

October 19, 2020

Note: This meeting was held by teleconference.

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on October 19, 2020.

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, Kenneth Bayer, April Burke, Jessica Dunne, Stacy Narvesen, Trina Rios and Daniel Sigmon

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On the motion of Mrs. Narvesen and seconded by Mrs. Rios it was moved to accept the Minutes of the Meeting of October 5, 2020.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

### **ORDINANCE 2020-14**

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 October 19, 2020. It will be further considered for final passage, after public hearing thereon, at a meeting of said governing body to be held in the Municipal Building, 355 North Avenue, Dunellen, New Jersey, in said County, on November 2, 2020 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 the same.

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

Ordinance #08-13 entitled **AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 54 (POLICE), SECTION 54-52, et. seq. (SPECIAL DUTY ASSIGNMENTS FOR POLICE OFFICERS) OF THE CODE OF THE BOROUGH OF DUNELLEN, NEW JERSEY**, ADOPTED on September 8, 2008, amended on March 19, 2012 and April 9, 2012, is hereby amended as to the following section:

A. RATES OF COMPENSATION; ADMINISTRATIVE FEE; PAYMENT FOR SERVICES

Rates of compensation for contracting the services of off-duty law enforcement officers for Dunellen Borough Municipal Projects and Dunellen School District projects shall be sixty-dollars

per hour (\$60.00) and an additional fee of eight dollars per hour (\$8.00) is hereby established to cover administrative costs, overhead, and out-of-pocket expenses of the Borough of Dunellen. Therefore, the total hourly rate of compensation shall be sixty-eight dollars (\$68.00).

Rates of compensation for contracting the services of off-duty law enforcement officers for all other projects other than those by the Borough of Dunellen or the Dunellen School District shall be seventy-seven dollars per hour (\$77.00) and an additional fee of eight dollars per hour (\$8.00) is hereby established to cover administrative costs, overhead, and out-of-pocket expenses of the Borough of Dunellen. Therefore, the total hourly rate of compensation shall be eighty-five dollars (\$85.00).

Any assignment cancelled by a private party on less than four (4) hours notice shall be charged against the party for the minimum hours for the assignment. The minimum hours for any assignment is set at four (4) hours.

If the use of a police vehicle(s) is requested and approved by the Chief of Police, then an additional charge of fifteen dollars per hour (\$15.00) per vehicle will be charged.

The Borough of Dunellen holds the right to seek a third-party company for the Police Department's Off-Duty Employment services for Off-Duty Program Administration. The chosen service provider may charge an additional fee other than the officer, administration or any other fees set forth by the Borough. This service may handle scheduling, billing, collections, pay or any other service previously performed by the borough.

In the event police officers from other municipalities perform special duty assignments within the Borough due to the non-availability of local officers for such duties, it shall be the responsibility of those officers from other municipalities to arrange payment for services direct from the utilizing party or through their police department.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #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: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #2**

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, the municipality of the Borough of Dunellen wishes to participate in an electronic tax sale; and

WHEREAS, the attached “Agreement for Electronic Tax Lien Certificate Sale Services” sets for the terms with NJ Tax Lien Investors/RealAuction.com.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the municipality of the Borough of Dunellen, New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

Mrs. Burke asked for the background on this resolution. Dr. Robins replied that up to a few years ago, tax sales were conducted in person in the Council Chambers. More recently, we have been having them online and this resolution authorizes this and the Agreement with the company that provides this service.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #3**

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

The Mayor and Municipal Clerk of the Borough of Dunellen are authorized to sign the attached Agreement with the County of Middlesex for the milling and paving of certain streets and parking lots in the borough.

