

**January 8, 2008**

The Work Session Meeting of the Governing Body of the Borough of Bloomingdale was held on the above date in the Bloomingdale Firemen's Hall, 97 Hamburg Turnpike. Mayor Steenstra called the meeting to order at 7:09 p.m.

**SALUTE TO THE AMERICAN FLAG**

The Salute to the American Flag was held at the prior Inauguration Ceremony. The Municipal Attorney led the recitation of the Governing Body prayer with a moment of silence to pray for the recovery of Georg Thompson of Tilcon's son who has just been diagnosed with lung cancer.

**ROLL CALL**

*In Attendance:* Mayor: William Steenstra

:

Council Members: Linda Huntley  
Jennifer Altfield  
Henry D. Sloomaker  
Bernard H. Vroom  
Thomas Marinaro  
Dean Specchio

*Professionals Present:* Municipal Clerk: Jane McCarthy, RMC  
Borough Attorney: Joseph V. "Joe" MacMahon, Esq.  
Chief Financial Officer: Donna Mollineaux

**PUBLIC NOTICE STATEMENT**

Mayor Steenstra stated that adequate notice of this meeting was posted in the Bloomingdale Municipal Building and provided to The Suburban Trends; The North Jersey Herald & News; and all other local news media on December 17, 2007.

**EARLY PUBLIC COMMENT**

Councilman Vroom moved that the meeting be opened to Early Public Comment; seconded by Councilman Specchio and carried on voice vote with all members voting YES.

Since there was no one who wished to speak under Public Comment, Councilman Sloomaker moved that it be closed; seconded by Councilman Vroom and carried on voice vote with all members voting YES.

**ADOPTION OF RESOLUTION #2008-1.3: Establishing 2008 Governing Body By-Laws**

Councilwoman Altfield offered the following Resolution and moved for its adoption:

**RESOLUTION #2008-1.3  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE,  
PASSAIC COUNTY, NEW JERSEY**

*Adopting 2008 By-Laws*

*WHEREAS*, it is the prerogative of the Borough Council of the Borough of Bloomingdale (“Borough Council”) to adopt By-Laws for the orderly, efficient and public-friendly performance of its official duties as the Governing Body of the Borough of Bloomingdale (“Borough”); and

*WHEREAS*, the Borough Council hereby finds that the adoption of By-Laws will foster the orderly, efficient and public-friendly performance of its official duties as the Governing Body of the Borough;;

*NOW, THEREFORE, BE IT RESOLVED* by the Borough Council that any and all By-Laws heretofore adopted by the Borough Council be and are hereby repealed; and

*BE IT FURTHER RESOLVED* that the By-Laws set forth hereinafter be and are hereby adopted by the Borough Council as the By-Laws governing the proceedings of meetings of the Borough Council for the calendar year of 2008:

**BY-LAWS FOR THE YEAR 2007  
OF THE BOROUGH COUNCIL  
OF THE BOROUGH OF BLOOMINGDALE**

**ARTICLE I**

**Definitions**

**Section 1.1**

The term “Borough” shall mean the Borough of Bloomingdale.

**Section 1.2**

The term “Borough Clerk” shall mean the Borough Clerk of the Borough of Bloomingdale.

**Section 1.3**

The term “Committee” shall mean a duly appointed and constituted Standing Committee of the Borough Council of the Borough of Bloomingdale.

**Section 1.4**

The term “Council” shall mean the Borough Council of the Borough of Bloomingdale.

**Section 1.5**

The term “Mayor” shall mean the Mayor of the Borough of Bloomingdale.

**Section 1.6**

The term “President” shall mean the President of the Borough Council of the Borough of Bloomingdale.

**Section 1.7**

The term “President *Pro Tem*” shall mean the President *Pro Tem* of the Borough Council of the Borough of Bloomingdale.

**Section 1.8**

The term “Select Committee” shall mean a duly appointed and constituted Select Committee of the Borough Council of the Borough of Bloomingdale.

**ARTICLE II****Governing Rules of Order**

Except as otherwise provided by provision of the succeeding By-Laws, it is hereby determined and declared that *Robert’s Rules of Order* shall be the controlling source of authority for all matters of procedural governance of all meetings of the Council.

**ARTICLE III****Meetings of the Council****Section 3.1**

At or prior to its Annual Reorganization Meeting, the Council shall by Resolution establish a regular schedule of Work Session and Regular Business Meetings of the Council for the succeeding year. Unless otherwise determined to be necessary and/or appropriate by the Presiding Officer or by a majority of the full membership of the Council, official business shall be reserved for transaction at Regular Business Meetings of the Council.

**Section 3.2**

The Mayor shall have the discretion and authority to call a Special Meeting of the Council by directing the Borough Clerk to notify in writing the members of the Council of such Special Meeting.

### **Section 3.3**

Notwithstanding the foregoing, four (4) members of the Council may call a Special Meeting of the Council by directing the Borough Clerk to serve upon the Mayor and each member of the Council a written notice signed by each of the four (4) members.

### **Section 3.4**

Any notice of a Special Meeting of the Council shall specify the time, purpose and place within the Borough of any such Special Meeting and shall be delivered to the Mayor and to each member of the Council no less than 48 hours prior to the time set forth in said notice.

### **Section 3.5**

Emergency Meetings of the Council shall be convened in accordance with the provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10A:4-6, *et seq.*

### **Section 3.6**

No vote shall be taken and recorded with respect to any matter until it shall first have been reviewed by a Committee or Select Committee of the Council, which shall make by vote of its members a recommendation thereon to the full Council, except that a matter may be voted upon when a majority of the Committee or Select Committee with jurisdiction over said matter waives its jurisdiction and either (i) the Presiding Officer determines in his discretion that prompt action should be taken or (ii) a majority of the full membership of the Council determines that prompt action should be taken.

### **Section 3.7**

The Mayor or any member of the Council shall have the right to request a recess of any meeting of the Council for the purpose of convening a caucus.

### **Section 3.8**

The Council shall be permitted to engage in confidential deliberations during its meetings by convening an "executive session," which shall not be open to attendance by any person who is not a member of the Council unless a majority of the members of the Council in attendance permits any such person to attend any such executive session.

### **Section 3.9**

The subject matter of an executive session shall be limited to such topics as are permitted to be discussed in confidential deliberations by the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12(b).

### **Section 3.10**

Provision shall be made for a reasonable period of time for public comment at all meetings of the Council not otherwise reserved for meetings of committees and/or select committees, including prior to any vote being taken and recorded on any motion and/or resolution arising or resulting from an executive session of the Council.

## **ARTICLE IV**

### **Officers of the Council**

#### **Section 4.1**

The Presiding Officer shall be responsible for ensuring an orderly and productive flow of Official Business at meetings of the Council and shall have the authority to render rulings with respect to matters of procedure and decorum at such meetings.

#### **Section 4.2**

A ruling of the Presiding Officer shall control unless a majority of the full membership of the Council shall, by roll call vote, override any such ruling.

#### **Section 4.3**

The Mayor shall serve as the Presiding Officer of all meetings of the Council.

#### **Section 4.4**

In the event of the absence of the Mayor from any meeting of the Council, the President shall serve as the Presiding Officer of any such meeting.

#### **Section 4.5**

In the event of the absence of the Mayor and the President from any meeting of the Council, the President *Pro Tem* shall serve as the Presiding Officer of any such meeting.

#### **Section 4.6**

In the event of the absence of the Mayor, the President and the President *Pro Tem* from any meeting of the Council, the members of the majority party shall designate a member of the Council to serve as the Presiding Officer of any such meeting.

#### **Section 4.7**

The Borough Clerk shall be responsible for recording, in writing or by electronic means, the discussions and votes cast at all meetings of the Council, including executive sessions as described in Section 3.8.

#### **Section 4.8**

In the event of the absence of the Borough Clerk from any meeting of the Council, the Presiding Officer shall appoint a Clerk *Pro Tem* for any such meeting.

#### **Section 4.9**

The Borough Clerk shall prepare and distribute to the Mayor and to each member of the Council for review and revision, where appropriate, a draft copy of the minutes compiled of each meeting of the Council.

#### **Section 4.10**

Minutes of the meetings of the Council shall be reviewed, revised and approved by the members of the Council by no later than at each succeeding month's Regular Business Meeting of the Council or as soon thereafter as shall be reasonably practicable to do so.

### **ARTICLE V**

#### **Quorum of the Council**

#### **Section 5.1**

A quorum shall be necessary to transact official business of the Borough at meetings of the Council and shall be established when the Mayor and at least three (3) members of the Council are present, or at least four (4) members of the Council are present.

#### **Section 5.2**

A quorum shall no longer exist, and no official business of the Borough shall be conducted, in the absence of any of the circumstances set forth in Section 5.1.

#### **Section 5.3**

Notwithstanding the provisions of Section 5.1 and provided that no quorum is thereby established as provided in Section 5.1, individual members of the Council shall be permitted to meet to discuss and debate matters of governance of the Borough, including by attendance at meetings of either Committees or Select Committees as well as at public or private events.

## ARTICLE VI

### **Business of the Council**

#### **Section 6.1**

Except as otherwise determined by the Presiding Officer, or a majority of the Borough Council, the Regular Order of Business at all Work Session Meetings of the Council shall be as follows:

- (a) Call to Order by the Presiding Officer (*Call to Order*)
- (b) Roll Call of Members by the Borough Clerk and Recognition by the Presiding Officer of Borough Officials in attendance (*Roll Call*)
- (c) Salute to the American Flag and, whenever appropriate, a Moment of Silence (*Flag Salute*)
- (d) Announcement of Prior Public Notification of Meeting by the Presiding Officer (*Public Notice Statement*)
- (e) Early Public Comment [Reserved for Agenda Items]
- (f) Presentations to the Council (*Presentations*)
- (g) Presentation of Professional Reports (*Professional Reports*)
- (h) Presentation of Pending Business of the Council by Committee and/or Professional Report (*Pending Business*)
- (i) Presentation of New Business of the Council by Committee and/or Professional Report (*Introduction of New Business*)
- (j) Action on New Business Presented to the Council (*Formal Action on New Business*)
- (k) Late Public Comment Period [Reserved for Official Business of the Governing Body] (*Late Public Comment*)
- (l) Presentations and Liaison/Keyperson Reports by the Mayor

and/or Members of the Council (*Reports from the Mayor and Council*)

- (m) Executive Session
- (n) Introduction and Consideration with Public Comment of Essential Executive Session Items (*Consideration of Executive Session Business with Public Comment*)
- (p) Announcement of Governing Body Meeting Schedule (*Governing Body Schedule*)
- (q) Adjournment (*Adjournment*)

## **Section 6.2**

Except as otherwise determined by the Presiding Officer, or a majority of the Borough Council, the Regular Order of Business at all Regular Business Meetings of the Council shall be as follows:

- (a) Call to Order by the Presiding Officer (*Call to Order*)
- (b) Roll Call of Members by the Borough Clerk and Recognition by the Presiding Officer of Borough Officials in attendance (*Roll Call*)
- (c) Salute to the American Flag, Recitation of the Governing Body Prayer and, whenever appropriate, a Moment of Silence (*Flag Salute and Governing Body Prayer*)
- (d) Announcement of Prior Public Notification of Meeting by the Presiding Officer (*Public Notice Statement*)
- (e) Early Public Comment [Reserved for Agenda Items]
- (f) Presentations to the Council (*Presentations*)
- (g) Presentation of Professional Reports (*Professional Reports*)
- (h) Presentation and Consideration of the Consent Agenda of the Council (*Consent Agenda*)
- (i) Presentation and Consideration of Pending Business Agenda of the Council (*Pending Business*)
- (j) Presentation and Consideration of New Business Agenda of the Council (*Introduction of New Business*)

- (k) Presentation of Non-Agenda Business of the Council  
*(Introduction of Non-Agenda Business)*
- (l) Late Public Comment Period [Reserved for Official Business of the Governing Body] *(Late Public Comment)*
- (m) Consideration of Non-Agenda Business of the Council  
*(Formal Action on Non-Agenda Business)*
- (n) Referral of New Matters to Committee and/or Select Committee  
*(Referral of New Matters)*
- (o) Executive Session *(Late Executive Session)*
- (p) Introduction and Consideration with Public Comment of Executive Session Items  
*(Consideration of Executive Session Business with Public Comment)*
- (q) Announcement of Governing Body Meeting Schedule *(Governing Body Schedule)*
- (r) Adjournment *(Adjournment)*

### **Section 6.3**

Following the Early Executive Session and upon resumption of the public meeting of the Council, the Presiding Officer shall indicate what action, if any, is intended to be taken with respect to any such executive session item by the Council and that such action shall be taken during that portion of the meeting designated for “Pending Business” unless otherwise indicated.

### **Section 6.4**

At the discretion of the Presiding Officer or by unanimous consent of those members of the Council in attendance, a member of the general public may be permitted to speak to a non-agenda item during the Early Public Comment Period.

### **Section 6.5**

The Consent Agenda shall include any and all items as to which it is determined that there shall be no need for public discussion by the Council, including, but not limited to, the following:

- (a) Approval of Certified Minutes of Council Meetings
- (b) Internal Communications of Borough Departments and Professionals
- (c) Communications generated and/or received by the Council
- (d) Approval of unanimous resolutions of the Council

### **Section 6.6**

The Mayor or any member of the Council shall be permitted to unilaterally request that any item be removed from the Consent Agenda and reserved for discussion by the Council during that portion of its meeting designated for “Introduction of New Business”.

### **Section 6.7**

(a) Pending Business of the Council shall be presented in the following order:

(1) Committee Reports by the respective Committee or Select Committee Chairperson (or, in his absence, by the Ranking Majority Committee Member)

(2) Council Action based upon the recommendations of the respective Committee or Select Committee

(b) Committee Reports and Council Action thereon shall be introduced and considered by the Council in the following order:

- (1) Select Budget Committee
- (2) Governmental Operations Committee
- (3) Public Health & Safety Committee
- (4) Ordinance Review Committee
- (5) Ratables & Revenues Committee
- (7) Grant Writing Committee
- (6) Any other Select Committee

### **Section 6.8**

Council Liaisons and Keypersons shall issue their reports to the Mayor and Council in accordance with the provisions of Sections 8.9 and 8.11, respectively.

### **Section 6.9**

The Presiding Officer shall have the authority to reserve any portion of the meeting of the Council, designated for Public Comment, for the presentation and discussion of issues of official business of the Borough or of the Council.

### **Section 6.10**

The Borough Administrator and the Municipal Clerk shall be responsible for the establishment and distribution of an agenda in a form consistent with the provisions of Article VI. The Mayor or any member of the Council shall have the right to place on a meeting agenda and/or to introduce at a meeting of the Council a matter of Official Business of the Council, provided that the provisions of Section 3.6 are not violated thereby.

**Section 6.11**

Nothing herein shall prohibit any dialogue during any Public Comment Period between a citizen and the Mayor or a member of the Council provided that at all times any such commentary is directed to and through the Presiding Officer.

**Section 6.12**

A written agenda of each meeting of the Council shall be prepared and delivered to the Mayor and to each member of the Council no less than two (2) business days prior to the time established for such meeting or as reasonably practicable prior to such meeting as circumstances may otherwise permit.

**Section 6.13**

**Any item requested to be placed on a written meeting agenda shall be submitted no less than three (3) business days prior to the time established for such meeting, or as reasonably practicable prior to such meeting as circumstances may otherwise permit.**

**Section 6.14**

**Any item not placed on a written meeting agenda may be entertained by the Council upon unanimous consent of the Mayor and Council, or by majority vote of the full membership of the Council in the absence of such unanimous consent.**

**ARTICLE VII****Voting of the Council****Section 7.1**

Unless otherwise determined by unanimous consent, and except for matters involving the expenditure of public funds which shall always be resolved by formal roll call vote, all matters brought before the Council for decision shall be resolved by a call by the Presiding Officer for a formal motion and/or resolution, which must be duly seconded to be entitled to a vote and which only then shall be voted upon by the members of the Council.

**Section 7.2**

A vote of the Council shall be taken and recorded with respect to a particular motion and/or resolution whenever a member of the Council “calls the question” on any such motion and/or resolution.

**Section 7.3**

Proxy voting shall not be permitted.

#### **Section 7.4**

All matters of procedure at meetings of the Council shall be governed by the principle of unanimous consent and shall be resolved by voice vote of the members of the Council unless objection from any member is heard, in which event a roll call vote shall be ordered and taken with respect to such matter upon motion having been duly made and seconded.

#### **Section 7.5**

All matters of substantive decision-making of the Council, including matters of general or special appropriation or expenditure of Borough funds, shall be governed by the principle of majority rule and shall be recorded by roll call vote of the members of the Council.

#### **Section 7.6**

(a) Voting of members of the Council shall be conducted on a rotating basis, with the first vote at each Council meeting being taken and recorded in the following order:

- (1) Council President
- (2) Council President *Pro Tem*
- (3) Ranking Senior Member in terms of longevity on the Council
- (4) Next Ranking Member in terms of longevity on the Council
- (5) Next Ranking Member in terms of longevity on the Council
- (6) Least Ranking Member in terms of longevity on the Council

(b) In the event that two members both qualify as “Ranking Senior Member” or “Next Ranking Member”, the order of their voting shall be determined by mutual consent of the respective members, or in the absence of such mutual consent, then by the Presiding Officer.

(c) Each succeeding vote shall be taken and recorded by having, on a rotating basis, the first voting member become the last voting member and each next voting member moving one position closer to becoming the first voting member.

#### **Section 7.7**

When asked to cast a vote, members of the Council shall be permitted the following options:

- (a) Yes;
- (b) No;
- (c) Abstain;
- (d) Present; or
- (e) Pass

#### **Section 7.8**

A “Yes” vote shall be recorded as an affirmative vote in favor of the motion or resolution as to which the vote has been taken.

### **Section 7.9**

A “No” vote shall be recorded as a negative vote against the motion or resolution as to which the vote has been taken.

### **Section 7.10**

A vote of Abstention shall be counted for purposes of establishing a quorum, but shall not be recorded as an affirmative or negative vote.

### **Section 7.11**

A vote of “Present” shall be counted for purposes of establishing a quorum and shall be recorded as indicating that the Member so voting was present at the time that the recorded vote was taken, but declined to express an opinion as to the merits of the matter then under consideration.

### **Section 7.12**

A vote of “Pass” shall signify that the Member is not prepared to vote when called upon to do so and shall require the Borough Clerk to recall the Member for the purpose of voting once each other Member who has cast a “non-Pass” vote has voted. A member who upon being recalled again votes by way of a “Pass” shall be recorded as having been “Present”.

## **ARTICLE VIII**

### **Committees & Representatives of the Council**

#### **Section 8.1**

The Council hereby establishes the following Committees and areas of jurisdictional authority:

(a) **Ratables and Revenues Committee:** Formulates Borough policies and implements Borough programs intended to increase the Borough’s rate base and increase revenues to the Borough in a manner consistent with the Borough’s long term responsible development goals;

(b) **Governmental Operations Committee:** Regulates borough finances and personnel matters; reviews proposed ordinances; and monitors procedures and operations of administration, public works, utilities and Governing Body;

(c) **Ordinance Review Committee:** Reviews zoning ordinances, implements Master Plan and Main Street revitalization, administers business affairs, monitors construction-related departments and property maintenance;

(d) Public Health & Safety Committee: Monitors operations of Borough public health & safety departments, including police department, fire department, board of health and animal control

(e) Grant Writing Committee: Explore opportunities for the Borough to obtain grants from the County, State and Federal governments, or other public funding sources, and oversee the preparation of grant applications submitted by the Borough to the appropriate funding authorities.

### **Section 8.2**

(a) The Council shall create such other Select Committees as it may from time to time find and determine to be necessary and beneficial to the efficient and effective conduct of the Official Business of the Borough and operation of the Council.

(b) The jurisdiction of a Select Committee shall be determined by the Council and, to the extent permitted, shall supersede the jurisdiction of a Standing Committee with respect to any issue as to which said Select Committee is given jurisdiction.

### **Section 8.3**

In the event that more than one Committee seeks to exercise jurisdiction over a matter or where there is uncertainty as to which Committee shall exercise jurisdiction over a matter, then any such dispute or uncertainty shall be resolved by a majority vote of the full membership of the Council or, in the absence thereof, by the Presiding Officer.

### **Section 8.4**

Each Committee shall have at least two members but no more than three members, one of whom shall be appointed as Committee Chairperson. The Mayor may appoint, subject to the advice and consent of the Council, such Committee members who are not members of the Council as is determined to be appropriate and in the interest of the citizens of the Borough.

### **Section 8.5**

(a) Each Committee shall meet at least monthly unless its Chairperson determines that there is no Official Business of the Borough or of the Council warranting such a meeting.

(b) Each Select Committee shall meet at such time as its Chairperson or the Presiding Officer shall determine is necessary to consider Official Business of the Borough falling within the scope of its jurisdiction.

### **Section 8.6**

All Committees shall maintain a written record of the subject matter discussed and recommendations made during each Committee meeting, which record shall be prepared and presented by the Committee Chairperson at the next Work Session Meeting of the Council next succeeding the Committee meeting to which the report pertains.

### **Section 8.7**

The Mayor shall have the authority to nominate members of the Council for appointment to Committee or Select Committee positions, which nominations shall be subject to the advice and consent of the Council by a recorded, roll call, majority vote. In the event that a Mayoral nominee for a particular position does not receive a majority vote, then any member of the Council may move another nominee for the same position and, upon obtaining a second for any such motion, request a recorded, roll call vote of the full membership of the Council.

