

July 11, 2017

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on July 19, 2017.

This is a Special Meeting, properly advertised, due to the lack of a quorum for the July 3, 2017, meeting.

Mayor Robert J. Seader 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: Robert Seader, Kevin Bachorik, Kenneth Bayer, Jason Cilento and Joseph Petracca

Absent: Kenneth Baudendistel and Jeremy Lowder

Mr. Lowder arrived at 7:05 pm and participated with Resolution 07-11-2017: #5 onward.

Municipal Attorney John E. Bruder was absent.

On the motion of Mr. Petracca and seconded by Mr. Cilento it was moved to accept the Minutes of June 19, 2017:

Yes: Bachorik, Cilento and Petracca

Abstain: Bayer, due to his absence at that meeting.

Municipal Clerk William Robins distributed Stormwater related materials to the Dunellen Borough Council members and held a public program where he answered questions. The following materials were distributed to Council and Public:

Stormwater Regulations
Presentation to the Dunellen Borough Council and Public
July 11, 2017

Stormwater regulations and ordinances adopted by the Dunellen Borough Council can be found on the Dunellen Web Site: <http://www.dunellen-nj.gov>
They include the following items, with links to the full documents:

Stormwater Regulations, Ordinances, and Documents

Dunellen Borough Ordinances:

Stormwater Regulations--Waste Disposal, Illicit Connections, and Wildlife Feeding, Ordinance [2005-15](#)

Stormwater Management, Ordinance [2006-10](#)

Refuse and Roll-off Containers, Ordinance [2007-03](#)

Dumpsters, Ordinance [2010-06](#)

Private Storm Drain Inlet Retrofitting, Ordinance [2010-07](#)

Flood Damage Prevention, Ordinance [2010-08](#)

Documents:

What is [Groundwater?](#)

Improving Water Quality and the Quality of [Life](#)

What is Nonpoint Source [Pollution?](#)

What's a [Watershed?](#)

Mosquito [Precautions](#)

For additional educational material on stormwater related matters, go to www.cleanwaternj.org

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

07-11-2017: #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: Bachorik, Bayer, Cilento and Petracca

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

07-11-2017: #2

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

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

Brown's Stationery -- 111 North Washington Avenue
China Garden -- 209 North Avenue
Eight on the Break -- 340 North Avenue
Footprints Christian Preschool – 264 North Avenue
Lily Yip Table Tennis -- 370 North Avenue
Roscoe's Wrap it Up -- 399 North Avenue

Yes: Bachorik, Bayer, Cilento and Petracca

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

07-11-2017: #3

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 check to the Borough of Dunellen from the Interim Cost Agreement Escrow Account for work done toward redevelopment, subject to the refunding of the account:

To: Borough of Dunellen

Reason: costs for legal notice publications, Ordinance 2017-03, Redevelopment Financial Agreement

Amount: \$222.74

Yes: Bachorik, Bayer, Cilento and Petracca

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

07-11-2017: #4

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 check to the Law Offices of John E. Bruder, from the Interim Cost Agreement Escrow Account for work done toward redevelopment, subject to the refunding of the account:

<u>John E. Bruder</u>	<u>Bill Number</u>	<u>Amount</u>
November 2015	RD-11-15	\$1,900.00

December 2015	RD-12-15	\$960.00
January 2016	RD-01-16	\$1,200.00
	Total	<u>\$4,060.00</u>

Yes: Bachorik, Bayer, Cilento and Petracca

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

07-11-2017: #5

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

Approval is granted to the Dunellen Skylight Theatre Productions to three 4 x 8 foot signs announcing the production of *Little Shop of Horrors* at the following locations:

1. Washington Memorial Park, Dunellen Avenue and North Washington Avenue
2. In the right-of-way at the Gallagher's Pump Station, Bound Brook Road
3. In the right-of-way on North Washington Avenue, across from the Washington Avenue Pumping Station

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #6

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 a Raffle License to the Dunellen-Green Brook Rotary Club.

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

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #7

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT EXCEEDING \$1,549,000 GENERAL OBLIGATION BONDS, CONSISTING OF \$271,510 GENERAL IMPROVEMENT BONDS, SERIES 2017A, \$992,490 GENERAL IMPROVEMENT BONDS, SERIES 2017B AND \$285,000 SEWER UTILITY BONDS, SERIES 2017C OF THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AND PROVIDING FOR THEIR SALE TO THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BY AND BETWEEN THE BOROUGH AND THE AUTHORITY PURSUANT TO THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY'S COUNTY GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT PROGRAM.

WHEREAS, the Borough of Dunellen, in the County of Middlesex, New Jersey (the "Borough"), has determined that there exists a need within the Borough to provide for various capital improvements and sewer system improvements (the "Projects");

WHEREAS, the Borough has determined to finance the Projects with the proceeds of a loan (the "Loan") to be made by the Middlesex County Improvement Authority (the "Authority"), pursuant to a Loan Agreement between the Borough and the Authority, in the form set forth on file in the office of the Borough Clerk (the "Loan Agreement");

WHEREAS, to evidence the Loan, the Authority requires the Borough to authorize, execute, attest and deliver the Borough's General Obligation Bonds, consisting of \$271,510 General Improvement Bonds, Series 2017A (the "Series 2017A Bonds"), \$992,490 General Improvement Bonds, Series 2017B (the "2017B Bonds" and, together with the Series 2017A Bonds, the "General Improvement Bonds") and \$285,000 Sewer Utility Bonds (the "Sewer Utility Bonds" and, together with the General Improvement Bonds, the "Borough Bonds") in an aggregate principal amount not to exceed \$1,549,000 to the Authority pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreement;

WHEREAS, in connection with the issuance of the Borough Bonds to the Authority, the governing body of the Borough wishes to authorize the execution of certain certificates and opinions as may be required by the Authority or Bond Counsel to the Borough by the Mayor, Chief Financial Officer, Borough Clerk, Counsel to the Borough and/or Bond Counsel to the Borough (collectively, the "Borough Representatives") on or before the date when the Borough is scheduled to close the Loan with, and issue the Borough Bonds to, the Authority.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. (a) The Borough hereby sells and awards its General Improvements Bonds, Series 2017A in an aggregate principal amount not to exceed \$271,510 in accordance with the provisions hereof. The Series 2017A Bonds have been referred to and are described in a resolution of the Borough,

which resolution is entitled, "Resolution Providing for the Combination of Certain Issue of General Improvement Bonds, Series 2017A, of the Borough of Dunellen, in the County of Middlesex, New Jersey into a Single Issue of Bonds Aggregating \$271,510 in Principal Amount" and was duly adopted by the Borough at a meeting duly called and held on July 3, 2017 at such time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law.

(b) The Borough hereby sells and awards its General Improvements Bonds, Series 2017B in an aggregate principal amount not to exceed \$992,490 in accordance with the provisions hereof. The Series 2017B Bonds have been referred to and are described in a resolution of the Borough, which resolution is entitled, "Resolution Providing for the Combination of Certain Issue of General Improvement Bonds, Series 2017B, of the Borough of Dunellen, in the County of Middlesex, New Jersey into a Single Issue of Bonds Aggregating \$992,490 in Principal Amount" and was duly adopted by the Borough at a meeting duly called and held on July 3, 2017 at such time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law.

Section 2. The Borough hereby sells and awards its Sewer Utility Bonds, Series 2017C in an aggregate principal amount not to exceed \$285,000 in accordance with the provisions hereof. The Sewer Utility Bonds have been referred to and are described in a bond ordinance of the Borough, which bond ordinance is entitled, "Bond Ordinance Amending Section 3 of Bond Ordinance #2010-05 and Providing a Supplemental Appropriation of \$300,000 for Sewer Improvements in and by the Borough of Dunellen, in the County of Middlesex, New Jersey, and Authorizing the Issuance of \$285,000 Bond or Notes of the Borough to Finance Part of the Cost Thereof" and was finally adopted by the Borough at a meeting duly called and held on September 19, 2016 at such time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law.

Section 3. The Chief Financial Officer of the Borough (the "Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Authority under the Loan Agreement and the terms and conditions hereof, the following items with respect to the Borrower Bonds:

- (a) The aggregate principal amounts of the Borrower Bonds to be issued, which aggregate principal amount shall not exceed \$1,549,000;
- (b) The maturity and annual principal installments of the Series 2017A Bonds, which maturity shall not exceed 5.00 years;
- (c) The maturity and annual principal installments of the Series 2017B Bonds, which maturity shall not exceed 10.27 years;
- (d) The maturity and annual principal installments of the Sewer Utility Bonds, which maturity shall not exceed 40 years;
- (e) The date of the Borough Bonds;
- (f) The interest rates of the Borough Bonds; provided that the true interest cost of the Borrower Bonds does not exceed an interest rate that would enable the Borough to issue the Borrower Bonds to the Authority and achieve the economic benefit (consisting of the guaranty from the County of Middlesex which is a higher credit rating than the current credit rating of the Borough) of financing through the Authority versus financing on its own;
- (g) The purchase price for the Borough Bonds; and

- (h) The terms and conditions under which the Borough Bonds shall be subject to redemption prior to their stated maturities.

Section 4. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Borough Bonds by the parties authorized under Section 4(c) hereof.

