

August 5, 2019

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on August 3, 2019.

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, Kenneth Bayer, April Burke, Jason Cilento, Jessica Dunne, Stacy Narvesen and Joseph Petracca

In John Bruder's absence, Carl Taylor, Esq., assisted in providing legal advice to the Council for this meeting.

At this point, Mayor Seader asked for a moment of silence in memory of the victims of the recent mass shootings in El Paso, Texas, and Dayton, Ohio.

On the motion of Mr. Cilento and seconded by Mr. Petracca it was moved to accept the Minutes of July 1, 2019:

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

ORDINANCE 2019-08

BOROUGH OF DUNELLEN

The following ordinance, which amends certain Dunellen Parking Ordinances, is 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 5, 2019. It will be further considered for final passage, after public hearing thereon, at a meeting of said governing body to be held in Municipal Building, 355 North Avenue, Dunellen, New Jersey, in said County, on September 3, 2019 at 7:00 p.m. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same.

The following Dunellen Parking Ordinance is amended as follows:

Ord. 269-35. Handicapped parking.

- A. Handicapped parking on streets. In accordance with the provisions of N.J.S.A. 39:4-197, the following on-street locations are designated as handicapped parking areas. Such spaces are for use by persons who have been issued special identification cards or plates or

placards issued by the Division of Motor Vehicles or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces. Each such parking space shall be not less than 12 feet wide.

Amendment to existing schedule:

Schedule

Property: 372 Whittier Avenue
Number of Spaces: 1
Location: In front of 372 Whittier Avenue

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #1

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

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

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #2

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 St. Francis Episcopal Church.

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

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #3

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

Permission is granted to Heidi Heleniak and volunteers to hang ribbons on North Avenue street lights from September 1 through September 30 to call attention to Ovarian Cancer and its silent symptoms.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #4

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

FieldTurf USA, a member of the Keystone Purchasing Cooperative, is awarded a contract for Synthetic Turf Field Improvements, resurfacing of the existing running track, and various other site work, stormwater management improvements, and electrical work in Columbia Park, for an amount not to exceed \$1,966,961.00. This contract is per Keystone Purchasing Network contract number 201801-01.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #5

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

Whereas, the Governing Body is desirous to administer the administration and construction phases of the Improvements to Columbia Park Tennis Courts project that is being funded in part through a grant provided by the Middlesex County Open Space program; and

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

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

1. The cost of said services is not to exceed \$51,710.00
2. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with CME Associates, 3141 Bordentown Road, Parlin, New Jersey 08859
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. The funds are to be taken from Account #C-04-06J-000-601.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #6

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

Whereas, the Governing Body is desirous to administer the administration and construction phases of the Columbia Park Synthetic Turf Field Improvements, which includes resurfacing of the running track, necessary stormwater management, and attendant electrical work, to Columbia Park that is being funded in part through a grant provided by the Middlesex County Open Space program and with a funding contribution from the Dunellen School District; and

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

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

1. The cost of said services is not to exceed \$126,701.00
2. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with CME Associates, 3141 Bordentown Road, Parlin, New Jersey 08859
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. The funds are to be taken from Account #C-04-18-160-000-601.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #7

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

Appraisal Systems, Inc., is awarded a contract to assist the Dunellen Tax Assessor in completing the 2019 Added Assessments, at a cost not to exceed \$5,000.00. This award is to come from Account # T-03-56-286-873-000.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #8

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

Maritza Martinez is hired as a Spanish Language Interpreter for the Dunellen Municipal Court, effective July 10, 2019, at \$37.50 per hour. This is a position without benefits. Payment will come from Account # 9-01-43-490-000-219.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #9

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

Lucy Singura is hired as an Assistant in the Dunellen Tax Assessor Office, at a rate of \$25.00 per hour, not to exceed in total \$1,000.00. This award is to come out of Account # 9-01-20-150-000-133.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #10

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

The following person is hired as Director of the Dunellen Arts and Culture Commission's Summer Arts Program:

Patrick Smith Director \$20.00 per hour

3 hours per day. June 24 – July 26, 2019

This is a position without benefits.

This award is to come from Account # 9-01-55-900-000-512.

Dr. Dunne noted that the hiring term has already passed. Mr. Robins responded that occasionally he does not get the information regarding the hire until "after the fact." Those in charge of making hiring recommendations are encouraged to submit in a timely fashion.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #11

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

Mayor Robert J. Seader is authorized to sign the Employment Agreement between the Borough of Dunellen and Daniel A. Smith, May 1, 2019 through December 31, 2021.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #12

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

Whereas, the Local Public Contracts Law of the State of New Jersey (NJSА 40A:11-1 et seq.) establishes standards and procedures for the awards of contracts and the purchase of goods and services which are to be paid with public funds, and

Whereas, it has been determined that there is a need to purchase turnout gear for the Dunellen Fire Department; and

Whereas, NJSА 40A:11-6.1 requires, where practicable, the solicitation of quotations for purchases estimated to be in excess of \$2,625.00 or more but less than \$17,500.00, and

Whereas, quotes were received from:

Skylands Area Fire Equipment & Training LLC
Riverdale, NJ

Per firefighter: \$2,156.32
8 sets

Total: \$17,250.56

Now therefore be it resolved that Skylands Area Fire Equipment & Training LLC is hereby authorized to supply 8 sets of turnout gear to the Dunellen Fire Department at a cost not to exceed \$17, 250.56. Funds for this contract will be taken from the capital account (\$7,400.00) and from the Fire Penalty Account, #1-03-56-286-855-001.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #13

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

Mayor Robert J. Seader is authorized to sign the document titled “First Amendment to Redevelopment Agreement,” an agreement between the Borough of Dunellen and Brudner Redevelopment Partners Urban Renewal, LLC.

Mr. Robins provided the background to this and the following two resolutions:

First Amendment to Financial Agreement

This amendment now permits the issuance of both tax exempt and non-tax-exempt bonds. The bonds will be used by the Developer to help pay for development costs and this amendment, and the issuance of non-tax-exempt bonds, widens the categories to which such bonds can be used for.

First Amendment to Redevelopment Agreement

Block 83, Lot 1, is now brought into the Redevelopment Area. It had not been included in the original Agreement in 2017 but was subsequently brought in by amending the Redevelopment Plan, and by this amended Agreement becomes a formal part of the Dunellen Stations project.

The resolution references that now both tax exempt and non-tax-exempt bonds may be issued for the project.

Furthermore, there will be a fence built on the Piscataway side of the development with a gate to be used only for fire trucks. There is a possibility that a development may be built on the Piscataway side of the development, at the end of Second Street. This amended agreement prohibits any gate that would allow vehicles or pedestrians from going through the fence.

The resolution also references infrastructure. There will be a new pumping station in the development, and there will be sewer lines built to connect the new pumping station with the Washington Avenue pumping station. The Washington Avenue pumping station will be rebuilt. There will be a new pipe, called a force main, built from the Washington Avenue station up North Washington Avenue in Green Brook to a PARSA pipe. The borough has agreed to pay 50% of the cost of this new force main, plus \$24,350.25, an amount we received in property taxes under the new assessment, but in actuality the buildings were largely demolished.

Also, the developers have agreed to pay the borough \$248,400 annually so that we do not suffer a diminution of our property taxes because of the demolition. The original Agreement contemplated a start date of 2019, but obviously this was delayed, and now it is set forth that we will receive this money in 2020. This settles a disagreement that had arisen regarding the 2019 property tax assessment due to the late date of demolition.

Finally, the resolution re-iterates that the borough will have a lien on the property. This is our protection against a developer default.

Second Amendment to Amendment of Environmental Escrow Agreement of May 7, 2018

Some environmental work needs to be done on the 500 Mountainview Terrace property. We are holding some seller's funds in an escrow. This addendum frees up some of the money so that they can undertake the clean-up.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #14

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

Mayor Robert J. Seader is authorized to sign the document titled “First Amendment to Financial Agreement,” an agreement between the Borough of Dunellen and Brudner Redevelopment Partners Urban Renewal, LLC.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #15

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

Dunellen Municipal Attorney John E. Bruder is authorized to sign the document titled “Second Addendum to Amendment of Environmental Escrow Agreement of May 7, 2018,” an agreement between the Borough of Dunellen and Edelman and Penn Realty LLC, regarding the property located at 500 Mountainview Terrace, Dunellen, NJ.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

CONSENT AGENDA:

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

08-05-2019: #16

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

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

The Treasurer is hereby authorized to issue the following checks to CME Associates from the “376 North Avenue Escrow Account” for engineering work done for the Dunellen Planning Board:

| <u>CME Associates</u> | <u>Amount</u> |
|-----------------------|---------------|
| 0242188 | \$1,280.00 |
| 0243258 | \$768.00 |

| | |
|---------|-------------------|
| 0244546 | \$219.50 |
| 0245343 | \$346.25 |
| Total: | <u>\$2,613.75</u> |

08-05-2019: #17

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

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

The Treasurer is hereby authorized to issue the following checks to CME Associates from the “Chelsea Builders Escrow Account” for engineering work done for the Dunellen Planning Board:

| <u>CME Associates</u> | <u>Amount</u> |
|-----------------------|-----------------|
| 0241819 | \$116.50 |
| 0242189 | \$287.50 |
| Total: | <u>\$404.00</u> |

08-05-2019: #18

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

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

The Treasurer is hereby authorized to issue the following checks to CME Associates from the “528 North Avenue LLC Escrow Account” for engineering work done for the Dunellen Planning Board:

| <u>CME Associates</u> | <u>Amount</u> |
|-----------------------|-------------------|
| 0243258 | \$1030.00 |
| 0244547 | \$4,557.25 |
| Total: | <u>\$5,587.25</u> |

08-05-2019: #19

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

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

The Treasurer is hereby authorized to issue the following checks to CME Associates from the “100 South Washington Street Escrow Account” for engineering work done for the Dunellen Planning Board:

| <u>CME Associates</u> | <u>Amount</u> |
|-----------------------|---------------|
| 0244548 | \$1,763.00 |
| 0245344 | \$2,284.25 |
| Total: | \$4,047.25 |

08-05-2019: #20

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

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

The Treasurer is hereby authorized to issue the following checks to CME Associates, from the Interim Cost Agreement Escrow Account for work done toward redevelopment, subject to the refunding of the Account:

| <u>CME Associates</u> | <u>Purpose</u> | <u>Amount</u> |
|-----------------------|----------------|---------------|
| 0241664 | Redevelopment | \$1,245.00 |
| 0242190 | Redevelopment | \$1,874.75 |
| | Total | \$3,119.75 |

08-05-2019: #21

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

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

The Treasurer is hereby authorized to issue the following checks to Windels Marx Lane & Mittendorf, LLP., from the Interim Cost Agreement Escrow Account for work done toward redevelopment, subject to the refunding of the Account:

| <u>Windels Marx File Number</u> | <u>Bill Number</u> | <u>Amount</u> |
|---------------------------------|--------------------|---------------|
| 0305764-0000001 | 20469 | \$1,125.00 |
| | Total | \$1,125.00 |

08-05-2019: #22

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

Whereas, a request was made by Kim Trotta to hold a block party on Sunday, October 6, 2019, on the 200 block of Second Street, from 10:00 am to 4:00 pm. to dusk.

Now therefore be it resolved that permission is hereby granted to the above resident to hold her block party, and

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

Kim Trotta
202 Second Street

NOTE: Mrs. Burke abstained on this vote as she resides on this part of Second Street.

08-05-2019: #23

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 2019 in the sum of \$3,575.00, which is now available from the Division of Highway Traffic Safety Pedestrian Safety Grant.

BE IT FURTHER RESOLVED, that the like sum of \$3,575.00 is hereby appropriated under the caption Division of Highway Traffic Safety Pedestrian Safety Grant.

08-05-2019: #24

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 2019 in the sum of \$3,025.00, which is now available from the Division of Highway Traffic Safety Aggressive Driving Grant.

BE IT FURTHER RESOLVED, that the like sum of \$3,025.00 is hereby appropriated under the caption Division of Highway Traffic Safety Aggressive Driving Grant.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

Reports:

Mr. Petracca: no report.

Mrs. Burke: no report.

Mr. Bayer: no report.