### **Section 8.8**

The Mayor shall appoint, subject to the advice and consent of the Council, members and/or designees of the Council to serve as non-voting Liaisons to such municipal boards, commissions and/or committees and to such civic, business, governmental or other entities as may be determined to be in the best interests of the Borough and/or the Council.

### **Section 8.9**

A Council Liaison shall be responsible for communicating, and establishing a good-working relationship, with those entities as to which such liaison may serve and shall regularly report any and all activities of such entities to the Mayor and Council.

### **Section 8.10**

The Mayor shall appoint, subject to the advice and consent of the Council, members of the Council to serve as Keypersons with respect to such matters of importance to the Borough or to the Council as may be determined to be necessary to effectuate the work of the Borough and/or the Council.

### **Section 8.11**

A Council Keyperson shall be responsible for monitoring all matters to which he shall have been assigned and for regularly reporting upon the same to the Mayor and Council.

### **Section 8.12**

The Mayor shall have the authority to make nominations with respect to other positions the appointment of which is not otherwise provided for by State Statute or Borough Ordinance, subject to the provisions of Section 8.7.

## **ARTICLE IX**

### **Appropriations by the Council**

#### **Section 9.1**

Bills, invoices or other claims for payment by the Borough shall be considered for such payment by the Council in accordance with Borough Code and State Law.

#### **Section 9.2**

Each resolution directing the payment of any bill, invoice or other claim for payment shall be deemed to require that the Borough Treasurer must certify the availability of funding before any such bill, invoice or other claim for payment can be satisfied.

## **ARTICLE X**

### **Official Seal of the Borough**

#### **Section 10.1**

The Official Seal of the Borough shall be circular in form and shall contain the following information:

*THE BOROUGH OF BLOOMINGDALE*

*1918*

*PASSAIC COUNTY, NEW JERSEY*

#### **Section 10.2**

The Borough Clerk shall maintain custody of the Official Seal of the Borough, which shall be affixed by the Borough Clerk to all documents upon which the Official Seal is legally required to be affixed as well as upon any other such documents as the Council may from time to time so direct be affixed with the Official Seal.

## **ARTICLE XI**

### **Amendment of the By-Laws**

#### **Section 11.1**

The By-Laws set forth herein shall not be amended or otherwise altered except as permitted herein.

### **Section 11.2**

Notwithstanding the provisions of Section 3.6, all proposed amendments, additions, repealers or other alterations of the By-Laws set forth herein shall be submitted in writing to the Governmental Operations Committee, which shall, upon review and consideration of the same, make an affirmative or negative recommendation thereupon for action by the Council.

### **Section 11.3**

The By-Laws set forth herein shall not be amended or otherwise altered except upon a two-thirds (2/3) vote of the full membership of the Council.

Councilman Marinaro seconded the motion, and it carried as per the following roll call: council Members: Altfield; Vroom; Huntley; Sloodmaker; Marinaro and Specchio all YES.

## **APPOINTMENTS**

Mayor Steenstra made the following appointments:

### **A. Municipal Boards and Commissions**

#### *Direct Mayoral appointments*

	<b><u>Office</u></b>	<b><u>Term</u></b>	<b><u>Nominee</u></b>
1.	Economic Develop. Comm.	5 years	<u>Robert Wolowitz</u>
2.	Economic Develop. Comm.	5 years	<u>Vacancy</u>
3.	Economic Develop. Comm.	4 years (unexp)	<u>Vacancy</u>
4.	Economic Develop. Comm.	5 years	<u>Dean Koontz</u>
5.	Environmental Commission	3 years	<u>Carol Jagiello</u>
6.	Environmental Commission	3 years	<u>Karen Labazetta</u>
7.	Environmental Commission	2 years (unexp.)	<u>Vacancy</u>
8.	Environmental Commission	3 years (unexp.)	<u>Kim Hammond</u>
9.	Library Bd. of Trustees	5 years	<u>Robert Bloodgood</u>
10.	Library Bd. of Trustees	1 years	<u>(Mayor's Rep.) Rich Smith</u>
11.	Library Bd. of Trustees	1 year (unexp.)	<u>Peter Gonzales</u>
12.	Library Bd. of Trustees	1 year	<u>(Supt. Rep.) Beth Tracey</u>
13.	Planning Board (Class IV)	4 years	<u>Bruce Conklin</u>
14.	Planning Board (Alt. II)	2 years	<u>Robert Bloodgood</u>
15.	Planning Board (Alt. IV)	2 years	<u>Kevin Luccio</u>

Mayor Steenstra made the following appointments:

**B. Municipal Boards and Commissions**  
*With Council Confirmation*

<u>Office</u>	<u>Term</u>	<u>Nominee</u>
1. Board of Health	3 years	<u>Patricia Wrobbel</u>
2. Board of Health	3 years	<u>Don Bogert</u>
3. Board of Health	3 years	<u>Leonard Mitchell</u>
4. Board of Health (Alt. I)	2 years	<u>Dr. Phil Davadan</u>
5. LEPC Coordinator	3 years	<u>Pete Croop</u>
6. Local Emergency Plan. Coun.	1 year (Deputy)	<u>Eric Hubner</u>
7. Local Emergency Plan. Coun.	1 year	<u>Mayor Steenstra</u>
8. Local Emergency Plan. Coun.	1 year	<u>Robert Voorman</u>
9. Local Emergency Plan. Coun.	1 year	<u>Administrator Ehrenburg</u>
10. Local Emergency Plan. Coun.	1 year	<u>CERTCoordinator Vroom</u>
11. Local Emergency Plan. Coun.	1 year	<u>Const. Off. Hagberg</u>
12. Local Emergency Plan. Coun.	1 year	<u>Fire Chief D'Amato</u>
13. Local Emergency Plan. Coun.	1 year	<u>Fire Wm. Sondermeyer</u>
14. Local Emergency Plan. Coun.	1 year	<u>First Aid Squad G. Dunlap</u>
15. Local Emergency Plan. Coun.	1 year	<u>Health Officer Correale</u>
16. Local Emergency Plan. Coun.	1 year	<u>Municipal Clerk McCarthy</u>
17. Local Emergency Plan. Coun.	1 year	<u>Police Chief Borell</u>
18. Local Emergency Plan. Coun.	1 year	<u>Public Works Gallagher</u>
19. Local Emergency Plan. Coun.	1 year	<u>Salvation Army Harriott</u>
20. Local Emergency Plan. Coun.	1 year	<u>School Board G. Hagl</u>
21. Local Emergency Plan. Coun.	1 year	<u>John Riker</u>
22. Local Emergency Plan. Coun.	1 year	<u>Councilman Dean Specchio</u>
23. Municipal Alliance Coord.	1 year	<u>Linda Daly</u>
24. Municipal Alliance	1 year	<u>Paul Adamo</u>
25. Municipal Alliance	1 year	<u>Karen Burke</u>
26. Municipal Alliance	1 year	<u>Elizabeth Campoli</u>
27. Municipal Alliance	1 year	<u>Lori Marciano</u>
28. Municipal Alliance	1 year	<u>Anna O'Loughlin</u>
29. Municipal Alliance	1 year	<u>Maryann Vroom</u>
30. Municipal Alliance	1 year	<u>Debbie DuHaime</u>
31. Recreation Comm'n	5 years	<u>Bob Foncillino</u>
32. Recreation Comm'n	5 years	<u>Erin Ramiza</u>
33. Rec. Comm. Alt. I	2 years (unexp.)	<u>Annette Sanders</u>
34. Rec. Comm. Alt. II	2 years (unexp.)	<u>Yocelyn Verrico</u>
35. Rec. Comm. Alt. III	4 years (unexp.)	<u>Lynn Ferrara</u>
37. ROSE Trust Fund Adv. Bd.	3 years	<u>Mark Vonderheyde</u>
38. ROSE Trust Fund	3 years	<u>Edward Simoni</u>

