of vehicular access and egress to and from the site onto public streets, showing the location and dimension of driveways and curb cuts.

M. The location and design of any off-street parking areas or loading areas, showing size and location of bays, aisles and barriers.

N. The location of all proposed waterlines, valves and hydrants and of all sewer lines or alternative means of water supply or sewerage disposal and treatment in conformance with the applicable standards of the Borough and the New Jersey Department of Environmental Protection (NJDEP).

O. The proposed location, direction of illumination, type and shielding of proposed outdoor lighting.

P. All proposed landscaping, including a planting plan, showing type, size and quantity of proposed plantings.

Section 2. Severability.

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

Section 3. Repealer.

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this Ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

Section 4. Effective Date.

This Ordinance shall take effect upon final adoption and publication in accordance with law.

Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Dr. Dunne and seconded by Mrs. Rios it was moved to accept the following:

2023-17

The following Ordinance is being introduced for first reading at a meeting of the Governing Body of the Borough of Dunellen, in the County of Middlesex, State of New Jersey, on June 19, 2023. It will be presented for Second Reading, Public Hearing and Adoption at a meeting of said governing body to be held in the Municipal Building, 355 North Avenue, Dunellen, New Jersey, in said County, on July 3, 2023 at 7:00 p.m. During the week prior to and up to and including the date of such meeting, copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's Office for the members of the general public who have requested same.

An Ordinance of the Borough of Dunellen Adding a New Chapter 110 to the Borough Code Entitled "Barbershops, Beauty Parlors and Nail Salons."

Section 110-1. Short title.

Section 110-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BARBER — Any person who is licensed to engage in any of the practices encompassed in barbering.

BARBERING — Anyone or combination of the following practices when done on the human body for cosmetic purposes and not for the treatment of disease or physical or mental ailments and when done for payment either directly or indirectly or when done without payment for the general public:

A. Shaving or trimming of the beard, mustache or other facial hair;

B. Shampooing, cutting, arranging, relaxing or styling of the hair;

C. Singeing or dyeing of the hair;

D. Applying cosmetic preparations, antiseptics, tonics, lotions or creams to the hair, scalp, face or neck:

E. Massaging, cleansing or stimulating the face, neck or scalp with or without cosmetic preparations, either by hand, mechanical or electrical appliances: or

F. Cutting, fitting, coloring or styling of hairpieces or wigs, to the extent that the services are performed while the wig is being worn by a person.

BARBERSHOP — Any establishment engaged in the practice of barbering for the public.

DESIGNEE — Any person designated by the Health Officer to act for him/her in the performance of his/her duties.

DISINFECTANT — An Environmental Protection Agency (EPA) or New Jersey Department of Environmental Protection registered product with demonstrated bactericidal, virucidal and fungicidal activity used in accordance with manufacturer's instruction.

HAIRDRESSER/COSMETICIAN or COSMETOLOGIST-HAIRSTYLIST — Any person who is licensed to engage in the practices encompassed in cosmetology and hairstyling.

HAIRDRESSING AND COSMETOLOGY — Anyone or combination of the practices as outlined in N.J.S.A. 45:5B-3(j) when done on the human body for cosmetic purposes and not for the treatment of

disease or physical or mental ailments and when done for payment either directly or indirectly or when done without payment for the general public.

HAIRDRESSING OR COSMETOLOGY SHOP/SALON — Any establishment engaged in the practice of hairdressing, cosmetology, or barbering for the public.

HEALTH OFFICER — The Health Officer of the Borough of Dunellen or his/her duly authorized representative.

NAIL SALON/SHOP — Any establishment engaged in the practice of cutting, shaping, polishing or enhancing the appearance of the nails of the hands or feet, including, but not limited to the application and removal of sculptured or artificial nails.

NAIL TECHNICIAN — A person who, for compensation, cuts, shapes, polishes or enhances the appearance of the nails of the hands or feet, including but not limited to the application and removal of sculptured or artificial nails.

OPERATOR — A person who owns, leases, or manages a shop/salon, or any licensed person performing barbering, hairdressing, cosmetology, manicuring or waxing.

OWNER — A person who owns a shop/salon establishment and is responsible for upholding the regulations of this chapter in all areas of the establishment.

PERSON — An individual, firm, partnership, company, corporation, trustee, association or any public or private entity.

PERSON IN CHARGE — The individual present in a barbershop or hairdressing and/or cosmetology salon/shop or nail salon/shop that is the apparent supervisor of the barbershop or hairdressing and/or cosmetology shop/salon or nail salon/shop at the time of inspection. If no individual claims to be a supervisor, then any employee present is deemed to be the person in charge for the purposes of this chapter.

SANITARY CONDITIONS — Safe and clean shop/salon conditions that prevent the spread of communicable diseases and protect the public's health and welfare.

WAXING — The temporary removal of superfluous hair from the hair follicle on any area of the human body through the use of a physical (wax) depilatory or by tweezing.

WORKING AREA — A separate room with more than one workstation, or a private room set aside to serve one customer at a time.

WORKSTATION — A chair, countertop and floor space set aside for the purpose of serving a customer, including floor space for the operator to stand while serving the customer.

Section 110-3. License required; requirements for issuance.

- A. No person shall maintain or operate any barbershop, hairdressing, cosmetology salon/shop or nail salon/shop without having a valid license issued by the Municipal Clerk's Office after inspection by the Health Officer. Only a person who complies with the requirements of this chapter shall be entitled to receive or retain such a license.
- B. Every barbershop, hairdressing, cosmetology salon/shop or nail salon/shop must comply with local planning and zoning regulations and all other applicable ordinances before being issued a license.
- C. All licenses are valid for one year or a portion thereof and are renewable on January 1st of each year.

- D. The application fee for a license, new or renewal, shall be \$75 each for a one-year period beginning January 1st and ending the last day of December. License application fees are nonrefundable. All licenses issued during the course of the year shall expire on the last day of the following December. All applications for the renewal of licenses and the fees thereof must be received by the Clerk's Office no later than December 1st of the year in which the current license shall expire.
- E. No license shall be issued or renewed until a completed application has been submitted, the license fee has been paid and the applicant's barbershop or hairdressing and/or cosmetology salon/shop or nail salon/shop meets the requirements set forth in this chapter and all other applicable state and local regulations.
- F. Licenses shall be valid until the last day of December of each year as noted on the license unless suspended by the Health Officer or until such time as the facility changes owners, closes or goes out of business.
- G. Licenses shall not be transferable from person to person or from location to location. Any planned change in ownership of a facility must be reported promptly to the Municipal Clerk's Office and such changes must be approved by the Municipal Clerk and Health Officer prior to the issuance of an operating license.
- H. Licenses must be displayed in a prominent location within the establishment where patrons can observe it.
- I. All applications for the renewal of licenses and the fees thereof that are not received by December 31 of the year following that during which the current license expires shall be subject to a late fee of \$75.00 per month or part thereof.

Section 110-4. Annual inspections.

- A. The Health Officer shall promulgate such rules and procedures as are necessary to ensure compliance with this chapter.
- B. At least once a year, the Health Officer or his/her designee shall inspect each barbershop, hairdressing and/or cosmetology shop/salon and nail salon/shop and shall make as many additional inspections as are necessary for the enforcement of this chapter.
- C. The Health Officer or his/her designee, after proper identification, shall be permitted to enter, during normal operating hours, any portion of any barbershop or hairdressing and/or cosmetology shop/salon or nail salon/ shop for the purpose of making inspections to determine compliance with this chapter.
- D. In the event that the Health Officer or his/her designee finds unsanitary conditions in the operation of a barbershop or hairdressing and/or cosmetology shop/salon or nail salon/shop, or if a violation or multiple violations occur, the Health Officer or his/her designee may immediately issue a written notice to the license holder, or person in charge, citing such conditions, specifying the corrective action to be taken and time frame within which such action shall be taken. If corrective action is not made in the allotted time, the licensee may be fined or his or her license suspended.

Section 110-5. Sanitation.

A. General cleanliness. Each shop/salon shall be maintained to provide a safe and sanitary environment. All facilities

shall be kept clean, sanitary and in good repair.

