

September 5, 2023

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on September 5, 2023.

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

Deputy Municipal Clerk Lauren Staats read the Sunshine Statement and called the Roll.

Present: Jason Cilento, Trina Rios, Teresa Albertson, Jessica Dunne, Joseph Paltjon, Daniel Cole Sigmon and Harold VanDermark

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

Yes: Albertson, Paltjon, Rios, Sigmon and VanDermark

Abstain: Dunne

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At this point, there was a Proclamation Recognizing September as Prostate Cancer awareness Month, read by M. Sigmon:

## **PROCLAMATION**

### **Proclaiming the month of September 2023 as Prostate Cancer Awareness Month.**

Whereas, this year, approximately 288,300 men will be diagnosed with prostate cancer in the United States alone – one man every 2 minutes, and roughly 34,700 will die this year from the disease, about 3,500 more than 2020 – which is one man every 15 minutes; and

Whereas, in New Jersey, an estimated 9,460 new cases of prostate cancer will be diagnosed and an estimated 730 deaths will occur in 2023; and

Whereas, men with relatives – father, brother, son – with a history of prostate cancer are twice as likely to develop the disease; and

Whereas, prostate cancer is the most commonly diagnosed cancer in American men and the third leading cause of cancer death behind lung and colon cancer; and

Whereas, 1 in 8 men are diagnosed with prostate cancer in their lifetime and 1 in 6 African American men will develop prostate cancer in their lifetime. Overall, African American men are 1.7 times more likely to be diagnosed with - and 2.1 times more likely to die from - prostate cancer than white men; and

Whereas, Veterans who were exposed to herbicides like Agent Orange are at increased risk for developing prostate cancer, and are more likely to have an aggressive form of the disease; and

Whereas, education regarding prostate cancer and early detection strategies is critical to saving lives, preserving, and protecting our families. Furthermore, the economic and social burden of prostate cancer is huge on families; and

Whereas, if caught early, prostate cancer has a five-year survival rate of nearly 100%. However, for late-stage prostate cancer the five-year survival rate is 31%; and

Whereas, many more men will be diagnosed in 2023 at a later stage because of delayed screenings and treatment due to Covid-19; and

Whereas, all men are at risk for prostate cancer and we encourage the citizens of Dunellen to increase the importance of prostate awareness and screenings.

NOW, THEREFORE, BE IT RESOLVED, I, Jason F. Cilento, hereby proclaim the month of September 2023 to be PROSTATE CANCER AWARENESS MONTH in Dunellen.

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Jason F. Cilento, Mayor  
September 5, 2023

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At this point, there was a Proclamation in Honor of “National Preparedness Month,” read by Office of Emergency Management Coordinator Homer Mosley:

### **A PROCLAMATION IN HONOR OF “NATIONAL PREPAREDNESS MONTH”**

WHEREAS, the month of September is recognized as “National Preparedness Month” and creates an opportunity for every resident of the Borough of Dunellen to prepare their homes, businesses, and communities for emergencies and natural disasters; and

WHEREAS, the 2023 National Preparedness Month theme is “Take Control in 1, 2, 3,” a campaign that will focus on preparing older adults for disasters, specifically older adults from communities that are disproportionately impacted by the all-hazard events, which continue to threaten the nation.; and

WHEREAS, during an emergency, every second counts, and emergency preparedness programs educate individuals and families on how to prepare before, during, and after a disaster; and

WHEREAS, these programs address threats of severe weather, terrorism, and other potentially life-threatening circumstances to make our communities better prepared, resilient, and safer; and

WHEREAS, the Dunellen Office of Emergency Management and the Dunellen Community Response Team (CERT) lead efforts to promote an all-hazards approach to emergency preparedness by providing ongoing services to include outreach, education, training, and planning to ensure that localities are engaging the community on how to prepare, respond, recover, and mitigate against disasters; and

WHEREAS, emergency preparedness is the responsibility of every resident, and all residents of Dunellen are urged to make preparedness a priority and work together to ensure that individuals, families, and communities are prepared for disasters and emergencies of any type; and

WHEREAS, all residents of Dunellen are encouraged to participate in preparedness activities and become more prepared by making a plan, building a kit, and staying informed.

NOW, THEREFORE, I, Jason F. Cilento, Mayor of the Borough of Dunellen, do hereby recognize September 2023 as NATIONAL PREPAREDNESS MONTH in our Borough, and I call this observance to the attention of all our citizens.

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Jason F. Cilento, Mayor  
September 5, 2023

Mayor Cilento thanked Mr. Mosley and Mr. Miller for the work they have done, and praised Mr. Mosley for making Dunellen's OEM a premier agency.

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At this point, there was a Proclamation Honoring Hispanic Heritage Month, read by Mrs. Rios:

### **Proclamation Honoring Hispanic Heritage Month**

WHEREAS, Hispanic Heritage Month is a time to honor and celebrate the many ways Hispanic Americans contribute to the success of our country; and

WHEREAS, the observation began in 1968 as Hispanic Heritage Week under President Lyndon Johnson and was expanded by President Ronald Reagan in 1988 to cover a 30-day period, and

WHEREAS, Hispanic Heritage Month was created to showcase and highlight Hispanic contributions throughout our nation and as a reminder that Hispanics have been a part of the history of this nation since the beginning; and

WHEREAS, the 2023 Hispanic Heritage Month national theme is *Latinos: Driving Prosperity, Power, and Progress in America*, **highlights the role Latinos have had and continue to have, in America, and** reinforces the need to ensure that diverse voices and perspectives are welcomed in decision-making processes, thereby helping to build stronger communities and a stronger Nation, and

WHEREAS, Dunellen's Hispanic population, which represents 37.4% of our overall population, is strong and vibrant and a key part of the fabric of our town. They have a profound and positive influence on our community through their strong commitment to family, faith, hard work and service; and

WHEREAS, Hispanics of all generations and recent immigrants continue to make great contributions to this Nation and to the Borough of Dunellen.

NOW, THEREFORE I, Jason F. Cilento, Mayor of the Borough of Dunellen, New Jersey, with support from the Borough Council, do hereby proclaim September 2023 as HISPANIC HERITAGE MONTH, beginning on September 15<sup>th</sup>, in the Borough of Dunellen and call upon the people of our municipality to join in supporting this observation.

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Jason F. Cilento, Mayor  
September 5, 2023

Mayor Cilento noted that Mrs. Rios is our first elected Hispanic Councilperson.

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At this point, James Brennan, Chair of the Dunellen Recreation Commission, was presented with the Governor's Award. Mr. Brennan has served on the Commission for thirty years, 23 of them as Chairperson. He has worked very hard to deliver excellent recreation opportunities to our residents. The Governor's Award recognizes life-time service to the community. Mr. Brennan was presented with the Governor's plaque and one from Dunellen Borough. Mr. Brennan thanked the Mayor, Council, and all those who have assisted in Recreation activities over the years.

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

**09-05-2023: #1**

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

Jeffrey J. Jones is hereby appointed as a probationary police officer in the Dunellen Police Department at an annual salary of \$50,000, effective starting date of 5 September 2023.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

The Oath of Office was administered by Mayor Cilento. Photographs were taken. Patrolman Jones thanked the Council for the opportunity to serve.

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

**2023-26**

**BOROUGH OF DUNELLEN**

The following ordinance is being Introduced for first reading on September 5, 2023. It will be presented for public hearing and adoption on September 18, 2023, at 7:00 p.m. in the Dunellen Borough Municipal Building, 355 North Avenue, Dunellen, New Jersey. 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.

Dunellen Municipal Code, Chapter 150, is amended as follows:

Ch. 150-16. Fees for certified copies and corrections.

The fee for certified copies of marriage, birth, death, domestic partnerships and civil unions is set at \$25.00 for the first copy and \$2.00 for each additional copy. The fee for corrections of any vital document is set at \$15.00 per copy.

## Article VI. Bank fees for insufficient funds

Ch. 150-17. Cost recovery expenses

The fee for all checks that are returned for insufficient funds is set at \$20.00 per check.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

## **2023-22**

### **BOND ORDINANCE STATEMENT AND SUMMARY**

The bond ordinance, the summary terms of which are included herein, was introduced on August 7, 2023, and is now being presented for adoption by the Borough of Dunellen, in the County of Middlesex, State of New Jersey on September 5, 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 THE ACQUISITION OF A SEWER JET VAC TRUCK FOR THE SEWER UTILITY IN AND BY THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$300,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

Purpose: The acquisition of a sewer jet vac truck for the Sewer Utility, including all related costs and expenditures incidental thereto

Appropriation: \$300,000

Bonds/Notes Authorized: \$300,000

Grant Appropriated: N/A  
Section 20 Costs: \$15,000  
Useful Life: 5 years

Mr. Miller explained that we have entered into a shared services agreement with Middlesex Borough for the purchase of the Jet-Vac to help clean the sewer system.

