

**BOROUGH OF BLOOMINGDALE  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., and more specifically, N.J.S.A. 10:4-B(b), which authorizes the use of communications equipment to hold public meetings, and in consideration of Executive Order 107 issued by Governor Murphy and guidance provided by the New Jersey Department of Community Affairs, Division of Local Government Services, the Borough of Bloomingdale does hereby notify the public that to protect the health, safety and welfare of our citizens, while ensuring the continued functioning of government, a telephonic meeting of the Borough of Bloomingdale will be held on April 7, 2020 at 7:00p.m. Any member of the public who wishes to participate in the meeting, which will include a public comment portion, may do so calling into the service number: 1 (973) 302-3356 Participant Code:1819, at the designated meeting time.

Detailed instructions on how to access the meeting will be available on the Borough of Bloomingdale's website at [www.bloomingtonj.net](http://www.bloomingtonj.net). The website will also provide alternate instructions to follow should the remote system fail during any portion of the meeting. Members of the public who are unable to utilize the access system due to a disability may submit written comments/questions by contacting the Clerk via email at [bcalabro@bloomingtonj.net](mailto:bcalabro@bloomingtonj.net) prior to the meeting, up until April 7, 2020 at 4:00p.m. The comments/questions, which must include the individual's name and address, will be read into the record during the public comment portion of the meeting.

**WORKSHOP MEETING  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**April 7, 2020**

The Workshop Meeting of the Governing Body of the Borough of Bloomingdale was held on the above via a telephonic conference call as described above in the legal ad published on April 2, 2020. Mayor Dunleavy called the meeting to order at 7:01PM.

**Roll Call:** (taken by the Borough Clerk)

*In Attendance:* Mayor Jonathan Dunleavy  
Councilman John D'Amato  
Councilman Richard Dellaripa  
Councilwoman Dawn Hudson  
Councilman Drew Juhlin  
Councilman Michael Sondermeyer  
Councilman Ray Yazdi  
Municipal Clerk, Breeanna Calabro  
Borough Attorney, Fred Semrau, Esq.

**PUBLIC NOTICE STATEMENT**

Mayor Dunleavy stated that adequate notice of this meeting was advertised in the Herald News on April 2, 2020; 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: N/A**

**EARLY EXECUTIVE SESSION: N/A**

**NON-AGENDA ITEMS: N/A**

**EARLY PUBLIC COMMENT:**

Motion was made by JUHLIN to open to meeting for public comment; seconded by YAZDI and carried per voice vote all voting AYE. There was no one who wished to speak SONDERMEYER made a motion to close public comment, second by D'AMATO & carried on voice vote all members voting AYE, in favor.

Due to technical complications, YAZDI made a motion to re-open early public comment, second by SONDERMEYER and carried per voice vote all voting AYE, none opposed.

Linda Huntley – 86 Van Dam Ave, Bloomingdale

*Spoke in regard to the FY2020 Municipal budget – inquired into the proposed budget increase of \$32 per the average assessed home. For the record, questions an increase in budget with an increase in surplus and revenue.*

Since there was no one else who wished to speak, SONDERMEYER made a motion to close early public comment; seconded by DELLARIPA and carried per voice vote all voting AYE, none opposed.

### **REPORTS OF PROFESSIONALS, DEPARTMENT HEADS, COMMITTEES, LIAISONS & MAYOR’S REPORT:**

- **Borough Clerk:** *noted petitions for council seats have been received*
- **Borough Attorney:** *commended administration on actively handling the developing Covid-19 situation*
- **Councilman D’Amato:** *Sloan Park ‘Grand Opening’- event is cancelled*
- **Mayor Dunleavy:**
  - *reported he will be updating the Borough message boards signs with all the cancelled events*
  - *Thanked essential staff (Police/DPW/Animal Control), and non-essential administration*
  - *Provided an update as to how the employees are providing ‘full service’ during these times*
- **Councilman Sondermeyer:** *noted the Library was closed until further notice*
- **Council Juhlin:** *reported a Tri-Boro meeting was not held, the league is following the state guidelines and recreational sports are on hold until further notice*

### **RESOLUTION NO. 2020-4.1 CONSENT AGENDA**

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

#### **RESOLUTION NO. 2020-4.1 OF THE GOVERNING BODY OF THE BOROUGH OF BLOOMINGDALE**

*Accepting, Approving and/or Adopting the Consent Agenda of the  
April 7, 2020 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, and

**NOW 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.

- A. Motion to approve minutes:
  - A. March 3, 2020 – Workshop Meeting
- B. **Resolution No. 2020-4.2:** Release of Site Improvement Bond (62 Main Street – D4 Properties)
- C. **Resolution No. 2020-4.3:** Authorization for Public Bidding (1<sup>st</sup> & 2<sup>nd</sup> Street Water Main Connection – CDBG 2018 Project)
- D. **Resolution No. 2020-4.4:** Authorization to Waive Construction Fees (15 Sally Street)

The motion was second by SONDERMEYER and carried on voice vote all members voting in favor, AYE; none were opposed.

