**REGULAR MEETING**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**February 19, 2019**

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, Bloomingdale, NJ. Mayor Dunleavy called the meeting to order at 7:02 PM.

Mayor Dunleavy led the **Salute to the Flag**.

**Roll Call:**

*In Attendance:* Mayor Jonathan Dunleavy

 Councilman Anthony Costa

 Councilman John D’Amato

 Councilman Richard Dellaripa

 Councilwoman Dawn Hudson

Councilman Michael Sondermeyer

Councilman Ray Yazdi

 Municipal Clerk, Breeanna Calabro

 Borough Attorney, Dawn Sullivan

**PUBLIC NOTICE STATEMENT**

Mayor Dunleavy stated that adequate notice of this meeting was advertised in the Herald News on December 23, 2018; copies were provided to the local news media and posted continuously in the Municipal Building. A copy of this notice is available to the public and is on file in the office of the Municipal Clerk.

**PRESENTATIONS:**

1. **2018 Annual Police Department Report –** *Chief Joseph Borell* *The Bloomingdale Police Department has compiled a report outlining the statistical results of the duties performed by the Police Officers over the past year. The report also contains overviews of Departmental operations as well as goals and objectives. Chief Borell went through the highlights of the report and the report will be available on the department’s webpage for the public.*

**EARLY EXECUTIVE SESSION:** N/A

**NON-AGENDA ITEMS:**

* Introduction of Ordinance No. 3-2019: Fire Dept NFIRS Project
* Acceptance of 2019 ROSE Fund Advisory Report (Resolution No. 2019-2.19)

**REPORTS OF PROFESSIONALS, DEPARTMENT HEADS, COMMITTEES, LIAISONS & MAYOR’S REPORT:** N/A

**Councilman D’Amato**: *Government Operations Committee has been meeting with Department heads, reviewing capital plans etc.*

**Mayor Dunleavy:**

* *2019 Capital Plan is being developed, Gov ops is meeting with Departments & cutting different sections of the plan*
* *Estimated budget Intro – late March*
* *Bond Sale – very successful*
* *Standard & Poor’s Rating- the Borough’s financial rating went up 2 levels, the rate is a ‘AA-‘ (high range)*

**EARLY PUBLIC COMMENT:**

Motion was made by COSTA to open to meeting for public comment; seconded by HUDSON and carried per voice vote all voting AYE. Since there was no one who wished to speak, DELLARIPA made a motion to close early public comment; seconded by SONDERMEYER and carried per voice vote all voting AYE

**RESOLUTION NO. 2019-2.8 CONSENT AGENDA**

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

**RESOLUTION NO. 2019-2.8**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Accepting, Approving and/or Adopting the Consent Agenda of the***

***February 19, 2019 Regular Meeting***

**WHEREAS**, the Mayor and Council of the Borough of Bloomingdale has determined that to increase efficiency, the Consent Agenda shall be adopted with one resolution,

**THEREFORE BE IT RESOLVED**, that the following resolutions, placed on this agenda by consent, require no discussion and the same having been previously reviewed by each Governing Body member, be and are hereby adopted in their entirety by the Mayor and Council of the Borough of Bloomingdale.

* 1. Approval of Minutes:
		1. Executive Session – February 5, 2019
		2. Workshop Meeting – February 5, 2019
	2. Motion to approve Bloomingdale Fire Department Member Application for *Arthur Notarbartolo*
	3. Resolution No. 2019-2.9: Extend Unpaid Sick Leave for Borough Employee
	4. Resolution No. 2019-2.10: Extend Appointment of Plumbing Inspector
	5. Resolution No. 2019-2.11: Fair Housing Resolution - CDBG
	6. Resolution No. 2019-2.12: Passaic County – CDBG Application – Union Ave Sidewalks ( between Hamburg Tpke & Rafkind Rd )
	7. Resolution No. 2019-2.13: Redemption TTL 17-00011 (3042/5)
	8. Resolution No. 2019-2.14: Redemption TTL 17-00018 (5063/19)
	9. Resolution No. 2019-2.15: Redemption TTL 17-00022 (5071/2)
	10. Resolution No. 2019-2.16: Overpayment Refund (2004/47)

The motion was seconded by DELLARIPA and carried per the following roll call vote: COSTA (YES), D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), SONDERMEYER (YES), & YAZDI (YES)

**Consent Agenda Resolutions:**

**RESOLUTION NO. 2019-2.9**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Granting/Extending Unpaid Sick Leave to Borough Employee***

**WHEREAS*,*** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that Craig Smith (“Employee”) is an employee of the Borough of Bloomingdale’s Construction Department; and

**WHEREAS*,*** the Governing Body further finds and declares that the Employee has been out of work on unpaid sick leave as of August 20, 2018 by official Resolution No. 2018-8.8; and

**WHEREAS**, the unpaid sick leave was extended through December 31, 2018 by official Resolution No. 2018-10.3 and further extended through February 28, 2019 by official Resolution No. 2019-1.72; and

**WHEREAS**, the unpaid sick leave will be further extended through June 1, 2019; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby extend unpaid sick leave to Borough Employee, Craig Smith, until no later than June 1, 2019; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk be and is hereby directed to formally notify the New Jersey Division of Pension & Benefits of said status and to cause the same to be included in the records maintained for said employee.

**RESOLUTION NO. 2019-2.10**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Resolution of the Borough of Bloomingdale, County of Passaic and State of New Jersey, Appointing a Plumbing Inspector***

**BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale hereby appoints the following member as the Borough’s Plumbing Inspector effective March 1, 2019:

Plumbing Inspector 3/1/19 – 6/1/19 Vincent Pellegrini

**RESOLUTION NO. 2019-2.11
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**FAIR HOUSING RESOLUTION**

*The Borough of Bloomingdale supports Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. It is the policy of the Borough of Bloomingdale to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex (including pregnancy), national origin, nationality, familial status, martial or domestic partnership status, affectional or sexual orientation, atypical hereditary cellular or blood trait, genetic information, liability for military service, mental or physical disability, perceived disability, AIDS/HIV status and Lawful Income Source of Lawful Rent Payment (Section 8). The Borough of Bloomingdale further objects to discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability as prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. Therefore, the Governing Body of the Borough of Bloomingdale does hereby approve the following resolution:*

**BE IT RESOLVED**, that within available resources, the Borough of Bloomingdale will assist all persons who feel they have been discriminated against under one of the aforementioned categories, to seek equity under federal and state laws by filing a complaint with the New Jersey Division on Civil Rights and the U.S. Department of Housing and Urban Development, as appropriate.

**BE IT FURTHER RESOLVED**, that the Borough of Bloomingdale shall publicize this resolution and though this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the New Jersey Law Against Discrimination, and any local laws or ordinances.

**BE IT FURTHER RESOLVED**, that the municipality will at a minimum include, but not limited to: (1) the printing and publicizing of the resolution, a fair housing public notice and other applicable fair housing information through local media, community contacts and placement on the Borough webpage and in other social media; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

**RESOLUTION NO. 2019-2.12**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Authorizing Submission to Passaic County of Applications for***

***Passaic County Open Space and Farmland Preservation Trust Fund***

***Recreational Facility Improvement and Open Space Preservation Grants***

**WHEREAS,** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) has learned that Passaic County (“County”) is presently accepting grant applications for recreational facility improvements and open space preservation activities to be financed through the Passaic County Open Space and Farmland Preservation Trust Fund (“Fund”); and

**WHEREAS,** the Governing Body finds and declares that it is in the best interests of the citizens of the Borough and of the County for the Governing Body to authorize the submission to the County of applications for grant funding from the Fund to finance

***Union Ave Sidewalks (between Hamburg Tpke & Rafkind Rd)***

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize the submission to Passaic County of applications for Passaic County Open Space and Farmland Preservation Trust Fund Grants to finance the foregoing projects and does hereby further authorize the appropriate municipal officials to complete any and all tasks necessary to perfect such applications.

 **RESOLUTION NO. 2019-2.13**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**Amending Resolution No. 2019-1.101:**

***Authorizing Redemption and Cancellation of Tax Title Lien Certificate #17-00011***

**WHEREAS,** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on November 29, 2018, a lien was sold on,

11 Sunrise Avenue, Bloomingdale, for delinquent year 2017 Water/Sewer, and

**WHEREAS,** the Governing Body further finds and declares that the foregoing property is also known as Block 3042, Lot 5, owned by Federal National M Assoc; and

**WHEREAS,** the Governing Body further finds and declares that the foregoing lien which was sold to C & E TAX LIEN FUND I for a premium of $14,200.00 and

**WHEREAS,** the Governing Body further finds and declares that for 11 Sunrise Avenue, the mortgage company, PEMCO LIMITED (Fannie Mae) has requested redemption of TTL #17-00011, and

**WHEREAS,** the Governing Body further finds and declares that PEMCO LIMITED (Fannie Mae), has paid all monies, 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 $6569.22 for the lien redemption and $14,200.00 for the premium, be made payable to C & E TAX LIEN FUND I, PO Box 5021, Philadelphia, PA 19111 for the redemption and cancellation of Tax Title Lien Certificate #17-00011

1099 = $116.47

 **RESOLUTION NO. 2019-2.14**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Authorizing Redemption and Cancellation of Tax Title Lien Certificate #17-00018***

**WHEREAS,** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on November 29, 2018, a lien was sold on,

27 Ryerson Avenue, Bloomingdale, for delinquent year 2017 Tax, and

**WHEREAS,** the Governing Body further finds and declares that the foregoing property is also known as Block 5063, Lot 19, owned by MICHAEL DE FLUMERI; and

**WHEREAS,** the Governing Body further finds and declares that the foregoing lien which was sold to US BANK FOR TOWER DB VIII for a premium of $20,200.00 and

**WHEREAS,** the Governing Body further finds and declares that for 27 RYERSON, the property owner, MICHAEL DE FLUMERI has requested redemption of TTL #17-00018, and

**WHEREAS,** the Governing Body further finds and declares that MICHAEL DE FLUMERI, has paid all monies, 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 $19,841.25 for the lien redemption and $20,200.00 for the premium, be made payable to US Bank Cust For Tower DB VIII, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102 for the redemption and cancellation of Tax Title Lien Certificate #17-00018

1099 = $698.92

 **RESOLUTION NO. 2019-2.15**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Authorizing Redemption and Cancellation of Tax Title Lien Certificate #17-00022***

**WHEREAS,** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on November 29, 2018, a lien was sold on,

3 Forest Drive, Bloomingdale, for delinquent year 2017 Water, and

**WHEREAS,** the Governing Body further finds and declares that the foregoing property is also known as Block 5071, Lot 2, owned by ABUDAYA, OWDETALLA & YUDERKA; and

**WHEREAS,** the Governing Body further finds and declares that the foregoing lien which was sold to ACTLIEN HOLDING INC for a premium of $200.00 and

**WHEREAS,** the Governing Body further finds and declares that for 3 Forest Drive, the mortgage company, OCWEN LOAN SERVICING LLC has requested redemption of TTL #17-00022, and

**WHEREAS,** the Governing Body further finds and declares that OCWEN LOAN SERVICING LLC, has paid all monies, 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 $228.92 for the lien redemption and $200.00 for the premium, be made payable to ACTLIEN HOLDING INC, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102 for the redemption and cancellation of Tax Title Lien Certificate #17-00022

1099 = 0

**RESOLUTION NO. 2019-2.16**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Authorizing Overpayments in Tax Office***

**WHEREAS,** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that Kampfe Lake Association, 4 West Shore Road, Bloomingdale, NJ did receive an Assessment reduction in 2018 on Block 2004 Lot 47;

A refund of overpayment in the amount of $4,637.42 is being returned to Kampfe Lake Association.

 **NOW, THEREFORE, BE IT RESOLVED,** that the Treasurer be authorized to issue refundcheck to the following:

 Kampfe Lake Association

 Address: 4 West Shore Road

 Bloomingdale, NJ 07403

 Refund Amount: $4,637.42

**PENDING ITEMS:**

1. **Second/Final Reading & Public Hearing:**
*Bond Ordinance No. 1-2019: Purchase of Garbage Truck (Amend Bond Ord No. 8-2018)*

**BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 8-2018 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY ON MARCH 20, 2018 AND ENTITLED “BOND ORDINANCE PROVIDING FOR THE PURCHASE OF A GARBAGE TRUCK IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY; APPROPRIATING $300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $285,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”, TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM $300,000 TO $358,000 AND TO INCREASE THE TOTAL DEBT AUTHORIZATION THEREIN FROM $285,000 TO $340,000, AND TO AMEND AND SUPPLEMENT OTHER PROVISIONS THEREIN** was given second and final reading and considered for adoption.

The Municipal Clerk, Breeanna Calabro, read the Public Notice statement.

Councilman D’AMATO moved that the Ordinance be read by title; seconded by DELLARIPA and carried on voice vote – all members voting AYE by voice vote.

The Municipal Clerk read the following Ordinance by title:

**BOROUGH OF BLOOMINGDALE**

**ORDINANCE No. 1-2019**

**BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 8-2018 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY ON MARCH 20, 2018 AND ENTITLED “BOND ORDINANCE PROVIDING FOR THE PURCHASE OF A GARBAGE TRUCK IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY; APPROPRIATING $300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $285,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”, TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM $300,000 TO $358,000 AND TO INCREASE THE TOTAL DEBT AUTHORIZATION THEREIN FROM $285,000 TO $340,000, AND TO AMEND AND SUPPLEMENT OTHER PROVISIONS THEREIN**

 **BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **AS FOLLOWS:**

 **SECTION 1:** The bond ordinance of the Borough of Bloomingdale, in the County of Bloomingdale, State of New Jersey (the "Borough"), heretofore finally adopted by the Borough Council on March 20, 2018, numbered 8-2018 and entitled, “BOND ORDINANCE PROVIDING FOR THE PURCHASE OF A GARBAGE TRUCK IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY; APPROPRIATING $300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $285,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF” (the "Original Ordinance"), is hereby amended and supplemented to the extent and with the effect as set forth below:

 (a) The total appropriation in the Original Ordinance is hereby increased by $58,000, from $300,000 to $358,000.

 (b) The total bonds/notes debt authorization in the Original Ordinance is hereby increased by $55,000, from $285,000 to $340,000.

 (c) The total down payment in the Original Ordinance is hereby increased by $3,000, from $15,000 to $18,000.

 (d) Section 3(a) of the Original Ordinance is amended to read as follows:

“(a) The improvements hereby authorized and the purpose of financing of which said obligations are to be issued is for the purchase of garbage trucks for the Borough, including all work, materials, equipment, labor and appurtenances necessary therefor and incidental thereto.”

 (e) Section 7(c) of the Original Ordinance is amended to read as follows:

“(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this amendatory and supplemental bond ordinance by $55,000 and the said obligations authorized herein will be within all debt limitations prescribed by law.”

 **SECTION 2:** The Capital Budget of the Borough is hereby amended, as necessary, to conform with the provisions of this bond ordinance and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk and will be available for public inspection.

 **SECTION 3**: The Borough covenants to maintain the exclusion from gross income under Section 103(a) of the Code the interest on all bonds and notes issued under the Original Ordinance, as amended and supplemented hereby.

 **SECTION 4:** Except as expressly amended and supplemented hereby, the Original Ordinance shall remain in full force and effect.

 **SECTION 5:** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

At this time D’AMATO made a motion to open the Public Hearing for comment; seconded by DELLARIPA and carried on a voice vote all voting AYE.

Since there was no one who wished to comment D’AMATO made a motion to close the Public Hearing; seconded by SONDERMEYER and carried on a voice vote all members voting AYE.

Councilman SONDERMEYER moved for the adoption of this Ordinance; seconded by HUDSON and carried per the following roll call vote: D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), SONDERMEYER (YES), YAZDI (YES), COSTA (YES)

**NEW BUSINESS:**

1. At the this time DELLARIPA offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2019-2.17**

**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

**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: **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;

BILLS LIST PREPAID LIST

CURRENT 3,286,649.86 CURRENT 542,218.80

UTILITY 75.775.66 UTILITY 31,614.70

CAPITAL 48,270.82 OPEN SPACE 00,000.00

UTILITY CAPITAL 20,500.00 TRUST ACCOUNT 845.00

TRUST 63,296.37 RECYCLING 216.64 DOG 2,478.60 DOG TRUST 0,000.00

RECREATION 8,710.00 UNEMPLOY 500.35 ROSE FUND 0,000.00 CAPITAL 000.00

RECYCLING 0,000.00 WATER CAPITAL 000.00

UNEMPLOYMENT 00.00 RECREATION 1,730.00

AFFORDABLE HOUSING 000.00 CAPITAL ASSESSMENT 00.00

TOTAL 3,505,681.31 TOTAL 575,025.04

The motion was seconded by SONDERMEYER and carried per the following roll call vote: DELLARIPA (YES), HUDSON (YES), SONDERMEYER (YES), YAZDI (YES), COSTA (YES) & D’AMATO\*\* (YES)

*\*\*D’Amato – recused from vendor 01463 items #1-3*

1. Councilman D’AMATO offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2019-2.18**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Authorizing Appropriation of Reserves***

***WHEREAS,*** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that N.J.S.A. 40A:4-58 provides that the Governing Body may, should it become necessary during the first three months of the fiscal year to expend for any of the purposes specified in the budget an amount in excess of any respective sums appropriated therefor and there shall be an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, by resolution setting forth the facts and adopted by not less than two-thirds (2/3) vote of the full membership of the Borough Council, transfer the amount of such excess of those appropriations deemed to be insufficient; and

***WHEREAS,*** the Governing Body further finds and declares that the Treasurer has determined that the following transfers are both necessary and appropriate; and

***NOW, THEREFORE, BE IT RESOLVED*** by the Governing Body of the Borough of Bloomingdale that the Treasurer is hereby authorized to make the following transfers in the FY2018 Reserve Budget:

***FROM:***

***Building & Grounds 8-01-26-310-001-028 $14,000.00***

***Building & Grounds 8-01-26-310-001-024 $ 5,000.00***

***TO:***

***Roads 8-01-26-290-001-059 $ 19,000.00***

***BE IT FURTHER RESOLVED*** by the Governing Body of the Borough of Bloomingdale that the Municipal Clerk be and is hereby directed to forward a true copy of the foregoing Resolution to the Borough Treasurer.

The motion was seconded by HUDSON and carried per the following roll call vote: HUDSON (YES), SONDERMEYER (YES), YAZDI (YES), COSTA (YES), D’AMATO (YES) & DELLARIPA (YES)

1. **Introduction of Bond Ordinance No. 2-2019**: Amend Bond Ordinance 18-2011; (Capital Improvements )

A motion was made by DELLARIPA to introduce the Ordinance by title; second and final reading/ public hearing will be on March 5, 2019 at 7PM; the motion was seconded by D’AMATO and carried by voice vote: all members present voting AYE

The Municipal Clerk read by Title:

**BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 18-2011 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY ON NOVEMBER 22, 2011 ENTITLED, “BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF $1,800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $1,710,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF”, TO AMEND AND RESTATE SECTION 3 AND SECTION 6 THEREIN**

Discussion:

Mayor: $27,000 of existing funding from a 2018 bond to finance a finger printing system for police, floors in borough hall, and sound/recording system for the council chambers.

**NON AGENDA**

* Councilman SONDERMEYER offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2019-2.19**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

 ***Adopting the February 18, 2019***

***ROSE Trust Fund Advisory Board Report and Recommendations***

***WHEREAS,*** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that the Recreation and Open Space Establishment (“ROSE”) Trust Fund (“Fund”) Advisory Board (“Board”) has submitted its Report and Recommendations, dated February 18, 2019 (“Report” attached), for appropriations of monies from the Fund; and

***WHEREAS,*** the Governing Body further finds and declares that it has reviewed said Report and has determined that it is in the best interests of the citizenry of the Borough to adopt its Recommendations;

***NOW, THEREFORE, BE IT RESOLVED*** that the Governing Body of the Borough of Bloomingdale does hereby adopt the February 18, 2019 Report and Recommendations of the Recreation and Open Space Establishment Trust Fund Advisory Board.

***Record of Council Vote on Passage***

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Council person | aye | nay | Abstain | Absent | Council person | aye | nay | Abstain | Absent |
| Costa | X |  |  |  | Hudson | X |  |  |  |
| D’Amato | X |  |  |  | Sondermeyer | X |  |  |  |
| Dellaripa | X |  |  |  | Yazdi | X |  |  |  |

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on February 19, 2019.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Breeanna Calabro, RMC

Municipal Clerk, Borough of Bloomingdale

**2019 ROSE Fund Advisory Report**

To: Mayor Jonathan Dunleavy & Council Borough of Bloomingdale

Date: 2/18/2019

 As required by the Borough Ordinance #10-2001, Section 2-65.6b, The Rose Fund Advisory Board has held one public meetings. This meeting took place on January 21st. The second meeting was scheduled for February 12th, but was cancelled due to the weather. The second meeting will be held at a future date.

 Please find the formal recommendations of the Rose Fund Advisory Board for 2019. The Advisory Board is making recommendations that will be presented and we ask that each item is voted on separately. The first recommendation will be the 2019 funding percentage amount into each category. The second will be the annual recreation maintenance and project recommendations. The third will be for open space and related projects.

1. **2019 Rose Fund Allocation**
	* Recreation: 30%
	* Open Space: 10%
	* Maintenance: 30%
	* Discretionary: 30%

The Mayor and Council have the authority to remove and amend this split at any time in the future if the need should arise.

1. **2019 Recreation Fund Projects**

The Rose Fund Advisory Board recommends the following recreation projects, as well as, annual bid and DPW tasks.

* Upgrades to Bogue Pond Park
	+ Continued maintenance and general up-keep for all playground equipment.
	+ Upgrade the entire basketball court, playing surface, poles, backboards, hoops and nets.
	+ Install fencing around basketball court.
	+ Short Term: Add shade/canopies over sitting areas and swings for shade.
	+ Long Term: Plant shade trees, possibly 4-6 per year. Suggested tree: Tulip Poplar and smaller flowing trees.
	+ Add a bocce ball court.
	+ Add a horseshoe pit.
	+ Install all-weather chess/checkers tables and benches.

* Support Drug Alliance / Drug Awareness Campaign
	+ Line Main St & Hamburg Turnpike with Sponsored banners (small, to be attached to light posts) – *this project is currently in development through the Drug Alliance.*
	+ ROSE FUND: Sponsor banner to support Municipal Drug Alliance, not to exceed $100
	+ REC COMMITTEE: Sponsor banner to support Municipal Drug Alliance, not to exceed $100.
* Complete Delazier Field Basketball Court renovations, *in-progress.*
* Form the Bloomingdale Recreation Building Project Committee
	+ Explore relocation the Rec. Facility to a borough owned property instead of renting a store front.
	+ Suggestion of relocating the Water Department to a new location in the DPW facility and use the Ballston St facility for Rec.
	+ Investigate any necessary renovation costs needed to utilize a different location.
	+ Consider applying to the county for a grant for a new Rec. Center.

* Purchase and install two Scoreboards at WTB.
* Continued develop Sloan Park for public use.
	+ Public Park, Seasonal Ice Skating Rink, Summer Movies in the Park, Concert Series, *for example.*
* Remove the stone that lines the tennis courts at WTB. Replace with topsoil and seed.
* Supplement soccer program enhancements, including but not limited to player/team benches and other universal supplies not to exceed $1,500.

**Review Annual Contract/Bid Tasks, Non-DPW**

* Purchase extra infield baseball and softball clay to be stored at Delazier.
* Order Porta-Johns for Delazier, Bogue Pond, and MBD.
* Purchase 100 bags of speedy dry and 100 bags of lime. Arrange vendor to deliver, notify DPW so they can store it in the trailer at Delazier and WTB.
* Open sprinkler system at Delazier and confirm zero leaks.

**Annual DPW Tasks**

* Field opening and closing as well as 4-step fertilizer program. Also includes late spring aeration and seeding.
* Add clay and remove all growth of grass from clay infields.
* Edge all infield grass areas. Lawn cutting at WTB and MBD.
* Freshen up all stone dust in dugouts.
* Remove white tarp from Delazier field.
* Move garbage cans to the proper locations for baseball use.
* Set-up batting cage at Delazier Field.
* Mulch playground and all flower beds.
* Weed-whack all fence edges - around entire fenced area, perimeter of part, dugouts, backstops, etc.
* Cut the grass at Delazier.
* Move bleacher to baseball field. DPW may have already done this after football.
* Constant maintenance all year long: clay, grass, weeds, etc.
* Open bathrooms.
* Install outfield fence at Delazier.
* Clean out small trailer at Delazier.
* Tune up all tractors at Delazier and WTB.
* Open hose bib on side of announcement booth. Install hose on hose reel.
* Test baseball scoreboards to make sure they are operational.
* Put out all screens, field draggers, and field spike dragger behind each backstop.
* July: start the conversion to Football/soccer. Move fence to create sidelines for soccer and football, buy paint to line the field, install goal posts, move bleachers to the football sidelines, put all baseball supplies in the trailer, dismantle batting cage, move garbage cans, etc.
* Late November: reverse all the opening procedures for field closure (same applies at WTB and MBD). Place white tarp to have grass again come spring, close sprinklers, close bathrooms. (Delazier, WTB, and MBD require the same services).
* Open all parks: Bogue, WTB, Oakwood, & Delazier playgrounds, weed, weed-whack, mulch, spring clean-up. Check playground equipment for safety. Install garbage cans for the season
* WTB Walking Path: Maintenance, weed-whack, edging, etc.
1. **2019 Open Space Fund Projects**
* Supplement to Master Gardeners for $2,000.
	+ Recommend free mulch to Master Gardeners.
	+ Recommend free gravel to Master Gardeners.
* Recommend DPW spring clean-out of the riverbank behind the Senior Center to allow for expansions of gardens.
* Recommend ROSE funds be used for enhancements to Higgins-Perragallo & Bicoastal property on Federal Hill.
	+ Need clear boundary markings between private residence and public property. May require a Surveyor.
	+ Add Signage off of Union Ave to define entrance to walking trails.
	+ Add Trash bins as close to Union Ave and trail entrance.
* Recommend ROSE funds be used for signage at Davy Crockett Park to define entry and explore defining property lines for easier public use.
* Support Bloomingdale Community Garden

 The Rose Fund Advisory Board has reviewed the Ordinance and has held one required public meeting. This Board believes that the recommendations conform to the intention of the Ordinance.

Respectfully,

Drew Juhlin

Chairman, Rose Fund

The motion was seconded by DELLARIPA and carried per the following roll call vote: SONDERMEYER (YES), YAZDI (YES), COSTA (YES), D’AMATO (YES), DELLARIPA (YES) & HUDSON (YES)

* **Introduction of Ordinance No. 3-2019: Fire Dept NFIRS Project**

A motion was made by SONDERMEYER to introduce the Ordinance by title; second and final reading/ public hearing will be on March 5, 2019 at 7PM; the motion was seconded by COSTA and carried by voice vote: all members present voting AYE

**The Municipal Clerk read by Title:**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE APPROPRIATING $14,000.00 FROM THE CAPITAL FUND BALANCE FOR THE PURCHASE OF A FIRE DEPARTMENT RECORDS MANAGEMENT SYSTEM**

**LATE PUBLIC COMMENT:**

HUDSON opened the meeting to late public comment; seconded by D’AMATO and carried on voice vote. Since there was no one who wished to speak, COSTA moved that it be closed; seconded by SONDERMEYER and carried on voice vote.

**LATE EXECUTIVE SESSION:**

Councilman Costa offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2019-2.22**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Mayor & Council of the Borough of Bloomingdale on the 19th day of February, 2019 that:

* Prior to the conclusion of this Regular Meeting, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
( ) b. (1) Confidential or excluded matters, by express provision of Federal law or
 State statute or rule of court.
( ) b. (2) A matter in which the release of information would impair a right to receive
 funds from the Government of the United States.
( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of
 individual privacy.
( ) b. (4) A collective bargaining agreement including negotiations.
( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or
 investment of public funds, where it could adversely affect the public interest if
 disclosed.
( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the
 public, if disclosure could impair such protection. Investigation of violations of
 the law.
( X) b. (7) Pending or anticipated litigation or contract negotiations other than in
 subsection b. (4) herein or matters falling within the attorney-client privilege.

( X ) b. (8) Personnel matters.

( ) b. (9) Deliberations after a public hearing that may result in penalties.

* The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

The motion was seconded by SONDERMEYER and carried on voice vote; all in favor.

Entered into Executive Session: 7:57PM

Entered into Open Session: 8:26PM

**CONSIDERATION OF EXECUTIVE SESSION BUSINESS WITH PUBLIC COMMENT:**

1. Councilwoman Hudson made a motion for adoption of the following resolution**:**

**RESOLUTION NO. 2019-2.20**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SEPARATION AGREEMENT BETWEEN ROBERT mACINTOSH AND THE BOROUGH OF BLOOMINGDALE**

**WHEREAS,** Robert MacIntosh is a member of the Bloomingdale Department of Public Works; and

**Whereas**, Mr. MacIntosh and the Borough have reached an amicable understanding whereby Mr. MacIntosh has agreed to resign and separate from employment with the Borough of Bloomingdale effective May 13, 2019; and

**WHEREAS**, the administration recommends that the Council accept this resignation in accordance with the terms of a separation agreement which is on file with the Municipal Clerk.

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

The Mayor is hereby authorized to execute a separation agreement and release with Mr. MacIntosh; and

**BE IT FURTHER RESOLVED** that the agreement accepts Mr. MacIntosh’s resignation as of May 13, 2019 and his medical benefits will also expire on May 31, 2019.

This Resolution will take effect immediately upon approval and certification of funds.

The motion was seconded by Sondermeyer and carried per the following roll call vote: YAZDI, COSTA, D’AMATO, DELLARIPA, HUDSON, SONDERMEYER (all YES)

1. Councilman COSTA made a motion for adoption of the following resolution:

**RESOLUTION NO. 2019-2.21**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**Hiring of full-time DPW Laborer**

WHEREAS, there exists a need for a full time Laborer within the Department of Public Works; and

WHEREAS, the Superintendent and the Assistant Superintendent of the Department of Public Works recommend the position be filled by Brandon Bott;

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Bloomingdale, that Brandon Bott be hired as a full-time DPW Laborer, effective February 19, 2019 as per the terms of the CWA Local 1032 DPW contract.

The motion was seconded by D’AMATO and carried per the following roll call vote: COSTA, D’AMATO, DELLARIPA, HUDSON, SONDERMYER, YAZDI (all YES)

**GOVERNING BODY SCHEDULE:**

1. Workshop Meeting – March 5, 2019 7PM
2. Regular Meeting – March 19, 2019 7PM
3. Workshop Meeting – April 2, 2019 7PM

**ADJOURNMENT:**

Since there was no further business to be conducted, HUDSON moved to adjourn at 8:28PM; seconded by SONDERMYER and carried on voice vote with all Council Members present voting AYE.

Breeanna Calabro, RMC

Municipal Clerk