Dr. Dunne congratulated Mayor Cilento and Council President Bayer for moving this program forward. She noted that the streets in this Agreement with the County are all on the South side of town. Mayor Cilento responded that these initial streets are all based around the South Madison Avenue Road Improvement Project and the South Madison Avenue Culvert Project which because of limited funding and delays caused by County personnel working from home during COVID-19 have left some areas unpaved or unable to be paved until the work is completed. The current milling and paving streets will enable us to improve streets in this area at a much lower cost than a full road improvement project through the usual state grant process. We plan to do streets on the North side during the next round of the County project and then back to the South side. Dr. Dunne said that we know that we are paying for material, but what qualifications specifically under the roads does the County look for to approve a road and what is the thickness of the material going down? Mayor Cilento responded that we are taking pavement cores to ascertain whether the existing pavement thickness is at least 5" thick [preferably 6"]. Otherwise, a complete roadway reconstruction is recommended. If the thickness is 5" or greater, 2" will be milled off and 2" of pavement will be replaced {generally}. Asphalt is paid by the Ton. Asphalt Tickets per truckload will be collected by our inspector as the material is placed. Therefore, an accounting of Tonnage per roadway can be ascertained. The timeline is that the County will go out to bid in the Spring of 2021 and pave in the summer of 2021.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #4**

**RESOLUTION**

**WHEREAS**, the Borough Council ("Borough Council") of the Borough of Dunellen ("Borough") has determined that it is in its best interests of the Borough to engage qualified legal counsel, and the Borough is authorized pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* ("Local Contracts Law") to contract for "professional services" as it may require; and

**WHEREAS**, McManimon, Scotland & Baumann, LLC ("Counsel") has an excellent reputation in the area of municipal government, including, but not limited to, the areas of public finance, general counsel services, environmental law, and more particularly local unit redevelopment counsel services, and has extensive legal staff and resources and the multi-

disciplinary practice necessary to handle any matter in the municipal arena and any other unanticipated legal issue which may arise from time to time in the Borough; and

**WHEREAS**, Matthew D. Jessup, Esq., a Member of Counsel, has an excellent reputation in the area of municipal government law, has practiced law for many years, has knowledge of the Borough and has available supporting attorney staff at and through Counsel; and

**WHEREAS**, for these reasons the Mayor and the Borough Council recommend Matthew D. Jessup, Esq. for the position of Redevelopment Attorney and seek to enter a contract for legal services with Counsel for one year (“Services Contract”) to provide for same; and

**WHEREAS**, the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, allows for the awarding of a contract for "professional services" without public advertising for bids; and

**WHEREAS**, prior to the execution of the Services Contract, Matthew D. Jessup, Esq. will have completed and submitted a Business Entity Disclosure Certification, which certifies that no individual with a ten percent (10.0%) interest or larger in Counsel has made any reportable contributions to a political or candidate committee of the Borough Council in the previous year, and that the Services Contract will prohibit an individual with a ten percent (10.0%) interest or larger in Counsel from making any reportable contributions through the term of the Services Contract, pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

**WHEREAS**, the Services Contract is not awarded through a “fair and open process” pursuant to *N.J.S.A. 19:44A-20.5, et seq.*; and

**WHEREAS**, compensation for local unit redevelopment counsel services included under the Services Contract shall be rendered at the rates and payable on the terms set forth therein; and

**WHEREAS**, compensation for the professional services outside of the scope of local unit redevelopment counsel services, including, but not limited to, matters relating to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, shall be billed at the hourly rates or other rates as provided in the Services Contract; and

**WHEREAS**, the Local Contracts Law requires that contracts awarded without competitive bid be authorized by resolution of the municipal governing body and that notice of the award of such contract be publicly advertised.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Services Contract with Counsel for its representation of the Borough, whereby Matthew D. Jessup, Esq. shall represent the Borough as Redevelopment Attorney.

3. The Services Contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Contracts Law, more specifically *N.J.S.A. 40A:11-5*, because the services in question are of a specialized, technical and professional nature.
4. Any modification to the Services Contract shall be in writing and signed by both parties, and upon obtaining said signatures shall immediately become a part of the contract.
5. The Mayor of the Borough may, upon ten (10) days written notice, and without cause, terminate the Services Contract.
6. In accordance with *N.J.S.A. 40A:11-5* of the Local Contracts Law, the Borough Council hereby directs the Borough Clerk to publish once in the official newspaper of the Borough, a brief notice, substantially in the form attached hereto as *Exhibit A*, stating the nature, duration, service and amount of the Services Contract authorized for execution herein, which notice shall state that a copy of this Resolution and the Services Contract are on file and available for public inspection in the office of the Borough Clerk.
7. The Services Contract shall, for all purposes, be deemed a New Jersey contract and the provisions of the Services Contract shall be governed and interpreted according to the laws of the State of New Jersey.
8. This Resolution shall take effect immediately.