Public comment: no one from the public spoke.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

### **2023-23**

The following Ordinance was 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 August 7, 2023. It is now being presented for Second Reading, Public Hearing and Adoption at a meeting of said governing body being held in the Municipal Building, 355 North Avenue, Dunellen, New Jersey, in said County, on September 5, 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 have been 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.

The Dunellen Municipal Code, Chapter 195, Noise, is amended as follows:

#### **§ 195-1 Findings; policy; scope.**

##### **A. Findings.**

- (1)** Excessive sound is a serious hazard to the public health, welfare, safety, and the quality of life; and
- (2)** A substantial body of science and technology exists by which excessive sound may be substantially abated; and
- (3)** The residents, occupants and inhabitants of the Borough of Dunellen have a right to, and should be ensured an environment free from excessive sound.

**B.** It is the policy of the Borough of Dunellen to prevent excessive sound that may jeopardize the health, welfare, or safety of the citizens or degrade the quality of life.

**C.** This chapter shall apply to the control of sound originating from stationary sources within the limits of the Borough of Dunellen.

## § 195-2 **Definitions.**

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

### **CONSTRUCTION**

Any site preparation, assembly, erection, repair, alteration or similar action, but excluding demolition of buildings or structures.

### **DEMOLITION**

Any dismantling, intentional destruction, or removal of buildings or structures.

### **EMERGENCY WORK**

Any work or action necessary to deliver essential services, including, but not limited to, repairing water, gas, electricity, telephone, sewer facilities, or public transportation facilities, removing fallen trees on public rights-of-way, or abating life-threatening conditions.

### **MOTOR VEHICLE**

Any vehicle that is propelled or drawn on land by an engine or motor.

### **MUFFLER**

A sound-dissipative device or system for abating the sound of escaping gasses of an internal combustion engine.

### **NOISE**

Any sounds of such level and duration as to be or tend to be injurious to human health or welfare, or which would unreasonably interfere with the enjoyment of life or property throughout the Borough of Dunellen or in any portions thereof, but excludes all aspects of the employer-employee relationship concerning health and safety hazards within the confines of a place of employment.

### **NOISE DISTURBANCE**

Any sound that endangers the safety or health of any person, or disturbs a reasonable person of normal sensitivities, or endangers personal or real property.

### **NUISANCE**

An unreasonable or unlawful action that results in material annoyance, inconvenience, discomfort, or injury to another person or to the public.

**PERSON**

Any individual, corporation, company, association, society, firm, partnership, joint-stock company, the state or any political subdivision, agency or instrumentality of the state.

**PUBLIC RIGHT-OF-WAY**

Any street, avenue, boulevard, road, highway, sidewalk, alley that is leased, owned or controlled by a governmental entity.

**PUBLIC SPACE**

Any real property or structures thereon that are owned, leased, or controlled by a governmental entity.

**REAL PROPERTY LINE**

Either the imaginary line including its vertical extension that separates one parcel of real property from another, or the vertical and horizontal boundaries of a dwelling unit that is one in a multi-dwelling-unit building.

**RESIDENTIAL AREA**

A group of residential properties and the abutting public rights-of-way and public spaces.

**RESIDENTIAL PROPERTY**

Property used for human habitation, including but not limited to:

- A. Private property used for human habitation.
- B. Commercial living accommodations and commercial property used for human habitation.
- C. Recreational and entertainment property used for human habitation.
- D. Community service property used for human habitation.

**STATIONARY NOISE SOURCE**

Any device which creates sound while fixed in position, including but not limited to residential, commercial or industrial machinery, pumps, fans, compressors, air conditioners and refrigeration equipment.

**WEEKDAY**

Any day, Monday through Friday, that is not a legal holiday.

**WEEKEND**

Saturday and Sunday, including legal holidays.



**§ 195-3 Duties and responsibilities of other departments.**

**A.** All departments and agencies of the Borough of Dunellen shall carry out their programs according to law and shall cooperate with the Municipal Clerk and Business Administrator in the implementation and enforcement of this chapter.

**B.** All departments charged with new projects or changes to existing projects that may result in the production of noise shall consult with the Municipal Clerk and Business Administrator prior to the approval of such projects to insure that such activities comply with the provisions of this chapter.

**§ 195-4 Prohibited acts.**

**A.** No person shall cause, suffer, allow, or permit to be made verbally or mechanically any noise disturbance. Noncommercial public speaking and public assembly activities conducted on any public space or public right-of-way shall be exempt from the operation of this section.

**B.** It shall be unlawful for a person or entity to make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which does or is likely to annoy, disturb, injure or endanger the comfort, repose, health, peace or safety of others. Specifically exempted hereunder is noise presumed not to be a nuisance pursuant to the Right to Farm Act, N.J.S.A. 4:1C-1 et seq.

**C.** No person shall cause, suffer, allow, or permit the following acts:

**(1)** Radios; Televisions; Phonographs and other Sound Reproduction Systems.

The playing, use or operation of any radio, television, musical instrument, phonograph, sound amplifier or other device for the producing or reproducing of sound in such manner as to disturb the peace, quiet and comfort of neighboring inhabitants or with louder volume than is necessary for convenient hearing for persons who are in the room, vehicle or chamber in which the device is operated and who are voluntary listeners. The operation of such a device so that it is clearly audible at a distance of 100 feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.

**(2)** Loudspeakers and public address systems. Using or operating any loudspeaker, public address system, or similar device between the hours of 10:00 p.m. and 8:00 a.m. of the following day, such that the sound therefrom creates a noise disturbance across a residential real property line.

**(3)** Yelling; Shouting. Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 10:00 p.m. and 7:00 a.m., or at any time or place which annoys or disturbs the quiet, comfort or repose of persons in any office, dwelling, hotel, motel or other type of residence or of any persons in the vicinity.

**(4) Animals and birds.** Owning, possessing, or harboring any pet animal or pet bird that frequently or for continued duration makes sounds that create a noise disturbance across a residential real property line. (For the purpose of this section, a noise disturbance from a barking dog shall be defined as that created by a dog barking continually for 10 minutes or intermittently for 30 minutes unless provoked).

**(5) Loading and unloading.** Loading, unloading, opening, closing or other handling of boxes, crates, containers, building materials, liquids, garbage cans, refuse or similar objects, or the pneumatic or pumped loading or unloading of bulk materials in liquid, gaseous, powder, or pellet form, or the compacting of refuse by persons engaged in the business of scavenging or garbage collection, whether private or municipal, between the hours of 10:00 p.m. and 6:00 a.m. the following day when the latter is a weekday and between the hours of 10:00 p.m. and 6:00 a.m. the following day when the latter is a legal holiday or a weekend day except by permit, when the sound therefrom creates a noise disturbance across a residential real property line.

**(6) Standing motor vehicles.** Operating or permitting the operation of any motor vehicle whose manufacturer's gross weight is in excess of 10,000 pounds, or any auxiliary equipment attached to such a vehicle, for a period of longer than five minutes in any hour while the vehicle is stationary, for reasons other than traffic congestion or emergency work, on a public right-of-way or public space within 150 feet (46 meters) of a residential area between the hours of 8:00 p.m. and 8:00 a.m. of the following day. Nothing in this section shall be construed to confer any rights or defenses to anyone accused of violating any of the provisions of Chapter 269-33 of the Dunellen Municipal Code, Idling of Vehicles. Notwithstanding anything to the contrary in this section, a violation of any of the provisions contained in Chapter 269-33 of the Dunellen Municipal Code pertaining to the idling of motor vehicles shall constitute a separate and distinct offense.

**(7) Horns.** The sounding of a horn or warning device on an automobile, motorcycle, bus or other vehicle except when required by law, or when necessary to give timely warning of the approach of the vehicle, or as a warning of impending danger to persons driving other vehicles or to persons on the street. No person shall sound a horn or warning device on an automobile, motorcycle, bus or other vehicle which emits an unreasonably loud or harsh sound, or for an unnecessary or unreasonable period of time.

