

April 28, 2009

The Regular Meeting of the Governing Body of the Borough of Bloomingdale was held on the above date in the Council Chambers of the Municipal Building, 101 Hamburg Turnpike. Mayor Steenstra called the meeting to order at 7:02 p.m.

### **SALUTE TO THE AMERICAN FLAG**

Mayor Steenstra led the Salute to the Flag followed by the Borough Prayer.

### **ROLL CALL**

<i>In Attendance:</i>	Mayor:	William Steenstra
	Council President:	Jennifer Altfield
	Council Pres. Pro Tem:	Bernard H. Vroom*
	Council Members:	Linda Huntley Thomas Marinaro Dean Specchio Mark A. Crum
<i>Professionals</i>	Deputy Municipal Clerk:	Terry Sauer
	Borough Administrator:	Ted Ehrenburg
<i>Present:</i>	Borough Attorney:	Joseph V. "Joe" MacMahon, Esq.
	Chief Financial Officer:	Donna Mollineaux

\*Entered later

### **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 November 11, 2008.

### **EARLY PUBLIC COMMENT**

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

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

### **APPROVAL OF CONSENT AGENDA**

Councilman Marinaro moved for the adoption of the the minutes of September 23, October 14 and 28, November 10 and 25 and December 23, 2008 and Information Items list for weeks ending April 2, 9, 16 and 23, 2009; seconded by Specchio and carried as per the following roll call: Council Members: Altfield, YES; Crum, ABSTAIN; Huntley, YES; Marinaro, YES; Specchio, YES. Absent: Councilman Vroom

Councilman Marinaro moved for the approval of the minutes of December 9, 2008; seconded by Councilwoman Huntley and carried as per the following roll call: Council Members: Altfield, YES; Crum, ABSTAIN; Huntley, YES; Marinaro, ABSTAIN and Specchio, YES. ABSENT: Councilman Vroom

(Councilman Vroom entered at this time)

Councilwoman Altfield moved for the adoption of the Minutes of January 6, 13 and February 10, 2009; seconded by Councilman Specchio and carried as per the following roll call: Council members: Altfield, YES; Crum, ABSTAIN; Huntley, YES; Marinaro, YES; Specchio, YES and Vroom, PRESENT.

Councilwoman Altfield moved for the adoption of the minutes of January 27, 2009; seconded by Councilman Specchio and carried as per the following roll call: Council Members: Altfield, YES, Crum, ABSTAIN; Huntley, ABSTAIN; Marinaro, YES; Specchio, YES and Vroom, YES.

Councilwoman Altfield moved for the adoption of the minutes of February 24; March 10 and 24 and April 14, 2009; seconded by Councilman Marinaro and carried as per the following roll call: Council Members: Crum; Huntley; Marinaro; Specchio and Vroom all YES.

## **PENDING BUSINESS**

### **Governmental Operations**

#### **Open Vacancies for Professionals, Boards and/or Commission**

Mayor Steenstra moved that Dan Tuzzio be appointed as the Library Board of Trustees mayoral Representative.

#### **Authorization to change June 9, 2009 meeting to June 16<sup>th</sup>, 2009**

Councilman Specchio move that the June 9, 2009 Work Session be changed to June 16th At 7 p.m.; seconded by Councilwoman Altfield and carried on voice vote.

## **INTRODUCTION OF NEW BUSINESS**

### **Governmental Operations Committee**

#### **Adoption of Resolution #2009-4.7: Payment of Municipal Obligations**

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

**RESOLUTION #2009-4.7  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**Authorizing Payment of Municipal Obligations**

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that certain municipal obligations have come due and are now payable; and

**WHEREAS**, the Governing Body further finds and declares that said obligations have been itemized on the annexed schedules, which are hereby deemed part of this Resolution;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize payment of said municipal obligations, in accordance with the recommendations of the Chief Financial Officer and the Borough Treasurer, from the following accounts and in the following amounts:

#### BILLS LIST

CURRENT	1,273,821.48
UTILITY	16,862.67

#### PREPAID LIST

CURRENT	376,618.62
UTILITY	14,161.86

CAPITAL	66,020.08	UNEMPLOY.	170.39
UTILITY CAPITAL	90,191.39	RECYCLING	524.72
TRUST	4,957.55	CAPITAL	00.00
DOG	836.68	TRUST	8,477.00
RECREATION	3,505.29	SPEC. ASSESS.	0,000.00
UNEMPLOYMENT	6,409.90	RECREATION	885.00
ROSE FUND	28,345.21	UTILITY CAP.	
RECYCLING	1,631.00	DOG	000.00
TOTAL	1,492,581.25	TOTAL	400,837.59

Councilman Crum seconded the motion and it carried as per the following roll call: Council Members: Altfield, YES; Crum, YES; Huntley, NO; Marinaro, YES; Specchio, YES; and Vroom, YES.

**Adoption of Resolution #2009-4.8: Special Emergency Notes**

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

**RESOLUTION #2009-4.8  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***RESOLUTION AUTHORIZING THE ISSUANCE OF \$84,000  
SPECIAL EMERGENCY NOTES OF THE BOROUGH OF  
BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY.***

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY AS FOLLOWS:

**Section 1. Pursuant to the Local Budget Law of New Jersey, Special Emergency Notes in the aggregate principal amount of \$84,000 of the Borough are hereby authorized to be issued under ordinance number 3-2009 of the Borough finally adopted April 14, 2009.**

The special emergency notes authorized by this resolution and the ordinance heretofore referred to may be issued in amounts and denominations not exceeding in the aggregate the amount of notes authorized herein, as determined by the Chief Financial Officer of the Borough pursuant to this resolution.

**Section 2.** The following matters in connection with the notes are hereby determined:

- (a) All notes issued hereunder shall mature at such time as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date;
- (b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the Chief Financial Officer;

- (c) The notes shall be in the form determined by the Chief Financial Officer and the Chief Financial Officer's signature upon the notes shall be conclusive as to such determination;
- (d) Notes issued hereunder may be renewed from time to time for periods of not exceeding one year for the time period specified in, and in accordance with the provisions of N.J.S.A. 40A:4-55.

Section 3. The Chief Financial Officer is hereby authorized and directed to determine all matters in connection with the notes not determined by this or a subsequent resolution and the Chief Financial Officer's signature upon the notes shall be conclusive as to such determination.

Section 4. The Chief Financial Officer is hereby authorized to sell the notes from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefore.

Section 5. Any instrument issued pursuant to this resolution shall be a general obligation of the Borough of Bloomingdale. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 6. The Chief Financial Officer is authorized and directed to report in writing to this governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following

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

**Adoption of Resolution #2009-4.9: Declaring May 1, 2 009 as Silver Star Banner Day**

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

**RESOLUTION #2009-4.9  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*DECLARING MAY 1, 2009 AS  
SILVER STAR BANNER DAY  
IN THE BOROUGH OF BLOOMINGDALE*

WHEREAS, the Borough of Bloomingdale has always honored the sacrifice of the men and women in the Armed Forces; and

WHEREAS, the Silver Star Families of America was formed to make sure we remember the blood sacrifice of our wounded and ill by designing and manufacturing a Silver Star Banner and Flag; and

WHEREAS, to date the Silver Star Families of America has freely given thousands of Silver Star Banners to the wounded and their families; and

WHEREAS, the members of the Silver Star Families of America have worked tirelessly to provide the wounded of the Borough and Country with Silver Star Banners, flags and care packages; and

WHEREAS, the Mayor and Council and the residents of Bloomingdale wish that the sacrifice of so many in our Armed Forces never be forgotten.

NOW, THEREFORE, I William R. Steenstra, Mayor of the Borough of the Borough of Bloomingdale and the Governing Body do hereby proclaim our appreciation of the Silver Star Families of America and honor their commitment to our wounded Armed Forces members and further declare May 1<sup>st</sup> "SILVER STAR BANNER DAY" the permanent and official day to honor the wounded and ill soldiers of the Borough of Ringwood.

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

**Adoption of Resolution #2009-4.10: Expressing Appreciation to former Mayor Larry Anzovino**

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

**RESOLUTION #2009-4.10  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***EXTENDING APPRECIATION TO LARRY ANZOVINO***

WHEREAS, Larry Anzovino has dedicated his life to public service, serving as Mayor of the Borough of Dunellen for twenty-six years and a Lifetime member of the Dunellen Fire department and First Aid Squad; and

WHEREAS, Larry Anzovino is a creative and talented artist whose many plaques grace the walls of countless elected, appointed and private citizens of New Jersey and he continues his outstanding commitment to public service as Executive Director of the New Jersey Mayors Association;

NOW, THEREFORE, I William R. Steenstra, Mayor of the Borough of the Borough of Bloomingdale and the Governing Body do hereby proclaim our appreciation to Larry Anzovino for all his hard work and dedication to the various organizations, associations and residents of the State of New Jersey.