B. Disinfection of reusable equipment:

(1) After each use on a patron, any tool or part thereof which comes into contact with the head, face, neck, hands or feet of the patron, such as razors, scissors, tweezers, combs and parts of vibrating trimmers, shall be thoroughly cleaned and disinfected.

(2) After each use on a patron, all electrical and nonelectrical instruments shall be thoroughly cleaned to remove foreign matter, treated with an approved disinfectant and stored in a protected manner until next use.

(3) Disinfectants shall be changed in accordance with the manufacturer's instructions to ensure complete disinfection. No sediment from the item being disinfected shall be allowed to remain in the bottom of the disinfection container.

C. Disposable and single-use equipment:

(1) Disposable or single-use articles shall be disposed of in a waste receptacle after use on each patron unless stored in a separate closed clean container labeled with the patron's name and used only on that patron.

(2) All disposable or single-use articles that come into contact with blood and/or body fluids shall be enclosed in sealable plastic bags prior to being placed in the waste receptacle.

(3) All sharp or pointed articles shall be disposed of in a punctureproof container.

D. Sanitation of foot spas and water baths:

(1) An antimicrobial additive shall be placed in each foot spa or water bath during use.

(2) After each patron, the shop/salon shall drain all water and debris, properly disinfect and dry the foot spa or water bath.

(3) At the end of each day, the shop/salon shall remove and immerse any filter in disinfectant and flush the foot spa or water bath with low-sudsing soap and water, and then disinfect and air dry the foot spa or water bath.

E. Towels:

(1) Clean, properly laundered or disposable towels shall be used for each patron.

(2) All linens and towels shall be deposited in a covered cleanable receptacle after use by a patron.

(3) Clean towels and linens shall be stored off the floor in a clean, protected location.

F. Cosmetics:

- (1) When only a portion of a cream, liquid, powder or other cosmetic preparation is to be removed from the container, it shall be removed in such a way as not to contaminate the remaining portion.
- (2) Multi-use of cosmetic applicators is prohibited. This includes the use of lipsticks, powder puffs, makeup brushes and sponges which are not disposable.
- (3) Lotions and powders shall be dispensed from a sanitary self-dispensing container.

G. Operators:

- (1) Operators shall thoroughly wash their hands with soap and water immediately after using the toilet, eating or smoking. Before serving each customer, operators shall thoroughly wash their hands with soap or hand disinfectant.
- (2) No operator shall remove warts or moles or treat any disease of a patron, nor perform any medical procedure such as an injection, nor dispense any medical device.
- (3) All operators shall have an exclusion policy for people with a communicable disease that may be transmitted through the services of a barber, hairdresser, cosmetologist, or nail technician.
- (4) No individual shall perform procedures requiring licensure by the New Jersey State Board of Cosmetology without possessing such a valid license.
- (5) No individual shall perform procedures requiring licensure by the New Jersey State Board of Cosmetology without having such license visible and present on

site.

H. Water and plumbing:

- (1) Every shop/salon must have an approved water supply with sufficient hot and cold running water under pressure.
- (2) All plumbing fixtures must be protected against back-siphonage or backflow.
- (3) Plumbing fixtures shall be clean and free from defects.

I. Toilet and sink facilities:

- (1) Each shop/salon shall provide adequate toilet and hand-washing facilities for patrons and employees.
- (2) Toilet and hand-washing facilities shall be in working condition at all times and kept clean and sanitary.
- (3) Each hand-washing sink shall have a soap dispenser and disposable towels or an air dryer for hand drying.

(4) Handwashing signs stating "Wash Hands Before Resuming Work" or words of similar meaning shall be posted conspicuously in all toilet rooms and at each separate lavatory facility in the establishment.

J. Lighting and ventilation:

- (1) Lighting shall be sufficient to provide adequate illumination in the work area.
- (2) The shop/salon shall be properly and adequately ventilated to remove excess heat, vapors, and odors.
- (3) Windows and doors shall be effectively screened against insects, rodents and other vermin. Insect and vermin entry must be otherwise precluded at all times.

K. Floors, walls and ceilings: Floors, walls and ceilings shall be kept clean and in good repair.

Section 110-6. Suspension of license.

A. Failure to comply with the provisions of this chapter and applicable state regulations shall be grounds for suspension of any license issued under the provisions of this chapter.

B. The Health Officer may suspend, without warning, prior notice or hearing, any license to operate a barbershop or hairdressing and/or cosmetology shop/salon or nail salon/shop if the operation constitutes an imminent hazard to public health, including, but not limited to, any one of the following:

- (1) There is an outbreak of an infectious, pathogenic or toxic agent capable of being transmitted to consumers.
- (2) There is an absence of potable water, supplied under pressure, in a quantity which, in the opinion of the Health Officer, is capable of meeting the needs of the facility.
- (3) There is a sewage backup into the facility.
- (4) An unlicensed individual is performing procedures requiring licensure by the New Jersey State Board of Cosmetology.

C. Suspension shall be effective immediately upon delivery of the written order to the license holder or person in charge of the facility by the Health Officer or his/her designee. When a license is suspended, all barbershop, hairdressing and/or cosmetology shop or nail salon/shop operations shall cease immediately and shall not resume until written approval to resume has been issued by the Health Officer. The Health Officer or his/her designee shall remove a suspended license from the premises.

D. When a license is to be suspended, the holder of a license, or the person in charge, shall be notified in writing of the suspension, and an opportunity for a hearing will be provided if a written request for hearing is filed with the Health Officer by the holder of the license within two business days of receipt. If no written request for a hearing is filed within two business days of receipt of notice, the suspension is sustained. The Health Officer may end the suspension at any time by giving written notice to the license holder if reasons for suspension no longer exist.

E. Upon receiving a request for a hearing, the Health Officer shall schedule a hearing with the Municipal Clerk not later than 10 business days from the date of actual receipt of the request to afford the owner the opportunity to present evidence and argument on all facts or issues involved and to examine the merits of such suspension.

F. The Municipal Clerk shall examine the merits of such suspension and render a decision in writing to vacate, modify, or affirm such suspension within 10 business days of the date of the hearing held under this section.

G. Whenever a license has been suspended, the holder of the suspended license may make written request for license reinstatement. Within 10 business days following receipt of a written request, including a statement signed by the applicant that, in his or her opinion, the conditions causing the suspension have been corrected, the Health Officer or his/her designee shall make a reinspection. If the Health Officer or his/her designee determines that the applicant has complied with the requirements of this chapter, the license shall be reinstated and returned to the license holder.

Section 110-7. Variations.

No variation from any of the provisions of this chapter shall be permitted except as elsewhere provided herein.

Section 110-8. Review by Municipal Clerk.

Any person aggrieved by any administrative decision of the Health Officer pursuant to this chapter, including the denial of a license, the refusal to renew a license, or the suspension of a license, shall have an absolute right to appeal such decision to the Municipal Clerk. For such appeal, the Health Officer shall present evidence supporting the decision made by the Health Officer, and the aggrieved party shall present evidence opposing the decision of the Health Officer. After hearing all the evidence presented to it, the Municipal Clerk shall then affirm, reverse or modify the decision of the Health Officer. On all appeals, the decision of the Municipal Clerk shall be final.

Section 110-9. Violations and penalties.

A. Whenever additional inspections are necessitated by reason of classification of a barbershop, beauty parlor or nail salon as unsatisfactory (beyond one initial inspection), the license holder shall reimburse the Borough for the cost of each such inspection.

B. There shall be a fee of \$35.00 for each inspection as set forth in Subsection A.

C. For any violation of any provision of this chapter, the following shall apply:

(1) For any violation of any provision of this chapter, the Health Officer or his/her designee or any other law enforcement officer shall issue a summons and complaint, in usual form, returnable in the Municipal Court of the Borough of Dunellen or such other court as may be permitted by law.

(2) Upon conviction, any person who violates any provision of this chapter shall be subject to a fine of not less than \$50 nor more than \$1,000 for the first offense, and a fine of not less than \$50 nor more than \$1,000 and imprisonment for 90 days for the second and subsequent offenses, or the maximum penalties otherwise permitted by law.

(3) In addition to any other penalties imposed, upon conviction, any person who violates any provision of this chapter may have its license suspended.

D. Each day (consisting of a twenty-four-hour period beginning at 12:01 a.m.) during which a continuing violation of this chapter subsists shall constitute a separate violation and shall incur the penalties set forth herein, at the discretion of the Health Officer or his/her designee.

Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Dr. Dunne and seconded by Mrs. Rios it was moved to accept the following:

2023-18

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, is being introduced for first reading at a meeting of the governing body of the Borough of Dunellen, in the County of Middlesex, State of New Jersey, on June 19, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Borough Council Chambers, in the Borough on July 3, 2023 at 7 o'clock p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR ROAD IMPROVEMENTS TO KLINE PLACE IN AND BY THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$450,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

Purpose(s): Road improvements to Kline Place, including all work and materials necessary therefor and incidental thereto.

Appropriation: \$800,000

Bonds/Notes Authorized: \$450,000

Grants (if any) Appropriated: \$556,530 New Jersey Department of Transportation grant

Section 20 Costs: \$300,000

Useful Life: 20 years

Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Mrs. Albertson and seconded by Dr. Dunne it was moved to accept the following:

2023-19

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, is being introduced for first reading at a meeting of the governing body of the Borough of Dunellen, in the County of Middlesex, State of New Jersey, on June 19, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Borough Council Chambers, in the Borough on July 3, 2023 at 7 o'clock p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's Office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR SEWER IMPROVEMENTS TO KLINE PLACE IN AND BY THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$700,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

Purpose(s): Various sewer improvements to Kline Place, including all work and materials necessary therefor and incidental thereto.

Appropriation: \$700,000
Bonds/Notes Authorized: \$700,000
Grants (if any) Appropriated: \$0
Section 20 Costs: \$200,000
Useful Life: 40 years
Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

Ordinance 2023-20

Borough of Dunellen

The following revision and amendment to the Dunellen Downtown Redevelopment Plan is being Introduced for first reading on June 19, 2022. It will be presented for Public Hearing and Adoption on July 3, 2023 at 7:00 p.m. in the Dunellen Borough Municipal Building, 355 North Avenue, Dunellen, New Jersey, or at an appropriate time thereafter subject to Dunellen Planning Board review. Notice will be given in advance of the date for the Public Hearing and Adoption. Copies of this ordinance will be posted on the Municipal Bulletin Board and will be available at the Office of the Borough Clerk for any interested members of the public.

This ordinance amends the Dunellen Downtown Redevelopment Plan, Phase One, that was adopted in February 2003 and revised on July 12, 2004, with further Amendments in June 2011, August 2013, November 2014, February 2016, November 2017, September 4, 2018, October 1, 2018, June 7, 2021, February 7, 2022 and July 5, 2022.

The following contains sections being modified and reflect the amended versions for:

Whereas, on June 19, 2023, the Dunellen Borough Council introduced for first reading Ordinance 2023-20, an Amended and Restated Dunellen Downtown Redevelopment Plan, Phase I; and

Whereas, the entirety of this Amended Ordinance is contained in the attached document.

The following contains sections being modified and reflect the amended versions for:

1. Document-Wide: Reference to Maps 1 through 3 are removed throughout the document
2. Document-Wide: The portion of the Redevelopment Plan previously known as the “Remaining Parcels” is now known as “Downtown Core”
3. Section 4.1 – The tax lots comprising the “Downtown Core” area is amended
4. Section 4.1 – The tax lots comprising the “Transition” area is amended
5. Section 4.1 – The tax lots for the new “Front Street Transition Area” and “Flex Transition Area” are established.
6. Sections 6.7 and 6.8 – The new Front Street and Flex Transition Areas are described.
7. Section 7.4 - “Definitions” are provided for uses not defined in the Borough Code.
8. Section 7.5.1, “Standards Applicable to the Entire Redevelopment Area” are established, including:
 - Permitting municipal facilities, non-municipal emergency response facilities, accessory uses including solar installations;
 - Minimum unit sizes;
 - Front and rear yard setbacks;
 - Building materials;
 - Landscape requirements;
 - Requirements for lighting, walkways, and trash receptacles;
 - Affordable housing set-asides;
 - Workforce housing provision.
9. Section 7.5.2 through 7.5.8 establishes the permitted uses and specific standards for Redevelopment Sites 1 through 3, the Downtown Core, Transition Area, Front Street Transition, and Flex Transition. Permitted uses include new and clarified commercial uses.
10. Section 8.3., is added to encourage use of “Green and Biophilic Design” with an emphasis on reducing stormwater runoff.

11. Section 8.4 consolidates Street Tree standards for Washington Avenue and Route 28.
12. Section 8.8, “Storage, Service and Loading Areas”, is amended to encourage designation of loading and staging areas for deliveries and moving activities.
13. Section 8.10, “Screening of Exterior Mechanical Equipment” is amended to account for rooftop solar.
14. Section 8.14, “Transit Supportive Parking Requirements” is amended as follows:
 - Paragraph 6 is added to permit solar canopies over parking areas
 - Paragraph 8 reduces the bicycle parking discount from 30% to 10% off of the required parking and clarifies other language.
15. Exhibits 1 and 2 were added to provide the Redevelopment Area map and street furnishing specifications.

For the complete text of the Introduced ordinance, go to:

<https://cms1.revize.com/revize/dunellenj/redevelopment/index.php>

Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Dr. Dunne it was moved to accept the following:

ORDINANCE 2023-21

BOROUGH OF DUNELLEN

The following DUNELLEN SALARY ORDINANCE is being Introduced for first reading on June 19, 2023. It will be further considered for public hearing and adoption on July 3, 2023, at 7:00 p.m. in the Dunellen Borough Municipal Building, 355 North Avenue, Dunellen, New Jersey. Copies of this ordinance have been posted on the Municipal Bulletin Board and have been available at the Office of the Borough Clerk for any interested members of the public.

The following are base salaries, without longevity or benefits:

Step	Minimum	Maximum
11	\$120,000.00	\$190,000.00
10	\$75,000.00	\$150,000.00
9	\$50,000.00	\$90,000.00
8	\$20,000.00	\$70,000.00
7	\$40,000.00	\$65,000.00
6	\$30,000.00	\$60,000.00
5	\$25,000.00	\$40,000.00
4	\$15,000.00	\$30,000.00

3	\$8,000.00	\$25,000.00
2	\$2,000.00	\$20,000.00
1	\$1,000.00	\$5,000.00

Full-Time Positions

Step

Chief of Police	11
Administrator	9
Municipal Clerk	9
Court Administrator	9
Human Resources Manager	9
Construction Manager	9
Tax Collector	9
DPW Supervisor	8
Recreation Director	8
Supervisor, Accounts & Payroll	8
Technical Assistant to the Construction Official	7
Administrative Assistant, Interdepartmental	7
Finance/Payroll Clerk	7
Deputy Municipal Clerk	6
Deputy Registrar	6
Deputy Court Administrator	6
Tax Office Assistant	6
Police Department Administrative Assistant	6
Violations Clerk, Municipal Court	6
Registrar	5
Clerk's Office Admin. Assistant	5

Part-Time Salary Positions

Municipal Attorney	9
Municipal Judge	7
Recreation Administrative Assistant	6
Construction Code Official	5
Chief Financial Officer	5
Public Works Manager	5
Tax Collector	4
Municipal Prosecutor	4
Tax Assessor	3
Sewer Inspector	3
Property Maintenance/Code Enforcement	3
Public Defender	2
Office of Emergency Management	2
Sub Code Official (Electrical, Fire, Plumbing)	2
Zoning Officer	2
Public Information Officer	2
Grant Writer	2
Planning Board Secretary	2

Planning Board Recording Secretary	2
Qualified Purchasing Agent	2
Sign Ordinance Enforcement Officer	1