Dr. Dunne asked about the background to this resolution and whether this replaces our current redevelopment attorney. Mayor Cilento responded that an additional redevelopment attorney gives us a choice and having more than one redevelopment attorney allows different attorneys to work on more than one project and so does not slow down the process.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #5**

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

The attached job description for the position of Human Resources Manager is approved.

Dr. Dunne asked whether we are approving the position or approving an individual for that position. Dr. Robins replied that this position was already being held by Debbie Weaver. What we are doing is approving a job description for that position, based upon what she does and as an ideal for if the position needed to be advertised. We do something similar for other positions in the borough. Mr. Sigmon asked whether there was no official job description before? Dr. Robins replied that we are now creating a new job description.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #6**

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

WHEREAS, there is a need to repair gutters, leaders and fascia on the Fire House building; and

WHEREAS, the following quotes were received for this repair:

Deegan Roofing, Siding, Gutter 61 Terrill Road, Plainfield, NJ	\$9,575.00
P Cooper Roofing 970 River Road, Croydon, PA	\$8,050.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Dunellen, that a contract be awarded to P Cooper Roofing for the repair of gutters, leaders and fascia ion the Fire House Building, at a cost not to exceed \$8,050.00. Funds for this will be taken from Account # C-04-20-002-000-607.

Mayor Cilento reminded Council and the public that these are necessary improvements that we are doing to our aging facilities and equipment.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #7**

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

Whereas, in accordance with provisions of NJSA 40A:11 any expenditure of public funds in excess of \$17,500 requires the advertisement for proposals for delivery of said services or goods, and

Whereas, a need has been determined for improvements to South Madison Avenue; and

Whereas, the following bids were solicited and opened on Wednesday, October 14, 2020:

Reivax Contracting Corp. 68 Finderne Ave., Bridgewater, NJ 08807	640,144.75
Black Rock 1316 Englishtown Road, Old Bridge, NJ 08857	642,149.14
JADS PO Box 513, South River, NJ 08882	664,674.16
Stilo Excavation 2907 S. Clinton Avenue, S. Plainfield, NJ 070809	757,731.82
Flanagan's Contracting Group 90 Old Camplain Road, Hillsborough, NJ 08844	825,573.72
DLS Contracting 271 Highway 46, Suite D-205, Fairfield, NJ 07004	853,752.50
ADG Contracting Corp. (Crossroad) 386 South Street, Suite 169, Newark, NJ 07105	883,190.90
Seacoast Construction 15 Addington Court, East Brunswick, NJ 08816	911,786.73
Capital Paving 1225 Route 31, South Bldg. A, Suite 124, Lebanon, NJ 08833	964,379.61

Whereas, it is the recommendation of the Borough Engineer that the bid of Reivax Contracting Corporation be accepted and a contract be awarded, and

Whereas, funds for said contract have been certified as available from the Chief Financial Officer. This award is subject to New Jersey Department of Transportation approval, as well as the approval of the Department of Community Affairs, Division of Local Government Services.



Now therefore be it resolved that the Mayor and Municipal Clerk are hereby authorized to execute the necessary agreement with Reivax Contracting Corporation for improvements to South Madison Avenue at a cost not to exceed \$640,144.75.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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

**10-19-2020: #7-A**

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

Whereas, there exists a need for improvements to South Madison Avenue Roadway Improvements; and

Whereas, the Local Public Contracts Law (NJSA 40A:11-1 et. seq.) requires that the resolution authorizing the award of the contract for Professional Services without competitive bidding must be publicly advertised.