Dr. Dunne: 1) new web site is getting close. We have an instruction webinar tomorrow; 2) asked about PageFreezer. Mr. Robins had not as of this date set up an online introduction with the product, but he will contact the company; 3) asked about her list of suggestions for the new web site. Mr. Robins noted he will be able to incorporate many of them after the REVIZE instruction session; 4) reported on a meeting she attended with the Middlesex County Transportation Coordinating Committee. As part of their master plan for Destination 2040, they had a presentation from the freight rail industry. The County is looking at alternatives for moving goods through the County without adding trucks to the road system; 5) she attended the Memorial Service sponsored by the Green Brook Flood Control Commission. We will be presenting materials to the Council at the September 16th meeting regarding the GBFCC. The Army Corp of Engineers project is working in Middlesex and will be coming to Dunellen in 2024-2026. This is 75% federally funded and 25% state funded, so it is important to contact your elected representatives.

Mr. Cilento: 1) the Dunellen Arts and Culture Commission Summer Arts Camp is concluded. It had 24 participants. The Camp was funded entirely by the Middlesex County Cultural and Heritage Commission; 2) National Night Out is tomorrow, August 6th; 3) there will be Music in the Park on August 21st – Twopenny Porters playing folk music; 4) copy for *The Dunellen Report* is due by Friday, September 13th; 5) for the Dunellen Downtown Management Organization: HarvestFest will be October 13th, two more benches and flower pots will be added to the downtown, placement to be determined, and an e-newsletter was approved to help promote downtown cultural and business opportunities; 6) New Jersey Transit is making improvements to the Raritan Valley rail lines. He sent a list to their governmental and community relations director

of certain needed improvements to the Dunellen Station, as well as forwarding to them a copy of the Transit Hub Study; 7) there have been interviews for two new police officers; 8) we received the full \$6,500 funding from the AARP regarding the grant he applied for last May. This will be for improvements to the walking path in Columbia Park: benches, flowers, trees, and animal/plant guides.

Mrs. Narvesen: no report.

Mayor Seader: 1) he met with the Dunellen PBA which requested an increase in the off-duty rates to make Dunellen's in-line with other municipalities. This will have no effect on the borough's budget as this increase would be only for non-borough and non-school district vendors; 2) asked Ron to attend to painting the cross walks before school begins; 3) asked Ron about Railroad Avenue. Ron and NJ Transit were there on Friday and did some weed-wacking. A resident, the last house, was satisfied but Mayor Seader noted that this resident was disappointed with the embankment and suggested that NJ Transit talk directly to him; 4) reported to Ron that a resident on Mountainview Terrace complained of poison ivy on the trees in the park adjacent to his property; 5) work on the tennis courts was suspended for a few days. The contractor said they were ahead of schedule, but the Mayor has spoken with CME to ensure that the courts are attended to as quickly as possible; 6) a meeting is set up for next week with the new owners of Pedestal Pallet.

PUBLIC PORTION

Homer Mosely, 113 Pearl Place: thanked Mr. Cilento for speaking to the Seniors and giving them an update on what is going on in town; he extends an invitation to other Council members and to the new police chief to come and meet the Seniors and discuss what their job entails and their responsibilities. Asked about handicapped accessibility to the train station. Mayor Seader thought that the Dunellen Station may be grandfathered because of its age. Dr. Dunne understood that "reasonable accommodations" needed to be provided along the train line, and access is available at four or five other stations.

Mrs. Mosely, 113 Pearl Place: asked if there was a date set for the annual Roll-Off? Ron responded September 14th and the information was included in a recent Tax Office mailing. Also, she asked the hours for National Night Out: 6-8 pm

Ellen Kelly, Lincoln Avenue: asked about a handicap exception for Council Meetings. Mayor Seader responded that he was informed by the Construction Office that we were "grandfathered." For Municipal Court sessions, the judge goes downstairs and meets litigants in the lobby.

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

08-05-2019: #25

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, the Governing Body wishes to enter into Executive Session for the purpose of discussing matters concerning pending litigation or contract negotiation; 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 in to Executive Session.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #26

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: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca

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

08-05-2019: #27

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

The Dunellen Borough Council Meeting of August 5, 2019 is adjourned.

Yes: Bayer, Burke, Cilento, Dunne, Narvesen and Petracca