<u>Part Time – Hourly</u>	<u>Minimum</u>	<u>Maximum</u>
Sewer Inspector - Additional Hourly	\$30.00	\$48.00
Substitute Deputy Clerk (Court)	\$25.00	\$35.00
Planning Board Finance Clerk	\$25.00	\$35.00
Interpreter	\$20.00	\$30.00
Tax Assessor Assistant	\$20.00	\$30.00
Planning Board Assistant	\$20.00	\$30.00
Head School Crossing Guard	\$20.00	\$30.00
Acting Recreation Director	\$20.00	\$25.00
Recreation Administrative Assistant	\$20.00	\$25.00
Tax Clerk	\$20.00	\$25.00
Construction Office Assistant	\$20.00	\$25.00
Police Administrative Assistant	\$20.00	\$25.00
Senior Citizen Van Driver	\$20.00	\$25.00
School Crossing Guard	\$18.00	\$25.00
Clerk’s Administrative Assistant	\$18.00	\$25.00
Violations Clerk (Court)	\$18.00	\$25.00
Laborer	\$18.00	\$25.00
Janitor	\$18.00	\$25.00
Recreation Department part-time	\$15.00	\$20.00

Part-Time - Monthly/Meeting

Elected Officials

Mayor	\$5,000 annually
Council President	\$2,800 annually
Council Member	\$2,500 annually

Yes: Albertson, Dunne, Rios and Sigmon

At this point, a presentation was made by the Dunellen Arts and Culture Commission on a proposed Mural project to be placed on the walls of the Madison Avenue New Jersey Transit underpass. The presentation was made by Margaret Lockwood on behalf of DACC.

This presentation can be viewed on Council meeting recording on YouTube:

<https://www.youtube.com/watch?v=-FSqWA9k6RY>, minutes 12.30 through 22.

The following is a summary of DACC’s proposal:

Dunellen Arts and Culture Committee Mural Proposal

June 19, 2023

The mural proposal has been approved by both the mural subcommittee, as well as the DACC committee. We are requesting approval by the Council on Monday evening.

We are proposing 8 murals, 4 on each side of the Madison Avenue underpass, to be painted and hung. The subject of the mural would be an "annamae" type of character, each one demonstrating a different activity - sport or art. This mural is being proposed for Madison Avenue, because it is the primary path to elementary school, and we thought it would be colorful, playful, and the children of Faber could relate to the artwork and the characters and activities within the artwork.

We have identified an artist, Melissa, who works with a local merchant, the Bubble Tea store on the corner of Rt 28/Washington, where you can see her artwork displayed. Melissa has created sketches, referenced below. She is available to sketch the artwork and is also available to supervise the children painting out the mural in camp or in a workshop.

Below please find details on the mural proposal:

- reviewed sketches provided by Melissa as potential murals for Madison Avenue
- chose 8 characters, 4 per side, to be hung between columns.
- each mural to be 2 boards, so final product would be four 8 x 8 ft squares, on each side of the underpass
- each square to represent a person doing an activity such as sports, arts, music, etc.
- each square to represent a person of various ethnicities to be represented, including wheelchair bound

Mural to be outlined and painted as a community project, including various organizations, by traveling with the boards at the following events:

- Open Air market
- Two for Tuesdays Inspire Art Gallery
and other community gatherings

- The mural is to be integrated with the Summer Art Program, as referenced in the Middlesex County Grant, so that the children in summer camp can participate in painting the mural and this will be an educational opportunity.

- Melissa will send her resume to the DACC committee as a potential candidate to assist with the Summer Camp program to be held in August.

Process for review and approval

- mural subcommittee review/approval - approved
- DACC review/approval - approved
- Council review/approval
- NJ Transit review/approval

Notes for logistics/financials

- each board is 4 x 8 and will require 16 boards at \$135//board
- will require Monarch butterfly clips to be purchased for hanging
- will require NJ Transit to scrape and paint the underpass prior to hanging the mural
- will require exterior paint, various colors, primer, brushes, etc.,
- will require graffiti paint to seal and protect the mural

Process:

- Subcommittee meeting to be scheduled for review/approval, possibly Monday June 5 - completed
- pending approval, DACC review/approval scheduled 6/12 - completed
- pending approval Council review/approval scheduled 6/19 - pending
- Melissa to create additional characters and color in some of the characters prior to 6//12 or 6/19, invited to attend the meeting.

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #1

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The bills, as per the attached list, are hereby authorized for payment.

Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Mrs. Albertson and seconded by Dr. Dunne it was moved to accept the following:

06-19-2023: #2

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Whereas, applications for renewal of liquor licenses for the year 2023-2024 have been submitted, and

Whereas, no objections to said renewals have been filed, and

Whereas, the proper fees have been paid by all applicants.

Now therefore be it resolved that the following be granted renewals of their licenses for the year beginning July 1, 2023 and expiring June 30, 2024:

American Legion Post 119 -- 1203-31-013-001
Columbian Club of Dunellen, Inc. -- 1203-31-016-001

N Avenue Liquors [North Tavern] -- 1203-32-006-003
Country Rose, LLC [Maggie Murray's] -- 1203-32-008-003
Mar Kar, Inc., [Avellino's] -- 1203-33-004-008
JJR Restaurant LLC [Dunellen Hotel] -- 1203-33-007-004
Zupkos Tavern, LLC [Zupko's] -- 1203-33-012-005
Dunellen Liquors Inc -- 1203-44-001-006
VFW Post 5479 – 1203-31-018-001
FSG F&B, LLC. -- 1203-33-011-007

Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #3

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, there is a need for electrical work at the Gazebo and Monuments in Washington Memorial Park; and

WHEREAS, quotes have been received from the following:

Dependable Electric Co., Inc., Edison, NJ	
Gazebo:	\$14,620.00
Monuments:	\$23,095.00
	<hr/>
	\$37,715.00
MDP Construction, Green Brook, NJ	
Gazebo:	\$8,250.00
Monuments:	\$6,800.00
	<hr/>
	\$15,050.00

MDP Construction is hereby awarded a contract for electrical work on the Gazebo and Monuments in Washington Memorial Park at a cost not to exceed \$15,050.00.

The funds for this contract have been certified by the Chief Financial Officer. The funds will be taken from Account # C-04-22-028-000-605.

Yes: Albertson, Dunne, Rios and Sigmon

On the motion of Dr. Dunne and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #4

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The resignation of Manuel Santiago as a Police Officer in the Dunellen Police Department is accepted, effective June 5, 2023.

Dr. Dunne asked when the Police would be advertising for a new officer. Mayor Cilento replied that they have already begun on a police Facebook page.

Yes: Albertson, Dunne, Rios and Sigmon

At this point, Dr. Dunne left the meeting.

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the following:

06-19-2023: #5

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The following persons are hired for summer employment in the Recreation Department's Good Times Summer Camp. Employment will be between June 19, 2023, and August 11, 2023. These wages will be taken from the Summer Camp Line 2-01-55-900-000-548. Hiring is subject to a "No Record" status on the criminal background investigation.

All wages are per hour, except where noted, and there are no benefits.

Kelly Seader	Camp Director	\$22.00 per hour
Skylar Staats	Counselor	\$17.00 per hour
Emily Murray	Counselor	\$14.25 per hour
Deryn Watts	Counselor	\$14.25 per hour
Tyler Mayer	Counselor	\$14.25 per hour
Sulayman Khan	Counselor	\$14.25 per hour
Danny Watts	Counselor	\$14.25 per hour
Nathan Staats	Counselor	\$14.25 per hour
Abigail Buratti	Counselor	\$14.25 per hour

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #6

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, there is a need for concrete curb work on Center Street; and

WHEREAS, quotes have been received from the following:

Cross Roads Pavement Maintenance, Pompton Plains, NJ:	\$41,995.00
Cifelli & Son General Contracting, Nutley, NJ	\$34,352.50

Cifelli & Sons General Contracting is hereby awarded a contract for concrete curb work on Center Street at a cost not to exceed \$34,352.50.

The funds for this contract have been certified by the Chief Financial Officer. The funds will be taken from Account # C-04-22-008-000-601.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the following:

06-19-2023: #7

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, there is a need for concrete curb work on Oak Parkway; and

WHEREAS, quotes have been received from the following:

Cross Roads Pavement Maintenance, Pompton Plains, NJ:	\$70,419.00
Cifelli & Son General Contracting, Nutley, NJ	\$21,700.00

Cifelli & Sons General Contracting is hereby awarded a contract for concrete curb work on Center Street at a cost not to exceed \$21,700.00.

The funds for this contract have been certified by the Chief Financial Officer. The funds will be taken from Account # C-04-22-008-000-601.

Yes: Albertson, Rios and Sigmon

On the motion of Mr. Sigmon and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #8

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Resolution to the Administration and the State Legislature Urging Restoration of Energy Tax Receipts Property Tax Relief Fund

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief since, just as municipalities collect property taxes for the benefit of school districts, counties, and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, the diversion of dedicated energy tax receipts to the State's General Fund further jeopardizes this critical property tax relief funding in future years; and

WHEREAS, by reducing Consolidated Municipal Property Tax Relief Act (CMPTRA), which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, we appreciate that the 2023 Fiscal Year New Jersey State budget included a \$75 million allocation in new funds, identified as the Municipal Relief Fund. This was a positive first step in the right direction after years of neglecting the restoration of crucial funding, but a one-time allocation does not address the ever-growing financial gap; and

WHEREAS, local elected officials are in the best position to decide the best use of these resources, which were always intended to fund local programs and services; and

WHEREAS, as fellow New Jersey elected officials, we strongly urge the full restoration of the Energy Tax Receipts Property Tax Relief Fund to municipalities and encourage you to incorporate

this essential municipal funding into the 2024 Fiscal Year New Jersey State budget. This funding is a necessary first step in addressing property tax affordability in the state; and

WHEREAS, the total loss of revenue in the Dunellen municipal budgets since 2001 due to the reduction of the Consolidated Municipal Property Tax Relief is in excess of \$25,677,956; and

WHEREAS, the Borough of Dunellen joins the New Jersey State League of Municipalities (NJLM), the New Jersey Conference of Mayors (NJCM), and the New Jersey Urban Mayor's Association (NJUMA), and a majority of local elected officials across the State of New Jersey and urges the allocation of over \$350 million into the 2024 Fiscal Year New Jersey state budget to restore funding which has been annually diverted from dedicated municipal funding programs—the Energy Tax Receipts Property Tax Relief Fund (ETR) and the Consolidated Municipal Property Tax Relief Aid (CMPTRA); and

WHEREAS, in order to do so, we request that you support Senator Linda R. Greenstein sponsored Budget Resolution (S876) to fully restore the \$350 million to the Energy Tax Receipts Property Tax Relief Fund in the Senate and Assemblyman Wayne P. DeAngelo's sponsored companion Budget Resolution (A270) in the Assembly.

NOW, THEREFORE, BE IT RESOLVED, that I, Mayor Jason F. Cilento and the Borough Council of the Borough of Dunellen in the County of Middlesex urges the Legislature to swiftly pass S876 & A270 and Governor Murphy sign the legislation prior to passage of the FY2024 State budget; and

BE IT FURTHER RESOLVED that a copy of this Resolution is forwarded to Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy, Senator Jon Bramnick, Assemblywoman Michele Matsikoudis, Assemblywoman Nancy Munoz, Assemblywoman Linda Carter, Assemblyman James Kennedy, the New Jersey Conference of Mayors, the New Jersey League of Municipalities and the New Jersey Urban Mayor's Association.

Mayor Cilento noted that this resolution is similar to one adopted at our last meeting, but now reflects updated bills introduced in the Legislature. It again urges the Legislature to restore energy tax revenue to assist in property tax relief for all of New Jersey's residents.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #9

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, there is a need for legal counsel regarding certain unfunded redevelopment projects.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Dunellen, that an amount not to exceed \$5,000.00 be certified in award to the law firm of McManimon, Scotland and Baumann, LLC., for legal work regarding various redevelopment projects in the borough. These funds are to be taken from Account # 3-01-20-155-000-223.

Yes: Albertson, Rios and Sigmon

On the motion of Mr. Sigmon and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #10

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Resolution to the Administration and the State Legislature Urging Passage of Introduced Legislation S-3906 providing \$4.32 billion of “Give It Back” Property Tax Relief to Every Town and County in New Jersey

WHEREAS, the proposed legislation would allocate upward of \$4.32 billion of money from the New Jersey Debt Defeasance and Prevention Fund that would be disbursed to towns and counties on a per capita basis, meaning every local government in New Jersey would receive a fair share of funds; and

WHEREAS, such funds could be used to help municipalities reduce local debt and property taxes or help with infrastructure improvements, fields & parks or other important capital projects that otherwise would have to be funded through increased taxes and/or through debt; and

WHEREAS, under the plan, the Borough of Dunellen could possibly receive \$2.5 million that could be used to retire debt or fund such capital project noted above; and

WHEREAS, the proposed plan would not impact the State Budget since the funds that are being sought after to dedicate towards property tax relief have already been slated to be available in the State’s debt relief fund and have yet to be allocated for another purpose; and

WHEREAS, these funds could assist municipalities and counties who that have been struggling financially due to the rising costs of state health benefit premiums, rising pension costs, and inflationary pressures that have impacted our local budgets; and

WHEREAS, these funds would give the municipalities and counties the control over how they alleviate their property tax burdens as local government knows best on how to serve their residents while reducing or stabilizing property taxes and are closest to their constituents to be held accountable on how these funds are appropriated.

NOW, THEREFORE, BE IT RESOLVED, that I, Mayor Jason F. Cilento and the Borough Council of the Borough of Dunellen in the County of Middlesex urges the Legislature to swiftly pass S-3906 providing \$4.32 billion of “Give It Back” Property Tax Relief to Every Town and

County in New Jersey and Governor Murphy sign the legislation prior to passage of the FY2024 State budget; and

BE IT FURTHER RESOLVED that a copy of this Resolution is forwarded to Governor Phil Murphy, Senate President Scutari, Assembly Speaker Coughlin, Senator Paul A. Sarlo, Senator Sandra B. Cunningham, Senator Declan J. O’Scanlon Jr., Michael L. Testa Jr., Senator Jon M. Bramnick, Assemblywoman Michele Matsikoudis, Assemblywoman Nancy Munoz, Assemblywoman Linda Carter, Assemblyman James Kennedy, the New Jersey Conference of Mayors, the New Jersey League of Municipalities and the New Jersey Urban Mayor’s Association.

Mayor Cilento explained that the bill urges the Legislature to return to the counties and municipalities much needed monies that can be used for property tax relief or for capital improvement.

Yes: Albertson, Rios and Sigmon

Resolution 06-19-2023: #11 was removed.

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #12

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Chirag D. Mehta., Esq., is appointed as an alternate Dunellen Municipal Prosecutor, to serve in the absence of the primary appointed Prosecutors, and to be compensated in such circumstances from those Prosecutors. This appointment is effective from June 19, 2023 through December 31, 2023.

Yes: Albertson, Rios and Sigmon

Resolution 06-19-2023: #13 was removed.

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the following:

06-19-2023: #14

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

John Lanza, Esq., is appointed as a Dunellen Municipal Prosecutor, at a salary of \$23,000.00. This appointment is effective from June 19, 2023 through December 31, 2023.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the following:

06-19-2023: #15

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Michael Colacci, Esq., is appointed Alternate Dunellen Municipal Prosecutor. If Michael Colacci were to serve as a substitute and alternate Municipal Prosecutor, he is to be compensated by the primary Municipal Prosecutor for whom he is substituting. This appointment is effective as of June 19, 2023 through December 31, 2023.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #16

**CY 2023 Annual Salaries, including Longevity
Longevity percent in ()**

<u>Department</u>	<u>Name</u>	<u>2022</u>	<u>2023</u>
Full-time and Part-time Salary		\$	\$
Administration/Clerk	Robins, William (6)	120,380	130,000
	Administrator	60,190	65,000
	Municipal Clerk	60,190	65,000
Registrar/Dep. Clerk	Lauren Staats	49,232	50,800
Council	Cilento, Jason	5,000	5,000
	Rios, Trina	2,800	2,800
	Albertson, Theresa	2,500	2,500
	Dunne, Jessica	2,500	2,500
	Paltjon, Joseph	2,500	2,500
	Sigmon, Daniel	2,500	2,500
	VanDermark, Harold	2,500	2,500