**(8) Construction and demolition.** Operating or permitting the operation of any tools or equipment used in construction, drilling, earthmoving, excavating, or demolition

work between the hours of 6:00 p.m. and 7:00 a.m. the following day on weekdays or at any time on weekends or legal holidays.

§ 195-5 **Exceptions.**

The provisions of this chapter shall not apply to:

- (1) The emission of sound for the purpose of alerting persons to the existence of an emergency; or
- (2) The emission of sound in the performance of emergency work; or
- (3) The emission of sound in situations within the jurisdiction of the federal Occupational Safety and Health Act.
- (4) Noise from municipally sponsored celebrations or events.
- (5) Noise from commercial and residential lawn and property maintenance equipment, except between the hours of 8 p.m. to 8 a.m. weekdays, weekends and holidays.
- (6) Noise from snow removal equipment.

§ 195-6 **Conditions for variance.**

**A.** Application information.

(1) Any person who owns or operates any stationary noise source may apply to the Municipal Clerk for a variance from one or more of the provisions of this chapter. Applications for a permit of variance shall supply information including, but not limited to:

- (a) The nature and location of the noise source for which such application is made.
- (b) The period of the proposed variance, not to exceed one (1) year.
- (c) The reason for which the permit of variance is requested, including the hardship that will result to the applicant, his/her client, or the public if the permit of variance is not granted.
- (d) The nature and intensity of noise that will occur during the period of the variance.
- (e) The section or sections of this chapter for which the permit of variance shall apply.
- (f) A description of interim noise control measures to be taken by the applicant to minimize noise and the impacts occurring therefrom.
- (g) A specific schedule of the noise control measures which shall be taken to bring the source into compliance with this chapter within a reasonable time.

**(2)** Failure to supply the information to the Municipal Clerk required by this section shall be cause for rejection of the application.

**(3)** A copy of the permit of variance must be kept on file by the Municipal Clerk for public inspection.

**B.** The Municipal Clerk may charge the applicant a fee of \$25 to cover expenses resulting from the processing of the permit of variance application.

**C.** The Municipal Clerk may, at their discretion, limit the duration of the permit of variance, which shall be no longer than one year. Any person holding a permit of variance and requesting an extension of time shall apply for a new permit of variance under the provisions of this section.

**D.** No variance shall be approved unless the applicant presents adequate proof that noise levels occurring during the period of the variance will not constitute a danger to public health; and compliance with the ordinance would impose an arbitrary or unreasonable hardship upon the applicant without equal or greater benefits to the public.

**E.** In making the determination on granting a variance, the Municipal Clerk shall consider:

**(1)** The character and degree of injury to, or interference with, the health and welfare or the reasonable use of property which is caused or threatened to be caused.

**(2)** The social and economic value of the activity for which the variance is sought.

**(3)** The ability of the applicant to apply best practical noise control measures.

**F.** The permit of variance may be revoked by the Municipal Clerk if the terms of the permit of variance are violated.

**G.** A variance may be revoked by the Municipal Clerk if there is:

**(1)** Violation of one or more conditions of the variance;

**(2)** Material misrepresentation of fact in the variance application; or

**(3)** Material change in any of the circumstances relied upon by the Noise Control Administrator in granting the variance.

#### § 195-7 **Enforcement.**

**A.** Issuance of summons. Violation of any provision of this chapter shall be cause for a summons to be issued by Code Enforcement and/or the Dunellen Police Department according to procedures set forth in this chapter.

**B.** Abatement orders.

**(1)** Except as provided in Subsection **B(2)**, in lieu of issuing a summons as provided in Subsection **A**, the Code Enforcement and/or the Dunellen Police Department may issue an order requiring abatement of any source of sound alleged to be in violation of this chapter within a reasonable time period and according to guidelines which Code Enforcement and/or the Dunellen Police Department may prescribe.

**(2)** An abatement order shall not be issued:

**(a)** If any person willfully or knowingly violates any provision of this chapter; or

**(b)** If Code Enforcement and/or the Dunellen Police Department has reason to believe that there will not be compliance with the abatement order.

**§ 195-8 Violations and penalties.**

**A.** Any person who violates any provision of this chapter shall be subject to a penalty for each offense of not more than \$1,000 per violation

**B.** If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate, and distinct offense.

**§ 195-9 Other remedies.**

No provision of this chapter shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this chapter or from other law.

Mayor Cilento explained that this revised Noise ordinance removes the decibel reader and puts enforcement into the hands of the Police Department, thus making the ordinance much easier to administer. Chief Smith believes this is an enforceable ordinance.

Public comment: no one from the public spoke.

Mr. Sigmon asked about the variance time limit. Mr. Bruder replied that that section is for certain items/situations (such as an air conditioning unit or when businesses have a certain sound due to one of their business processes) set forth, not to give people a free pass to request to make loud noise. Dr. Dunne asked if approval is by the Clerk? Yes. The Clerk will need to thoroughly examine the requested variance.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**2023-24**

**BOND ORDINANCE STATEMENT AND SUMMARY**

The bond ordinance, the summary terms of which are included herein, was Introduced on August 7, 2023. It is now being presented for adoption by the Borough of Dunellen, in the County of Middlesex, State of New Jersey on September 5, 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 IMPROVEMENTS IN AND BY THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$900,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

Purpose: Various improvements, including, but not limited to, the installation of a pole barn for housing various vehicles and the remediation of property located at 635 Bound Brook Road, more specifically known as Block 49, Lot 29, on the tax map of the Borough, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto

Appropriation: \$900,000

Bonds/Notes Authorized: \$900,000

Grant Appropriated: N/A

Section 20 Costs: \$180,000

Useful Life: 15 years

Public comment: no one from the public spoke.

In response to a question from Dr. Dunne, Mayor Cilento commented that the pole barn will be separate from the remediation and will be placed in the DPW Yard.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #2**

**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, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #3**

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

The following persons are hired for employment as Tennis Program Staff for the Recreation Department for grades 3-8 in September and October, 2023. Employment will be for approximately 3 hours per week for 6 sessions. Their wages will be taken from the program fees.

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

Kelly Seader	\$25.00 per hour
Kate Ruskuski	\$20.00 per hour
Allison Egan	\$20.00 per hour
Tyler Mayer	\$14.25 per hour
Sulayman Khan	\$14.25 per hour
Deryn Watts	\$14.25 per hour

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #4**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF DUNELLEN,  
APPOINTING CGP&H, LLC., AS ADMINISTRATIVE AGENT FOR THE TOWN'S  
AFFORDABLE HOUSING PROGRAM**

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

WHEREAS, the Borough of Dunellen's Housing Element and Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301 et seq.) and applicable Council on Affordable Housing and Uniform Housing Affordability Controls ("UHAC") regulations; and

WHEREAS, the Borough is required to appoint an Administrative Agent to perform duties set forth in the applicable UHAC regulations, including those related to affirmative marketing, household certification, affordability controls, resales and re-rentals, processing requests from unit owners, and enforcement, and in Chapter 70, Affordable Housing, of the Municipal Code; and

WHEREAS, Community Grants, Planning & Housing ("CGP&H") has submitted a proposal to provide professional administrative agent services; and

WHEREAS, the Borough wishes to retain CGP&H to provide such services, as per its proposal;  
and

WHEREAS, the Borough's Chief Financial Officer has certified that sufficient funds are available  
for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the  
resolution authorizing the award of a contract for professional services without competitive  
bidding, and the contract itself, be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the borough of Dunellen,  
County of Middlesex, State of New Jersey, as follows:

1. The Borough hereby awards, and authorizes the Mayor and Clerk to execute a contract with  
CGP&H to provide professional administrative agent services, per the rates set forth in the  
attached Professional Services Agreement, for a total not to exceed \$24,000.00.
2. A certification of funds in the amount of \$2,100.00 is available in Account 3-03-286-56-  
850-000, the Reserve for Affordable Housing Trust Funds. If invoicing exceeds that  
amount, other sources of funds would need to be determined.
3. The contract is awarded without competitive bidding as a professional services contract in  
accordance with the provision of the Local Public Contract Law because said services are  
performed by a person licensed under law to practice a recognized profession.
4. Notice of this action shall be published once in the Borough's official newspaper as  
required by law.
5. A copy of this resolution shall be provided to the Borough's Chief Financial Officer and  
GP&H for their information and guidance.
6. This resolution shall take effect immediately.