39. ROSE Trust Fund	3 years	<u>Jonathan Dunleavy</u>
40. Senior Citizens Adv. Cmte.	3 years	<u>May Hopper</u>
41. Senior Citizens Adv. Cmte.	3 years	<u>Jean Sisco</u>
42. Senior Citizens Adv. Cmte.	3 years	<u>Angela Didolci</u>
43. Senior Citizens Adv. Cmte.	1 year	<u>Maryann Rickelman (Rep.)</u>
44. PRBRSA Rep.	5 years	<u>Edward Howard</u>
45. CERT Team	1 year	<u>Councilman Vroom</u>
46. CERT Team	1 year	<u>Dennis DiLorenzo</u>
47. CERT Team	1 year	<u>Kevin Branvall</u>
48. CERT Team	1 year	<u>Al Saint Jacques</u>
49. CERT Team	1 year	<u>Darin Miller</u>
50. CERT Team	1 year	<u>Harvey Miller</u>
51. CERT Team	1 year	<u>Bruce Bridge</u>
52. CERT Team	1 year	<u>Christopher Synol</u>
53. CERT Team	1 year	<u>Tom Fuchs</u>
54. CERT Team	1 year	<u>Peter Brand</u>
55. CERT Team	1 year	<u>William Plog</u>
56. CERT Team	1 year	<u>Charles Manella</u>
57. CERT Team	1 year	<u>Alan Bird</u>
58. CERT Team	1 year	<u>Susan Popp</u>
59. CERT Team	1 year	<u>Maryann Vroom</u>
60. CERT Team	1 year	<u>Councilman Specchio</u>
61. Search & Rescue Team	1 year	<u>Councilman Vroom</u>
62. Search & Rescue Team	1 year	<u>Christopher Synol</u>
63. Search & Rescue Team	1 year	<u>Kevin Branvall</u>
64. Search & Rescue Team	1 year	<u>Al Saint Jacques</u>
65. Search & Rescue Team	1 year	<u>Darin Miller</u>
66. Search & Rescue Team	1 year	<u>Harvey Miller</u>
67. Search & Rescue Team	1 year	<u>Bruce Bridge</u>
68. Search & Rescue Team	1 year	<u>Butch Manella</u>

Councilwoman Huntley moved for the **CONFIRMATION** of these appointments; seconded by Councilwoman Altfield and carried as per the following roll call: Council Members: Vroom; Huntley; Sloomaker; Marinaro; Specchio and Altfield all YES.

### **COUNCIL APPOINTMENT OF PLANNING BOARD CLASS III MEMBER**

Councilman Specchio moved for the appointment of Councilwoman Altfield as Planning Board Class III Member; seconded by Councilman Vroom and carried as per the following roll call: Council Members: Huntley, YES; Sloomaker, YES; Marinaro, YES; Specchio, YES; Altfield, PRESENT and Vroom, YES.

### **APPOINTMENT OF GOVERNING BODY COMMITTEES**

#### **2008 Standing Committees**

Mayor Steenstra made the following appointments:

<u>Committee</u>	<u>Chair</u>	<u>Member(s)</u>
FY2008 Budget Committee	<u>Sloutmaker</u>	<u>Specchio &amp; Crum</u>
Governmental Operations	<u>Specchio</u>	<u>Altfield &amp; Vroom</u>
Public Health & Safety	<u>Sloutmaker</u>	<u>Marinero &amp; Vroom</u>
Ordinance Review Committee	<u>Vroom</u>	<u>Altfield &amp; Specchio</u>
Ratables & Revenues Comm.	<u>Marinero</u>	<u>Huntley</u>
Grant Writers	<u>Huntley</u>	<u>Capt. Muller &amp; Marinero</u>

Councilman Marinero moved for the CONFIRMATION of the above appointments; seconded by Councilwoman Altfield.

At this time, Councilwoman Huntley read a statement as to the appointments to the Budget Committee and her belief that it was peculiar that she was not being reappointed to the Committee and noted that although she will not be on the Committee, she will keep herself apprised of the process and give her input, etc.

The motion carried as per the following roll call: Council Members: Sloutmaker; Marinero; Specchio; Altfield; Vroom and Huntley all YES.

#### APPOINTMENT OF GOVERNING BODY LIAISONS

Mayor Steenstra made the following appointments:

<u>Organization</u>	<u>Liaison</u>
1. Bloomingdale Animal Shelter Society	<u>Councilwoman Altfield</u>
2. Bloomingdale Board of Education	<u>Councilwoman Huntley</u>
3. Bloomingdale Board of Health	<u>Mayor Steenstra</u>
4. Bloomingdale Volunteer Fire Co., Inc.	<u>Mayor Steenstra</u>
5. Bloomingdale Youth Organization	<u>Councilwoman Huntley</u>
6. Butler Rotary	<u>Municipal Clerk McCarthy</u>
7. Environmental Commission	<u>Councilman Vroom</u>
8. Library Board of Trustees	<u>Councilwoman Altfield</u>
9. Local Emergency Planning Council	<u>Councilwoman Huntley</u>
10. Municipal Drug Alliance	<u>Councilman Vroom</u>
11. Planning Board	<u>Councilman Marinero**</u>
12. ROSE Trust Fund Advisory Board	<u>Councilman Sloutmaker *</u>
13. Senior Citizens Advisory Committee	<u>Administrator Ehrenburg</u>
14. Tri-Boro Chamber of Commerce	<u>Municipal Clerk McCarthy</u>
15. Tri-Boro Little League	<u>Councilman Sloutmaker</u>

Councilwoman Altfield moved for the CONFIRMATION of these appointments; Councilman Specchio seconded the motion.

Councilman Sloomaker asked that Councilman Vroom is more familiar with the ROSE Fund and felt he should be the Liaison to that Board.

*\*Councilwoman amended her motion to change Councilman Vroom to the Liaison to the ROSE Fund; seconded by Councilman Specchio and carried as per the following roll call: Council Members: Marinaro; Specchio; Altfield; Vroom; Huntley and Sloomaker all YES.*

### **ADOPTION OF CONSENT AGENDA RESOLUTIONS**

Councilwoman Altfield offered the following Resolutions and moved for their adoption:

#### **RESOLUTION #2008-1.4 OF THE GOVERNING BODY OF THE BOROUGH OF BLOOMINGDALE**

#### **Recognizing Public Service Anniversaries of Distinguished Members of the Bloomingdale Fire Department**

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that the Bloomingdale Volunteer Fire Department (“Department”) serves as the foremost fire protection agency within Borough government; and

**WHEREAS**, the Governing Body further finds and declares that the Department is comprised of dedicated volunteer citizens of the Borough who, at risk to their own life and limb, selflessly serve and protect their families, friends, neighbors and fellow citizens from harm; and

**WHEREAS**, the Governing Body further finds and declares that the citizens of the Borough are ever mindful of the time and energy expended by these brave volunteers and will forever owe a deep and abiding debt of gratitude to the following members of the Department upon their respective attainment of the following terms of public service:

John D’Amato	30 years of service
Chris Shauger	30 years of service
James DeGraw	35 years of service
Edwin Duane Muldoon	40 years of service
Robert Sabo	40 years of service
Mike Hudson	15 years of service
William Pomeroy	10 years of service
Keith Rounds	10 years of service
Michael Westdyk	10 years of service
Mike Aluzzo	5 years of service
Bill Beckman	5 years of service
Scott Connolly	5 years of service

**WHEREAS**, the Governing Body further finds and declares that these brave volunteers will forever be remembered for their devotion to duty and dedication to service exemplified by their longstanding commitment to the Department and to the citizens of the Borough, whom shall always be appreciative for their efforts;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby extend its sincere gratitude and appreciation to the above listed firemen, for their dedicated, professional public service to the citizens of our community, and does hereby present the foregoing Official Resolution to them in recognition of their achievements.

**RESOLUTION #2008-1.5  
OF THE GOVERNING BODY  
OF BOROUGH OF BLOOMINGDALE**

*Confirming Award of Exempt Status for Fireman Gerard Cronin*

**WHEREAS**, the Governing Body of the Borough of Bloomingdale (“Governing Body”) finds and declares that its most fundamental responsibility is to protect the health, safety and welfare of the citizens of the Borough of Bloomingdale; and

**WHEREAS**, the Governing Body is substantially and capably aided in this regard by the loyal, dedicated volunteer members of the Bloomingdale Volunteer Fire Department, whose primary aim in serving the citizens of this Borough is their protection from fire-borne hazards and risks through fire safety and emergency response measures; and

**WHEREAS**, the Governing Body has learned that *Gerard Cronin* has upheld the strong and abiding tradition of Departmental service to our community by having performed at least sixty per centum (60%) of fire duty for a period of seven (7) years, and has thereby earned *Exempt Fireman Status* within the Department; and

**WHEREAS**, the Governing Body wishes to recognize this accomplishment and to express its sincerest gratitude for his dedicated public service to the protection of the citizens of our community from fire-borne hazards;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body does hereby confirm the award of Exempt Status upon *Gerard Cronin* and does express, on behalf of the citizens of the Borough of Bloomingdale, sincerest gratitude and appreciation for his loyal, dedicated and exemplary service in protecting the citizens of our community as a volunteer member of the Bloomingdale Volunteer Fire Department; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk be and is hereby directed to forward a true copy of the foregoing Resolution and to issue an Official Exempt Fireman Certificate to *Gerard Cronin* in recognition of his dedicated public service to the citizens of our community.

**RESOLUTION #2008-1.7  
OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

*Designating Official Depositories for Municipal Funds*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that State law requires the designation of one or more official depositories for municipal funds; and

**WHEREAS**, the Governing Body further finds and declares that Lakeland State Bank and MBIA Municipal Investors Services Corporation are eligible and qualified under State law to serve as official depositories for municipal funds; and

**WHEREAS**, the Governing Body further finds and declares that there has been no recommendation of any change in the designation of Lakeland State Bank and MBIA Municipal Investors Services Corporation as official depositories for municipal funds for calendar year 2006;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale that Lakeland State Bank and MBIA Municipal Investors Services Corporation be and are hereby designated as the primary depositories for Borough funds during calendar year 2006; and

**BE IT FURTHER RESOLVED** that Borough Treasurer Sherry Gallagher and Chief Financial Officer Donna M. Mollineaux be and is hereby authorized to invest any surplus funds, not otherwise required for current expenses, in any bank certificated by the State of New Jersey and/or in the New Jersey Cash Management Fund.

**RESOLUTION #2008-1.8  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Designating Official Signatories for Municipal Disbursement Checks*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that State law requires the designation of one or more official signatories for municipal disbursement checks; and

**WHEREAS**, the Governing Body further finds and declares that the Mayor, the Borough Clerk, the Borough Treasurer, Chief Financial Officer and the Chairman of the Governing Body’s Governmental Operations Committee are each eligible and qualified under State law to serve as official signatories for municipal disbursement checks;

**WHEREAS**, the Governing Body further finds and declares that the Borough’s Chief Financial Officer and the Borough Treasurer have each recommended that the foregoing individuals be designated as official signatories for municipal disbursement checks for calendar year 2008;

***NOW, THEREFORE, BE IT RESOLVED*** by the Governing Body of the Borough of Bloomingdale that Mayor William Steenstra, Municipal Clerk Jane McCarthy, Borough Treasurer Sherry Gallagher and Chief Financial Officer Donna M. Mollineaux be and are hereby designated as official signatories for municipal disbursement checks for calendar year 2008; and

***BE IT FURTHER RESOLVED*** that disbursement checks drawn on all municipal accounts be and hereby required to bear the signatures of at least three of the foregoing individuals, except that disbursement checks drawn on the Borough's Payroll Account are valid if they bear the signature of the Borough Treasurer and one other authorized signatory.

**RESOLUTION #2008-1.9  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Annual Municipal Tax Lien Sale***

***WHEREAS***, the Governing Body ("Governing Body") of the Borough of Bloomingdale ("Borough") finds and declares that N.J.S.A. 54:5-19 directs the Municipal Tax Collector to conduct an annual sale of tax/municipal charges; and

***WHEREAS***, the Governing Body further finds and declares that it is in the best interests of the citizens of the Borough for the Municipal Tax Collector to conduct a municipal lien sale for taxes and other municipal charges in 2008;

***NOW, THEREFORE, BE IT RESOLVED*** by the Governing Body of the Borough of Bloomingdale that Municipal Tax Collector Ms. Dale P. Mathews be and is hereby authorized to conduct an annual municipal tax lien sale in calendar year 2008 in accordance with the provisions of N.J.S.A. 54:5-19.

**RESOLUTION #2008-1.10  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Cancellation of Certain Tax Refunds and/or Delinquencies***

***WHEREAS***, the Governing Body ("Governing Body") of the Borough of Bloomingdale ("Borough") finds and declares that N.J.S.A. 40A:5-17.1 empowers authorized municipal employees to process the cancellation of tax refunds and/or delinquencies of less than five dollars and no cents (\$5.00) in amount without further action of the Governing Body; and

***WHEREAS***, the Governing Body further finds and declares that Municipal Tax Collector Ms. Dale P. Mathews is qualified to process the cancellation of tax refunds and/or delinquencies of less than \$5.00 in amount in accordance with N.J.S.A. 40A:5-17.1; and

**WHEREAS**, the Governing Body further finds and declares that it is in the best interests of the citizens of the Borough for the Municipal Tax Collector to be authorized to process the cancellation of tax refunds or delinquencies of less than \$5.00 in amount in accordance with N.J.S.A. 40A:5-17.1;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale that Municipal Tax Collector Dale Mathews be and is hereby authorized to process the cancellation of tax refunds or delinquencies of less than \$5.00 in amount during calendar year 2008 in accordance with N.J.S.A. 40A:5-17.1.

**RESOLUTION #2008-1.11  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Authorizing Municipal Change Funds*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that State law authorizes the use of municipal change funds by departments of Borough government; and

**WHEREAS**, the Governing Body further finds and declares that certain departments of Borough government have requested authorization for the use within their respective departments of municipal change funds during calendar year 2008:

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body further finds and declares that the Borough’s Chief Financial Officer and the Borough Treasurer have each recommended that the following municipal officials be authorized to use change funds for their respective departments in the amounts stated herein:

- |   |          |
|---|----------|
| • Chief of Police (for Police Department)                                       | \$ 10.00 |
| • Collector of Taxes (for Tax Department)                                       | 200.00   |
| • Construction Code Official (for Construction Department)                      | 50.00    |
| • Municipal Clerk (for Office of Municipal Clerk)                               | 50.00    |
| • Municipal Court Administrator (for Municipal Court)                           | 200.00   |
| • Secretary to Board of Health/Registrar of Vital Statistics (for Health Dept.) | 50.00    |

**RESOLUTION #2008-1.12  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Establishing Official Rate of Interest on Delinquencies and Grace Period*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that State law defines the term “delinquency” as the “sum” of all taxes and municipal charges due and owing on a given parcel of property; and

**WHEREAS**, the Governing Body further finds and declares that State law authorizes municipalities to charge as interest on delinquencies the rate of 8% for amounts not exceeding \$1,500.00, and of 18% for any amount exceeding \$1,500.00, subject to a grace period of ten (10) days on the payment of said delinquency as provided by law; and

**WHEREAS**, the Governing Body further finds and declares that the Borough's Acting Chief Financial Officer and the Municipal Tax Collector have each recommended that the Governing Body establish the foregoing as the Official Rate of Interest to be assessed by the Borough on all delinquencies occurring during calendar year 2008;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale that Municipal Tax Collector Ms. Dale P. Mathews be and is hereby authorized to charge as interest on delinquencies occurring during calendar year 2008 the rate of 8% for amounts not exceeding \$1,500.00, and of 18% for any amount exceeding \$1,500.00 per NJSA 54:4-66, grace period per NJSA 54-4-67.

**RESOLUTION #2008-1.13  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Authorizing Service Charges on Returned Negotiable Instruments*

**WHEREAS**, the Governing Body ("Governing Body") of the Borough of Bloomingdale ("Borough") finds and declares that State law authorizes municipalities to assess service charges on accounts due and owing for payment that has been tendered by check or other form of written negotiable instrument that is returned; and

**WHEREAS**, the Governing Body further finds and declares that the Borough's Chief Financial Officer and the Municipal Tax Collector have each recommended that the Governing Body authorize the imposition of service charges to offset the costs and expenses incurred as a result of the failed negotiation of such written negotiable instruments; and

**WHEREAS**, the Governing Body further finds and declares that it is in the best interests of the citizens of the Borough to authorize the imposition of such service charges;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale as follows:

- 1) That a service charge shall be added to any account owing to the municipality if payment tendered on said account was by way of a check or other written instrument that was returned;
- 2) That any service charge added to an account owing to the municipality for a tax or special assessment shall be included on whatever list of delinquent accounts is prepared for the enforcement of such lien; and

3) That the amount of such service charge shall be \$20.00 per check or other written instrument that has been returned, which charge shall be required to be tendered to the Borough in cash or by other form of guaranteed funds, including, but not limited to, certified or cashier's check.

**RESOLUTION #2008-1.14  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Designating Official Borough Newspapers*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that State law requires the designation of official municipal newspapers for the purpose of ensuring public notice of municipal governmental activities to the citizens of the Borough and the region; and

**WHEREAS**, the Governing Body further finds and declares that it is in the best interests of the citizens of the Borough to designate The Herald & News as the Official Newspaper of the Borough, and The Record (of Hackensack) and Suburban Trends (of Kinnelon) as the secondary newspapers of the Borough for calendar year 2008;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale that The Herald & News be and is hereby designated as the Official Newspaper of the Borough, and The Record (of Hackensack) and Suburban Trends (of Kinnelon) be and are hereby designated as the secondary newspapers of the Borough for calendar year 2008; and

**BE IT RESOLVED** that the Municipal Clerk be and is hereby directed to forward a true copy of the foregoing Resolution to all official Boards and Commissions of the Borough of Bloomingdale for the purpose of ensuring uniformity of public notification of municipal governmental activities to the citizens of the Borough and the region during calendar year 2008.

**RESOLUTION #2008-1.15  
OF THE GOVERNING BODY  
OF BOROUGH OF BLOOMINGDALE**

*Authorizing Temporary Delay in Posting of Penalties on Certain Utility Accounts*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that the Municipal Utility Services User Rules and Regulations, enacted as part of the Revised General Ordinances of the Borough (“Code”), provide that the Borough Council may repeal, alter, change or modify them by formal resolution; and

**WHEREAS**, the Governing Body further finds and declares that Sections 17-6.5 and 18-5.10 of the Code provide for the assessment of penalties for delinquent payments on service accounts that are not paid within a thirty (30) day grace period; and

**WHEREAS**, the Governing Body further finds and declares that the best interests of the taxpayers

who finance the operations of the Borough warrant that appropriate measures be undertaken to prevent the potential aforementioned assessment of penalties;

**WHEREAS**, the Governing Body further finds and declares that the payment schedules of the Borough and of the Board of Trustees of the Bloomingdale Board of Education (“Board”) bill periodically do not coincide, thereby resulting in the potential aforementioned assessment of penalties as well; and

**WHEREAS**, the Governing Body further finds and declares that due comity by and between the Borough and the Board, as well as the best interests of the taxpayers who finance the operations of the Borough and the Board, respectively, warrant that appropriate measures be undertaken to prevent the similar potential aforementioned assessment of penalties;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale that the Department of Water and Sewer Utility Services is hereby authorized to delay posting of finance charges on the following utility accounts until at least sixty (60) days after the date the utility bills upon which said bills are mailed:

<u>Account Number</u>	<u>Account Name</u>	<u>Service Number</u>
00170200	Sewer Disposal Plant - FH	23 Brandt Lane - Access Driveway
08128600	Delazier Field Lawn Sprinkler	30 Ballston Street
12860000	Delazier Field Bathrooms	30-B Ballston Street
12880000	Duane Muldoon Fire House	30-A Ballston Street
25320000	Public Works Garage	188 Union Avenue
40340000	Martha B. Day School	225 Rafkind Road
50030000	Samuel R. Donald School	31-33 Captolene Avenue
60310000	Walter T. Bergen School	225 Glenwild Avenue
95850000	Municipal Annex Building	107 Hamburg Turnpike
95880000	Senior Citizen Center	103 Hamburg Turnpike
95890000	Municipal Building	101 Hamburg Turnpike
2914-0	Public Safety Complex	190 Union Avenue

**RESOLUTION #2008-1.16  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Execution of Water Testing Agreement with Passaic Valley Water Commission***

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that it is in the best interests of the citizens of the Borough for the Department of Water and Sewer Utility Services to engage professional services to conduct analytical laboratory tests for the Borough’s Public Water Supply System in accordance with the Federal Safe Drinking Water Act and New Jersey State Law; and

**WHEREAS**, the Governing Body has received a proposal from the Passaic Valley Water Commission for the performance of professional services during calendar year 2008 for an estimated cost not to exceed the amount set forth in its proposal and as itemized on the fee schedule accompanying said proposal; and

**WHEREAS**, the Governing Body further finds and declares that funds have been provided for this service in the FY2008 Municipal Utility Services Budget;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize all necessary and appropriate Municipal Officials to execute a Water Testing Agreement with the Passaic Valley Water Commission, consistent with the foregoing proposal.

Councilman Vroom seconded the motion, and it carried as per the following roll call: Council Members: Specchio; Altfield; Vroom; Huntley; Sloomaker and Marinaro all YES.

### **PROFESSIONAL REPORTS**

**Municipal Clerk** – Noted that the last day to register to vote for the Presidential Primary is January 15, 2008 and the Municipal Clerk's office will be open until 9 p.m.

### **LIAISON AND KEY PERSON REPORTS**

**Board of Education** – Councilwoman Huntley reported that the Board of Education is looking into the feasibility of letting the Bloomingdale Free Public Library use space in the Walter T. Bergen School.

**Bloomingdale Youth Organization** – Councilwoman Huntley noted that the "A" Cheerleading Squad won the cheerleading competition in February.

Councilwoman Huntley also felt that we should honor businesses and/or residents who have contributed to the community.

### **LATE PUBLIC COMMENT**

Councilman Sloomaker moved that the meeting be opened to Late Public Comment; seconded by Councilman Vroom and carried on voice vote with all members voting YES.

Dot Tintle, Van Dam Avenue, discussed her displeasure at Councilwoman Huntley not being appointed to the Budget Committee and felt the Mayor should reconsider.

Mayor Steenstra noted that he felt that members should be on a two-year rotating basis so that all we could acquainted with the Budget process.

Since there was no one else who wished to speak under Public Comment, Councilwoman Altfield moved that it be closed; seconded by Councilman Specchio and carried on voice vote with all members voting YES.

### **Adoption of Resolution #2008-1.17: Authorizing Executive Session**

Councilman Vroom offered the following motion and moved for its adoption:

**RESOLUTION #2008-1.17  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Authorizing the Convening of an Executive Session*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Governing Body is of the opinion that such circumstances presently exist;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale, County of Passaic, State of New Jersey, as follows:

1. The public shall be excluded from discussion of, and action upon, the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
3. The general nature of the subject matter to be discussed is as follows:
 

A. Personnel	1 matter
B. Contract Negotiations	1 matter
4. Minutes will be taken.
5. It is anticipated at this time that minutes of the above-referenced subject matter will be made public when it is in order to do so.
6. This Resolution shall take effect immediately.

**(At this time, the Mayor and Council went into Late Executive Session)**

**RECONVENED**

Mayor Steenstra reconvened the meeting at 8:41 p.m. and noted that Council Members Vroom and Altfeld recused themselves during the Executive Session in regard to the item of personnel and did not participate in the discussion.

**Adoption of Resolution #2008-1.18: Termination of DPW Employee Thomas Connell**

Councilman Sloomaker offered the following Resolution and moved for its adoption:

**RESOLUTION #2008-1.18**

**OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Terminating Employment of Thomas Connell*

**WHEREAS**, on July 18, 2005, Thomas Connell was hired as an employee of the Borough of Bloomingdale as a Road Laborer for the Department of Public Works; and

**WHEREAS**, the Borough Administrator has noted that Mr. Connell has abused sick time and is late to work on repeated occasions, which is disruptive to the proper operations of the Department of Public Works; and

**WHEREAS**, on January 27, 2007, Mr. Connell received a written reprimand for calling in sick and then working overtime on the same day; and

**WHEREAS**, on August 6, 2007, Mr. Connell was suspended for two days for abuse of sick time; and

**WHEREAS**, on September 14, 2007, Mr. Connell was suspended for three days for being late.

**WHEREAS**, on October 19, 2007 Mr. Connell was suspended for seven days for being late, subject to the approval of the Governing Body; and

**WHEREAS**, Mr. Connell received a Rice notice informing him that his employment status would be discussed during the October 23, 2007 Executive Session meeting of the Governing Body; and

**WHEREAS**, on October 23, 2007, the Governing Body convened an Executive Session meeting for the purpose of addressing Mr. Connell's future employment status with the Borough, after which Resolution #2007-10.17 was passed approving a seven day suspension of Mr. Connell's employment; and

**WHEREAS**, Resolution #2007-10.17 further provides that in the event there was any further infraction by Thomas Connell, the Borough Administrator shall be authorized to suspend Mr. Connell without pay pending further action by the Mayor and Council; and

**WHEREAS**, on November 8, 2007, Thomas Connell called in sick at 7:30 A.M., which was 90 minutes late from the 6:00 A.M. starting time; and

**WHEREAS**, Thomas Connell received a Rice notice informing him that his future employment status would be discussed during the November 27, 2008 Executive Session meeting of the Governing Body;

**WHEREAS**, on November 27, 2007, Thomas Connell attended the Executive Session meeting of the Governing Body with his CWA Local 1032 Representative for the purpose of

discussing the employment issues concerning Mr. Connell; and

**WHEREAS**, as a condition of his continued employment by the Borough, Thomas Connell, with the advice and counsel of his CWA Local 1032 Representative, agreed to conditions of employment as memorialized in Resolution #2007-11.15; and

**WHEREAS**, Thomas Connell continues to engage in a pattern of lateness for work, which is very disruptive to the proper operations of the Department of Public Works, and which violates the conditions of employment agreed to by Mr. Connell on November 27, 2007:

**NOW, THEREFORE, BE IT ORDAINED AND RESOLVED**, that the Governing Body of the Borough of Bloomingdale does hereby terminate the employment of Thomas Connell by the Borough, effective immediately.

Councilman Specchio seconded the motion, and it carried as per the following roll call: Council Members: Huntley; Sloodmaker; Marinaro and Specchio all YES. ABSENT: Council Members: Altfield and Vroom

**Authorization to hire replacement for DPW Tom Connell's position**

Councilman Sloodmaker moved that the Borough Administrator be authorized to go to the next person on the list to fill the position vacated by the termination of Tom Connell; seconded by Councilman Specchio and carried as per the following roll call: Council Members: Sloodmaker; Marinaro and Specchio; YES Councilwoman Huntley, NO ABSENT: Council Members: Altfield and Vroom

**LIAISON TO THE PLANNING BOARD APPOINTMENT**

Councilman Marinaro asked that he be removed as Liaison to the Planning Board as to avoid any potential conflict of interest. It was noted that Councilman Vroom expressed an interest in it.

***\*\*Councilman Sloodmaker moved to amend his prior motion under Item G-11 and appoint Councilman Vroom as Liaison to the Planning Board; seconded by Councilman Specchio and carried as per the following roll call: Council Members: Marinaro, PRESENT; Specchio; Huntley and Sloodmaker all YES. ABSENT: Council Members: Altfield and Vroom***

**ADJOURNMENT**

Because there was no further public business to be conducted, Councilman Specchio moved to **ADJOURN** at 8:49 p.m.; seconded by Councilman Sloodmaker and carried on voice vote with all members present voting YES. ABSENT: Council Members: Altfield and Vroom

Jane McCarthy, RMC  
Municipal Clerk