Chief of Police	Smith, Daniel (8)	171,828	177,471
Police Admin. Asst.	Ritchey, Debbie		45,000
Tax Collection	Hutchison, Dawn	19,813	75,000
	Woerner, Gail		45,000
Finance	Cupit, Kelly (Qualified Purchasing Agent)		
	Olsen, Scott	33,950	40,000
	Weaver, Debra (6)	66,375	68,500
Tax Assessor	Guttschall, Dawn	19,665	20,300
Building Department	Acevedo, Claribel		45,000
	Rossi, Michael	16,942	29,000
	Brescher, Scott	12,000	13,000
	McManus, John	12,000	13,000
	Lamberson, Travis	12,000	13,000
	Mullin, Michael	12,000	13,000
	Deene, George	17,375	17,935
Recreation	Miller, Alexander (2)		
	Recreation Director		54,315
	DPW Supervisor		<u>51,750</u>
			106,065
	Grof, Julie	45,000	45,000
Borough Attorney	Bruder, John	59,746	72,000
Court	Crisafulli, Theresa (4)		

		68,880	71,100
	Howes, Katherine	29,709	45,000
	Donato, Denise		45,000
Prosecutor	Lanza, Thomas	10,000	23,000
	Lanza, John		23,000
Office of Emerg. Man.	Mosley, Homer	4,605	4,750
Planning Board Secretary	Roundtree, Cherron		5,000
Pl. Bd. Recording Sec'y	Staats, Lauren	3,500	5,000

Part-time Hourly	Rates are per hour, unless listed	2022	2023 Revised
Pl. Bd. Finance Clerk	DelMauro, Agata		\$35.00
	Crossing Guard rates effective beginning September 2023		
Head Crossing Guard	Krinely, Barbara	\$20.90	\$25.00
Crossing Guards	Cooper, Laverne	\$14.75	\$19.00
	Egbert, Martha	\$15.40	\$20.00
	Lobue, Salvatore	\$14.13	\$19.00
	Haftmann, Christina	\$14.75	\$19.00
	McLaughlin, Mary	\$14.13	\$19.00
	Meyer, Kathleen	\$15.40	\$20.00
	Miller, Karen	\$15.60	\$20.00
	Poltorak, Robert	\$14.13	\$19.00
	Quetel, Michelle	\$14.13	\$19.00
	Smith, Victoria	\$17.20	\$22.00
	Soriano, Joseph	\$17.20	\$22.00
	Cantanzaro, Mary Ann	\$19.40	\$24.00
	New Hires	\$13.00	\$18.00
Building Maintenance	Santamaria, Silvia	\$14.00	\$20.00

Bus Driver	Picone, Ronald	\$15.64	\$22.00
Public Information Officer	(Position not formally established)	\$ 2,500.00	\$ 2,500.00
Sign Enforcement Officer	(Position not formally established)	\$ 2,500.00	\$ 2,500.00
Grant Writer	(Position not formally established)	\$ 8,000.00	\$ 8,000.00

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mr. Sigmon it was moved to accept the following:

06-19-2023: #17

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, Alexander Miller, Manager of the Dunellen Department of Public Works, has successfully completed his course of study as a Certified Public Works Manager and has been certified as such by the State of New Jersey.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Dunellen, that Alexander Miller be appointed the Supervisor of the Dunellen Department of Public Works, at a salary of \$51,750.00, effective June 19, 2023.

Mayor Cilento congratulated Mr. Miller on his successful passing of the test to receive his Public Works certification and he gives his full endorsement of the resolution.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #18

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Dawn Hutchison is appointed full-time Tax Collector for the Borough of Dunellen, at an annual salary of \$75,000.00, effective July 3, 2023. Per resolution 01-01-2021: #29 wherein she was first appointed as Dunellen Tax Collector, her term will expire December 31, 2025.

Mayor Cilento praised Ms. Hutchison on her professionalism and her leadership in the Tax Office. She will also be assisting Mr. Olsen in Finance. It also gives Gail Woerner the opportunity to be cross trained in other departments. He gives this resolution his full endorsement.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the following:

06-19-2023: #19

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, the Borough of Dunellen has entered into an agreement to acquire the parcel of property known as 264 New Market Road, Dunellen, NJ 08812 at a purchase price of \$875,000; and

WHEREAS, a good faith deposit or \$100,000 is immediately due with the balance of \$775,000 plus title fees of \$4,406 due to PTCS Title Agency, LLC, 130 Pompton Avenue, Verona, NJ 07044 prior to closing, which is tentatively scheduled for Friday, June 23, 2023.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Dunellen, that the Chief Financial Officer is hereby authorized to wire \$100,000 as soon as is practical and \$779,406 by the closing date, which is tentatively scheduled for Friday, June 23, 2023 to PTCS Title Agency LLC, 130 Pompton Avenue, Verona, NJ 07044.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #20

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

CME Associates is awarded a contract to Prepare the Resubmission of Flood Area and Freshwater Wetlands Applications to the New Jersey Department of Environmental Protection for the Supplementary Railroad Culvert project. Funds for this contract, in an amount not expected to exceed \$27,412.50 are to be taken from Account # C-06-120-000-600.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #21

Whereas, the Dunellen Downtown Redevelopment Plan, Phase One, was adopted in February 2003 and revised on July 12, 2004, with further Amendments in June 2011, August 2013, November 2014, February 22, 2016, November 2017, September 4, 2018, October 1, 2018, June 7, 2021, February 7, 2022, and July 5, 2022; and

Whereas, on June 19, 2023, the Dunellen Borough Council introduced for first reading Ordinance 2023-20, an Amended and Restated Dunellen Downtown Redevelopment Plan, Phase I; and

Whereas, the entirety of this Amended Ordinance is contained in the attached document.

This ordinance amends the Dunellen Downtown Redevelopment Plan, Phase One, that was adopted in February 2003 and revised on July 12, 2004, with further Amendments in June 2011, August 2013, November 2014, February 2016, November 2017, September 4, 2018, October 1, 2018, June 7, 2021, February 7, 2022 and July 5, 2022.

The following contains sections being modified and reflect the amended versions for:

1. Document-Wide: Reference to Maps 1 through 3 are removed throughout the document
2. Document-Wide: The portion of the Redevelopment Plan previously known as the “Remaining Parcels” is now known as “Downtown Core”
3. Section 4.1 – The tax lots comprising the “Downtown Core” area is amended
4. Section 4.1 – The tax lots comprising the “Transition” area is amended
5. Section 4.1 – The tax lots for the new “Front Street Transition Area” and “Flex Transition Area” are established.
6. Sections 6.7 and 6.8 – The new Front Street and Flex Transition Areas are described.
7. Section 7.4 - “Definitions” are provided for uses not defined in the Borough Code.
8. Section 7.5.1, “Standards Applicable to the Entire Redevelopment Area” are established, including:
 - Permitting municipal facilities, non-municipal emergency response facilities, accessory uses including solar installations;
 - Minimum unit sizes;
 - Front and rear yard setbacks;
 - Building materials;
 - Landscape requirements;

- Requirements for lighting, walkways, and trash receptacles;
 - Affordable housing set-asides;
 - Workforce housing provision.
9. Section 7.5.2 through 7.5.8 establishes the permitted uses and specific standards for Redevelopment Sites 1 through 3, the Downtown Core, Transition Area, Front Street Transition, and Flex Transition. Permitted uses include new and clarified commercial uses.
 10. Section 8.3., is added to encourage use of “Green and Biophilic Design” with an emphasis on reducing stormwater runoff.
 11. Section 8.4 consolidates Street Tree standards for Washington Avenue and Route 28.
 12. Section 8.8, “Storage, Service and Loading Areas”, is amended to encourage designation of loading and staging areas for deliveries and moving activities.
 13. Section 8.10, “Screening of Exterior Mechanical Equipment” is amended to account for rooftop solar.
 14. Section 8.14, “Transit Supportive Parking Requirements” is amended as follows:
 - Paragraph 6 is added to permit solar canopies over parking areas
 - Paragraph 8 reduces the bicycle parking discount from 30% to 10% off of the required parking and clarifies other language.
 15. Exhibits 1 and 2 were added to provide the Redevelopment Area map and street furnishing specifications.