Mayor Cilento noted that hiring an Affordable Housing  
Administrative Agent is part of our settlement with Fair Share  
Housing. This company will assist in filing reports with the  
State and other oversight duties regarding affordable housing in  
Dunellen.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #5**

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



WHEREAS, pursuant to the authority contained in the Uniform Shared Services and Consolidation Act, *NJSA 40A:65-1, et. seq.*, the Borough of Dunellen (the “Borough”) deems it to be in the public interest to enter into a Shared Services Agreement with the Township of Piscataway (the “Township”) for the milling and resurfacing of a portion of Center Street; and

WHEREAS, the Borough and the Township border along Center Street; and

WHEREAS, Center Street requires milling and resurfacing, including the Borough portion of Center Street, from approximately New Market Road to Levgar Street; and

WHEREAS, the Borough and the Township wish to repair Center Street with two (2) inches of milling and two (2) inches of resurfacing, from approximately New Market Road to Levgar Street; and

WHEREAS, the Uniform Shared Services and Consolidation Act, *NJSA 40A:65-1, et. seq.*, specifically authorizes local government units to enter into agreements to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive; and

WHEREAS, the condition of roads within the Borough are beneficial to the safety and welfare of the residents and visitors of the Borough; and

WHEREAS, the Borough Attorney has reviewed the Shared Services Agreement, a copy of which is attached hereto as Exhibit A and made a part hereof, and recommends execution of same; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Dunellen that the Borough Council formally approves and authorizes the execution of the Shared Services Agreement in substantially the form attached hereto, subject to such final changes as may be approved by the Mayor upon the advice of the Borough Attorney; and

BE IT FURTHER RESOLVED that the appropriate municipal officials, the Borough Attorney and the Mayor are hereby authorized to execute any such documents or take such actions necessary to effectuate the Shared Services Agreement; and

BE IT FURTHER RESOLVED that a copy of said Shared Services Agreement shall be available for public inspection at the Office of the Municipal Clerk.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #6**

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

Whereas, there exists a need for certain sewer cleaning and maintenance for the Dunellen Borough sewer systems; and

Whereas, the Local Public Contracts Law (NJSA 40A:11-1 et. seq.) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bids 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 the Plainfield Area Regional Sewerage System (PARSA) for a ten-year sewer maintenance program, said program to begin in April, 2023.
2. The cost of this service is \$13,597.00 per year, for a total of \$135,970.00, to be charged to Account Y-07-55-500-000-205, where "Y" identifies each particular budget year.
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. Further be it resolved that the cost of this Professional Services Contract will not exceed \$13,597.00 per year, or \$135,970.00 in total.
5. Be it further noted that this contract in future years is subject to the availability of funds.
6. A copy of this resolution shall be published in The Courier as required by law within ten days of its passage.

Mayor Cilento noted that this is a ten-year contract with PARSA for them to do cameraing and sewer cleaning. This continues an ongoing program.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #7**

**RESOLUTION OF THE BOROUGH OF DUNELLEN, COUNTY OF MIDDLESEX,  
STATE OF NEW JERSEY AUTHORIZING REFUND OF REDEVELOPMENT FEES TO  
K. HOVNANIAN AT DUNELLEN URBAN RENEWAL, LLC**

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

**WHEREAS**, Brudner Redevelopment Partners Urban Renewal, LLC (the “Redeveloper”), is the designated redeveloper for certain real properties identified on the official tax maps of the Borough of Dunellen, County of Middlesex, State of New Jersey as Block 85, Lots 1.01, 1.02 and 2 (f/k/a Block 85, Lots 1 & 2 and Block 83, Lot 1) (the “Project Site”) on which a mixed use retail and residential project is being constructed (the “Project”), consisting of a Rental Residential Component, a Retail/Commercial Component and a Townhouse Component; and

**WHEREAS**, on July 13, 2017, the Borough of Dunellen (the “Borough”) and Redeveloper entered into that certain Redevelopment Agreement, which was subsequently amended on August 5, 2019 by that certain First Amendment to Redevelopment Agreement (collectively, the “Redevelopment Agreement”) governing the redevelopment of the Project Site; and

**WHEREAS**, on September 21, 2021, Redeveloper transferred the Townhouse Component to K. Hovnanian at Dunellen Urban Renewal, LLC (“KHOV”) pursuant to that certain Partial Assignment and Assumption of Redevelopment Agreement; and

**WHEREAS**, pursuant to Section 6.15 of the Redevelopment Agreement, KHOV is required to pay a portion of the Redevelopment Fee; and

**WHEREAS**, the Borough Council of the Borough (the “Borough Council”) and KHOV mutually agree that KHOV has overpaid its portion of the Redevelopment Fee in the amount of \$60,381.76 (the “Refund Amount”); and

**WHEREAS**, the Borough now desires to refund to KHOV the full Refund Amount.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council that the Borough Treasurer be, and he is authorized to refund the Refund Amount to KHOV.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

### **09-05-2023: #8**

**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 forth 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 sign the agreement with RealAuction.Com and to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #9**

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

WHEREAS, there is a need for painting and striping on various Dunellen streets, including but not limited to Oak Parkway, Kline Place, Kennedy Court, Pearl Place, Jadach Drive, Maple Avenue, Penfield Place, Orange Street and Columbia Street; and

WHEREAS, quotes have been received from the following:

Straight Edge Striping, LLC., Middlesex, NJ:	\$10,108.70
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Dan Swayze & Son, Inc., Scotch Plains, NJ	\$7,850.00
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Dan Swayze & Son, Inc. is hereby awarded a contract for painting and striping on concrete curb work on Oak Parkway, Kline Place, Kennedy Court, Pearl Place, Jadach Drive, Maple Avenue, Penfield Place, Orange Street and Columbia Street at a cost not to exceed \$7,850.00.

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, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #10**

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

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

WHEREAS, the rules and regulations require a municipality to send two (2) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of Dunellen wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Dunellen, that a fee of \$25.00 per notice be established and is hereby authorized and directed to be shared for each notice of tax sale that is sent in conjunction with the 2022 electronic tax sale.

Dr. Dunne asked if this was a new fee that we are instituting.  
Mrs. Staats responded, yes, for the cost of the mailings.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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**RESOLUTIONS #11 AND #12 WERE REMOVED.**

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

**09-05-2023: #13**

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

Mayor Jason F. Cilento is authorized to sign the License Agreement with New Jersey Transit for the placement of murals in the underpass on Madison Avenue.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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**RESOLUTION #14 WAS REMOVED.**

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

**09-05-2023: #14-A**

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

The pay per session for Robert Spengler, Dunellen Public Defender, is set at \$350.00 per session, not to exceed \$9,100.00 in 2023. This rate is retroactive to January 1, 2023.

Be it further resolved that health benefits are not provided as part of the position.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #14-B (as originally presented)**

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

The pay per session for Daniel Frascella, Alternate Dunellen Public Defender, is set at \$350.00 per session. This rate is retroactive to January 1, 2023.

Be it further resolved that health benefits are not provided as part of the position.

Dr. Dunne noted that there is an amount not to exceed in #14A but not in 14B. She motioned that the resolution be amended to include an amount not to exceed \$5,000.00. This was seconded by Mrs. Rios.

**09-05-2023: #14-B (as adopted)**

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

The pay per session for Daniel Frascella, Alternate Dunellen Public Defender, is set at \$350.00 per session, not to exceed \$5,000.00 in 2023. This rate is retroactive to January 1, 2023.

Be it further resolved that health benefits are not provided as part of the position.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

**CONSENT AGENDA**

Council members asked that certain resolutions be removed from the Consent Agenda and Mayor Cilento suggested that Council vote on each one as part of the regular Agenda.

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

**09-05-2023: #15**

**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 TRYSTONE CAPITAL ASSETS LLC

TSC	Block	Lot	Owner/Address	Principal	Interest	Premium	Total
22-03	11	10	DEBO RYNE & JOANA TUDELA 118 THIRD STREET	\$851.30	\$ 25.71	\$2,000.00	\$2877.01

**TOTAL REFUNDED \$ 2877.01**

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #16**

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

The Municipal Clerk is hereby authorized to issue a food handler license to the following establishment:

El Pueblerino Taqueria, 209 North Avenue

Mr. Paltjon asked what kind of food establishment this is. They make tacos.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #17**

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

WHEREAS, Viva Nails & Spa, 199 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, Viva Nails & Spa 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, Viva Nails & Spa 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 Viva Nails & Spa be granted a massage license for a one-year term, commencing September 5, 2023.

Mr. VanDermark asked what would prevent other nail salons from opening massage parlors? Mayor Cilento replied that the massage ordinance heavily regulates the establishment, with inspections by Police, Construction, Zoning and Health, with substantial beginning fees and renewal fees. Mr. Bruder noted that a zoning regulation could limit the number.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #18**

**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 Trystone Capital Assets

TSC	Block	Lot	Owner/Address	Principal	Interest	Premium	Total
22-20	75	9	WELLS, WALTER L, JR 261 NEW MARKET RD	\$ 801.81	\$ 25.15	\$2000.00	\$ 2826.96
				<b>TOTAL REFUNDED \$ 2,826.96</b>			

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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Reports:

Mrs. Albertson: 1) Wishing all the students, staff, and crossing guards in Dunellen a safe and happy school year; 2) Fire Department--progress is being made on the building; 3) Cannabis Task Force--we are preparing for our booth at the HarvestFest. Please stop by and give us your input; 4) DDMO--HarvestFest is October 8th. If you have not signed up for a booth please do so quickly.



Mrs. Rios: 1) Dunellen Public Library--September is library card sign up month. Sign up for a new card or renew your existing library card which expires every three years. On September 12 at 6:30 pm join us to learn more about how to use your herbs and spices. Registration is recommended and samples will be distributed. On September 16 from 3 to 8 pm we will be celebrating Hispanic Heritage Month at Washington Park with a live Latin band, Swing Sabroso. There will also be food trucks, activities and more. This is a free event, and any Borough entity wishing to contribute to the success of this event should contact Liz Lopez at the Dunellen Public Library; 2) Dunellen Board of Education--today was the first day back to school. Welcome back to the students, staff and parents. Please be mindful of students walking to and from school in the morning and after school. Don't be so anxious to go around a car that is stopped at the crosswalk. They could be letting a pedestrian cross in front of them. Some updates on the renovations going on at all three schools. The preschool additions should be completed at Faber within the next week. Faber will be adding some awesome stem labs into their curriculum. Dunellen High School Cafeteria will be completed at the beginning of the year. The Dunellen High School Auditorium looks like it's still on track to be completed at the end of September or early October. The Dunellen High School Woodshop has gotten a complete overhaul, with new machinery. The next Board of Education meeting will be September 26th at Lincoln Middle School Cafeteria starting at 7 pm, followed immediately by an executive meeting.

Mr. VanDermark: Buildings and Grounds—we replaced the bathroom light in Borough Hall and repaired the light switch and box panel in the Gazebo at Columbia Park. We also added playground mulch to the playground at Columbia Park.

Dr. Dunne: Recreation—congratulations to Jim Brennan on his award. The Recreation Department is looking forward to our Fall Soccer and Tennis season, Tennis for grades 3-8th Season is just starting and Fall Soccer (PK-8th Grade) kicks off on September 16th. The Recreation Department's annual Senior Picnic is Friday, September 15th at 11:30 am at the American Legion Picnic Grounds. This event is always a good time for all involved. Any seniors who are interested can RSVP by calling the Recreation Office at 732-968-3033 x8; 2) Jogging Club--Jogging Club is growing! Our next run is this Sunday, September 17th at 8 am in Washington Park. Registration is required, but the program is free! We are ordering t-shirts, so if you want in on the inaugural t-shirt order, come join us soon; 3) Municipal Alliance--on Thursday, August 31<sup>st</sup>, the Municipal Alliance hosted its annual overdose awareness ceremony. I want to thank everyone involved for a beautiful ceremony for everyone whose lives have been touched by addiction and/or overdose, including my own family. I invite everyone to view the Remembrance Garden at Washington Memorial Park by the gazebo. It is a beautiful reminder of how this terrible disease can affect all of us; 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 September 13<sup>th</sup> at 7 pm at the Parking Authority.

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.
- Weeding and trimming in the parks.

- Street sweeping as scheduled and clearing the walks under the railroad bridges.
- Street sweeping as scheduled.
- Catch basin cleaning throughout the town after multiple storms.
- Inspect the streams for any blockages and clear the headwalls.
- Trim trees near the Firehouse and removed garbage from the Fire Department after the Fire Department went through the sea boxes.

Maintenance: on truck # 2, truck #25, lawn mower, and sweeper.

A reminder: this weekend we start roll-off drop-off, on Saturday, September 9th, and continue for 6 Saturdays through October 16<sup>th</sup>; drop off is from 8 am to 1 pm. Check the Borough website for which Saturday is your drop-off date and what is expected at the drop-off.

2) the Maurer House Committee is making plans for the Haunted Trail event on October 20 and 21.

Mr. Paltjon: 1) Police Department--congratulations to Jeffery Jones on becoming our newest Member of the Dunellen Police Department. Welcome Patrolman Jones and Thank You and to all the members of our Police Department in watching over and keeping this Borough and our residents safe; 2) Rescue Squad--please Save the Date for the Dunellen Rescue Squad's Car Show this Sunday September 10<sup>th</sup> 11am – 3 pm. Please visit their website: [Dunellenrescue.org](http://Dunellenrescue.org) for all updates, support or sign up to Volunteer; 3) PARSA--I am thrilled with the Council's approval that we will continue with our interlocal agreement with PARSA. This partnership has been very beneficial to the Borough, from cleaning all our sewer mains, inspecting our sewer mains via CCTV, to oversight on all sewer main repairs. PARSA will also assist in cleaning out the siphon pit on Pulaski Street as the contractor will start replacing and redirecting the sewer main on Pulaski Street for the Culvert Project.

Mayor Cilento:

I would like to say a happy first day of school to Dunellen's students, educators, crossing guards, administrators, and school staff. I wish them all a safe, creative, and happy school year.

Pulaski Street Culvert Project: Contractor commenced sanitary sewerage system improvements today.

Road Improvement Projects:

- Middlesex County Mill and Pave Project: Concrete repairs will resume this month at various locations along Oak Parkway, Jadach Drive, Pearl Place and Kennedy Court. Residents will be notified when work is anticipated beginning. We will be meeting with Middlesex County Engineers and the contractor in the coming weeks about the project. Furthermore, we have been notified that Middlesex County has removed Oak Parkway (between South Washington Avenue and Maple Avenue) and Pearl Place from their mill

and pave work this year due to there being a lack of thickness; however, the Borough is seeking quotes from other vendors to see how we can get these roads paved appropriately.

- New Jersey American Water: NJAW has informed the Borough that they will begin water main replacement along North Washington Avenue (between North Avenue and First Street) on or around the week of Sept 18<sup>th</sup> or Sept 25<sup>th</sup>. This project will include water main replacements, new services to properties, and new fire hydrants. NJAW will completely mill and pave the road after the initial infrastructure improvements.
- Kline Place: Plans have been submitted to the NJDOT for authorization to bid.
- Lincoln Avenue: Received price of \$13,875.00 from contractor to repair RRFB sign on Lincoln that was damaged by a tree.

South Avenue Culvert Project: Compiling documentation needed for DEP permit application.

Dunellen Station Development Project:

- PRISM –Final observations of the site improvements are being scheduled now that the escrows have been posted.
- K HOVNANIAN – They continue to work towards occupying the remaining buildings.
- Offsite Sewerage Improvements – Developer anticipates that conditions for final acceptance by the Borough will be completed in late 2023 or early 2024.

Trash Trap for the Green Brook: We have been informed by the U.S. Fish & Wildlife Service that the grant has been awarded and released to the Borough. This is a pilot program, and the Borough will be partnered with the Lower Raritan Watershed Project. The Borough will be responsible for maintaining the trash trap (removing the debris) and the LRWP will track data from the trash trap. We will have more information after our next Trash Trap meeting scheduled for 9/13/2023.

Walks and Talk with the Mayor: The next Walks and Talk with the Mayor will be on Saturday, October 7<sup>th</sup> at 9:30 am at Columbia Park.

