

**WORK SESSION OF
THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

December 8, 2009

Mayor Steenstra called the meeting to order at 7:09 p.m.

ROLL CALL

<i>In Attendance:</i>	Mayor: Council President:	William Steenstra Jennifer Altfield
	Council Members:	Bernie Vroom Linda Huntley Dean Specchio Mark A. Crum
Absent:	Council Member: Councilwoman-elect Councilman-elect	Thomas Marinaro (Excused) Jo-Ann Pituch Glenn Schiffman
<i>Professionals Present:</i>	Municipal Clerk: Borough Attorney: CFO/Asst. to Adm.	Jane McCarthy, RMC Joseph V. MacMahon, Esq. Donna Mollineaux

SALUTE TO THE AMERICAN FLAG

Mayor Steenstra led the Salute to the Flag

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 to open the meeting to Early Public Comment; seconded by Councilman Crum and carried on voice vote. ABSENT: Councilman Marinaro Excused)

Since there was no one who wished to speak under Early Public Comment, Councilman Vroom moved that it be closed; seconded by Councilman Specchio and carried on voice vote. ABSENT: Councilman Marinaro (Excused)

PROFESIONAL REPORTS

Municipal Clerk

Toys for Tots

Municipal Clerk stated that the program is now underway and new unwrapped toys will be collected up until December 17, 2009.

Borough Administrator

DPW Garage

Borough Administrator stated that the concrete floor is expected to be poured Thursday or Friday.

Councilwoman Huntley asked the Borough Administrator for the total amount we have spent so far for the DPW building.

Governmental Operations Committee

Department of Public Works

Councilman Specchio stated that the DPW employees put up the Christmas decorations and did a wonderful job and thank DPW Superintendent Gallagher and his staff.

Councilwoman Huntley noted that she agreed that it was good to use our staff rather than outside help.

Part-time Property Maintenance Officer

Borough Administrator discussed the number of hours our current Property Maintenance officer is allowed to work due to some pension requirements and noted that he would like to hire an additional person on an on-call basis and has recommended Neil Keegstra for the position.

Discussion followed and consensus that this will be revisited after we come out of Executive Session this evening and action may be taken.

Reintroduction of ordinance #19-2009: Regulating Leaf Pickup within Borough and Imposing Penalties for Non-compliance

AN ORDINANCE OF THE BOROUGH OF BOOMINGDALE REGULATING LEAF PICKUP WITHIN THE BOROUGH AND IMPOSING PENALTIES FOR NON-COMPLIANCE was introduced by title by Councilman Vroom who moved that second and final reading and public hearing be held on December 22, 2009 at 7:30 p.m.

Councilman Specchio seconded the motion, and it carried on voice vote with all Council Members present voting YES. ABSENT: Councilman Marinaro (Excused)

Review of Finances for Grant for Hamburg Turnpike Sidewalks

Discussion was held as to this grant and what exactly would this entail as to cost, obtaining easements, etc.

Councilwoman Huntley stated that the application was filed by the Borough Engineer and he used what was previously submitted; no additional cost should be incurred for submitting this application.

Noted that some of the curb boxes have to be relocated at \$100/box; there are storm drain issues and possibly a survey would have to be done.

Borough Attorney stated that this is a county right of way and typically this can be worked out with the county.

This grant has to be bonded; the Engineer has to do some design work. House #474 on Fichter Street will not be covered at all by the grant

Councilwoman Altfield noted that she spoke with four businesses along this area and they do not want sidewalks as it will limit their parking and hurt their business.

It was noted that this should be figured out in the next few months as to where the Mayor and Council want to go with this grant.

Ordinance Review Committee

Review of Ordinances

Borough Attorney stated that he hopes to sit down with Alan Gunderson and Dan Hagberg to review some of the zoning ordinances for preparation of codification.

Grant Writers Committee

No further action until the New Year.

INTRODUCTION OF NEW BUSINESS

Governmental Operations Committee

Adoption of Resolution in regard to Bus Stops

Discussion followed as to proposed resolution; consensus that this will be held off until the Police Chief can come in and discuss it.

Adoption of Resolution #2009-12.2: Establishing Date for 2010 Inauguration/Reorganization Meeting

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

RESOLVED, that the Mayor and Council will hold their 2010 Inauguration Ceremony on Saturday, January 2, 2010 at 1:00 p.m. in the Council Chambers of the Municipal Building , 101 Hamburg Turnpike, Bloomingdale, NJ, followed by the Reorganization Meeting of the Governing Body; and

BE IT FURTHER RESOLVED that the Continuation of the Reorganization Meeting will be held at the Work Session held on Tuesday, January 5, 2010 in the Council Chambers of the Municipal Building , 101 Hamburg Turnpike, Bloomingdale, NJ, at 7:30 p.m.

Councilman Crum seconded the motion, and it was carried as per the following roll call: Council Members: Crum; Huntley; Specchio; Vroom and Altfeld all YES. ABSENT: Councilman Marinaro (Excused)

Any Action in regard to Tilcon Permit

Noted that this application is being reviewed by the Planning Board.

Adoption of Minutes for 2009

Consensus that these will be on the December 22, 2009 meeting.

Adoption of Resolution #2009-12.3 Change Order for Atlantic Engineer for DPW Service Garage

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

RESOLVED, that Change Order #4 for Atlantic Engineering for the DPW Service Garage for the installation of a floor drain as required by the DEP and was not included in the original estimate and a change in the thickness in the concrete in the amount of \$40,706 be approved.

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

Authorization for Bids for Proposed DPW Interior Mezzanine and Fit Out

Councilman Specchio moved that authorization be approved for bids for the proposed DPW Interior Mezzanine and Fit Out on December 22, 2009 at 10:00 a.m.; seconded by Councilman Crum and carried as per the following roll call: Council Members: Specchio; Vroom; Altfield; Crum; and Huntley all YES. ABSENT: Councilman Marinaro (Excused)

Adoption of Resolution #2009-12.4: Correction Action Plan

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

**RESOLUTION #2009-12.4
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

**CORRECTIVE ACTION PLAN 2008
Borough of Bloomingdale
Passaic County, NJ**

1. RECOMMENDATION-That an effort be made to identify a certain unknown property as recorded on Tax Title Lien Certificate #326.

CORRECTIVE ACTION-An effort was made to identify the owner of Block 92G, Lot 64. A recommendation will be made to the Mayor and Council to foreclose on the property.

**RESPONSIBILITY OF THE TAX COLLECTOR AND THE MAYOR AND
COUNCIL IN CONJUNCTION WITH THE BOROUGH ATTORNEY**

2. RECOMMENDATION-That the practice of adopting revenue ordinances by the Board of Health without subsequent approval by the Borough Council be reviewed as to legality by the Borough Attorney.

CORRECTIVE ACTION-This was corrected during 2009.

**RESPONSIBILITY OF THE BOARD OF HEALTH, THE
MAYOR AND COUNCIL AND THE BOROUGH ATTORNEY**

3. RECOMMENDATION-That all fees collected by the Board of Health be in agreement with the fee ordinance adopted by the Board of Health.

CORRECTIVE ACTION-This was corrected during 2009.

**RESPONSIBILITY OF THE BOARD OF HEALTH, THE
MAYOR AND COUNCIL AND THE BOROUGH ATTORNEY**

4. RECOMMENDATION-That all fees collected by Recreation Department and Animal Control Officer be approved by enabling ordinance adopted by the Borough Council.

CORRECTIVE ACTION-Many of the fees were reviewed and presented to Borough Council previously for approval. Those remaining will be submitted by the appropriate departments for approval.

**RESPONSIBILITY OF THE RESPECTIVE DEPARTMENTS, THE
BOROUGH CLERK AND THE MAYOR AND COUNCIL**

5. RECOMMENDATION-That the bank deposit slips from the Fire Department be available for audit review.

CORRECTIVE ACTION-With the change in the cash receipts procedure to a central receipting department, all of the deposit are available for review at any time.

**RESPONSIBILITY OF EACH DEPARTMENT ALONG WITH THE
CENTRAL RECEIPTING DEPARTMENT**

6. RECOMMENDATION-That the cash receipts book from the Tax Assessor be available for audit review.

CORRECTIVE ACTION-The Tax Assessment office will ensure that the receipts are available for review.

RESPONSIBILITY OF THE TAX ASSESSMENT OFFICE

7. RECOMMENDATION-That duplicate records be issued for all revenue collected by the Tax Assessor.

CORRECTIVE ACTION-The Tax Assessment office will use the duplicate forms provided by the Finance Office.

RESPONSIBILITY OF THE TAX ASSESSMENT OFFICE

8. RECOMMENDATION-That all fees collected by the Animal Control Officer be in agreement with the fee ordinance adopted by the Borough Council or the State Statute adopted by the State of New Jersey.

CORRECTIVE ACTION-The State fee has been adopted per the State statute.

RESPONSIBILITY OF THE ACO AND THE MAYOR AND COUNCIL

9. RECOMMENDATION-That all fees collected by the Animal Control Officer be recorded in a cash book.

CORRECTIVE ACTION-The ACO now keeps a ledger book for fees in conjunction With the duplicate receipt forms.

RESPONSIBILITY OF THE ACO

10. RECOMMENDATION-That the general ledger establish and maintain control accounts for tax receivable.

CORRECTIVE ACTION-The automated general ledger, in place, has controls for the taxes receivable.

RESPONSIBILITY OF THE FINANCE DEPARTMENT

11. RECOMMENDATION-That certain Federal and State grants be reviewed and appropriate action taken as to their disposition.

CORRECTIVE ACTION-A list has been given to the Borough Engineer to follow up as to the outstanding grants. The Administrator and Finance Department continue to monitor the progress. Many have been spent or cancelled and action continues to be taken.

RESPONSIBILITY OF THE FINANCE DEPARTMENT, THE ADMINISTRATOR AND MAYOR AND COUNCIL AS TO THE FOLLOW UP OF THE BOROUGH ENGINEER'S FINDINGS

12. RECOMMENDATION-That business registration certificates for all vendors be available for audit review

CORRECTIVE ACTION-The Finance department along with the other departments that make purchases continue to obtain business certificates for the vendors.

RESPONSIBILITY OF THE FINANCE DEPARTMENT AND ALL DEPARTMENTS THAT MAKE PURCHASES

13. RECOMMENDATION-That the lease agreement with the County of Passaic for the Senior Citizen Center be available for audit review.

CORRECTIVE ACTION-The lease is in negotiations.

RESPONSIBILITY OF THE BOROUGH ATTORNEY AND MAYOR AND COUNCIL.

14. RECOMMENDATION-That the agreements with the homeowners for the housing rehabilitation grants be available for audit review.

CORRECTIVE ACTION-These files are held through the state office that participated in the program and have to be requested through that department.

RESPONSIBILITY OF BOROUGH CLERK'S OFFICE AND THE STATE DEPARTMENT RESPONSIBLE FOR THE HOUSING GRANTS

15. RECOMMENDATION-That the general ledger has a control account for customer accounts receivable established and maintained for the Water and Sewer Utility.

CORRECTIVE ACTION-The automated general ledger, in place, has controls for the taxes receivable.

RESPONSIBILITY OF THE FINANCE DEPARTMENT

16. RECOMMENDATION-That all payroll procedures be reviewed to ensure compliance with the Internal Revenue Service Regulations.

CORRECTIVE ACTION-To bring one vendor in compliance with the Internal Revenue Service Requirements.

RESPONSIBILITY OF THE FINANCE DEPARTMENT AND THE MAYOR AND COUNCIL

17. RECOMMENDATION-That tickets assigned but not issued in excess of six months be reviewed for proper disposition.

CORRECTIVE ACTION-The Court Administrator will follow up on this recommendation to review the outstanding ticket stock.

RESPONSIBILITY OF THE MUNICIPAL COURT ADMINISTRATOR AND THE POLICE DEPARTMENT

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

State of New Jersey Commission of Investigation Audit of Various Municipalities

Mayor Steenstra spoke in regard to a report he received in the mail today from the State of NJ commission of Investigation as to Waste and Abuse in Local Government Employee Compensation and Benefits and identifying various municipalities and noted that he would like to request a similar report be done for the Borough of Bloomingdale and have the Borough Attorney write a letter requesting the same.

Adoption of Resolution #209-12.5: Request for Review of Borough of Bloomingdale's Government Employee Compensation and Benefits

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

RESOLVED, that authorization be given for the Borough Attorney to send a letter to the State of NJ Commission of Investigation requesting a review of the Borough of Bloomingdale's government employee compensation and benefits.

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

**SECOND AND FINAL READING OF ORDINANCE #20-2009:
Amending Chapter XVIII, Sewers and Chapter XVII, Water**

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE AMENDING CHAPTER XVIII, SEWERS, AND CHAPTER XVII, WATER, AMENDING CERTAIN RATES AND CHARGES was given second and final reading and consideration for adoption at this time.

The Municipal Clerk read the Public Notice Statement.

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

ORDINANCE #20-2009

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE AMENDING CHAPTER XVIII, SEWERS, AND CHAPTER XVII, WATER, AMENDING CERTAIN RATES AND CHARGES

WHEREAS, the Governing Body of the Borough of Bloomingdale finds and declare that it in the interest of the public health, safety and welfare of the residents of the Borough to amend Chapter V, Animal Control, of the Revised General Ordinances of the Borough of Bloomingdale to increase fees to help offset current costs, and to otherwise amend Chapter V, Animal Control;

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

Section 1. Chapter XVII, “Water,” hereby is amended follows:

a. At Section 17-3, “SERVICE,” change Section 17-3.8 to provide:

Reinstatement by Department Only. When water has been turned off by the Department for any reason, no personal shall turn it on again without the permission of the Department and it shall be turned on only by the authorized person designated by the Department. When this rule is violated, the water may be turned off at the curb stop, in which case the owner shall, before it is again turned on, pay in advance the charge of fifty dollars (\$50.00) in addition to any outstanding water use charges.

b. At Section 17-4, “WATER MAINS,” change Section 17-4.6 to provide:

Traffic Control. The applicant shall restore any disturbed areas in accordance with the directions of the Borough Engineer. In the case of any disruption of traffic, the applicant shall be required to arrange to have an off-duty member or members of the Police Department available to control traffic and shall be responsible for the compensation to be paid in advance to the Borough of Bloomingdale as per the hourly rate set by borough ordinance.

c. At Section 17-5, “METERS,” change Section 17-5.2 to provide:

Costs to Repair (not maintain). Meters shall be maintained by the customer. Damages due to freezing or external causes shall be paid for by the customer, which costs shall include replacement and resetting of the meter as follows:

Size of Meter	Replacement Cost
5/8”	\$175.00 plus overtime charges
3/4”	\$225.00 plus overtime charges
1”	\$350.00 plus overtime charges

1 1/2"	\$400.00 plus overtime charges*
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2"	\$450.00 plus overtime charges*
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*1 1/2 inch 2 inch or larger meters to be changed every two years with the cost borne by the customer. It is the owner's responsibility for calibration and replacement.

Meters shall be replaced every ten years at the owner's expense.

d. At Section 17-5, "Meters," change Section 17-5.4b to provide in pertinent part:

b. ...Cost of the relocation will be fifty dollars (\$50.00) plus prevailing overtime rate if after normal business hours.

e. At Section 17-5, "Meters," change Section 17-5.7b to provide:

Size of Meter	Testing Charge
5/8"	\$50.00
3/4"	\$50.00
1"	\$75.00
1 1/2"	\$125.00
2"	\$150.00

If, upon the test, the meter shall be found to register over three percent (3%) more water than actually passes through it, another meter will be substituted and the fee will be the responsibility of the borough. Any adjustments will be made to the customer's next quarterly billing. If, however, the meter registers ninety-five percent (95%) lower than the actually water flow, the billing will be adjusted back per quarter for four quarters.

f. At Section 17-6, "RATES AND CHARGES," change Section 17-6.1, "Charges and Fees," to provide

b. Tapping Charges. Tapping of the main, furnishing and installing the corporation cock/stop shall be accomplished by the *Applicant or the Applicant's assigned representative* for the following charges:

WATER TAP, METER, CONNECTON & ADMINISTRATION FEES

Tap Size	Tap & Meter	Connect	Admin	Total
3/4 inch	\$989	\$1,726	\$51	\$2,766
1 inch	\$1,070	\$4,315	\$129	\$5,514
1 ½ inch	\$2,326	\$8,630	\$258	\$11,214
2 inch	\$4,445	\$13,808	\$414	\$18,667
3 inch	\$7,021	\$27,616	\$828	\$35,465
4 inch	*	\$43,150	\$1,294	---
6 inch	*	\$86,300	\$2,589	---
8 inch	*	\$138,080	\$4,142	---

* 4 to 8 inch Tap & Meter Fees are charged at actual cost for time and materials and require a fully-executed Agreement to Pay at time application for service is made.

Any County Road that must be opened for water main work bears a charge for the County Road Opening Permit for a fee of \$500.00.

d. Fire Protection Stand-By Charges

1. All unmetered fire sprinkler stand-by water service customers shall pay a fixed service charge quarterly, based on the size of the service connection provided, in accordance with the following schedule:

Size of Connection	Fixed Service Charge
2 inch	\$150.00
4 inch	\$260.00
6 inch	\$380.00
8 inch	\$600.00

2. All water service customers who have unmetered private fire hydrants (private constitutes any hydrant located on private property such as commercial, associations, condominiums) shall pay a fixed service charge quarterly, based upon the size of the service connection provided, in accordance with the following rate schedule:

Size of Connection	Fixed Service Charge
4 inch	\$260.00
6 inch	\$390.00

8 inch \$500.00

- e. Turn-On Charge. There shall be a charge of \$50.00 for the turning on of water during regular business day hours (6:00 a.m. to 2:30 p.m.) and \$225.00 during any other hours.
- f. Turn-Off Charge. There shall be a charge of \$50.00 for the turning on of water during regular business day hours (6:00 a.m. to 2:30 p.m.) and \$225.00 during any other hours.
- g. Final Bill Charge. There shall be a charge of \$25.00 for a final bill.
- h. Duplicate Bill Charge. There shall be a charge of \$10.00 for the preparation and issuing of a duplicate water bill.
- i. Facsimile Charge. There shall be a charge of \$5.00 per page for any requested outgoing facsimile.
- j. New Service Meter Installation Charge. There shall be a charge for the setting of new service meters as follows expect for 1/ ½ inch or larger which will require inspection and seal of the meter only:

Size of Meter	Installation Charge
5/8"	\$175.00 plus overtime charges
3/4"	\$225.00 plus overtime charges
1"	\$350.00 plus overtime charges
1 1/2"	\$400.00 plus overtime charges
2"	\$450.00 plus overtime charges

In addition, there shall be an inspection fee of \$75.00 per hour or \$565.00 per day for compliance with the provisions of this section for each inspection required by the Borough. Over eight hours in one day will be paid at the overtime rate.

g. At Section 17-6.5, "Charges Constitute Lien; Penalties for Delinquent Payment," change Section 17-6.5c to provide in pertinent part:

- c. ...If any water rent or other charge shall remain in arrears for three (3) months, the person charged with the duty of collection shall file...

- h. At Section 17-8, “EXTENSION OF WATER SYSTEM,” add the following sentence to the end of Section 17-8.3:**

The maintenance of the curb box is the responsibility of the owner for any repair or replacement and the owner will be assessed a fee.

Section 2. Chapter XVIII, “Sewer,” hereby is amended follows:

- a. At Section 18-3, “GENERAL PROVISIONS,” change Section 18-3.5, Main or Trunk-Line Sewers; Sewer Extensions; Excavation; Backfilling,” by adding the following sentence to the end of the section:**

All sewer contractors or licensed plumbers performing these services must furnish the Borough with an acceptable bond in favor of the Borough, the bond to be a minimum of three thousand dollars (\$3,000.00) per house connection to guarantee the work and provide for proper barricades, lights and other means and measures to protect the public and Borough against responsibility from any damages or lawsuits that might arise due to the negligence or actions of either the contractor or licensed plumber. The bond or bonds shall remain in effect until such time as the Superintendent is fully satisfied with all of the workmanship, restoration of roadways, curbs, sidewalks and the like, and the bond or bonds will only be released upon the recommendation of the Superintendent to the Borough.

- b. At Section 18-3.8, “Permits and Fees,” change Section 18-3.8c to provide:**

c. Fees

1. Residential dwellings fee: twenty five dollars (\$25.00).
2. Business buildings and institutions fee: fifty dollars (\$50.00)
3. Industrial establishments fee: one hundred dollars (\$100.00)

- c. At Section 18-5, “SANITARY SEWER SYSTEM REGULATIONS AND CHARGES,” change Section 18-5.4, “Failure to Comply,” in pertinent part as follows:**

...the borough may levy a fine on the property owner of not more than five hundred dollars (\$500.00) per day per required connections.

- d. At Section 18-5.10, “Failure to Pay Sewer Rates and/or Charges,” change Section 18-5.10c in pertinent part to provide as follows:**

c. ... If any sewer rent or other charge shall remain in arrears for three (3) months, the person charged with the duty of collection shall file...

- e. **At Section 18-5.27, “Billing system; Payment of Bills,” change the title of the subsection to “Billing system; Payment of Bills; Charges Constitute Lien; Penalties for Delinquent Payment,” and replace Section 18-5.27 with the following:**

18-5.27a. Billing System; Payment of Bills. The Governing Body shall establish an appropriate billing system for quarterly billing to sewer users. All bills shall be due and payable upon presentation, and interest in the amount as hereinabove provided shall accrue ten (10) days after the due date set forth in the bill. The property owner may appeal to the Mayor and Council any interest charged which the property owner deems to be inaccurate, and the Mayor and Council shall have the right to waive, adjust or uphold the interest charge. (1966 Code § 65-39; Ord. No. 1-88; Ord. No. 7-92).

18-5.27b. Charges Constitute Lien; Penalties for Delinquent Payment. If any sewer rent or other charge shall remain in arrears for three (3) months, the person charged with the duty of collection shall file with the officer charged with the duty of the collection of tax arrears a statement showing such arrearages, and from the time of such filing, the sewer rent or other charge shall be a lien upon the real estate to which the sewer service was furnished and in connection with which the charges were incurred to the same extent as taxes are a lien upon real estate in the municipality and shall be collected and enforced by the same officers and in the same manner as liens for taxes. In addition to its remedy of enforcing its lien, the Borough can institute suit against the owner or occupier, or both, for collection of any unpaid charges. In the event that the Borough files a lawsuit, the owner or occupier shall be liable for the amount due plus accrued interest at the then existing rate of interest, plus counsel fees, expenses and costs of suit.

- f. **At Section 18-5.28, “Calculation of Flows; Meters,” change Section 18-5.28b in pertinent part to provide as follows:**

b. ...The owner shall, however, in addition to the other charges provided by the ordinance, pay a meter reading fee of twenty five dollars (\$25.00) per quarter.

- g. **At Section 18-5.31, “Connection Fee,” change the Section to provide as follows:**

Connection Fee. The owner of property seeking a sewer connection permit shall, at the time of the submission of the application for the sewer connection permit, pay to the Borough a sewer connection fee* as follows:

SEWER TAP, CONNECTION & ADMINSTRATIVE FEES

CONNECTION	TAP	CONNECT	TOTAL
4 inch	\$1,200	\$6,000	\$ 7,200
6 inch	\$1,800	\$8,000	\$ 9,800

8 inch	\$2,200	\$10,000	\$12,200

***Per unit; commercial and residential are the same fee**

Section 3. 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 4. 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 5. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

At this time, the Borough Attorney read the explanatory Statement.

Councilwoman Huntley 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 present voting YES.

Mayor Steenstra opened the meeting up to a Public Hearing on this ordinance.

Andrew Bakaj, 19 Union Avenue, spoke in regard to the rate increases and felt they were excessive and asked how many people were in the Water Department. He was informed there were two employees.

Mr. Bakaj was not aware it was only a two man department and also expressed concern over mass installation of water meters and it was noted there will not be a mass installation of new meters.

Glenn Schiffman, 53 Ridge Road, spoke in regard how many hours the Water Department works and it was noted that they work a five day week from 6 a.m. to 2:30 p.m.

Since there was no one else who wished to speak in regard to this ordinance, Councilman Specchio moved that the Public Hearing be closed; seconded by councilman Crum and carried on voice vote with all Council Members present voting Yes.

Councilman Specchio moved for the adoption of this ordinance; seconded by Councilman Vroom.

Councilwoman Huntley noted that she would like to postpone this until we have further information.

The ordinance was adopted as per the following roll call: Council Members: Crum, YES; Huntley, NO; Specchio, YES; Vroom, YES and Altfield, YES. ABSENT: Councilman Marinaro (Excused)

Councilwoman Huntley noted that she would still like additional information in regard to this ordinance.

LATE PUBLIC COMMENT

Councilman Crum opened the meeting up to Late Public Comment; seconded by Councilman Vroom and carried on voice vote with all Council Members present voting YES.

Anne DuHaime, 23 Hester Street, expressed her disappointment as to the recent large raise given to the Borough Administrator.

Mrs. DuHaime also expressed her concern for the BASS Animal Shelter and fact that they may have to go “out of business” and asked the Governing Body to negotiate a contract with them.

Borough Attorney MacMahon stated there are a lot of offers out there and noted that he personally met with the Attorney for BASS along with the Administrator and the Animal Control officer six months ago. The information being put out by BASS to the press is not correct.

They have put out a contract which they have said is their last offer and not negotiable; it is a substantial amount. They have presented their situation and this Mayor and council will not comment as we are in negotiations. A decision will have to be made and I anticipate that being in the early New Year.

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

LATE EXECUTIVE SESSION

Adoption of Resolution #2009-12.6: Authorizing Convening of an Executive Session

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

**RESOLUTION #2009-12.6
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 – 1 matter
 - B. Personnel – 1 matter
 - C. Attorney/Client Discussion – 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 Specchio seconded the motion, and it carried on voice vote with all Council Members voting YES.

(At this time, 8:30 p.m., the Mayor and Council went into Executive Session)

RECONVENED:

Mayor Steenstra reconvened the meeting at 9:52 p.m. and noted that no action was taken during the Executive Session

Adoption of Resolution #2009-12.7: Part-time Property Maintenance officer

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

RESOLVED, that the Borough Administrator is authorized to hire Neil Keegstra as a part-time Property Maintenance Officer on an as-needed basis at \$20/hr. with no benefits with a starting date to be determined by the Borough Administrator after the first of the year.

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

Adoption of Resolution #2009-12.8: Authorization for approval of Settlement Agreement with Officer Neil Keegstra for Retirement

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

RESOLVED, that approval be given for the settlement agreement with Officer Neil Keegstra for his retirement benefits for a staging for payouts spread over the 2010/2011 period and that the settlement is privileged and sealed with the Borough.

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

ADJOURNMENT

Because there was no further public business to be conducted, Councilman Crum moved to **ADJOURN** the meeting at 9:52 p.m.; seconded by Councilman Specchio and carried on voice vote with all Council Members voting YES. ABSENT: Councilman Marinaro (Excused)

Jane McCarthy, RMC
Municipal Clerk