For the complete text of the Introduced ordinance, go to:

<https://cms1.revize.com/revize/dunellennj/redevelopment/index.php>

Now, Therefore, be it Resolved, by the Mayor and Council of the Borough of Dunellen, that Ordinance 2023-20 be forwarded to the Dunellen Planning Board for review and a report containing its recommendation regarding the proposed amended ordinance.

Mayor Cilento noted that this will be presented to the Dunellen Planning Board on June 26th and then back to Council on July 3rd.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the following:

06-19-2023: #21-A

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The proposal made by the Dunellen Arts and Culture Commission to the Mayor and Dunellen Borough Council is hereby endorsed and its submission to New Jersey Transit is approved.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Albertson and seconded by Mrs. Rios it was moved to accept the following:

06-19-2023: #22

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, Angel Hands Massage, 108 North Avenue, Dunellen, NJ, has fulfilled all the requirements of Ordinance 2021-13, an ordinance requiring the licensing of massage establishments and massage therapists; and

WHEREAS, Angel Hands Massage has been inspected by the Dunellen Zoning Officer, the Dunellen Construction Office, the Dunellen Health Inspector, and approved by the Dunellen Police Department; and

WHEREAS, Angel Hands Massage has paid the appropriate fee to the Dunellen Municipal Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Dunellen, that Angel Hands Massage be granted a massage license for a one-year term, commencing July 7, 2023.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #23

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Second Street Improvements Phase II project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Dunellen formally approve the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA—2024— Second Street Improvements Phase II --00209 to the New Jersey Department of Transportation on behalf of the Borough of Dunellen.

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

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #24

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Bound Brook Road Improvements project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Dunellen formally approve the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as TV—2024— Bound Brook Road Improvements --00006 to the New Jersey Department of Transportation on behalf of the Borough of Dunellen.

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

Mayor Cilento noted that this is for decorative lighting from Madison Avenue to Sanford Avenue.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #25

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Pedestrian Crossing Improvement Phase II project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Dunellen formally approve the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as SST--2024—Pedestrian Crossing Improvement Phase II--00021 to the New Jersey Department of Transportation on behalf of the Borough of Dunellen.

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

Mayor Cilento noted that this is an application for rapid beacon lights at the intersection of South Washington Avenue and Orange Street.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #26

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the 500 Mountainview Terrace Bike Path project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Dunellen formally approve the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as Bike--2024—500 Mountainview Terrace Bike Path--00014 to the New Jersey Department of Transportation on behalf of the Borough of Dunellen.

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

Mayor Cilento noted that this is an application for funding for a bike path and accessories in the field behind the Maurer House. This project does not affect the work done by the Army Corps of Engineers in the Green Brook.

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #27

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The Municipal Clerk is hereby authorized to issue food handler licenses to the following establishments:

8 On the Break -- 340 North Avenue
Advance Auto Parts -- 216 North Avenue
American Legion Post #119 -- 137 New Market Road
Avellino's Italian Restaurant -- 625 Bound Brook Road
Bakery Delights -- 246 North Avenue
Bubz Boba Bar -- 14B South Washington Avenue
Café Nune – 14 South Washington Avenue
Dairy Quick -- 615 Bound Brook Road
Daluca Café – 350 North Avenue
Dee's Dogs -- 100 South Washington Avenue
Devine's Pharmacy -- 374 North Avenue
Dunellen Bagel -- 390 North Avenue
Dunellen Bakery – 215 North Avenue
Dunellen BBQ -- 626 Bound Brook Road
Dunellen Board of Education – High and Lehigh Streets
Dunellen Hotel -- 120 North Washington Avenue
Dunellen Liquors -- 195 North Avenue
El Creador -- 197 North Avenue
El Punto De Las Pupusa – 105 North Washington Avenue
EZ Mobile Vending -- 163 Westervelt Avenue, Plainfield
Family Dollar Store – 215 North Avenue
First Presbyterian Church -- 218 Dunellen Avenue
Green Dog Mobile – 508 Whittier Avenue

Healthy Life -- 375 North Avenue
Il Forno A Legna II -- 390 North Avenue
J&G Texas Weiners -- 238 North Avenue
Jackie's Sweets -- 330 North Avenue
Just Us Children Learning Center -- 419 North Avenue
Kwick Mart -- 221 North Avenue
Living Hope Outreach Center -- 201 Whittier Avenue
Lucky 7 Days -- 392 North Avenue
Maggie Murray's -- 119 North Washington Avenue
Mi Rincon Latino -- 248 North Avenue
Mike's Subs/30 Burgers -- 14 South Washington Avenue
Mis Amigos Mexican Restaurant -- 373 North Avenue
N Avenue Liquors -- 252 North Avenue
Planet Chicken -- 107 North Avenue
Precious Gifts Day Care Center -- 400 New Market Road
Precious Moments -- 358 North Avenue
Quick Check -- 426 North Avenue
Rays Pharmacy -- 2 South Washington Avenue
Rome Pizza -- 334 North Avenue
Roscoe's Wrap It Up -- 399 North Avenue
St. John the Evangelist Church -- 317 First Street
Seafood Boil -- 201 North Avenue
Small Town Bakery -- 189 North Avenue
Smokey Outlet -- 111 North Washington Avenue
Sun Power Gas -- 301 North Avenue
Tipico's Olga -- 106 North Avenue
Tropical Supermarket -- 446 North Avenue
Uncle Louie G's -- 500 North Avenue
Veterans of Foreign Wars -- 201 Prospect Avenue
Warrior Martial Arts -- 177 North Avenue
Zupko's Tavern -- 450 North Avenue

Yes: Albertson, Rios and Sigmon

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #28

**BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN,
NEW JERSEY, THAT:**

The following establishment be issued a Clothing Bin permits by the Municipal Clerk as they have met the requirements and paid the proper fee:

Sentinel Management, St. John's parking lot, First Street

Mrs. Rios asked if there was a limit on the number of clothing bins allowed? Mr. Bruder responded that there is no limit and if we wish to set a limit, we will need to amend the ordinance. She also asked if there is a fine for trash around the bins? Yes.

Yes: Albertson, Rios and Sigmon

CONSENT AGENDA:

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #29

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The Treasurer is hereby authorized to issue the following proceeds for tax sale redemption(s):

Payable to Violet Potter

TSC	Block	Lot	Owner/Address	Principal	Interest	Premium	Total
21-11	48	27	William A & Maria J Fountain 706 BOUND BROOK RD	\$1247.17	69.87	\$3,000.00	\$4317.04

TOTAL REFUNDED \$ 4317.04

06-19-2023: #30

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Dunellen in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of Calendar Year 2023 in the sum of \$7,000.00, which is now available from the NJ State Division of Highway Traffic Safety, Law and Public Safety Agency, Distracted Driving Program, and

BE IT FURTHER RESOLVED, that the like sum of \$7,000.00 is hereby appropriated under the caption Law & Public Safety, Distracted Driving Program.

06-19-2023: #31

WHEREAS, the County Board of Taxation is unable to certify the tax rate throughout the county in a timely fashion and the Municipal Tax Collector will be unable to mail the tax bills on a timely basis; and

WHEREAS, the Municipal Tax Collector, in consultation with the Municipal Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Dunellen in the County of Middlesex and the State of New Jersey on this 19th day of June, 2023, as follows:

1. The Municipal Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough of Dunellen for the third installment of 2023 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2023 is hereby set at \$22,894,061.81.
3. In accordance with the law, the third installation of 2023 taxes shall not be subject to interest until the later of the end of the grace period, or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

	<u>2023 CERTIFICATION</u>
Municipal	\$5,969,293.74
School	13,488,010.00
Library	282,338.00
County	2,898,422.49
Open Space	<u>255,997.58</u>
Total	\$22,894,061.81

Divided by the assessed value of \$845,663,000

= Tax rate of 2.707

Certified to be a true copy of a resolution adopted by the Borough Council of the Borough of Dunellen in a meeting held June 19, 2023.