ESL Partnership with Middlesex County College, School District & Dunellen: The initiative kicked off with an information session on August 23, 2023, at the Dunellen Public Library. There were over 100 participants in attendance, and all were excited about taking their first step towards learning English as a second language. This program is in partnership between the Borough of Dunellen, Middlesex County College, Middlesex County College Foundation, Dunellen Public Library, and the Dunellen School District. The goal of the program is for individuals to learn English as a second language through a 40-hour course over a ten-week period. For more information on the program, please contact the Dunellen Public Library at (732) 968-4585 or [info@dunellenlibrary.org](mailto:info@dunellenlibrary.org)

Mayor Cilento noted that the forums have been active and he just wants for the record, again, that Dunellen has one of the most active Police Departments in all of Middlesex County. They surpass the Borough of Middlesex by miles. We are a smaller municipality. You can find statistics by Googling crime statistics. Here are some which I provide, by Council consent:

**MUNICIPAL COURT STATISTICS  
JULY 2022 - JUNE 2023  
MIDDLESEX  
DUNELLEN BORO**

	Indictables	D.P. & P.D.P.	Other Criminal	Criminal Total	D.W.I.	Traffic (moving)	Parking	Traffic Total	Grand Total
<b>Filings</b>									
Jul 2021 - Jun 2022	48	190	99	337	69	3,479	1,103	4,651	4,988
Jul 2022 - Jun 2023	51	183	94	328	67	3,757	1,116	4,940	5,268
% Change	6%	-4%	-5%	-3%	-3%	8%	1%	6%	6%
<b>Resolutions</b>									
Jul 2021 - Jun 2022	47	132	78	257	64	3,746	1,007	4,817	5,074
Jul 2022 - Jun 2023	42	93	116	251	66	3,819	1,054	4,939	5,190
% Change	-11%	-30%	49%	-2%	3%	2%	5%	3%	2%
<b>Clearance</b>									
Jul 2021 - Jun 2022	-1	-58	-21	-80	-5	267	-96	166	86
Jul 2022 - Jun 2023	-9	-90	22	-77	-1	62	-62	-1	-78
<b>Clearance Percent</b>									
Jul 2021 - Jun 2022	98%	69%	79%	76%	93%	108%	91%	104%	102%
Jul 2022 - Jun 2023	82%	51%	123%	77%	99%	102%	94%	100%	99%
<b>Backlog</b>									
June 2022	1	104	38	143	38	715	219	972	1,115
June 2023	4	123	43	170	40	900	321	1,261	1,431
% Change	300%	18%	13%	19%	5%	26%	47%	30%	28%
<b>Backlog/100 Mthly Filings</b>									
June 2022	25	657	461	509	661	247	238	251	268
June 2023	94	807	549	622	716	287	345	306	326
% Change	276%	23%	19%	22%	8%	17%	45%	22%	22%
<b>Backlog Percent</b>									
June 2022	100%	90%	63%	81%	78%	58%	62%	59%	61%
June 2023	80%	97%	73%	89%	82%	78%	73%	77%	78%
<b>Active Pending</b>									
June 2022	1	115	60	176	49	1,236	354	1,639	1,815
June 2023	5	127	59	191	49	1,154	441	1,644	1,835
% Change	400%	10%	-2%	9%	0%	-7%	25%	0%	1%

The method of calculating backlog changed in July 2004. Pre-July 2004 backlog data was adjusted to provide estimates based on the new calculation

The Supreme Court's order dismissed approximately 273,000 cases on December 12, 2022. The traffic cases were temporarily reactivated and then

**MUNICIPAL COURT STATISTICS  
JULY 2022 - JUNE 2023  
MIDDLESEX  
MIDDLESEX BORO**

	Indictables	D.P. & P.D.P.	Other Criminal	Criminal Total	D.W.I.	Traffic (moving)	Parking	Traffic Total	Grand Total
<b>Filings</b>									
Jul 2021 - Jun 2022	68	244	69	381	41	1,561	348	1,950	2,331
Jul 2022 - Jun 2023	44	204	78	326	38	2,880	345	3,263	3,589
% Change	-35%	-16%	13%	-14%	-7%	84%	-1%	67%	54%
<b>Resolutions</b>									
Jul 2021 - Jun 2022	67	167	54	288	35	1,776	344	2,155	2,443
Jul 2022 - Jun 2023	38	77	75	190	36	2,458	277	2,771	2,961
% Change	-43%	-54%	39%	-34%	3%	38%	-19%	29%	21%
<b>Clearance</b>									
Jul 2021 - Jun 2022	-1	-77	-15	-93	-6	215	-4	205	112
Jul 2022 - Jun 2023	-6	-127	-3	-136	-2	-422	-68	-492	-628
<b>Clearance Percent</b>									
Jul 2021 - Jun 2022	99%	68%	78%	76%	85%	114%	99%	111%	105%
Jul 2022 - Jun 2023	86%	38%	96%	58%	95%	85%	80%	85%	83%
<b>Backlog</b>									
June 2022	0	67	31	98	25	290	43	358	456
June 2023	0	71	33	104	28	580	96	704	808
% Change	--	6%	6%	6%	12%	100%	123%	97%	77%
<b>Backlog/100 Mthly Filings</b>									
June 2022	0	330	539	309	732	223	148	220	235
June 2023	0	418	508	383	884	242	334	259	270
% Change	--	27%	-6%	24%	21%	8%	125%	18%	15%
<b>Backlog Percent</b>									
June 2022	0%	85%	63%	77%	76%	61%	83%	64%	66%
June 2023	0%	92%	80%	88%	76%	65%	79%	67%	69%
<b>Active Pending</b>									
June 2022	0	79	49	128	33	476	52	561	689
June 2023	0	77	41	118	37	895	122	1,054	1,172
% Change	--	-3%	-16%	-8%	12%	88%	135%	88%	70%

The method of calculating backlog changed in July 2004. Pre-July 2004 backlog data was adjusted to provide estimates based on the new calculation

The Supreme Court's order dismissed approximately 273,000 cases on December 12, 2022. The traffic cases were temporarily reactivated and then

**MUNICIPAL COURT STATISTICS  
JULY 2022 - JUNE 2023  
SOMERSET  
GREEN BROOK TWP**

	Indictables	D.P. & P.D.P.	Other Criminal	Criminal Total	D.W.I.	Traffic (moving)	Parking	Traffic Total	Grand Total
<b>Filings</b>									
Jul 2021 - Jun 2022	25	158	51	234	20	2,217	45	2,282	2,516
Jul 2022 - Jun 2023	45	123	55	223	42	3,598	43	3,683	3,906
% Change	80%	-22%	8%	-5%	110%	62%	-4%	61%	55%
<b>Resolutions</b>									
Jul 2021 - Jun 2022	26	54	59	139	21	2,348	48	2,417	2,556
Jul 2022 - Jun 2023	45	43	47	135	25	3,382	46	3,453	3,588
% Change	73%	-20%	-20%	-3%	19%	44%	-4%	43%	40%
<b>Clearance</b>									
Jul 2021 - Jun 2022	1	-104	8	-95	1	131	3	135	40
Jul 2022 - Jun 2023	0	-80	-8	-88	-17	-216	3	-230	-318
<b>Clearance Percent</b>									
Jul 2021 - Jun 2022	104%	34%	116%	59%	105%	106%	107%	106%	102%
Jul 2022 - Jun 2023	100%	35%	85%	61%	60%	94%	107%	94%	92%
<b>Backlog</b>									
June 2022	0	19	25	44	4	114	6	124	168
June 2023	0	20	16	36	13	250	11	274	310
% Change	--	5%	-36%	-18%	225%	119%	83%	121%	85%
<b>Backlog/100 Mthly Filings</b>									
June 2022	0	144	588	226	240	62	160	65	80
June 2023	0	195	349	194	371	83	307	89	95
% Change	--	35%	-41%	-14%	55%	35%	92%	37%	19%
<b>Backlog Percent</b>									
June 2022	0%	86%	83%	85%	50%	33%	50%	34%	40%
June 2023	0%	69%	80%	73%	52%	42%	92%	43%	46%
<b>Active Pending</b>									
June 2022	0	22	30	52	8	348	12	368	420
June 2023	0	29	20	49	25	593	12	630	679
% Change	--	32%	-33%	-6%	213%	70%	0%	71%	62%

The method of calculating backlog changed in July 2004. Pre-July 2004 backlog data was adjusted to provide estimates based on the new calculation

The Supreme Court's order dismissed approximately 273,000 cases on December 12, 2022. The traffic cases were temporarily reactivated and then