Now therefore be it resolved by the Governing Body of the Borough of Dunellen as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with CME Associates, 3141 Bordentown Road, Parlin, New Jersey 08859, for:
  - a) Survey, Design, Plans, Specification Preparation, and Bid Phase at a cost not to exceed \$77,115.00.
  - b) Construction Phase Services at a cost not to exceed \$63,300.00.
2. The total cost of this Agreement shall not exceed \$140,415.00.
3. This contract is awarded without competitive bidding as a Professional Service under the provisions of the Local Public Contract Law because the services rendered are professional services of a recognized profession whose practice is regulated by law.
4. A copy of this resolution shall be published in *The Courier* as required by law within ten days of its passage.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

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**CONSENT AGENDA:**

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

Dr. Dunne inquired whether the residents of Park Place had been notified? Dr. Robins replied that he will ask Mrs. Moore to so

notify the residents on Park Place and nearby First Street and Dunellen Avenue.

Mr. Bruder advised on proper parliamentary procedure that if there are any questions on a Consent Agenda resolution, that it be set aside for a separate vote before the motion and second for the others.

**10-19-2020: #8**

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

Whereas, application was made in accordance with the State Regulations for a license to be issued, and

Whereas, after proper investigation it was deemed that all requirements of the State Regulations have been met.

Now therefore be it resolved that the Governing Body authorize the issuance of an Instant Raffle License to the Veterans of Foreign Wars Post #5479.

Further be it resolved that these licenses will be issued pending final approval by New Jersey State Legalized Games of Chance Commission.

**10-20-2020: #9**

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

Whereas, a request was made by Nicole Moore of the Dunellen PTO to close Park Place to hold a Halloween Trunk or Treat on Saturday, October 31, 2020, from the hours of 12:00 pm to 6:00 pm.

Now therefore be it resolved that permission is hereby granted to the above resident to hold her Trunk or Treat Celebration; and

Be it further resolved that by virtue of this resolution, the Police Department will be notified of the street closing and the Public Works Department will supply the necessary road barricades.

Nicole Moore, President, Dunellen PTO

**10-19-2020: #10**

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

Resolution 10-05-2020: #7 is amended as follows:

Stoltzfus Structures, LLC., is awarded a contract for the purchase of a storage shed to house documents for the Municipal Clerk’s Office, for an amount not to exceed \$5,155.00. Funds for this purchase will be taken from Account # C-04-20-002-000-610.

**10-19-2020: #11**

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

Be it resolved by the governing body of the Borough of Dunellen, New Jersey, that:

Resolution 09-08-2020: #13 is amended as follows:

The Treasurer is hereby authorized to issue the following checks to King Moench Hirniak & Mehta, LLP., from the Interim Cost Agreement Escrow Account for legal work done toward Dunellen Stations redevelopment, subject to the refunding of the Account:

<u>King Moench</u>	<u>Purpose</u>	<u>Amount</u>
91560	Redevelopment	\$592.00
	Total	\$592.00

**10-19-2020: #12**

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

Be it resolved by the governing body of the Borough of Dunellen, New Jersey, that:

The Treasurer is hereby authorized to issue the following checks to CME Associates from the “528 North Avenue, LLC. Escrow Account” for engineering work done for the redevelopment, subject to the refunding of the Account.

<u>CME Associates</u>	<u>Amount</u>
0263774	\$316.50
0267895	\$261.00
Total:	\$577.50

**10-19-2020: #13**

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

Be it resolved by the governing body of the Borough of Dunellen, New Jersey, that:

The Treasurer is hereby authorized to issue the following checks to CME Associates from the “Communi paw Associates, LLC. Account” for engineering work done for the redevelopment, subject to the refunding of the Account.

<u>CME Associates</u>	<u>Amount</u>
0266869	\$971.75
0267894	\$3,959.00
Total:	<u>\$4,930.75</u>

**10-19-2020: #14**

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

Be it resolved by the governing body of the Borough of Dunellen, New Jersey, that:

The Treasurer is hereby authorized to issue the following checks to CME Associates from the “Storm Bypass Site Observation Account” for engineering work done for the redevelopment at Dunellen Stations, subject to the refunding of the Account.

<u>CME Associates</u>	<u>Amount</u>
0266873	\$348.00
0267898	\$1,032.00
Total:	<u>\$1,380.00</u>

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon

**REPORTS:**

Dr. Robins asked Councilmembers that, if they could, he would appreciate their sending to him a written version of their oral reports so that he could save some transcription time and ensure greater accuracy.

Mrs. Rios: 1) The Farmers' Market will be at the library on October 25<sup>th</sup>. There will be a live band with Puerto Rican music; 2) the District is offering free lunch to all students in the High School from 11:00 am to 3:00 pm, Monday through Friday.

Mrs. Burke: 1) asked Dr. Robins about the OEM Facebook page. He responded that he sent information to both OEM and Recreation and applications for their own Facebook page; 2) there will be a Domestic Violence Vigil virtually this Wednesday evening; 3) she is looking to have a Social Media Committee meeting to discuss archiving and the Facebook page; 4) the *Dunellen Report* came out. The next edition will be in January so if you have any news to share, the deadline will be mid-December; 5) only two weeks until election day so mail in your ballots.

Mr. Bayer: 1) Construction fees are close to being on target so we should be OK; 2) we entered into the Milling and Paving program with the County and that should prove to be a good thing; 3) there are ongoing contract negotiations with the DPW and the PBA; 4) 139 South Washington Avenue is scheduled to be demolished.

Mr. Sigmon: no report.

Dr. Dunne: 1) the Green Brook Flood Control Commission meeting was two weeks ago. There is nothing new to report. They are still working in Middlesex Borough and should be in Dunellen in 2025; 2) the Parking Authority meeting was last week. They will not be making their full payment this year and we will have to discuss this in the Finance Committee. Their largest revenue source is fees from Skinner Plaza/commuter parking and that has been down; 3) she thanked Mr. Bruder for researching the question on whether landlords can be required to have parking spots. The short answer is no, unless specifically required by the borough; 4) she is consulting with Mayor Cilento on some dates for the next Diversity and Inclusion Committee meeting; 5) we have placed the orders for a number of DPW capital improvement pieces of equipment (roll-off truck, sand-pro) and she thanked the Mayor and Council for approving these much needed purchases; 6) she thanked Mr. Miller for his updates on DPW activities. Daily upkeep of the parks and downtown by the DPW is very visible. They have street-swept the south side of town, cleaned catch-basins, worked with PSE&G on removing a large tree from the power lines, and started picking up leaf bags. Just a reminder that the program runs from October to December and you can pickup leaf bags at the Recycling Yard. Residents should try not to leave their bags in the rain else they get soggy and fall apart. Topsoil has been added to Washington Park where a stump was ground prior to HarvestFest. The Roll-off program is continuing through the last Saturday this month; 7) finally, the DPW just installed a new bike rack near the tennis courts in Columbia Park, purchased by the Recreation Department.

Mrs. Narvesen: 1) the Halloween Parade is on for Saturday, October 31<sup>st</sup>; 2) HarvestFest 2020 was a great success with over 100 vendors; 3) she has received a rough draft of the Walkability Study which she will review and report on in November; 4) the next Board of Education Meeting is Tuesday, October 20, at 7:30 pm. Adding onto Councilwoman Rios' report, they are also giving out breakfasts; 5) Special Education students are now having in-class instruction; 6) reminder that on Wednesday, October 28<sup>th</sup>, the Food Bank will be accepting donations from 10 am to 12 pm and Thursday, October 29<sup>th</sup>, from 5 – 7:00 pm at the old Whittier School. The next pickup will be Saturday, November 7<sup>th</sup>. If you are in need, please contact Alex Miller. All information is kept confidential.

Mayor Cilento:

**Covid-19 Update:**

As of today, we have currently a cumulative total of 246 for Dunellen, that's an additional eight cases since my October 5, 2020 update to the Council, with still only 9 deaths. Dunellen and Middlesex County's cumulative totals can be found at [www.discovermiddlesex.com/total-cumulative-cases/](http://www.discovermiddlesex.com/total-cumulative-cases/).

New Jersey COVID-19 Information Hub at: [www.covid19.nj.gov](http://www.covid19.nj.gov).

Please continue to practice social distancing and wearing of a mask. This will help prevent further spread.