Section 5. The Borough hereby determines that certain terms of the Borough Bonds shall be as follows:

- (a) The Series 2017A Bonds shall be issued in a single denomination and shall be numbered GIB-1;
- (b) The Series 2017B Bonds shall be issued in a single denomination and shall be numbered GIB-2;
- (c) The Sewer Utility Bonds shall be issued in a single denomination and shall be numbered SUB-1;
- (d) The Borough Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to both principal and interest in lawful money of the United States of America; and
- (e) The Borough Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Borough Clerk.

Section 6. The Borough Bonds shall be substantially in the form set forth in **Exhibits A, B and C** attached hereto and by this reference made a part hereof. The Borrower Bonds shall have printed thereon a copy of the written opinion with respect to the Borrower Bonds that is to be rendered by the law firm of McManimon, Scotland & Baumann, LLC, complete except for omission of its date. The Borough Clerk is hereby authorized and directed to file a signed duplicate of such written opinion in the Borough Clerk's office. Alternatively, each Borrower Bond may be accompanied by the signed legal opinion or copy thereof.

Section 7. The law firm of McManimon, Scotland & Baumann, LLC is hereby authorized to arrange for the printing of the Borough Bonds. The Mayor and Chief Financial Officer are hereby authorized and directed to prepare any financial statements, demographic information or operating data required by the Authority for inclusion in the Authority's Preliminary and Final Official Statements. The Mayor and Chief Financial Officer are each hereby authorized and directed, without further authorization, to enter into and execute a continuing disclosure agreement or such other agreement as may be required by the Authority for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), in a form satisfactory to Bond Counsel to the Borough.

Section 8. The Borough hereby designates the Chief Financial Officer to award the Bonds in accordance with Section 3 hereof and such financial officer shall report in writing the results of the sale to this Council as required by applicable law.

Section 9. The Mayor and the Chief Financial Officer are hereby severally authorized to execute any certificates or documents necessary or desirable in connection with the sale of the Borough Bonds, and are further authorized to deliver same to the Authority upon delivery of the Borough Bonds and the receipt of payment therefor in accordance with the Loan Agreement.

Section 10. The Chief Financial Officer is also authorized to pay the costs of issuance at or after the time of closing to the various participants regarding the sale and issuance of the Borrower Bonds. In the alternative, the Authority is hereby authorized to pay such costs of issuance on behalf of the Borough.

Section 11. The Loan Agreement is hereby authorized to be executed and delivered on behalf of the Borough by either the Mayor or the Chief Financial Officer in substantially the form on file in the office of the Borough Clerk, with such changes as the Mayor or the Chief Financial Officer (each an "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Borough (collectively, the "Borough Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Loan Agreement by an Authorized Officer as determined hereunder. The Borough Clerk is hereby authorized to attest to the execution of the Loan Agreement by an Authorized Officer of the Borough as determined hereunder and to affix the corporate seal of the Borough to such Loan Agreement.

Section 12. The Authorized Officers of the Borough are hereby further severally authorized to (i) execute and deliver, and the Borough Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Borough to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Borough Clerk, as applicable, in their respective sole discretion, after consultation with the Borough Consultants, to be executed in connection with the execution and delivery of the Loan Agreement and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 13. This resolution shall take effect immediately.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #8

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS, SERIES 2017A, OF THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY INTO A SINGLE ISSUE OF BONDS AGGREGATING \$271,510 IN PRINCIPAL AMOUNT.

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section One. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Bonds (as defined herein) of the Borough of Dunellen, in the County of Middlesex, New Jersey (the "Borough") authorized pursuant to the bond ordinances of the Borough heretofore adopted and described in Section 2 hereof shall be combined into a single and combined issue of General Improvement Bonds in the principal amount of \$271,510 (the "Bonds").

Section Two. The principal amount of Bonds authorized by each bond ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

Principal Amount of Bonds	Number of Bond Ordinance	Description of Improvement and Date of Adoption of Bond Ordinance	Useful Life
\$96,200	2015-08	Various capital improvements, finally adopted October 5, 2015.	7.24 years
\$105,600	2015-10	Acquisition of dispatch equipment, finally adopted December 7, 2015.	7 years
\$69,710	2016-11	Various capital improvements, finally adopted June 6, 2016.	8.77 years

Section Three. The following matters are hereby determined with respect to the combined issue of Bonds:

The average period of usefulness is not less than 5.00 years.

The Bonds of the combined issue shall be designated “General Improvement Bonds, Series 2017A” and shall mature within the average period of usefulness herein determined.

The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and the issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section Four. The following additional matters are hereby determined, declared, recited and stated:

None of the Bonds described in Section 2 hereof has been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of Bonds set opposite the descriptions of the bond ordinances in Section 2.

