

January 23, 2017

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on January 23, 2017.

In the absence of Mayor Robert J. Seader and Council President Kenneth Baudendistel, Joseph Petracca 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 Baudendistel, Kevin Bachorik, Kenneth Bayer, Jason Cilento and Joseph Petracca

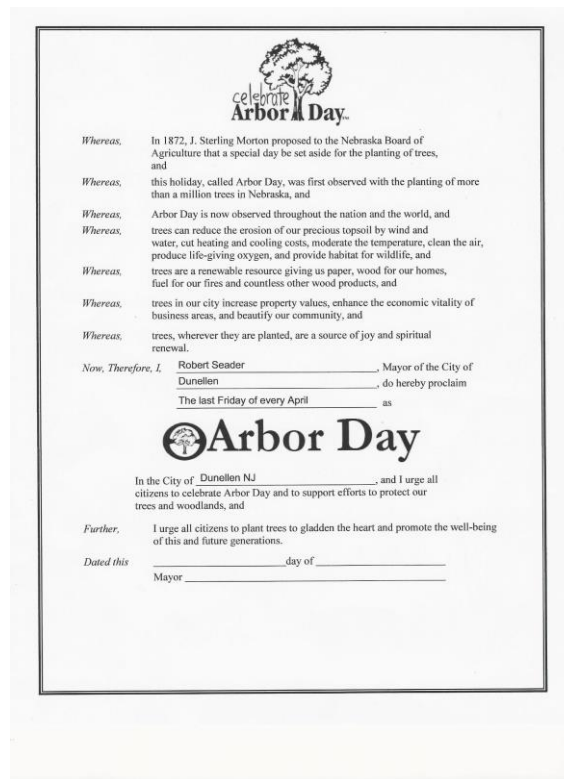
Absent: Robert Seader and Kenneth Baudendistel

On the motion of Mr. Bachorik and seconded by Mr. Bayer it was moved to accept the Minutes of January 9, 2017:

Yes: Bachorik, Bayer, Cilento and Petracca

Abstain: Lowder, due to absence at that meeting.

At this point, Municipal Clerk William Robins read into the record a Proclamation celebrating Arbor Day:



---

Mayor's Appointments to Commissions and Authorities: the resignation of Stephen A. Mennella from the Dunellen Arts and Culture Commission was acknowledged.

---

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

**01-23-2017: #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, Lowder and Petracca

---

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

**01-23-2017: #2**

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

**WHEREAS**, The Interlocal Services Act, N.J.S.A. 40:8-1 et seq. authorizes municipal local units to enter into contracts with one another for the purpose of providing shared services; and

**WHEREAS**, The Borough of Dunellen is desirous of procuring Animal Control Shelter Services for the period of January 1, 2017 through December 31, 2018 inclusive, to comply with the laws of the State of New Jersey; and

**WHEREAS**, The Township of Edison is desirous of supplying and undertaking the duties of Animal Control Shelter Services and fulfilling the obligations thereof as prescribed by law; and

**WHEREAS**, the Borough of Dunellen represents that the funds to meet the costs of this contract are included in the current budget of appropriations, or in the alternative, that there has been and there will continue to be an Ordinance authorizing the appropriation sufficient to meet the costs of carrying out the provisions of the contract.

**WHEREAS**, the cost of this Agreement is \$14,076.00, payable in monthly installments of \$1,173.00.

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

1. The Mayor and Municipal Clerk are hereby authorized to execute the attached interlocal service agreement with the Township of Edison for the purpose of providing Animal Control Services to said Borough.
2. The Municipal Clerk is directed to forward and execute interlocal service agreement to the Township Clerk, at 100 Municipal Boulevard, Edison, N.J. 08817, with the instructions to return a fully signed copy to the Borough for its records.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

**01-23-2017: #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 checks to McManimom, Scotland & Baumann from the Interim Cost Agreement Escrow Account for work done toward redevelopment:

<u>McManimom Scotland Baumann</u>	<u>Bill Number</u>	<u>Amount</u>
00019526-00004	144396	\$3,311.00
	Total	<u>\$3,311.00</u>

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

**01-23-2017: #4**

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

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 Appropriation Reserves" be made:

From

Account	Title	S&W	Other Expenses
014-1113	Dispatchers		1,600.00
	Subtotal		1,600.00
	Total	<u>1,600.00</u>	

Whereas, there appears to be insufficient funds in the following CY 2014 Operating Accounts over and above the demands to be necessary; viz:

To:

Account	Title	S&W	Other Expenses
014-1011	Legal Advertising		600.00
014-1210	Road Repair		1,000.00
	Subtotal		1,600.00
	Total		<u>1,600.00</u>

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

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

**01-23-2017: #5**

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

The voluntary resignation of Michael Pohida as an employee of the Dunellen Department of Public Works is accepted, effective January 27, 2017.

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:

**01-23-2017: #6**

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

Kenneth Baudendistel and Roger Dornbierer are appointed as Dunellen Borough Council liaisons to the Middlesex County Housing & Community Development Agency.

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:

**01-23-2017: #7**

**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 NW Financial Group, LLC., from the Interim Cost Agreement Escrow Account for work done toward redevelopment:

<u>NW Financial Group Invoice Number</u>	<u>Invoice Date</u>	<u>Amount</u>
22769	November 30, 2016	\$2,632.50
	Total	<u>\$2,632.50</u>

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:

**01-23-2017: #8**

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

John E. Bruder is authorized on behalf of the Borough of Dunellen to execute a Stipulation of Settlement in the Matter of Borough of Dunellen v. John J. Ficara, Acting Director, Division of Taxation, Docket No. 013560-2016

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

\_\_\_\_\_  
Mr. Petracca: no report.  
Mr. Bayer: no report.  
Mr. Bachorik: no report.  
Mr. Cilento: no report.

**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:

**01-23-2017: #9**

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

The Dunellen Borough Council Meeting of January 23, 2017 is adjourned.

Yes: Bachorik, Bayer, Cilento, Lowder and Petracca

---