CERTIFICATION

Calculation of the 2023 Estimated Tax Rate

Proposed 2023 Adopted Municipal Budget
 2023 Adopted School Budget
 2023 Adopted Library Budget
 2023 Proposed County Levy

2022 Tax Levy & Tax Rate	2023 Estimated Range for Levy			
	<u>2022 Levy</u>	<u>Tax rate</u>	<u>95%</u>	<u>105%</u>
Municipal	\$5,507,176.00	0.690	\$5,231,817.20	\$5,782,534.80
School	13,298,224.00	1.666	12,633,312.80	13,963,135.20
Library	246,369.00	0.031	234,050.55	258,687.45
County	2,753,951.38	0.345	2,616,253.81	2,891,648.95
Open Space	<u>232,621.64</u>	<u>0.029</u>	<u>220,990.56</u>	<u>244,252.72</u>
Totals	\$22,038,342.02	2.761	\$20,936,424.92	\$23,140,259.12

Amount to be Raised by Taxation

	<u>2023</u>	<u>Tax Rate</u>	
105%)	Municipal \$5,969,293.74	0.706	(Adopted budget DOES exceed
exceed 105%)	School 13,488,010.00	1.595	(Adopted budget does not
105%)	Library 282,338.00	0.033	(Adopted budget DOES exceed
exceed 105%)	County 2,898,422.49	0.343	(Estimated budget DOES
exceed 105%)	Open Space <u>255,997.58</u>	<u>0.030</u>	(Estimated budget DOES
	Totals \$22,894,061.81	2.707	

(The Amount to be Raised by Taxation divided by the 2023 Ratable Total of \$845,663,000

= Tax Rate of 2.707)

Prepared and Certified By: / s / Scott H. Olsen

/ s / Dawn Hutchison

Municipal Chief Financial Officer
License N-0504
6/19/23

Municipal Tax Collector
License T-8473
6/19/23

Yes: Albertson, Rios and Sigmon

Reports:

Mrs. Albertson: 1) Mayor's Cannabis Task Force did not meet this month as several members were at the High School graduation; 2) American Legion Post 119 is having a Pig Roast on Saturday, June 24th from 1 to 6 pm. Contact the Legion for more information.

Mrs. Rios: 1) Dunellen Public Library--the Easter Seals of NJ will be at the Dunellen Library hosting a job fair on Tuesday, June 20 from 10:30 to 3:00 in the multipurpose room. Stop by the Library to register for our summer reading program and pick up your free reusable library tote (while supplies last). Patrons of all ages can earn prizes by tracking what they read and earning points for program attendance. There are still a few openings for next week's underwater robot program with Rutgers science explorers for students in fifth through grade eight from 11 am to 12:00 pm on Wednesday June 21; 2) next Board of Education meeting will be June 20th; 3) school's out, watch for kids, crossing the streets, riding their bikes and possible bouncing balls in the road.

Mr. VanDermark: no report.

Dr. Dunne: 1) Recreation--Summer Camp has just started, June 19th to August 11th, 8 am to 3 pm Monday through Friday. We also have half-day options 8 am to 11:30 am. If you are interested in it, you can still sign up, you can go online and register on the Recreation website. Recreation Night at the ballpark will be June 22nd at Somerset Patriots Ball Park at 7 pm. Fall soccer registration will be out soon; 2) Jogging Club: Jogging Club is growing! Last Sunday, June 11th, we had a few members participate in the Girls on the Run 5k in Somerville. They joined students from Faber School, several parents, and some of their coaches. Our next run is this coming Sunday at 8 am in Washington Park. Registration is required, but the program is free; 3) Municipal Alliance – no report; 4) Shade Tree Commission--as always, if you are interested in having a tree planted, please contact the DSTC. The next meeting will be on September 13th at 7 pm in the Senior Center; 5) the Parking Authority will hold its next meeting on July 12th at 7 pm at the Parking Authority; 6) Dunellen Diversity & Inclusion Committee hosted Pride Trivia last Thursday at 8 pm at Maggie Murray's. Thanks to Peg Lockwood and Lee McCaskill for hosting us. In addition to raising awareness, we also were able to raise over \$50 for the high school's Gay-Straight Alliance Club!

Mr. Sigmon: 1) DPW crew has been cleaning the downtown daily and all our Borough properties and parks.

- Lawn maintenance at all Borough properties and parks.
- Street sweeping as scheduled.

- Ball field maintenance to Columbia Park Fields, McCoy Park, and Gavornik.
- Walked the streams and cleared out any blockages in the streams and cleared the headwalls.
- Trimmed trees at Washington Park and removed 3 dead Borough trees.
- Removed the concrete swale at the intersection of Oak and Maple and replaced it with asphalt. The Borough was quoted \$18,000.00 for this; with DPW doing this project it will be less than $\frac{1}{3}$ of the cost.

Vehicles serviced: Truck #40, DPW Pick-up truck, and the backhoe.

Thank you to the DPW for bringing the Sweeper, Backhoe, and Roll off truck to the Library's Touch a Truck event.

He also congratulated Alex Miller on his certification.

Mr. Paltjon: no report.

Mayor Cilento:

Planning for the Future: the Dunellen Master Plan Reexamination and Climate Resiliency Plan was publicly heard and adopted at the special Planning Board meeting held on Tuesday, June 13 at 7 pm. Thank you to all who participated on the steering committee, those who provided their input from the public, DMR Architects for their oversight of the process, and thanks to the Council and Planning Board for helping get it approved. The Climate Resiliency Plan for Dunellen is one the first in the State of New Jersey to be completed. We should be proud of that.

Road Improvement Projects:

1. Center Street: the Borough of Dunellen is seeking to replace sections of curbs along this road that are in disrepair and unsafe conditions. The plan is to also install new ADA compliant ramps at intersections prior to milling and paving through Piscataway Township shared agreement.
2. Kline Place: in conversation with our engineers, CME Associates, we expect the Kline Place Road Improvement project to go out to bid in August. The project will include new catch basins along the roadway to assist in stormwater runoff and overall drainage, as well as replacing a sewer main from West Fourth Street to Kennedy Court. After these improvements, the entire road will be milled and paved.
3. Middlesex County Mill and Pave Program: the Borough of Dunellen has once again entered into a shared service agreement with Middlesex County and their mill & pave program to pave several municipal roads, which will include:
 - a. Columbia Street
 - b. Penfield Place (from New Market Road to South Washington Avenue). NOTE: Penfield Place from South Washington Avenue to Maple Avenue, along with the

entirety of Maple Avenue, are anticipated to be part of a 2024 New Jersey American Water project in which water mains, services and fire hydrants will be replaced along with roadway pavement.

- c. Oak Parkway
- d. Pearl Place
- e. Kennedy Court
- f. Jadach Drive

Pulaski Street Culvert Project: this Middlesex County project will be like the South Madison Avenue Culvert replacement. The County just recently had a pre-construction meeting on Wednesday, May 24th, which means we are getting closer to the start of this project. The estimated project cost will be around \$2.5 million and will include removal and replacement of the concrete culvert, which should assist in increasing water flow in the Bonygutt Brook in that immediate area. Pulaski Street will be repaved from Walnut Street to South Avenue, along with the addition of new ADA compliant ramps at the South Avenue and Walnut Street intersections.

Fire House Rebuild Project: the contracted architect, Alloy5, has confirmed that they are working through the submittals and expect to be on site the week of June 26th. The approved contractor, H&S Construction, has started doing some more demo work as needed for the project and we will be having our bi-weekly meetings.

And, please join me for our next Walks and Talks with the Mayor on Saturday, July 1st at 9:00 am in Columbia Park.

Department Heads: No reports.

Public Portion:

Shalonda Tanner, 207 Lincoln Avenue, thanked Shrona for reading the Proclamation and it makes her heart good that there is such a big push for diversity and inclusion in Dunellen. This is our freedom, our celebration of freedom, our emancipation. Thank you, Mayor and Council, in codifying it in the record that we celebrate freedom for all.

On the motion of Mrs. Rios and seconded by Mrs. Albertson it was moved to accept the following:

06-19-2023: #33

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The Dunellen Borough Council Meeting of June 19, 2023 is adjourned.

Yes: Albertson, Rios and Sigmon

The YouTube presentation of this Council meeting can be found at:

<https://www.youtube.com/watch?v=-FSqWA9k6RY>