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

**Adoption of Resolution #2009-4.11: Creating Ad Hoc Committee in Regard to Defeated School Board Budget**

Councilwoman Altfield moved that an Ad Hoc Committee comprised of Council Members Huntley and Marinaro be formed in regard to the Defeated School Board Budget; seconded by Councilman Specchio and carried as per the following roll call: Council members: Altfield; Crum; Huntley; Marinaro; Specchio and Vroom all YES.

**Adoption of Resolution #2009-4.12: Tax Title Lien Certificate #476**

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

**RESOLUTION #2009-4.12  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**Authorizing Redemption and Cancellation of Tax Title Lien Certificate #476**

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on January 21, 2008, a lien was sold on, 30 HAMILTON STREET, BLOOMINGDALE, for delinquent year 2007 taxes, and

**WHEREAS**, the Governing Body further finds and declares that the foregoing property is also known as Block 78, Lot 11, owned by Anthony and Cheryl Malone; and

**WHEREAS**, the Governing Body further finds and declares that the foregoing lien is known as Tax Title Lien Certificate (TTL) # 476, which was sold to Crusader Lien Services for a PREMIUM of \$200.00; and

**WHEREAS**, the Governing Body further finds and declares that Wilshire Credit Corporation, Inc. as representative for LandAmerica, has requested redemption of TTL # 476, and

**WHEREAS**, the Governing Body further finds and declares that the Wilshire Credit Corporation has paid all monies due on TTL # 476, including supporting affidavits from the lien holder, and current taxes to the Borough of Bloomingdale;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Bloomingdale that the Borough Treasurer be and is hereby authorized to issue checks in the amount of \$ 20,891.20, for the lien redemption and \$200.00 for return of the PREMIUM payable to Crusader Lien Services, 179 Washington Lane, Jenkintown, PA 19046 for the redemption and cancellation of Tax Title Lien Certificate # 476.

1099 = \$ 1788.50

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

**Adoption of Resolution #2009-4.13: Authorization of Recycling Tonnage Grant Application**

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

**RESOLUTION #2009-4.13  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**Authorizing Submission of State of New Jersey Department of Environmental Protection  
Mandatory Source Separation and Recycling Act Tonnage Grant Application  
on Behalf of the Borough of Bloomingdale**

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that the Mandatory Source Separation and Recycling Act

(“Act”), P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, the Governing Body further finds and declares that it is the intent and spirit of the Act that municipalities use tonnage grants to continue and expand existing municipal recycling programs and to develop new programs designed to promote recycling; and

**WHEREAS**, the Governing Body further finds and declares that the New Jersey Legislature has empowered the State of New Jersey Department of Environmental Protection (“NJDEP”) to implement the Act through the promulgation of regulations that impose upon municipalities, as a condition for applying for such tonnage grants, certain requirements that include compiling and maintaining accurate, verifiable records of materials collected and claimed by each such municipality; and

**WHEREAS**, the Governing Body further finds and declares its intention that this Official Resolution shall serve to memorialize the Borough’s continuing commitment to recycling and the Borough’s acceptance of its obligations under the requirements imposed by the Act and its implementing regulations;

**WHEREAS**, the Governing Body further finds and declares that its intention that this Official Resolution shall also serve to memorialize the formal designation by Mayor William Steenstra confirmed by the Borough Council, and DPW Superintendent Al Gallagher as the Borough’s Recycling Coordinator and duly authorized representative, entrusted with the responsibility to ensure that the Borough’s Recycling Tonnage Grant Application under the Act is properly completed and timely filed with NJDEP:

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize the submission on behalf of the Borough of a Recycling Tonnage Grant Application to the State of New Jersey Department of Environmental Protection under the Mandatory Source Separation and Recycling Act and does hereby confirm the appointment of the Borough’s Recycling Coordinator, DPW Superintendent Al Gallagher, as the duly authorized representative of the Borough who shall be entrusted with the responsibility to ensure that said Application shall be properly completed and timely filed with NJDEP; and

**BE IT FURTHER RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby direct all necessary and appropriate municipal officials to cause any and all funds received pursuant to said Application to be deposited in a dedicated recycling trust fund to be appropriated solely for the promotion of recycling with the Borough.

Councilwoman Huntley seconded the following and it carried as per the following roll call: Council members: Huntley; Marinaro; Specchio; Vroom; Altfield and Crum all YES.

**Adoption of Resolution #2009-4.14: Change Order for DR Mullen**

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

**RESOLUTION #2009-4.14  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Change Order for D.P.W. Site Work***

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) awarded a contract for the D.P.W. Site Work to D.R. Mullen Construction and;

**WHEREAS**, the Governing Body has learned that Bryan Jancosa, Engineer for the project, has recommended acceptance and approval of Change Orders #1 for modifications to the Project for unanticipated expenses consisting of additional stone, floor slab and site work remediation; and

**WHEREAS**, the Governing Body recognizes that acceptance and approval of Change Orders #1 in an amount not to exceed \$88,327.13 will result in an increase in the total contract cost in the amount of \$178,222.13; and

**WHEREAS**, the Governing Body has been informed that the Chief Financial Officer has certified that funds are available in Capital Account C-04-55-856-07A100 to pay said amount;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby adopt the recommendation of the Project Engineer and the Borough Administrator to approve Change Orders #1 in an amount not to exceed \$88,327.13, which shall result in a total contract amount of \$178,222.13.

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

**Resignation of Simone Negrini as Part Time Animal Control Officer**

This will not be acted on at this time.

**Public Health & Safety Committee**

**Adoption of Resolution #2009-4.15: Community Oriented Policing Secure Our Schools Grant**

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

**RESOLUTION #2009-4.15  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Application for Community Oriented Policing Secure Our Schools Grant***

WHEREAS, the Police Department in partnership with the Bloomingdale Public Schools intend to apply for a federal Community Policing Secure Our Schools grant; and

WHEREAS, the purpose of the grant is to provide improved security at schools with the installation of security camera systems; and

WHEREAS, the Bloomingdale Public Schools will partner with the Borough for the required 50% matching funds for the grant and will be partners in the installation and maintenance of the security camera systems; and

WHEREAS, the Police Department intends to apply for a \$45,612.00 Secure Our Schools grant;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Bloomingdale that the Mayor be, and hereby is, authorized and directed to support the application for federal Community Oriented Policing Secure Our Schools Grant, in the amount of \$45,612.00

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

**PUBLIC HEARING OF ORDINANCE #2-2009: Amending Borough Code Section 2-64.11, Fees for Recreational programs**

***AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE AMENDING BOROUGH CODE SECTION 2-64.11, FEES FOR RECREATIONAL PROGRAMS*** was given second and final reading and consideration for adoption at this time.

The Municipal Clerk read the Public Notice statement.

Councilman Vroom moved that the ordinance be read by title; seconded by Councilman Marinaro and carried on voice vote.

The Municipal Clerk read the ordinance by title.

**ORDINANCE No. 2-2009**

**AN ORDINANCE OF THE BOROUGH OF  
BLOOMINGDALE AMENDING BOROUGH CODE  
SECTION 2-64.11, FEES FOR RECREATIONAL  
PROGRAMS**

**WHEREAS**, the Governing Body of the Borough of Bloomingdale, upon the recommendation of the Board of Recreation Commissioners, has determined that certain recreation fees to be charged for Borough recreational programs must be adjusted due to increased program costs;

**NOW, THEREFORE, BE IT ORDAINED**, by the Governing Body of the Borough of Bloomingdale, that the Code of the Borough of Bloomingdale hereby is amended as follows:

**Section 1.** Code Section 2-64.11(a), "Fees for Recreational Programs," hereby is amended as follows:

The summer recreation fee for the first child in a family is increased from \$200.00 to \$250.00 and the summer recreation fee for each additional family member is increased from \$175.00 to \$225.00.

All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.

If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.

This Ordinance shall take effect after publication and passage according to law.

Councilman Vroom moved that the meeting be open to a Public Hearing on this ordinance; seconded by Councilman Specchio and carried on voice vote.

Since there was no one else who wished to speak under the Public Hearing, Councilman Vroom moved that it be closed; seconded by Councilman Crum and carried on voice vote with all Council Members voting YES.

Councilman Vroom moved for the adoption of this ordinance; seconded by Councilman Specchio and carried as per the following roll call: Vroom; Altfield Crum; Huntley; Marinaro and Specchio all YES.

**PUBLIC HEARING OF ORDINANCE #4-2009: *Applying provisions of Title 39 to designated properties and Establishing Certain designated Handicap Parking Spaces***

***AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE APPLYING PROVISIONS OF TITLE 39 TO DESIGNATED PROPERTIES AND*** was given second and final reading and consideration for adoption at this time.

The Municipal Clerk read the Public Notice statement.

Councilman Vroom moved that the ordinance be read by title; seconded by Councilman Marinaro and carried on voice vote.

The Municipal Clerk read the ordinance by title.

**ORDINANCE NO. 4-2009**

***AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE APPLYING PROVISIONS OF TITLE 39 TO DESIGNATED PROPERTIES AND ESTABLISHING CERTAIN DESIGNATED HANDICAP PARKING SPACES***

**WHEREAS**, it has been requested in writing by the Board of Education of the Borough of Bloomingdale that the Borough adopt an ordinance granting Title 39 jurisdiction over all school properties under the authority and control of the Board of Education; and

**WHEREAS**, the minutes of the January 20, 2009 Board of Education meeting reflect that a quorum of the Board was present and unanimously voted in favor of applying Title 39 to the school grounds so as to improve safety conditions and to grant law enforcement officials authority over all areas of vehicle traffic on all school properties; and

**WHEREAS**, the Board of Education's request complies with the provisions of N.J.S.A. 39:5A-1; and

**WHEREAS**, Waterfall Village, 245 Hamburg Turnpike, Bloomingdale, New Jersey has requested in writing that the Borough apply Title 39 to its property; and

**WHEREAS**, Waterfall Village's request complies with the provisions of N.J.S.A. 39:5A-1; and

**WHEREAS**, Mountain Ridge Condo Association, 25 Mountain Ridge Road, Bloomingdale, New Jersey has requested in writing that the Borough apply Title 39 to its property; and

**WHEREAS**, Mountain Ridge Condo Association's request complies with the provisions of N.J.S.A. 39:5A-1;

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the Borough of Bloomingdale, County of Passaic, State of New Jersey, that:

**SECTION 1.**

A. The Bloomingdale Police Department is authorized to enforce Title 39 upon all school grounds under the authority and control of the Board of Education of the Borough of Bloomingdale.

B. The following provisions shall be specifically applied to the school grounds:

1. No person shall park any vehicle in any designated loading zone except for the period necessary to load, unload and deliver materials.
2. No person shall park or permit any vehicle to be parked in Any designated aisle or roadway.
3. All moving vehicles within any parking lot shall be operated In accordance with the following provisions:
  - a. Maximum speed limit shall be ten (10) miles per hour.
  - b. All vehicles shall park within the marked areas of a parking stall.

- c. Parking stalls shall be painted upon the paved surface of the parking lot. Stop, yield, loading zone, directional, parking, speed limit and other necessary signs shall be installed to reasonably notify users of the parking lot of these regulations.
- 4. The provisions of the article imposing regulations shall not relieve any person of the duty to observe any more restrictive provisions set forth in Title 39 of the Revised Statutes.

## **SECTION 2.**

- A. The Bloomingdale Police Department is authorized to enforce Title 39 upon all grounds owned by Waterfall Village within the Borough of Bloomingdale.
- B. The following provisions shall be specifically applied to the grounds owned by Waterfall Village:
  - 1. No person shall park any vehicle in any designated loading zone except for the period necessary to load, unload and deliver materials.
  - 2. No person shall park or permit any vehicle to be parked in any designated aisle or roadway.
  - 3. All moving vehicles within any parking lot shall be operated in accordance with the following provisions:
    - a. Maximum speed limit shall be ten (10) miles per hour.
    - b. All vehicles shall park within the marked areas of a parking stall.
    - c. Parking stalls shall be painted upon the paved surface of the parking lot. Stop, yield, loading zone, directional, parking, speed limit and other necessary signs shall be installed to reasonably notify users of the parking lot of these regulations.
  - 4. The provisions of the article imposing regulations shall not relieve any person of the duty to observe any more restrictive provisions set forth in Title 39 of the Revised Statutes.

## **SECTION 3.**

- A. The Bloomingdale Police Department is authorized to enforce Title 39 upon all grounds owned by Mountain Ridge Condo Association within the Borough of Bloomingdale.
- B. The following provisions shall be specifically applied to the grounds owned by Mountain Ridge Condo Association:
  - 1. No person shall park any vehicle in any designated loading zone except for the period necessary to load, unload and deliver materials.
  - 2. No person shall park or permit any vehicle to be parked in any designated aisle or roadway.
  - 3. All moving vehicles within any parking lot shall be operated in accordance with the following provisions:

- a. Maximum speed limit shall be ten (10) miles per hour.
  - b. All vehicles shall park within the marked areas of a parking stall.
  - c. Parking stalls shall be painted upon the paved surface of the parking lot. Stop, yield, loading zone, directional, parking, speed limit and other necessary signs shall be installed to reasonably notify users of the parking lot of these regulations.
4. The provisions of the article imposing regulations shall not relieve any person of the duty to observe any more restrictive provisions set forth in Title 39 of the Revised Statutes.

#### **SECTION 4.**

The following handicapped parking regulations hereby are adopted:

(a) At Borough Code Section 7-49.2, insert the following:

<b><u>Property</u></b>	<b><u>Number of Spaces</u></b>	<b><u>Location</u></b>
Municipal Building	1	Rear of building
S.R. Donald School	2	South Side of Parking lot
W.T. Bergen School	3	West Side Parking Northwest Side Upper Lot
Bogue Pond Bloomingdale Community Playground	1	West Side Bogue Drive 68-88 ft. from Glenwild Avenue
M.B. Day School	1	West Side of Parking Lot
Union Avenue Firehouse	1	East Side of Parking Front of Building
Ballston Street/DeLazier Field	2	North Side of Street 400-450 feet from Union Avenue

#### **SECTION 5.**

If any Article of this Ordinance or its application to any person or circumstances shall be adjudged invalid, such determination shall not affect the remaining provisions of this Ordinance, and the application of such remaining provisions shall not be affected thereby and shall remain in full force and effect, and to this end, the provisions of this Ordinance are severable.

#### **SECTION 6.**

This Ordinance is not meant to repeal any provisions of the Revised General Ordinance Borough of Bloomingdale other than those designated herein, but to add to its requirements, and all Ordinances or parts thereof inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency only.

## **SECTION 7.**

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

Councilman Vroom moved that the meeting be open to Public comment on this ordinance; seconded by Councilwoman Altfield and carried on voice vote.

Since there was no one else who wished to speak under the Public Hearing, Councilman Vroom moved that it be closed; seconded by Councilman Specchio and carried on voice vote with all Council Members voting YES.

Councilman Vroom moved for the adoption of this ordinance; seconded by Councilwoman Huntley and carried as per the following roll call: Altfield Crum; Huntley; Marinaro; Specchio and Vroom all YES.

### **LATE PUBLIC COMMENT**

Councilwoman Altfield opened the meeting up to Late Public Comment; seconded by Councilman Marinaro and carried on voice vote.

Melanie Ferrara, 164 Reeve Avenue, spoke in regard to an opportunity she has to attend a course at the College of William and Mary which would be a once in a lifetime opportunity for her but she may not be able to attend due to finances and asked if the Mayor and Council could consider helping with the course or know of anything she could do to find funding for the course.

Mayor Steenstra noted that the funding could not come from the Mayor and Council but asked that she contact him privately and they would talk as to what could be done to help her.

Councilman Specchio applauded Ms. Ferrara for her courage in coming before the Governing Body and for the wonderful person she has become and for the accomplishments she has achieved.

Since there was no one else who wished to speak under Late Public comment, Councilman Specchio moved that it be closed; seconded by Councilwoman Marinaro and carried on voice vote.

### **LATE EXECUTIVE SESSION**

#### **Adoption of Resolution #2009.4.16: Authorization for Late Executive Session**

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

#### **RESOLUTION #2009-5.14 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. Negotiations – 2 matters
  - B. Contract Negotiations – 2 matters
  - C. Personnel – 5 matters
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.

Councilman Crum seconded the motion, and it carried on voice vote.

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

### **RECONVENED**

Mayor Steenstra reconvened the meeting at this time and noted that no action was taken during Executive Session.

### **Adoption of Resolution #2009-.17: Payment to Jenicar for Sophia Street Drainage**

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

***RESOLVED***, that authorization be given for the expenditure of \$12,500 for an emergency repair on Sophia Street by Jenicar Builders and Contractors.

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

### **Adoption of Resolution 2009-4.18: Settlement of Tax appeal for Salvatore and Carmela Pagliarolo and Dean Winkler v. Borough of Bloomingdale**

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

***RESOLVED***, that authorization be given for two tax appeals: *Pagliarolo v. Bloomingdale and Winkler v. Bloomingdale as per the terms as set forth by the Stipulation of Settlement as filed by the Passaic County Board of Taxation.*

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

### **ADJOURNMENT**

Because there was no further public business to be conducted, Councilwoman Altfield moved to **ADJOURN** the meeting at 8:07 p.m.; seconded by Councilman Vroom and carried on voice vote.

Theresa Sauer  
Deputy Municipal Clerk