If you are in need of assistance due to a health crisis please contact the crisis text line by texting "NJ" to 741741 or call the family helpline at 1-800-843-5437. We encourage you to utilize these resources during this challenging time. You matter, and we want you to be safe.

**Borough Events:**

Congratulations on HarvestFest 2020. There was such a great turn-out. Many out-of-towners attended, as well as many familiar faces. And I think we had the first Dunellen booth. He thanked all the Councilpersons who sat with him to promote other town events and to answer questions from our capital improvements bond ordinance to everything else that is going on in town.

Miracle Mile Fundraiser continues. We have collected nearly \$3,000. This event supports the mom and pop stores downtown and will continue until November 20<sup>th</sup>. Thank you to the Dunellen-Green Brook Rotary Club for sponsoring this event.

Street Dreams this weekend at Train Station on 10/18, great event! Imperial Brass on 10/18 – great music. Hope they come back.

**Census 2020:** U.S. Census is completed. Dunellen responded at a 75.6% rate, which is an increase from 2010 which was a 69% response rate. Thank you to Julie Grof, who was the project manager for Dunellen's Census response, which was funded by a grant through Middlesex County.

**Art Color:** Redeveloper is still obtaining remaining outside agency approvals and addressing redevelopment agreement requirements.

**Capital Improvements:**

- Grove Street – going to start at end of month
- Railroad Avenue Sewer Repairs – work to begin upon receipt of approval from NJ Transit

**Halloween:** Halloween is still on for door-to-door trick or treating. Please be respectful of households who do not wish to participate. The Dunellen PTO has also set up key locations for residents who would feel safer doing a trunk or treat in various parks in town.

**Sign Enforcement Committee:** I have assigned Council President Ken Bayer, Council Member Stacy Narvesen, Borough Administrator Bill Robins, Planning Board Chair Roger Dornbierier and Ken Baudendistel to a Sign Enforcement Committee to review our current sign enforcement ordinance to simplify it so it can be enforced appropriately. I have communicated to the committee members to follow these three pillars: 1) Evaluation – review current ordinance and make recommendations; 2) Educate – communicate the ordinance to the public/business owners; and then 3) Enforcement – upon educating the public and businesses on the ordinance, phase in enforcement.

**Shared Service Agreement with School District:** Questioned if it will be prepared for the November 2<sup>nd</sup> Council Meeting? Noted that when Mayor and Council Members set expectations that they are met in a timely fashion.

Homer Mosley, Office of Emergency Management Coordinator: 1) thanked April Burke on the fine job she did on summarizing OEM functions in the *Dunellen Report* article. He asked that OEM be added to the Government Agency list in that paper; 2) he is trying to arrange for a Council briefing on the OEM; 3) thanked Dr. Robins for his assistance in the CARES Act reimbursement, part two; 4) the OEM team members continue to work on the OEPs.

Mayor Cilento: reported that the DMR Survey will be ready in November to be released online and in a hard copy—to gather information on public attitudes on the downtown.

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## **PUBLIC PORTION**

Rimla Khawaja, 744 Center Street, asked about any lighting ordinance. Her next-door neighbor has a very bright flood light that is so bright they cannot sit outside. She has consulted George Deene, Code Enforcer, who thought there was no ordinance that covered her situation. She does yet want to explore legal alternatives. Dr. Robins noted that Mr. Deene had investigated and reported to him that at least one of the lights was a motion sensor and it was not on when he looked. Mrs. Khawaja stated if there was no ordinance could we investigate having one. The neighbor has five lights for a driveway that is only long enough for one car. Mr. Bruder noted that he has never heard this question before and is not aware of any other municipality that has such an ordinance, which is not to say that we cannot do one. If she will be patient, he will look into this and report on it at the next Council Meeting. He asked her to provide her contact information to Dr. Robins and he will investigate this. He did ask her if she had yet spoken to the neighbor? She has not because they are “a little strange” and it will not work. They have addressed other topics. She has young children and does not want to cause any friction.

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

**10-19-2020: #15**

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

The Dunellen Borough Council Meeting of October 19, 2020 is adjourned.

Yes: Bayer, Burke, Dunne, Narvesen, Rios and Sigmon