



**2021  
BOROUGH OF DUMONT  
ORDINANCE**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
CHAE	✓			
ENGLESE				✓
GORMAN	✓			
HARVILLA	✓			
ROSSILLO	✓			
STEWART	✓			
MAYOR LaBRUNO				
TOTALS	5			1

**Ordinance No.** 1583

**Date:** January 26, 2021

**Page:** 1 of 5

**Subject:** Committee-Cultural Affairs, Diversity, Inclusivity & Celebration

**Purpose:** Establishment

**Dollar Amount:** \_\_\_\_\_

**Prepared By:** Marc Leibman, Esq.

**Offered by:** Chae

**Seconded by:** Harvilla

**Certified as a true copy of an Ordinance Introduced and Passed by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:**

*Susan Connelly*  
 \_\_\_\_\_  
**Susan Connelly, RMC, Municipal Clerk**

**Borough of Dumont, Bergen County, New Jersey**

**THE ESTABLISHMENT OF THE BOROUGH OF DUMONT COMMITTEE OF CULTURAL AFFAIRS, DIVERSITY, INCLUSIVITY AND CELEBRATIONS**

**WHEREAS**, the Borough of Dumont has determined that it would serve the general welfare of the residents of the Borough to create a Committee of Cultural Affairs, Diversity, Inclusivity and Celebrations to promote culture, diversity, inclusivity in the Borough and to organize and implement the services associated with special recurring and non-recurring events for the benefit of the Borough's residents; and

**WHEREAS**, Dumont is an inclusive and diverse Borough; and

**WHEREAS**, the Borough desires to create an environment where individuals of different races, colors, ethnicity, culture, gender, sexual orientation, gender identity and expression, religion, nationality, age, disability, marital and parental status will feel welcome and be included in all aspects of community life, and

**WHEREAS**, the Committee of Cultural Affairs, Diversity, Inclusivity and Celebrations shall work collaboratively to advocate and support diversity in Borough, to encourage opportunities for residents to grow in their own understanding of diversity, and to promote equality of opportunity for all. The Committee shall advise and recommend to the Mayor and Council on issues related to diversity and celebrations of events which draw the community together and create a welcoming environment which is inclusive for all; and

**WHEREAS**, public Celebration Events may be held within the Borough, which events draw the community together and foster good will amongst residents and

**WHEREAS**, for the purpose of this Ordinance, a Celebration Event is defined as, but not limited to, any event outside of the normal business operations of a public entity that is dependent on the use of Municipal facilities, lands/parks, roads, services and/or finances. Celebration Events may be dependent on Municipal facilities, services and/or finances. Examples of Celebration Events include, *but are not limited*, to:

**Easter Egg Hunt**

**Memorial Day Parade**

**Dumont Day**

**Gay Pride Day**

**Hispanic Heritage Day**

**Martin Luther King Day**

**Halloween Festival**

**Winter Festival;**

**Holocaust Remembrance Day**

**Asian Heritage Month**

and

**WHEREAS** in some instances, Celebration Event Sponsors are not affiliated with the Borough of Dumont but invite the general public to participate in the “celebration event(s) which, at times, may take place on or near municipal property and which may create liability for the Borough and/or require the services of municipal employees and/or use of Borough facilities for said Celebration Events; and,

**WHEREAS** it is the determination of the Borough of Dumont that Celebration Events may create risks of liability and obligations that impact the Borough of Dumont, create the necessity to manage and coordinate the use of Borough facilities, require coordination of pedestrian and vehicle movement, emergency services and transportation services for employees and attendees for Celebration Events; and,

**WHEREAS**, the Borough of Dumont deems it necessary to amend Ordinance A547-5 to add and establish a standing committee to manage Celebration Events efficiently and safely and to ensure that such Celebration Events are inclusive of the diverse members of the Borough and promote equality for all persons.

**NOW THEREFORE, BE IT RESOLVED AND ENACTED** by the Governing Body of the Borough of Dumont, in the County of Bergen, State of New Jersey that a Committee of Cultural Affairs, Diversity, Inclusivity and Celebrations is hereby established as a standing committee and is granted the powers, duties and authorities as set forth in this Ordinance.

**Organization**

All members shall be appointed by the Mayor with the advice and consent of the Council.