**MUNICIPAL COURT STATISTICS  
JULY 2022 - JUNE 2023  
MIDDLESEX  
MILLTOWN BORO**

	Indictables	D.P. & P.D.P.	Other Criminal	Criminal Total	D.W.I.	Traffic (moving)	Parking	Traffic Total	Grand Total
<b>Filings</b>									
Jul 2021 - Jun 2022	70	222	77	369	12	1,725	215	1,952	2,321
Jul 2022 - Jun 2023	85	202	95	382	7	1,698	160	1,865	2,247
% Change	21%	-9%	23%	4%	-42%	-2%	-26%	-4%	-3%
<b>Resolutions</b>									
Jul 2021 - Jun 2022	67	152	75	294	11	2,243	201	2,455	2,749
Jul 2022 - Jun 2023	79	155	44	278	10	1,673	140	1,823	2,101
% Change	18%	2%	-41%	-5%	-9%	-25%	-30%	-26%	-24%
<b>Clearance</b>									
Jul 2021 - Jun 2022	-3	-70	-2	-75	-1	518	-14	503	428
Jul 2022 - Jun 2023	-6	-47	-51	-104	3	-25	-20	-42	-146
<b>Clearance Percent</b>									
Jul 2021 - Jun 2022	96%	68%	97%	80%	92%	130%	93%	126%	118%
Jul 2022 - Jun 2023	93%	77%	46%	73%	143%	99%	88%	98%	94%
<b>Backlog</b>									
June 2022	0	47	24	71	5	109	38	152	223
June 2023	0	72	77	149	4	96	45	145	294
% Change	--	53%	221%	110%	-20%	-12%	18%	-5%	32%
<b>Backlog/100 Mthly Filings</b>									
June 2022	0	254	374	231	500	76	212	93	115
June 2023	0	428	973	468	686	68	338	93	157
% Change	--	68%	160%	103%	37%	-11%	59%	0%	36%
<b>Backlog Percent</b>									
June 2022	0%	64%	77%	68%	71%	49%	83%	55%	59%
June 2023	0%	94%	99%	96%	100%	35%	68%	42%	59%
<b>Active Pending</b>									
June 2022	0	73	31	104	7	224	46	277	381
June 2023	1	77	78	156	4	276	66	346	502
% Change	--	5%	152%	50%	-43%	23%	43%	25%	32%

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The Supreme Court's order dismissed approximately 273,000 cases on December 12, 2022. The traffic cases were temporarily reactivated and then

**MUNICIPAL COURT STATISTICS  
JULY 2022 - JUNE 2023  
MIDDLESEX  
JAMESBURG BORO**

	Indictables	D.P. & P.D.P.	Other Criminal	Criminal Total	D.W.I.	Traffic (moving)	Parking	Traffic Total	Grand Total
<b>Filings</b>									
Jul 2021 - Jun 2022	32	79	43	154	7	1,013	19	1,039	1,193
Jul 2022 - Jun 2023	51	88	22	161	6	1,148	23	1,177	1,338
% Change	59%	11%	-49%	5%	-14%	13%	21%	13%	12%
<b>Resolutions</b>									
Jul 2021 - Jun 2022	31	54	40	125	8	1,029	32	1,069	1,194
Jul 2022 - Jun 2023	51	57	39	147	7	1,175	25	1,207	1,354
% Change	65%	6%	-3%	18%	-13%	14%	-22%	13%	13%
<b>Clearance</b>									
Jul 2021 - Jun 2022	-1	-25	-3	-29	1	16	13	30	1
Jul 2022 - Jun 2023	0	-31	17	-14	1	27	2	30	16
<b>Clearance Percent</b>									
Jul 2021 - Jun 2022	97%	68%	93%	81%	114%	102%	168%	103%	100%
Jul 2022 - Jun 2023	100%	65%	177%	91%	117%	102%	109%	103%	101%
<b>Backlog</b>									
June 2022	0	7	5	12	1	25	2	28	40
June 2023	0	15	6	21	0	28	1	29	50
% Change	--	114%	20%	75%	-100%	12%	-50%	4%	25%
<b>Backlog/100 Mthly Filings</b>									
June 2022	0	106	140	94	171	30	126	32	40
June 2023	0	205	327	157	0	29	52	30	45
% Change	--	92%	135%	67%	-100%	-1%	-59%	-9%	11%
<b>Backlog Percent</b>									
June 2022	0%	64%	36%	48%	100%	24%	67%	25%	30%
June 2023	0%	75%	100%	81%	0%	35%	100%	36%	47%
<b>Active Pending</b>									
June 2022	0	11	14	25	1	106	3	110	135
June 2023	0	20	6	26	0	80	1	81	107
% Change	--	82%	-57%	4%	-100%	-25%	-67%	-26%	-21%

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**MUNICIPAL COURT STATISTICS  
JULY 2022 - JUNE 2023  
MIDDLESEX  
METUCHEN**

	Indictables	D.P. & P.D.P.	Other Criminal	Criminal Total	D.W.I.	Traffic (moving)	Parking	Traffic Total	Grand Total
<b>Filings</b>									
Jul 2021 - Jun 2022	228	379	76	683	24	2,241	2,113	4,378	5,061
Jul 2022 - Jun 2023	137	539	25	701	24	2,867	2,821	5,712	6,413
% Change	-40%	42%	-67%	3%	0%	28%	34%	30%	27%
<b>Resolutions</b>									
Jul 2021 - Jun 2022	222	242	89	553	22	2,499	2,122	4,643	5,196
Jul 2022 - Jun 2023	121	302	69	492	24	2,924	2,551	5,499	5,991
% Change	-45%	25%	-22%	-11%	9%	17%	20%	18%	15%
<b>Clearance</b>									
Jul 2021 - Jun 2022	-6	-137	13	-130	-2	258	9	265	135
Jul 2022 - Jun 2023	-16	-237	44	-209	0	57	-270	-213	-422
<b>Clearance Percent</b>									
Jul 2021 - Jun 2022	97%	64%	117%	81%	92%	112%	100%	106%	103%
Jul 2022 - Jun 2023	88%	56%	276%	70%	100%	102%	90%	96%	93%
<b>Backlog</b>									
June 2022	0	122	9	131	14	654	536	1,204	1,335
June 2023	0	138	6	144	12	511	692	1,215	1,359
% Change	--	13%	-33%	10%	-14%	-22%	29%	1%	2%
<b>Backlog/100 Mthly Filings</b>									
June 2022	0	386	142	230	700	350	304	330	317
June 2023	0	307	288	247	600	214	294	255	254
% Change	--	-20%	103%	7%	-14%	-39%	-3%	-23%	-20%
<b>Backlog Percent</b>									
June 2022	0%	82%	75%	82%	88%	76%	79%	77%	78%
June 2023	0%	87%	60%	86%	75%	61%	71%	66%	68%
<b>Active Pending</b>									
June 2022	0	148	12	160	16	864	680	1,560	1,720
June 2023	0	158	10	168	16	842	972	1,830	1,998
% Change	--	7%	-17%	5%	0%	-3%	43%	17%	16%

The method of calculating backlog changed in July 2004. Pre-July 2004 backlog data was adjusted to provide estimates based on the new calculation

The Supreme Court's order dismissed approximately 273,000 cases on December 12, 2022. The traffic cases were temporarily reactivated and then

Our Department has 19 officers fewer than Middlesex. You can have comments about law enforcement, but this Mayor and Council fully support our men and women in blue and if you have a complaint, you do not light up Facebook. You come to a Council meeting and say it to us. You state your name and we have that conversation. These men work tirelessly. We are working as a Mayor and Council to get them fully staffed, considering that we will be having some retirements in the near future and others have left because of salary reasons, but we think we have addressed this in our most recent contract. We have great officers. They do their job. They cannot be at all places as some people expect them to be. You expect them to be on Prospect and you expect them to be on Dunellen Avenue plus handling domestics and DWIs. They have a hard job and we should all be thanking them. They are honorable men. And hopefully one day women for our department. So, I applaud you guys and do not think for a moment that you do not have the Mayor and Council's support because you do. This is going into the minutes. If anyone has a question, you can look at the September 5<sup>th</sup> Meeting Minutes after they are approved.

Also, I ask that the letter that I wrote to Council, that the Police Committee get this moving. This letter is placed into the Minutes, below, by Council consent:





<b>Borough of Dunellen</b>	Office of the Mayor
355 North Avenue	O: 732-882-4551
Dunellen, NJ 08812	E: jcilento@dunellen-nj.gov
Tel: 732-968-3033	FB: facebook.com/MayorCilento
www.dunellen-nj.gov	Instagram: @mayorcilento

August 4, 2023

Dunellen Borough Council  
355 North Avenue  
Dunellen, New Jersey 08812

**RE:** Borough of Dunellen and Dunellen PBA Local 146 – Memorandum of Agreement & Recommendations for the Dunellen Police Department

Dear Council Members:

As we know you are aware, over the last few years the Dunellen Police Department has lost multiple officers to other municipalities for reasons such as pay scale and career opportunities. In that same period of time, recruitment of potential candidates for employment has gotten increasingly more difficult. A thinning candidate pool has proved to be an issue with the assumed better qualified candidates taking positions in municipalities with more to offer.