**Consent Agenda Resolutions:**

**RESOLUTION NO. 2020-4.2  
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 RELEASE OF A SITE IMPROVEMENT BOND RECEIVED FOR WORK PERFORMED AT 62 MAIN STREET, BLOCK 5063, LOT 1 BY KMC MECHANICAL, INC.**

**WHEREAS**, the contractor, KMC Mechanical, Inc., has requested a release of the site improvement bond submitted in connection with work performed at 62 Main Street, Block 5063, Lot 1, in the Borough of Bloomingdale; and

**WHEREAS**, the Borough Engineer has reviewed the request, performed an inspection of the work completed, and recommend that the site improvement bond held in connection with this project, which is in the amount of \$20,000.00, be released.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey, that it does hereby authorize that the site improvement bond held in connection with this project, which is in the amount of \$20,000.00, be released to the contractor.

**BE IT FURTHER RESOLVED**, Site Improvement Bond # 72040042 issued for principal KMG Mechanical, Inc., is hereby released as of the date of adoption.

This Resolution shall take effect immediately.

**RESOLUTION NO. 2020-4.3  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**AUTHORIZING THE BOROUGH TO GO OUT FOR PUBLIC BID FOR 1<sup>st</sup> and 2<sup>nd</sup> STREET WATER MAIN INTERCONNECT CDBG2018 PROJECT**

**WHEREAS**, the Borough of Engineer, Thomas Boorady has informed the Mayor of the successful review of the Passaic County CDBG specifications for the 1<sup>st</sup> and 2<sup>nd</sup> Street Water Main Interconnect project; and

**WHEREAS**, the project has been approved for bidding; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize the Full-time Mayor, Borough Engineer and the Municipal Clerk to move forward with the public bidding process as it relates to aforementioned project;

**BE IT FURTHER RESOLVED** that this Resolution will take effect immediately.

**RESOLUTION NO. 2020-4.4  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING WAIVING ALL CONSTRUCTION PERMIT FEES FOR 15 SALLY STREET**

**WHEREAS**, the Borough Council has learned of a devastating fire which destroyed the structure located at 15 Sally Street on March 12, 2020; and

**WHEREAS**, the structure will need to be rebuilt; and

**WHEREAS**, the Mayor and Council have determined that all construction fees and charges shall be waived in process of rebuilding the structure; and

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey that the Borough Council hereby authorize waiving construction permits fees for 15 Sally Street.

This Resolution shall take effect immediately.

**PENDING BUSINESS:**

**A. Second/Final Reading & Public Hearing:**

*Ordinance No. 12-2020: Amending Ch. 92 Zoning (Lakefront Properties)*

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

Councilman YAZDI moved that the Ordinance be read by title; seconded by DELLARIPA and carried on voice vote – all members present voting AYE

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 12-2020  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 92 “ZONING”, ARTICLE IV ‘SUPPLEMENTARY LOT, HEIGHT AND YARD REGULATIONS’, SECTION 92-14 “YARDS” AND CHAPTER 92 “ZONING”, ARTICLE XI “DEFINITIONS” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

**WHEREAS**, the Borough Code currently sets forth regulations and standards for zoning compliance in the Borough; and

**WHEREAS**, the Borough Ordinance Review Committee has reviewed these regulations and standards and recommended certain changes be made with regard to lakefront properties due to the unique circumstances presented by such properties within self-contained lake communities; and

**WHEREAS**, the Borough Council has reviewed the recommendations of the Ordinance Review Committee and agreed with the recommended amendments.

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

**SECTION 1.** Chapter 92 “Zoning”, Article IV “Supplementary Lot, Height and Yard Regulations”, Section 92-14 “Yards” shall be amended to add a new subsection as follows:

- G. Lakefront Property. The following regulations shall apply for all residential zones
  - (1) The following are permitted between the dwelling and the roadway.
    - a. Garages. At least twenty (20) feet from the roadway.
    - b. Accessory Structures (except garages). At least five (5) feet from the roadway.
  - (2) The following are permitted between the dwelling and the lake body.
    - a. Accessory Structures. All applicable regulations contained in the NJDEP Flood Hazard Area (FHA) Control Act Rules, as found at N.J.A.C. 7:13, shall apply.
  - (3) All other applicable residential bulk regulations shall apply.

All other portions of this Section remain unchanged.

**SECTION 2.** Chapter 92 “Zoning”, Article XI “Definitions”, Section 92-43 “Terms Defined” shall be amended to add the definition of lakefront property as follows:

LAKEFRONT PROPERTY – A property in any residential zone that is located between a public or private roadway and either Glenwild Lake, Lake losco, Kampfe Lake or Morse Lake.

All other portions of this Section remain unchanged.

**SECTION 3.** All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

**SECTION 4.** If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

**SECTION 5.** This law shall take effect immediately upon final passage, approval and publication as required by law.

**Public Hearing:**

At this time HUDSON made a motion to open the Public Hearing for comment; seconded by YAZDI and carried on a voice vote all voting AYE. Since there was no one who wished to speak SONDERMEYER made a motion to close the public hearing; motion was seconded by D’AMATO and carried on voice vote all members voting AYE.

**Adoption:**

YAZDI made motion for adoption; the motion was seconded by HUDSON and carried per the following roll call vote: D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), JUHLIN (YES), SONDERMEYER (YES), YAZDI (YES)

**NEW BUSINESS:**

A. Councilman DELLARIPA offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2020-4.5  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**EMERGENCY RESOLUTION  
N.J.S.A.40A:4-20 (TEMPORARY APPROPRIATIONS)**

**WHEREAS**, pursuant to N.J.S.A. 40a:4-19 the Borough council of the Borough of Bloomingdale adopted Resolutions to provide temporary funds for the period from January 1, 2020 until the adoption of the Operating Budget for the Borough of Bloomingdale, New Jersey; and

**WHEREAS**, additional appropriations will be required from April 7,2020 until the adoption of the budget; and

**WHEREAS**, N.J.S.A. 40A:4-20 provides that the governing body by two-thirds vote may make temporary emergency appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year;

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF BLOOMINGDALE, NEW JERSEY, that:**

1. The governing body by a two-thirds vote of its full membership hereby amends its temporary budget by making the following emergency temporary appropriations:

CURRENT FUND	\$3,500,000.00
WATER AND SEWER UTILITY FUND	\$1,500,000.00

2. This action shall take effect April 7, 2020
3. A copy of this resolution shall be immediately filed with the Director of Local Government Services by the Borough Clerk of the Borough of Bloomingdale.

The motion was second by YAZDI and carried per the following roll call vote:  
DELLARIPA (YES), HUDSON (YES), JUHLIN (YES), SONDERMEYER (YES),  
YAZDI (YES), D'AMATO (YES)

**B. 2020 Municipal Budget**

- **Introduction of Ordinance No. 15-2020:** 2020 Index Rate CAP Bank

A motion was made by HUDSON to introduce the Ordinance by title; second and final reading/ public hearing will be on May 19, 2020 at 7PM; the motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

BOROUGH OF BLOOMINGDALE  
CALENDAR YEAR 2020  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION  
LIMITS AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A:4-45.14)

- **Resolution No. 2020-4.6:** Introduction of the 2020 Municipal Budget  
Councilman DELLARIPA offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2020-4.6  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

*Introduction of FY2020 Municipal Budget*

*Municipal Budget of the Borough of Bloomingdale, County of Passaic for  
the Fiscal Year 2020*

**BE IT RESOLVED**, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2020; and

**BE IT FURTHER RESOLVED** that said Budget will be published in the Herald News in the issue of April 15, 2020; and

The Governing Body of the Borough of Bloomingdale does hereby approve the following as the Budget for the year 2020; and

**NOTICE IS HEREBY GIVEN** that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Bloomingdale, County of Passaic, on April 7, 2020 and

**BE IT FURTHER RESOLVED** that a hearing on the Budget and Tax Resolution will be held at the Borough Hall on May 19, 2020 at 7:00p.m. at which time and place discussions to said Budget and Tax Resolution for the year 2020 may be presented by taxpayers or other interested persons; and

**BE IT FURTHER RESOLVED** that the budget is available for inspection in the office of the Municipal Clerk, posted on the municipal website and published accordance with the law.

The motion was second by HUDSON and carried per the following roll call vote:  
JUHLIN (YES), SONDERMEYER (YES), YAZDI (YES), D'AMATO (YES), DELLARIPA  
(YES), HUDSON (YES)

The Municipal Clerk stated the following:

*The Municipal Budget of the Borough of Bloomingdale, County of Passaic for the FY2020. Be it resolved that the following statements of revenues and appropriations shall constitute the municipal budget for the year 2020. Be it further resolved that the said budget be published in the Herald News in the edition of April 15, 2020*

Final Adoption / Public Hearing will be May 19, 2020.

**C. Introduction of Ordinance No. 16-2020: Recreation Fees (Adult Choir)**

A motion was made by YAZDI to introduce the Ordinance by title; second and final reading/public hearing will be on May 19, 2020 at 7PM; the motion was seconded by HUDSON and carried on voice vote all members voting AYE, none were opposed.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER II, ADMINISTRATION, SECTION 2-64.11 FEES FOR RECREATION PROGRAMS, OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

**LATE PUBLIC COMMENT**

SONDERMEYER opened the meeting to late public comment; seconded by HUDSON and carried on voice vote. Since there was no one who wished to speak YAZDI that it be closed; second by D'AMATO and carried on voice vote all members voting (AYE).

**LATE EXECUTIVE SESSION:**

The council did not enter executive session.

**GOVERNING BODY SCHEDULE:**

- A. Regular Meeting – April 21, 2020 7PM
- B. Workshop Meeting – May 5, 2020 7PM
- C. Regular Meeting – May 19, 2020 7

**ADJOURNMENT:**

Since there was no further business to be conducted, SONDERMEYER moved to adjourn at 7:18PM; seconded by YAZDI and carried on voice vote with all Council Members voting AYE.

Breeanna Calabro, RMC  
Municipal Clerk