The Committee of Cultural Affairs, Diversity, Inclusivity and Celebrations (hereinafter, the Committee) shall be comprised of seven (7) residents of the Borough and six (6) non-voting representatives for a total of eleven (13) members.

The six (6) non-voting representatives shall be:

1. Recreation Director
2. Police Chief or his/her designee
3. DPW Superintendent or his/her designee
4. Mayor or his/her designee
5. Council liaison A
6. Council liaison B

There shall be two Co-chairs. One Co-chair will be selected, by the seven (7) member voting body, as Co-Chair. The Recreation Director shall act as the other Co-Chair.

The Committee shall consult with other Borough Committees and organizations as necessary to achieve its goals, including but not limited to: Dumont Fire Department, Dumont Ambulance Corps, Board of Education, Beautification Committee, Economic Development Committee, Dixon Homestead Library Board of Trustees, Dumont Shade Tree Commission, and Dumont Council. The Committee shall also consult with such other persons, committees and organizations as deemed necessary to meet its objectives.

The committee shall meet at least once a month and at such other time as deemed necessary and agreed upon by the majority of the voting members of the committee.

**Membership Terms**

The members first appointed shall be designated to serve staggered terms: one member for two years and one member for three years, two members for four years and three members for five years. All appointments shall run from January 1 of the year of appointment. All appointments to fill additional vacancies shall be promptly filled by the Mayor with the advice and consent of the

Borough Council for the unexpired term thereof. Members shall serve for their respective terms and until their successors are appointed and qualify.

#### RESPONSIBILITIES AND AUTHORITY OF COMMITTEE

It shall be the responsibility of the committee to:

1. Advise the Council on matters concerning Cultural Affairs, Diversity, Inclusivity and Celebrations.
2. Assist with the production of all current developed Borough Celebration Events, including budgeting.
3. Assist with the development of new Borough Celebration Events which promote the diversity of the Borough.
4. Coordinate with vendors, service providers, adjoining governments, Dumont Borough Boards, Commissions, Committees, and Non-Profit Organizations to develop new Borough Events.
5. Coordinate with the Dumont DPW Representative, Dumont Police Department Representative, Dumont Fire Department Representative, Dumont Ambulance Corps Representative to ensure public and pedestrian safety needs are met and addressed prior to all Celebration events.
6. Assist with fundraising efforts for Borough Celebration events.
7. Act as and seek individuals from the Borough's diverse residents as a volunteer base for Borough Celebration events.
8. Report to the Mayor and Council when so requested and as the Committee deems appropriate with respect to promoting Cultural Affairs, Diversity, Inclusivity within the Borough, and planning and executing Celebration Events.

The Committee shall have the authority to:

1. Approve, deny or defer to Borough Council for use of Borough Property for Celebration Events.
2. Determine and require event promoters or sponsors to provide essential services, including:
  - i. Safety and Traffic Control
  - ii. Fire Protection
  - iii. First Aid Stations
  - iv. Health Sanitation and cleanup
3. Determine an annual schedule of Celebration events and special Celebration Events

The Committee shall not have the authority to bind the Borough to any contract or financial obligation absent a formal resolution issued from the governing body.

The Committee shall make recommendations to the Council for Celebration events which promote diversity and inclusivity in the Borough of Dumont.

**Provisions**

1. All Organizations, whether Borough recognized and supported or not, that request the use of Municipal facilities, roads, lands, equipment, services and finances for Celebration Events must obtain the approval from the Committee.
2. When deemed necessary by the Committee, the event sponsor shall provide a Certificate of Insurance showing sufficient coverage, as determined by the Committee, and naming the Borough of Dumont and its agents, volunteers and employees as an additional insured party. The event sponsor shall provide a hold harmless and indemnity agreement to the Borough in regard to any liability for injury to persons or property.
3. When deemed necessary, the event sponsor shall deposit with the Borough of Dumont an amount of money, to be determined by the Committee, which will be held in escrow by the Borough, for the Borough's use to pay for any Borough services or facilities for the special event. The sponsor of the Celebration Event shall be responsible to pay any amount due and owing the Borough for the use of services or facilities for the event over and above the amount of escrow.

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Andrew LaBruno, Mayor

Attest:

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Susan Connelly, RMC  
Municipal Clerk

Introduction: January 26, 2021

Adoption: