

September 22, 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 7:00 p.m.

**SALUTE TO THE AMERICAN FLAG**

Council President Altfield led the Salute to the Flag followed by a moment of silence for the passing of Mayor Steenstra's mother Tanetta Steenstra.

At this time, Mayor Steenstra thanked everyone for their condolences on the passing of his mother.

**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 Present:</i>	Municipal Clerk:	Jane McCarthy, RMC
	Borough Administrator:	Ted Ehrenburg
	Borough Attorney:	Joseph V. "Joe" MacMahon, Esq.
	Borough Treasurer:	Sherry Gallagher

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

Thomas DeGraw, 78 Elizabeth Street, spoke in regard to his new tax bill and asked why the Borough did not apply for discretionary aid.

Mayor Steenstra stated that the monies at the State level were kind of dried up and our chances of getting anything were almost nil.

Discussion followed in regard to stimulus monies; this money would not be available to offset revenues.

In response to Mr. DeGraw, Mayor Steenstra noted that the Governing Body reduced the Board of Education budget by \$65,000. It was also noted that the Utility is responsible for collecting sufficient fees to take care of the utility; not more but not less. Noted that we have a contract with PRBRSA which happened about 12 years ago which we are locked into.

Linda Shortman, Kampfe Lake, asked about the public survey for the fire truck and noted that she did not see it on the website; it was noted that this was posted on the website; and if this is agreed to this evening, a bond ordinance will be required.

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

### **APPROVAL OF CONSENT AGENDA**

Councilman Crum moved for the adoption of the following Consent Agenda:

- A. Approval of Informational Item Lists for Week Ending August 28; September 10 and September 17, 2009
- B. Adoption of Minutes – September 8, 2009
- C. Letter of appreciation from resident as to services of Animal Control Officer Lisa Perry

Councilwoman Huntley noted that she will ABSTAIN due to the fact that she was not at the September 8, 2009 meeting.

Councilman Specchio seconded the motion and it carried on voice vote with all Council Members voting YES with Councilwoman Huntley, ABSTAIN.

### **PENDING BUSINESS**

#### **Governmental Operations Committee**

Councilwoman Altfield moved to carry the second and final reading and public hearing of Ordinance #13-2009 until October 27, 2009 in order for the Borough Attorney to get a clarification in regard to codification and approval of Board of Health ordinances; seconded by Councilman Vroom and carried on roll call with all Council Members voting YES.

#### **Public Health & Safety Committee**

It was noted that the survey which was on the website noted 14 people in favor of replacing the fire truck and 2 in favor of repairing.

At this time, Fire Chief D'Amato went over again the reasons they are recommending a replacement for Truck #662 v. repairing it.

The following people addressed questions to the Fire Chief:

Fred Shortman  
Glen Schiffman  
Mr. Tuzzeo  
Linda Shortman

#### **Adoption of Resolution #2009-9.7: Authorization to Replace Truck #662**

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

***RESOLVED***, that authorization be given for replacement of Truck #662 with a Triple Pumper Fire Truck due to the health, welfare and public safety of the residents of the Borough of Bloomingdale.

Councilman Crum seconded the motion.

At this time the Borough attorney noted that Councilman Vroom has recused himself from all discussions due to a relationship with the vendor who may be associated with the repair work; he has not participated up to this point since the discussions have been replacement v. repair.

Councilwoman Altfield's motion is to vote for approval to purchase a truck which is different than repairing it; therefore, Borough Attorney does not believe Councilman Vroom would have to recuse himself.

Councilman Vroom noted that he will participate in the vote.

Councilman Crum stated that safety is a concern and he approves purchasing another truck.

The motion carried as per the following roll call: Council Members: Altfield, YES; Crum, YES; Huntley, PRESENT; Marinaro, YES; Specchio, YES and Vroom, YES.

Consensus that the Fire Chief, Borough Administrator will work together to prepare specs and a bond ordinance will be introduced on September 13.

Councilwoman Huntley stated that she has received information from Passaic County Authority for financing which may be used in lieu of bonding; Finance and the Administrator will review.

**Adoption of Resolution #2009-9.8: Authorization to prepare Bid Specs for Fire Truck**

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

**RESOLUTION #2009-9.8  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Invitation for Bids for a Triple Combination Fire Truck***

**WHEREAS**, the Governing Body has determined that it is in the public interest to seek to purchase a Triple Combination Pumper Fire Truck; and

**WHEREAS**, the Governing Body is interested in receiving bids from qualified manufacturers capable of delivering a Triple Combination Pumper Fire Truck that meets established and specified bid specifications:

**NOW, THEREFORE, BE IT ORDAINED AND RESOLVED**, that the Governing Body of the Borough of Bloomingdale does hereby approve and authorize the solicitation of bids for a Triple Combination Pumper Fire Truck, to be supplied in accordance with the established and specified bid specifications, reserving the right to reject all bids for any reason the Governing Body may deem to be appropriate.

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

**INRODUCTION OF NEW BUSINESS**

**Public Health & Safety Committee**

At this time, Helen Wyckoff of the Tri Boro First Aid Squad was in attendance per the request of the Mayor and read into the record a statement in regard to the EMT Training Fund being transferred by the Governor and the hardship this will cause on volunteers.

Mayor Steenstra stated that he will reach out to the mayors of Butler and Kinnelon to set up a meeting to discuss what can be done in regard to the lose of these funds and training.

**Adoption of Resolution #2009-9.9: Adoption of Resolution Opposing transfer of Money from the EMT Training Fund by the Governor**

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

**RESOLUTION #2009-9.9  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Emergency Medical Technician Training Fund***

WHEREAS, Governing Body of the Borough of Bloomingdale values the importance of first-rate pre-hospital emergency care to residents in time of need; and

WHEREAS, the Emergency Medical Technician (EMT) Training Fund was created by new Jersey P.L. 1992, Chapter 143 (N.J.S.A. 26:2K-54 et seq) as dedicated, non-lapsing, revolving fund, established to reimburse any private agency, organization or entity which is certified by the Commission of Health and Senior Services to provide training and testing for volunteer ambulance, first aid and rescue squad personnel who are seeking EMT certification and/or recertification and the Fund has allowed thousands of volunteer EMTs to earn and maintain their EMT certification without incurring out-of-pocket expense and without the need for funding from their volunteer squad or municipality; and

WHEREAS, the EMT Training Fund is not supported through the use of any tax money, but rather is supported by a \$0.50 surcharge on each fine, penalty and forfeiture imposed and collected by the State of New Jersey for motor vehicle or traffic violations and is currently running at approximately a \$1,000,000 deficit per year; and

WHEREAS, on April 23, 2009 the Department of health and Senior Services office of the Office of Emergency Medical Services (OEMS) informed the New Jersey State First Aid Council of Governor Corzine's intention to redirect \$4,000,000 from the dedicated EMT Training Fund to the general treasury of the State of New Jersey leaving a proposed \$400,000 balance in the Fund; and

WHEREAS, the proposed \$400,000 balance in the EMT Training Fund is inadequate to meet the annual training needs of the Volunteer EMTs of this State and will result in significant cutbacks of state-paid EMT Training for New jersey's EMS Volunteer Community; and

WHEREAS, this action will considerably harm the recruitment of new members and will deter existing members from continuing their service since many residents will not be able to pay for their training;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale opposes Governor Corzine's plan to transfer money from the EMT Training Fund and urges the Governor and the Legislature of the State of New Jersey not to remove any money from the EMT Training Fund and to return any money to the Fund that has already been removed for purposes other than those specified in New jersey P.L. 1992, Chapter 143; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to all emergency squad organizations and advisory boards, our municipal and state representatives, the Governor of the State of New Jersey, Jon S. Corzine and to other boards of Chosen Freeholders through the State of New Jersey.

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

**Governmental Operations Committee**

**Adoption of Resolution #2009-9.10: Payment of Municipal Obligations**

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

**RESOLUTION - #2009 -9.10  
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		PREPAID LIST	
CURRENT	1,266,129.32	CURRENT	458,061.17
UTILITY	464,341.73	UTILITY	73,094.48
CAPITAL	33,523.29	UNEMPLOY.	39.01
UTILITY CAPITAL		RECYCLING	537.81
TRUST	6,951.00	CAPITAL	000.00
DOG	913.21	TRUST	11,283.50
RECREATION	10,744.00	SPEC. ASSESS.	000.00
UNEMPLOYMENT	0,000.00	RECREATION	3,853.65
ROSE FUND	21,456.68	UTILITY CAP	000.00
RECYCLING	988.79	DOG	000.00
.			
TOTAL	1,805,048.02	TOTAL	546,869.02

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

**Introduction of Ordinance #15-2009: Amendment to Ordinance in regard to Regulating Clothing Bins**

**AN ORDINANCE OF THE BOORUGH OF BLOOMINGDALE AMENDING ORDINANCE #14-2008 AND REGULATION OF RECYCLING BINS** was introduced by title by Councilman Vroom who moved that second and final reading and public hearing be held on October 27, 2009 at 7:30 p.m.

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

**Adoption of Resolution#2009-9.11: State Tax Appeal Refund**

Councilman Specchio offered the following Resolutions and moved for their adoption:

**RESOLUTION #2009-9.11  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Redemption and Cancellation of Tax Title Lien Certificate #484***

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on March 30, 2009, a lien was sold on, 31 MAIN STREET, BLOOMINGDALE, for delinquent year 2008 taxes, and

**WHEREAS**, the Governing Body further finds and declares that the foregoing property is also known as Block 82, Lot 40, owned by Vesna Ilic; and

**WHEREAS**, the Governing Body further finds and declares that the foregoing lien is known as Tax Title Lien Certificate (TTL) # 484, which was sold to US BANK-CUST/SASS MUNI V DTR for a premium of \$4,500.00; and

**WHEREAS**, the Governing Body further finds and declares that Vesna Ilic, owner of the property, has requested redemption of TTL # 484, and

**WHEREAS**, the Governing Body further finds and declares that Vesna Ilic has paid all monies due on TTL # 484, 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 check in the amount of \$8,337.54 for the lien redemption and \$4,500.00 for the return of PREMIUM payable to US BANK-CUST/SASS MUNI V DTR, 2 Liberty Place, 50 South 16<sup>th</sup> Street, Suite 1950, Philadelphia, PA 19102 for the redemption and cancellation of Tax Title Lien Certificate # 484.

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

**Adoption of Resolution #2009-9.12: Authorizing TWA Works approval Application for 107 Demarest Road**

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

**RESOLUTION #2009-9.12  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Treatment Works Approval (TWA) Application***

**WHEREAS**, the Buchman Residence, 107 Demarest Road; Block 44, Lots 72 has submitted a Treatment Works Approval (TWA) application to the New Jersey Department of Environmental Protection (NJDEP) for 107 Demarest Road in Bloomingdale, N. J., to construct an individual sewage disposal field; and

**WHEREAS**, the Borough of Bloomingdale must approve said TWA-1 Application;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Bloomingdale at their Work Session Meeting held on September 22nd, 2009, approved the Mayor to sign the TWA-1 application.

Councilman Vroom seconded the motion and it carried on roll call with all Council Members voting YES.

**Adoption of Resolution #2009-9.13: Authorizing Extension of Work by Borough Planner**

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

**RESOLVED**, that approval be given for the Borough Planner to continue his work in conjunction with the Highlands Conformance Plan.

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

**Adoption of Resolution #2009-9.14: Approving Renewal of Liquor License #1601-33-008-009 Consuelo Ramos (Inactive License)**

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

**RESOLUTION #2009-9.14  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**RENEWAL OF INACTIVE ALCOHOLIC BEVERAGE LICENSE  
CONSUELO RAMOS  
#1601-33-008-009**

**WHEREAS**, the following names, persons and corporations have made application for the renewal of her inactive alcoholic beverage license; and

**WHEREAS**, said application was accompanied by the necessary fee; and

**WHEREAS**, the applicant has filed with the Borough Clerk a copy of the application for forwarding to the State Division of Alcoholic Beverage Control, together with the necessary \$200.00 fee for said Division; and

**WHEREAS**, a copy of the Tax Clearance Certificate has been received for the applicant from the State of New Jersey Department of Taxation; and

**WHEREAS**, approval has been received from the State of NJ, Division of ABC, to Re-open Consent Order to permit consideration of a renewal application for the 2009-2010 term, **subject to a Special Condition requiring activation by June 30, 2010**; and

**WHEREAS**, no objection has been filed in writing with the Borough Clerk against the granting of this renewal and no objections being heard hereto; and

**NOW, THEREFORE, BE IT RESOLVED** that the Clerk of this Borough be and she is hereby authorized to renew the alcoholic beverage licenses of the following place:

**PLENARY RETAIL CONSUMPTION**

Consuelo Ramos  
606 7<sup>th</sup> Avenue  
Belmar, NJ 07719

#1601-33-008-009  
  
(Inactive License)

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

**Introduction of Ordinance #16-2009: Amending Fee Ordinance for Recreation Programs**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE AMENDING BOROUGH CODE SECTION 2-64.11, FEES FOR RECREATIONAL PROGRAMS** was introduced by title by Councilman Specchio who moved that second and final reading and public hearing be held on October 13, 2009 at 7:30 p.m.

Councilman Crum seconded the motion, and it carried on voice vote with all members voting YES.

**Adoption of Resolution #2009-9.15: Authorizing a Special Item of Revenue for Passaic County Cultural and Heritage Grant**

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

**RESOLUTION #2009-9.15  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

*Authorizing the Insertion into the FY2009 Municipal Budget Pursuant to N.J.S.A. 40A:4-87  
(Chapter 159, P.L. 1948) of a Special Item of Revenue in the Form of a State of New Jersey  
Passaic County Cultural & Heritage Council Grant 09  
And a Matching Funds Grant For Same*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services (“Director”), within the State of New Jersey Department of Community Affairs, may approve the insertion of any special item of revenue in the budget of any county or municipality; and

**WHEREAS**, the Governing Body further finds and declares that N.J.S.A. 40A:4-87 provides that the Director may also approve the insertion of any item of appropriation for an equal amount; and

**WHEREAS**, the Governing Body further finds and declares that it is in the best interests of the citizens of the Borough to request approval of the insertion into the Borough’s FY2009 Municipal Budget of an item of revenue based upon a grant secured by the Borough from the State of New Jersey;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby request that the Director of the Division of Local Government Services, within the State of New Jersey Department of Community Affairs, approve the insertion into the Borough’s FY2009 Municipal Budget of an item of revenue in the sum of \$395.00, which item is now available as the second half of the revenue in the form of a State of New Jersey Current Fund – Passaic County Cultural & Heritage Council Grant 09 and \$198.00 Matching Funds Grant for Same; and

**BE IT FURTHER RESOLVED** that a like sum of \$395.00 be and the same is hereby appropriated under the caption:

*Public and Private Revenues Offset with Appropriations  
Passaic County Cultural & Heritage Council Grant 09*

*Public and Private Revenues Offset with Appropriations  
Matching Funds Grant 09*

**AND BE IT FURTHER RESOLVED** that three (3) certified copies of this Resolution be forwarded to the Office of the Director of Local Government Services, within the State of New Jersey Department of Community Affairs, for this purpose.

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

**Grant Writers Committee**

Councilwoman Huntley noted that the Committee will be meeting tomorrow with a Grant Writer.

**PUBLIC HEARING ON ORDINANCES**

**PUBLIC HEARING OF ORDINANCE #11-2009: *Amending Code Section 11-1.2, "Fees" of Chapter XI, Building and Housing1***

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE AMENDING CODE SECTION 11-1.2, "FEES," OF CHAPTER XI, BUILDING AND HOUSING OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BLOOMINGDALE** was given second and final reading and consideration for adoption at this time.

The Municipal Clerk read the Public Notice statement.

Councilman Crum moved that the ordinance be read by title; seconded by Councilman Vroom and carried on voice vote with all Council Members voting Yes.

The Municipal Clerk read the ordinance by title.

**ORDINANCE #11-2009**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE AMENDING CODE SECTION 11-1.2, "FEES," OF CHAPTER XI, BUILDING AND HOUSING OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BLOOMINGDALE**

**WHEREAS**, the Governing Body of the Bloomingdale, in consultation with the Bloomingdale Building Department, has determined that it is necessary to increase construction fees to help offset current costs.

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

**Section 1.** Chapter XI, Building and Housing, Code Section 11-1, State Uniform Construction Code Enforcing Agency, hereby is amended by deletion of old Subsection 11-1.2, "Fees," and replacement with new Subsection 11-1.2 as follows:

**11-1.2 Fees.** The fee for a construction permit shall be the sum of the subcode fees listed in the Fee Schedule hereunder, and shall be paid before the permit is issued.

**FEE SCHEDULE**

**1A. NEW STRUCTURE FEES:**

- I. Use Groups B, H, I-1, I-2, I-3,  
M, E, R-1, R-2, R and U      Volume of bldg \_\_\_\_\_cu.ft. x .070 = Volume Fee
- II. Use Groups A-1, A-2, A-3,  
A-4, F-1, F-2, S-1, S-2      Volume of bldg \_\_\_\_\_cu.ft. x .040 = Volume Fee
- III. Commercial Farm Bldg.      Volume of bldg \_\_\_\_\_cu.ft. x .030 = Volume Fee
- IV. Use Groups B, H, I-2, I-3  
M, E, R and U      Minimum fee of one hundred dollars (\$100.00)

**1B. RENOVATIONS, ALTERATIONS, REPAIR AND MINOR WORK FEES:**

- A. Estimated cost up to \$50,000.00 – thirty dollars (\$30.00) per \$1,000.00
- B. Portion of cost over \$50,001.00 – twenty two dollars (\$22.00) per \$1,000.00
- C. For combination of work involving new structures and existing structure work the sum of the fees are computed separately as renovations/alterations/repairs and volume fees.
- D. Installation or replacement of storage tanks up to 550 gallons for R uses – Residential one and two family dwellings – eighty five dollars (\$85.00)
- E. Installation or removal of combustible liquid storage tanks over 550 gallons for R uses – Residential one and two family dwellings – one hundred dollars (\$100.00)

- F. Installation of underground storage tank: one hundred dollars (\$100.00) per tank for all other use groups.
- G. Taking tank out of service, altering the piping or otherwise modifying any installation: twenty two dollars (\$22.00) per \$1,000.00 of estimated cost of removal.
- H. Installation of Central Air conditioning units – twenty eight dollars (\$28.00) per \$1,000.00.
- I. Installation or removal of Geothermic or Photovoltaic systems – twenty eight dollars (\$28.00) per \$1,000.00.
- J. Minimum fee shall be eighty five dollars (\$85.00).

## 2. PLUMBING FEES:

- A. Total number of fixtures: thirty dollars (\$30.00) per fixture.\*

\* Fixtures to include all fixtures, pieces of equipment or appliances connected to the plumbing system and for each appliance connected to the gas piping or oil piping system, except as indicated below:

- B. Total number of special devices: eighty dollars (\$80.00) per device\*\*

\*\* Special devices include grease traps, oil separators, refrigeration units, utility service connectors, backflow preventors (other than R-3/R-4), steam boilers, hot water boilers (excluding those for domestic water heating), active solar systems, sewer pumps, interceptors and fuel oil piping.

- C. Installation of central air conditioners: eighty five dollars (\$85.00) per unit.

- D. Minimum fee shall be eighty five dollars (\$85.00).

## 3. ELECTRICAL FEES:

- A. Electrical fixtures and devices\* - First 25 fee is seventy dollars (\$70.00).
- B. Increments of (10) additional fixtures and devices – twenty dollars (\$20.00)

\* Fixtures and devices to be counted for these items include lighting outlets, wall switches, smoke detectors, fluorescent fixtures, convenience receptacles or similar fixtures and motors or devices of one horsepower (HP) or one kilowatt (KW) or less.

For C through F. For calculating the following electrical fees all motors except those in plug-in appliances shall be counted, including control equipment, generators, transformers, and all heating, cooking or other devices consuming or generating electrical current.

- C. Each motor or electrical device greater than one (1) HP and less than or equal to ten (10) HP; and for transformers and generators greater than 1 KW and less than or equal to 10 KW - fee is thirty dollars (\$30.00) each.
- D. Each motor or electrical device greater than 10 HP and less than or equal to 50 HP for each service panel, service entrance or subpanel less than or equal to 200 amperes, and for all transformers and generators greater than 10 KW and less than or equal to 45 KW and for each utility load management device – fee is seventy five dollars (\$75.00) each.
- E. Each motor or electrical device greater than 50 HP and less than or equal to 100 HP; for each service panel, service entrance or subpanel greater than 200 amperes and less than or equal to 1,000 amperes, and for each transformer or generator greater than 45 KW and less than or equal to 112.5 KW – fee is one hundred thirty dollars (\$130.00) each.
- F. Each motor or electrical device greater than 100 HP; for each service panel, service entrance or subpanel greater than 1,000 amperes, and for each transformer or generator greater than 112.5 KW – fee is six hundred dollars (\$600.00).
- G. Installation of central air conditioning: eighty five dollars (\$85.00) per unit.
- H. Minimum fee shall be eighty five dollars (\$85.00).

## 4. ASBESTOS ABATEMENT FEE:

A. fee shall be seventy dollars (\$70.00) plus Certificate of occupancy fee of fourteen dollars (\$14.00).

**5. STANDPIPE FEE:**

A. Number of standpipes fee is two hundred twenty nine dollars (\$229.00) each.

**6. FIRE EQUIPMENT AND HAZARDOUS EQUIPMENT:**

A. Smoke detectors, Heat detectors and Carbon Monoxide Detectors: 1-6 detectors: seventy five dollars (\$50.00); each additional detector – twenty five dollars (\$25.00).

B. Sprinkler heads:

1-20 heads	eighty dollars (\$80.00)
21-100 heads	one hundred sixty dollars (\$160.00)
101-200 heads	three hundred twenty dollars (\$320.00)
201-400 heads	six hundred forty dollars (\$640.00)
Over 400 heads	one thousand two hundred eighty dollars (\$1,280.00)

C. Independent pre-engineered systems: one hundred twenty five dollars (\$125.00) per system

D. Gas or Oil fired appliance: eighty five dollars (\$85.00) per appliance

E. Commercial Kitchen exhaust system: one hundred dollars (\$100.00) per system

F. Incinerators: five hundred dollars (\$500.00) per incinerator.

G. Crematoriums: five hundred dollars (\$500.00) per crematorium

H. Fireplace installation or wood burning appliance: eighty dollars (\$80.00) per appliance

I. Minimum fee shall be eighty five dollars (\$85.00)

**7. DEMOLITION OR REMOVAL PERMITS:**

A. For a structure less than 5,000 square feet in area and less than 30 feet in height, or one or two family residence (R-3, R-4 use), and for structures on farms: fee of one hundred dollars (\$100.00)

B. All other structures over 5,000 square feet in area or more than two stories in height - fee of two hundred dollars (\$200.00)

**8. SIGNS:**

A. Two dollars (\$2.00) per square foot of sign. (Double faced signs fee will be based on one side of face)

**9. CERTIFICATE OF OCCUPANCY FEES:**

A. Fee shall be set in the amount of 10% of permit fees for new structures, with minimum of thirty five dollars (\$35.00) and maximum of two hundred dollars (\$200.00).

B. The fee for a certificate of occupancy granted pursuant to a change of use group shall be two hundred dollars (\$200.00).

C. The fee for a certificate of continued occupancy issued for all uses except R-3 under N.J.A.C. 5:23-2.23c shall be two hundred dollars (\$200.00).

**10. VARIATION:**

A. The fee for an application for a Variation in accordance with N.J.A.C. 5:23-2.10 shall be five hundred ninety four dollars (\$594.00) for Class I structures, one hundred twenty dollars (\$120.00) for Class II structures and Class III Structures.

**11. LEAD HAZARD ABATEMENT:**

- A. The fee for lead abatement shall be one hundred forty dollars (\$140.00).
- B. The fee for lead abatement clearance certificate shall be fifty dollars (\$50.00).

## **12. MISCELLANEOUS FEES:**

- A. For cross connections, backflow preventors, public swimming pools, spas and hot tubs that are subject to testing and require annual inspections, the fee shall be eighty dollars (\$80.00).
- B. In the case of discontinuance of work, all completed work will be computed. Any excess work will be refunded except 25% of excess for cost of permit fees and refunding.
- C. All suspensions of permits pursuant to N.J.A.C. 5:23-2.16(b) will not be refundable in whole or in part.
- D. The replacement of Residential one and two family dwelling mechanical equipment shall be a total of eighty five dollars (\$85.00) for each appliance.
- E. Repeated failures by any subcode official that is determined by the Construction Official, to be repetitious in nature for the same work being done, may be subject to additional inspection fees of eighty five dollars (\$85.00) per inspection after three repeated failures to the work that is being done that is within that subcode's jurisdiction.

## **13. STATE TRAINING FEES:**

- A. Fees shall be pursuant to the current regulations of N.J.A.C. 5:23-4.19, as may be amended from time to time.

## **14. ENGINEERING FEES:**

- A. For engineering review: two hundred dollars (\$200.00).

## **15. SPECIAL OFF HOURS INSPECTION FEES:**

- A. Fees to be determined by the Construction Official prior to any inspection and to be determined based on request.

**Section 2.** All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.

**Section 3.** 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.

**Section 4.** This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

The Borough Attorney read an explanatory statement in regard to this ordinance.

Councilwoman Vroom moved that the meeting be open to a Public Hearing on this ordinance; seconded by Councilman Specchio and carried on voice vote with all Council Members voting YES.

Glen Schiffman, 53 Ridge Road, asked if the other towns which we do shared services for are going to pay the same fee.

Borough Attorney stated that it is not necessary for them to do so and it is not known if they are. The Borough has been paying far less and these figures will put them in line where the other towns already and in line with the actual operating costs.

Mrs. Tintle of Van Dam Avenue asked why these ordinances are not advertised in the Trends and Mayor noted that the Herald News is our legal paper as we must use a paper that is published in Passaic County.

Since there was no one 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 present voting YES.

Councilman Vroom moved for the adoption of this ordinance; seconded by Councilman Specchio and carried as per the following roll call: Marinaro, Yes; Specchio, YES; Vroom, YES; Altfeld, YES; Crum, YES and Huntley, NO.

**PUBLIC HEARING OF ORDINANCE #12-2009: Appropriating \$16,000 from the Utility Capital Surplus Fund**

***ORDINANCE APPROPRIATING \$16,000.00 AVAILABLE FROM THE UTILITY CAPITAL SURPLUS FUND TO PROVIDE FOR VARIOUS PURPOSES DESCRIBED HEREIN IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY*** was given second and final reading and consideration for adoption at this time.

The Municipal Clerk read the Public Notice statement.

Councilman Crum moved that the ordinance be read by title; seconded by Councilman Specchio and carried on voice vote with all Council Members voting YES.

The Municipal Clerk read the ordinance by title.

**ORDINANCE 12-2009**

**ORDINANCE APPROPRIATING \$16,000.00 AVAILABLE FROM THE UTILITY CAPITAL SURPLUS FUND TO PROVIDE FOR VARIOUS PURPOSES DESCRIBED HEREIN IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY.**

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

Section 1. \$16,000.00 is available from the Utility Capital Surplus Fund to provide for the following purposes:

<u>Description of Purpose</u>	<u>Amount</u>
Repairs, upgrades and supplies to the Municipal Utility System	\$16,000.00
<b>TOTAL:</b>	<b>\$16,000.00</b>

Section 2. The capital budget of the Borough of Bloomingdale is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 3. This ordinance shall take effect ten days after final publication hereof as provided by N.J.S.A. 40:49-9.

Councilman Specchio moved to open the meeting to a Public Haring on this ordinance; seconded by Councilman Crum and carried on voice vote with all council members voting YES.

Since there was no one who wished to speak in regard to this ordinance, Councilman Crum moved to Close the Public Hearing; seconded by Councilman Specchio and carried on voice vote with all council Members voting YES.

Councilman Marinaro moved for the adoption of the ordinance; seconded by Councilman Marinaro.

Councilwoman Huntley stated that the items are to be paid for is for the Utility itself.

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

***PUBLIC HEARING OF ORDINANCE #14-2009: Appropriating \$24,000 from the General Capital Surplus Fund to Provide for Architectural Services in Connection with the Design of the police Headquarters***

***ORDINANCE APPROPRIATING \$24,000.00 AVAILABLE FROM THE GENERAL CAPITAL SURPLUS FUND TO PROVIDE FOR ARCHITECTURAL SERVICES IN CONNECTION WITH THE DESIGN OF THE BLOOMINGDALE POLICE HEADQUARTERS HEREIN IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY*** 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 Specchio and carried on voice vote with all Council Members voting Yes.

The Municipal Clerk read the ordinance by title.

**ORDINANCE 14-2009**

**ORDINANCE APPROPRIATING \$24,000.00 AVAILABLE FROM THE GENERAL CAPITAL SURPLUS FUND TO PROVIDE FOR ARCHITECTURAL SERVICES IN CONNECTION WITH THE DESIGN OF THE BLOOMINGDALE POLICE HEADQUARTERS HEREIN IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY.**

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

Section 1. \$24,000.00 is available from the Capital Surplus Fund to provide for the following purposes:

<u>Description of Purpose</u>	<u>Amount</u>
Architectural Services for the Bloomingdale Police Headquarters	\$24,000.00
<b>TOTAL:</b>	<b>\$24,000.00</b>

Section 2. The capital budget of the Borough of Bloomingdale is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 3. This ordinance shall take effect ten days after final publication hereof as provided by N.J.S.A. 40:49-9

Councilman Vroom opened the meeting to a Public Hearing on this Ordinance; seconded by Councilman Specchio and carried on voice vote with all Council Members voting YES.

Since there was no one who wished to speak under the Public Hearing on this ordinance, Councilman Specchio 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 Marinaro.

Councilwoman Huntley noted that in order for the Police Department to apply for grants for the Police Station they need architectural plans and this is why we are doing this ordinance.

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

### **LATE PUBLIC COMMENT**

Councilman Specchio moved to open the meeting to Late Public Comment; seconded by Councilman Vroom and carried on voice vote with all Council Members voting Yes.

Mayor Steenstra opened the meeting to Late Public Comment at this time.

Fred Shortman of Kampfe Lake discussed the Borough's ordinance in regard to abandoned vehicles and unregistered cars on private property. Noted that he filed a complaint with the Zoning Office as to four vehicles and if they were registered. Mr. Shortman asked if our ordinance for abandoned vehicles in enforceable.

Borough Attorney stated that he is not aware of anything whereby you cannot fine for an unregistered vehicle; question is what determines an abandoned vehicle and seriously questioned whether that part of the ordinance is enforceable. He would never recommend fining someone for an abandoned vehicle on private property and would be interested in the Police Chief's recommendation also.

Mr. Shortman noted that the Property Maintenance official stated it is not enforceable.

Borough Attorney stated that the Ordinance Review Committee should review the ordinance along with the Police Chief.

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

Borough Administrator noted that the final tally for the Ryerson Avenue project was \$58,000.

### **Adoption of Resolution #2009-9.16: Payment to Mike Fitzpatrick for Ryerson Avenue**

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

***RESOLVED**, that authorization be given for payment to Mike Fitzpatrick & Sons in the amount of \$58,900 for the emergency repair for the Ryerson Sewer Project.*

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.

### **LATE EXECUTIVE SESSION**

### **Adoption of Resolution #2009.9.17: Authorization for Late Executive Session**

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

**RESOLUTION #2009-9.14  
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. 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.

Councilman Vroom seconded the motion, and it carried on voice vote with all Council Members voting YES.

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

**RECONVENED**

Mayor Steenstra reconvened the meeting at 9:10 p.m. and noted that no action was taken during the Executive Session

**ADJOURNMENT**

Because there was no further public business to be conducted, Councilwoman Altfield moved to **ADJOURN** the meeting at 9:14 p.m.; seconded by Councilman Specchio and carried on voice vote with all Council members present voting Yes.

Jane McCarthy, RMC  
Municipal Clerk