The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

Section Five. This resolution shall take effect immediately.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #9

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS, SERIES 2017B, OF THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY INTO A SINGLE ISSUE OF BONDS AGGREGATING \$992,490 IN PRINCIPAL AMOUNT.

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section One. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Bonds (as defined herein) of the Borough of Dunellen, in the County of Middlesex, New Jersey (the “Borough”) authorized pursuant to the bond ordinances of the Borough heretofore adopted and described in Section 2 hereof shall be combined into a single and combined issue of General Improvement Bonds in the principal amount of \$992,490 (the “Bonds”).

Section Two. The principal amount of Bonds authorized by each bond ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

Principal Amount of Bonds	Number of Bond Ordinance	Description of Improvement and Date of Adoption of Bond Ordinance	Useful Life
\$296,000	2015-05	Road improvements, finally adopted August 3, 2015.	10 years
\$528,000	2015-07	Acquisition of a fire pumper, finally adopted September 8, 2015.	10 years
\$55,800	2015-08	Various capital improvements, finally adopted October 5, 2015.	11.12 years
\$70,400	2015-10	Acquisition of dispatch equipment, finally adopted December 7, 2015.	10 years
\$42,290	2016-11	Various capital improvements, finally adopted June 6, 2016.	15 years

Section Three. The following matters are hereby determined with respect to the combined issue of Bonds:

The average period of usefulness is not less than 10.27 years.

The Bonds of the combined issue shall be designated “General Improvement Bonds, Series 2017B” and shall mature within the average period of usefulness herein determined.

The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and the issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section Four. The following additional matters are hereby determined, declared, recited and stated:

None of the Bonds described in Section 2 hereof has been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of Bonds set opposite the descriptions of the bond ordinances in Section 2.

The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully

pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

Section Five. This resolution shall take effect immediately.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #10

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year CY 2016 has been filed by a Registered Municipal Accountant with the Municipal Clerk of the Borough of Dunellen pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations”; and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations,” as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Dunellen, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #11

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

Whereas, the Chief Financial Officer has prepared a Corrective Action Plan as part of the annual audit process as required by New Jersey Department of Community Affairs, Division of Local Government Services.

Now therefore be it resolved that the attached Corrective Action Plan submitted by the Chief Financial Officer is hereby accepted.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #12

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

The following persons are hired for summer employment in the Recreation Department's Good Times Summer Camp. Employment will be between June 26, 2017, and August 4, 2017. Please be advised that the following employees have been hired to work for the Borough of Dunellen. These wages will be taken from the Summer Camp Line 025-5040-508.

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

Kelly Seader	Site Director	\$13.00 per hour
Skyler Staats	Counselor	\$9.00 per hour

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #13

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

The following persons are hired for summer employment in the Recreation Department's/Dunellen Arts and Culture Commission's Summer Arts program. Employment will be between July 5, 2017, and July 28, 2017.

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

Patrick Smith	Head Arts Camp Instructor	\$20.00 per hour (\$60 per 3 hours)
Bailie Mauriello	Assistant	\$10.00 per hour (\$30 per 3 hours)

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #14

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Dunellen in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of Calendar Year 2017 in the sum of \$4,565.00, which is now available from the Division of Highway Traffic Safety Click It or Ticket Grant.

BE IT FURTHER RESOLVED, that the like sum of \$4,565.00 is hereby appropriated under the caption Division of Highway Traffic Safety Click It or Ticket Grant.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

07-11-2017: #15

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Dunellen in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of Calendar Year 2017 in the sum of \$3,300.00, which is now available from the Division of Highway Traffic Safety Pedestrian Safety Grant.

BE IT FURTHER RESOLVED, that the like sum of \$3,300.00 is hereby appropriated under the caption Division of Highway Traffic Safety Pedestrian Safety Grant.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

Reports:

Mr. Petracca: 1) no report.

Mr. Bayer: 1) we have the OK to clean up the yard at 343 New Market Road and the DPW will do the work, in stages; 2) Leaf bag stickers have arrived.

Mr. Bachorik: no report.

Mr. Cilento: notified the Council of an upcoming event featuring the Alpini Chorus at the High School auditorium on October 28th as a fund raiser for the Arts and Culture Commission.

Mr. Lowder: no report/

Mayor Seader: 1) the State denied our most recent application for Madison Avenue road improvement and a streetscape application; 2) he asked Mr. Lowder to share with the Council the condition of DPW worker Joe Keleman who had been injured in a house fire: improving slowly.

PUBLIC PORTION

No one from the public spoke.

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

07-11-2017: #16

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

The Dunellen Borough Council Meeting of July 11, 2017 is adjourned.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca
