

November 16, 2015

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on November 16, 2015.

Council President Kenneth Baudendistel called the meeting to order at 7:30 p.m. and he led the Pledge of Allegiance.

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

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

Absent: Kenneth Baudendistel and Jason Cilento

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On the motion of Mr. Bachorik and seconded by Mr. Petracca it was moved to accept the minutes of the Council Meeting on November 2, 2015.

Yes: Bachorik, Bayer and Petracca

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

**ORDINANCE #2015-10**

**BOROUGH OF DUNELLEN**

**NOTICE OF PENDING BOND ORDINANCE AND SUMMARY**

The bond ordinance, the summary terms of which are included herein, is being introduced for first reading at a meeting of the governing body of the Borough of Dunellen, in the County of Middlesex, State of New Jersey, on November 16, 2015. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Council Chambers, in the Borough on December 7, 2015 at 7:30 o'clock p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR ACQUISITION OF DISPATCH EQUIPMENT IN AND BY THE BOROUGH OF DUNELLEN, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$185,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$176,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

Purposes:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
<p>a) Acquisition / installation of dispatch equipment, including but not limited to, laptops and ancillary equipment for fire trucks, desktop personal computers and software for the Fire Department, Acuity Map Enhancement from QED, CAD/RMS system (QED) and ancillary equipment, conversion of any existing RMS "legacy" data to the QED RMS system and laptops for Police vehicles, including all related costs and expenditures incidental thereto.</p>	<p>\$111,000</p>	<p>\$105,600</p>	<p>5 years</p>
<p>b) Acquisition / installation of dispatch equipment, including but not limited to, security system, portable radios and ancillary equipment, reprogramming radios, consolette,</p>			

police camera in lobby, mobile radio for the Police Department, rescue squad pagers, Police vehicle camera and VHF radios, including all related costs and expenditures incidental thereto.	<u>\$74,000</u>	<u>\$70,400</u>	10 years
TOTAL:	<u>\$185,000</u>	<u>\$176,000</u>	

Appropriation: \$185,000

Bonds/Notes Authorized: \$176,000

Grant Appropriated: N/A

Section 20 Costs: \$23,680

Useful Life: 7 years

Yes: Bachorik, Bayer and Petracca

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

**ORDINANCE 2015-11**

**BOROUGH OF DUNELLEN**

**The following ordinance is being Introduced for first reading on November 16, 2015. It will be presented for Public Hearing and Adoption on December 7, 2015, at 7:30 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.**

An Ordinance Establishing Mandatory Direct Deposit For Municipal Employees Pursuant To C. 52:14-15f Et. Seq. (Mandatory Direct Deposit for Employees)

WHEREAS, P.L. 2013 c. 28, authorizes local governments to mandate direct deposit for certain governmental employees effective after July 1, 2014; and

WHEREAS, P.L. 2013 c. 28 permits governing bodies to grant exemptions on such terms and conditions as they deem necessary.

NOW THEREFORE, BE IT ORDAINED, BY BOROUGH COUNCIL OF THE BOROUGH OF DUNELLEN, MIDDLESEX COUNTY, NEW JERSEY ACCORDING TO THE FOLLOWING:

Section 1. All full, part time and seasonal employees who receive compensation from the Borough of Dunellen are mandated to have direct deposit of their compensation as of July 1, 2014 in accordance with Chapter 28 P.L. 2013, as defined under C.52:14-15f (b).

Section 2. Municipal employees may request, in writing, an exemption from the direct deposit mandate to the Borough Treasurer or Administrator. Such requests will be presented to the Borough Council within 40 days. The Borough Council may grant such an exemption by resolution and only for good cause.

Section 3. If any Section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the Section, paragraph subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.  
Section 4. All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect twenty (20) days after final passage, adoption and publication according to law.

Yes: Bachorik, Bayer and Petracca

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

**11-16-2015: #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 and Petracca

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

**11-16-2015: #2**

**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 the year CY 2015 in the sum of \$5,000.00, which is now available from the National Highway Traffic Safety Administration—Drive Sober or be Pulled Over grant in the amount of \$5,000.00.

BE IT FURTHER RESOLVED, that the like sum of \$5,000.00 is hereby appropriated under the caption Drive Sober or be Pulled Over grant.

BE IT FURTHER RESOLVED that the above is the result of funds from the Drive Sober or be Pulled Over grant in the amount of \$5,000.00.

Yes: Bachorik, Bayer and Petracca

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

**11-16-2015: #3**

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

Whereas, there appears to be a surplus in the following CY 2015 Operating Accounts over and above the demands to be necessary, and

Whereas, N.J.S.A. 40A:4-58 provides for the transfer of unexpended balances in those appropriations having an excess over the amount required to those deemed to be insufficient.

Now, therefore be it resolved that the following “Transfer of Appropriations” be made:

From

Account	Title	S&W	Other Expenses
024-1113	Dispatchers		1,700.00
024-1115	Emergency Vehicle Lease		3,000.00
024-1850	Municipal Court	3,000.00	
	Subtotal	3,000.00	4,700.00
	Total		<u>7,700.00</u>

Whereas, there appears to be insufficient funds in the following CY 2015 Operating Accounts over and above the demands to be necessary; viz:

To:

Account	Title	S&W	Other Expenses
024-1010	Administration		500.00
024-1018	Borough Clerk		500.00
024-1028	Gasoline		6,000.00
024-2317	Intergovernment/Health Services		700.00
	Subtotal		7,700.00
	Total		<u>7,700.00</u>

Yes: Bachorik, Bayer and Petracca

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

**11-16-2015: #4**

Whereas, the Dunellen Downtown Redevelopment Plan, Phase One, was adopted in February 2003 and revised on July 12, 2004, with further Amendments in June 2011, August 2013 and November 2014; and

Whereas, on November 2, 2015, the Dunellen Borough Council introduced for first reading Ordinance 2015-09, an Amendment to Section 7.4.3, Site #3, South Washington Avenue (Block 85/Lot 1) of Dunellen's Redevelopment Plan; and

Whereas, the entirety of this amendment reads:

This ordinance amends the Dunellen Downtown Redevelopment Plan, Phase One, that was adopted in February 2003 and revised on July 12, 2004, with further Amendments in June 2011, August 2013, and November 2014.

Section 7.4.3, Site #3, South Washington Avenue (Block 85/Lot 1) is to be amended as follows:

Principal Permitted Uses:

- **Commercial/Retail/Residential/Recreational.** This land use designation contemplates a mixed-use development not exceeding four stories that may include residential, commercial, recreational or retail uses. Retail and commercial uses shall be permitted only on the first floor of buildings (“First Floor Commercial/Retail”) unless the building(s) immediately fronts or faces South Washington Avenue, then, in addition to the above, offices and residential uses, shall be permitted on the upper floors of said buildings. Residential development shall be permitted on any or all floors in one or more buildings (with a maximum number of market rate units in such residential buildings not to exceed 374 in number). The Residential development may include an activity center and other typical types of amenities in connection with such Residential use. To facilitate this development the property may be subdivided into two or more parcels but shall be subject to a unified development plan and density shall be calculated based upon the total land area in the unified plan. First Floor Commercial/Retail may include (but is not limited to) personal and business service establishments, restaurants, retail stores, convenience stores, bakeries, delicatessens, drug stores, beauty parlors, food stores and supermarkets. First Floor Commercial/Retail uses may include drive thru facilities. Any residential portion(s) of the development may be for sale or rental at the option of the developer.

Now, Therefore, Be it Resolved, by the Mayor and Council of the Borough of Dunellen, that Ordinance 2015-09 be forwarded to the Dunellen Planning Board for review and a report containing its recommendation regarding the proposed amended ordinance.

Yes: Bachorik, Bayer and Petracca

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

**11-16-2015: #5**

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

Whereas, there exists a need to install fences around the Department of Public Works and Recreation sheds in Columbia Park; and

Whereas, quotes were solicited from local firms; and

Whereas, quotes were received from the following firms:

Custom Fence & Deck, South Plainfield, NJ:	\$3,000.00
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Atlantic Fence, Piscataway, NJ:

\$3,555.00

The funds for this contract have been certified by the Chief Financial Officer. The funds will be taken from Account # 026-6375-614.

Now, therefore, be it resolved, by the Mayor and Council of the Borough of Dunellen, that a contract be awarded to Custom Fence to install fences in Columbia Park, for an amount not to exceed \$3,000.00.

Yes: Bachorik, Bayer and Petracca

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

**11-16-2015: #6**

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

Whereas, there exists a need to purchase a Police Interceptor SUV with options for the Dunellen Police Department; and

Whereas, a quote has been received from:

Beyer Ford, Morristown, NJ -- \$27,225.75

And whereas Beyer Ford has a State Contract (#47-CPCPS) for this system, and

The funds for this contract have been certified by the Chief Financial Officer. The funds will be taken from Account # 026-6375-613.

Now, therefore, be it resolved, by the Mayor and Council of the Borough of Dunellen, that a Police Interceptor SUV with option package be purchased from Beyer Ford, for an amount not to exceed \$27,225.75.

Yes: Bachorik, Bayer and Petracca

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

**11-16-2015: #7**

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

A contract is awarded to Blue Line Emergency Lighting, LLC., of Beachwood, NJ, to supply lighting and equipment for a 2016 Police Interceptor SUV for the Dunellen Police Department,



at a cost not to exceed \$4,663.88. This contract is pursuant to NJ State Contract # 81334. Funds for this contract will be taken from Account # 026-6375-613.

Yes: Bachorik, Bayer and Petracca

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

**11-16-2015: #8**

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

A contract is awarded to MicroStrategies of Denville, NJ, to supply a 12 Channel NICE Inform Professional Call Recording Solution to the Dunellen Police Department, at a cost not to exceed \$30,274.00. This contract is pursuant to NJ State Contract T-0109, #A83921. Funds for this contract will be taken from Account # 026-6375-613.

Yes: Bachorik, Bayer and Petracca

**REPORTS:**

Mr. Petracca: no report.

Mr. Bayer: no report.

Mr. Safar: 1) picking up leaf bags; 2) salter delayed until early January 2016; 3) have lots of salt and are ready for winter.

Mr. Bachorik: no report.

Mayor Seader: 1) asked if tonnage went up this year for Roll Off? Ron: yes, a little bit. 2) asked what tipping fees are? Ron: payment to County; 3) turn out for Veterans Day was disappointing. Borough emergency services were well represented and he thanked them; 4) Tree Lighting on December 6, at 6:00 pm.

**PUBLIC PORTION:**

No one from the public spoke.

**Council Discussion – Citizen of the Year**

Mayor Seader asked Council members and public to submit nominations to the Municipal Clerk.

## BOROUGH OF DUNELLEN

### OUTSTANDING CITIZEN OF THE YEAR

The Dunellen Borough Council recognizes outstanding contributions from individuals or groups for the benefit of our community by awarding the "Citizen of the Year"-Award. Deadline for nominations is December 18, 2015. The award is presented at the Annual re-organization Meeting on January 1, 2016.

It's easy to nominate a worthy individual or group! All you have to do is send a Nomination Form to the Borough Council. The Council will contact the nominee to confirm your nomination and obtain any other supporting documents. The nominee will be responsible for submitting a resume, biography and supporting documentation, along with a letter verifying the accuracy of the Nomination Form, accepting the nomination and agreeing to be present at the Awards Ceremony.

- Recipients should be residents of the Borough of Dunellen. Groups should work toward the benefit of Dunellen and its residents.
- Service must be such that it influenced the success of activities affecting the welfare of this community.
- Leadership should be recognized and service involvement performed during the previous or current year, but may be a result of cumulative activities.
- The basis for the award may be granted for outstanding service in singular or multiple fields.
- Previous recipients of the awards remain eligible, but not for the same initiatives that were already recognized.
- Nominations should include a thorough background of the volunteer service rendered.
- Nominations may be submitted by individuals or organizations. Letters of support may be submitted, but no more than three will be accepted.
- Nominees shall not be precluded from consideration based on their political affiliation, activity, candidacy, or incumbency, providing that candidates are not selected during the sixty days preceding a general election.

**BOROUGH OF DUNELLEN  
OUTSTANDING CITIZEN OF THE YEAR  
AWARDS NOMINATION FORM**

Nominations are being sought for an individual or group worthy of designation as Outstanding Citizen of the Year. Please complete the nomination form below to nominate a person/group for this Award.

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Name of Person/Group being Nominated

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Address of Person/Group being Nominated

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Work Phone of Nominee

Home Phone of Nominee

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E-mail of Nominee

Briefly state your reasons for this nomination including:

- Identify the activity undertaken by the nominee to qualify for recognition
- How has the nominee enhanced Dunellen's quality of life?
- What is better about Dunellen as a result of the nominee's efforts?
- How are the efforts undertaken by the nominee laudable and/or innovative?

Please use separate paper to answer these questions. If you have questions, call Borough Hall at 732-968-3033.

Send completed Nomination Forms to:

Borough of Dunellen Council  
355 North Avenue  
Dunellen, NJ 08812

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

**11-16-2015: #9**

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

The Dunellen Borough Council Meeting of November 16, 2015 is adjourned.

Yes: Bachorik, Bayer and Petracca