During a discussions between our parties, the Dunellen PBA Local 146 and the Office of the Mayor, an offer was made for the current contract which expires in December of 2024 to be opened early in the interest of good faith negotiations and the hope to aide in both recruitment and retention of qualified officers. Preliminary discussions took place with the Mayor's Office identifying key points of negotiation on both sides - attempting to keep the best interests of both the Dunellen Police Officers and the Borough of Dunellen in mind. The proposal before you which has been agreed upon by the Mayor's Office and the leadership of the Dunellen PBA Local 146 to present to Borough Council, is the result of those discussions and is believed to be in the best interest of those involved. We fully believe it will aide on securing the future of the Dunellen Police Department and the safety and security of the residents and businesses of the Borough of Dunellen moving forward.

Furthermore, in consultation with one another and the Chief of Police, we have also provided some points in which we believe will assist the Borough of Dunellen in making sound decisions moving forward about the Dunellen Police Department and hope that the Police Committee and the full Borough Council will take them into serious consideration:

1. Over the course of 2024, the Dunellen Police Department will be seeing four retirements inclusive of our Lieutenant, Sergeant and patrol officers. The Mayor and Council will need to be prepared to make decisions related to the promotional process for these leadership positions, as well as filling patrol officer positions.
2. We must begin to plan to fulfill the patrol officer positions that will either become vacant through a retirement or due to current officers being promoted. In doing so, we propose that we hire one officer this year to fill the current vacant position, as well as look to hire





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www.dunellen-nj.gov Instagram: @mayorcilento

another officer towards this end of this year to prepare for an early retirement of an officer in 2024. Additionally, we should look to hire three additional officers next year to fill the vacancies coming from retirement. It would be wise to hire them within three months prior to each retirement to ensure that they are trained and on the road by the time the current officer leave for retirement.

3. The Borough Council should consider, if possible, hiring towards the end of 2024 or early 2025, an additional officer whose sole obligation will be traffic control as this is a serious concern to the residents and businesses of the Borough of Dunellen and in conversations with Chief Smith, he wishes to see this position filled in the department.
4. After 2024, we believe it to be appropriate to consider hiring non-PTC certified officers in order for us to send to the academy and certify through our own department. This will provide an opportunity for further growth within the department, as well as act as a strategy to attract young officers who wish to start their career in law enforcement and possibly provide opportunity for young residents to start a career in Dunellen and serve their hometown. This also will fulfill the Chief's long-term goal of having middle shifts between 3PM to 3AM and ensure additional coverage and patrolling of Dunellen during these hours. We can give incentive for these non-PTC officers to stay longer with Dunellen upon receiving certification by contracting them to stay for a 3-5 year term in order to not owe back what was paid for their certification, and should they leave, would be requested to reimburse the municipality.
5. Finally, the Borough of Dunellen should look to develop the managerial role of Police Captain that would sit between the Chief of Police and the Lieutenant in the organizational chart. This role would be non-union and would provide additional administrative duties required for a department that will expand beyond 20 officers. It will also provide incentive for officers coming up among the ranks to stay long-term as there would be upward growth throughout the organization with this added role.

We hope you will read and consider the above recommendations as well as MOA proposal enclosed.

Thank you for your time and consideration.

Respectfully,

Jason F. Cilento, Mayor  
Borough of Dunellen, NJ

Jonathan DeAngelo, President  
Dunellen PBA Local 146

The letter lays out from the PBA President and me things we need to do to improve the department.

I would like to highlight some of the things we are doing now. For example, if you look around town, you will see the road striping done for traffic and pedestrian safety: 25 mph, bike lanes and sharrows. They are all around town and Prospect Avenue will be getting them as well as rumble strips. You have also seen rapid beacon lights. We are getting the money to install five additional ones at locations that do not have traffic lights. We applied to the State over a year ago which said the process will take 12-18 months. We have also sent letters to the State for turn signals at North Washington Avenue and North Avenue/Route 28/Madison Avenue. The State needs to undertake studies. We have also sent letters to the State to place traffic signals at New Market and Walnut, New Market and Grove, and Walnut and Prospect Avenues. Nothing is solidified. We only made the request for them to do the study. The point is that if you come to the meetings, read the Minutes, and read the Monthly Messages from the Mayor you will be aware that the Mayor and Council take traffic and pedestrian safety very seriously. If you wish to join the Mayor's Traffic and Pedestrian Safety Taskforce, please reach out. I respect everyone's First Amendment right, this is not trying to regulate what you say, just get involved. Stop lambasting our law enforcement.

Department Heads:

Homer Mosley, OEM: 1) on Saturday, September 9<sup>th</sup>, there will be CPR training at the Dunellen Library. It is open to any resident 18 and older; 2) OEM and CERT will be participating in the 9/11 Ceremony in Middlesex.

Mayor Cilento invited all to the Ceremony, Victor Crowell Park, 7:00 pm

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Public Portion:

Gigi Mosley, 113 Pearl Place, reminded regarding the roll-off that seniors can call the week before and the DPW will help pick up items. She also asked about the pre-school program, age it begins? Mrs. Rios thinks it is ages 3-5. Also, she noted that vehicles often block the road preventing the street sweeper access to portions of Pearl Place. Further, under the new Noise ordinance, she asked when neighbors needed to stop making noise. 10 pm to 8 am. Finally, she pointed out some timing difficulties with the traffic light at Dunellen Stations. Mayor Cilento replied that the County is going to have a look at it.

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

**09-05-2023: #19**

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

Whereas, the Open Public Meetings Act (NJSA 10:4-6) permits the closing of meetings to the public under certain circumstances; and

Whereas, there exists such a circumstance; and

Whereas, authorizing the Borough Council to go into Executive Session to discuss contractual matters and personnel matters, after which action may be taken; and

Whereas, minutes of the Executive Session will be kept and will be released when the matters under discussion during the Executive Session are no longer confidential.

Therefore, be it resolved, that the Borough Council will enter into Executive Session.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: #20**

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

The Dunellen Borough Council will return to Regular Session.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

**09-05-2023: # 21**

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

WHEREAS, William Robins serves as the Business Administrator, Borough Clerk and Registrar for the Borough of Dunellen and has so served for more than fifteen years; and

WHEREAS, William Robins has expressed a desire to retire from all positions with the Borough effective December 31, 2023; and

WHEREAS, the Mayor and Council as well as William Robins recognize a need to clarify the terms of Mr. Robins's separation from employment with the Borough, and towards that end the parties have prepared a Separation Agreement and Release and annex same hereto; and

WHEREAS, both the Borough and William Robins have each been represented by Legal Counsel in the negotiation of all terms of the Separation Agreement and Release;

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Dunellen that it hereby authorizes the Mayor and/or his designee to execute on behalf of the Borough of

Dunellen a Separation Agreement and Release with William Robins.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

---

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

**09-05-2023: #22**

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

**WHEREAS**, William Robins, who serves as both the Business Administrator and Borough Clerk has expressed a desire to retire from both positions by the end of the current year; and

**WHEREAS**, the Mayor and Borough Council recognize a need to transition to a new Business Administrator; and

**WHEREAS**, the Borough Council has determined that it is appropriate to appoint an Interim Business Administrator to assist with the transition; and

**WHEREAS**, Alex Miller presently serves the Borough as Superintendent of the Department of Parks, Recreation and Public Works; and

**WHEREAS**, the Mayor and Borough Council have determined that Alex Miller possesses the requisite skill and competency in order to assist in the transition and to serve the Borough as the Interim Business Administrator in the performance of duties and fulfillment of responsibilities of that position;

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Borough Council that Alex Miller is hereby appointed as the Interim Business Administrator to serve in this capacity at the pleasure of the Mayor and Borough Council or until such time that it is determined that an Interim Business Administrator is no longer needed; and

**BE IT FURTHER RESOLVED** that compensation for this position shall be a non-pensionable stipend in the amount of \$10,000 commencing on passage of this resolution through December 31, 2023.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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Mayor Cilento opened the meeting to the public.  
No one from the public spoke.

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

**09-05-2023: #21**

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

The Dunellen Borough Council Meeting of September 5, 2023 is adjourned.

Yes: Albertson, Dunne, Paltjon, Rios, Sigmon and VanDermark

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

<https://www.youtube.com/watch?v=iA3nYrw22ug>