

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

December 19, 2023

The Regular Meeting of the Governing Body of the Borough of Bloomingdale was held in the Council Chambers of the Municipal Building (101 Hamburg Tpke) on the above date. Mayor John D'Amato called the meeting to order at 7:00 PM.

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

Official Roll Call:

In Attendance:

Mayor John D'Amato
Councilman Dominic Catalano
Councilman Richard Dellaripa
Councilman John Graziano
Councilwoman Dawn Hudson
Councilwoman Evelyn Schubert (entered at 7:02PM)
Councilman Ray Yazdi

Municipal Clerk, Breeanna Smith
Business Administrator, Michael Sondermeyer
Borough Attorney, Jonathan Testa

PUBLIC NOTICE STATEMENT

Mayor D'Amato stated: *This Meeting is called pursuant to the provisions of the Open Public Meetings Law. Adequate notice of this meeting was advertised in the Herald News on January 9, 2023; 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.*

Per State Fire Code, I am required to acknowledge that there are two emergency exits in this Council Chambers. The main entrance which you entered through and a secondary exit to the left of where I am seated. If there is an emergency, walk orderly to the exits, exit through the door, down the stairs and out the building. If there are any questions, please raise your hand now.

PRESENTATION

A. Acknowledgement of the Bloomingdale Police Department

- **2023 AAA Gold Award**
- **2023 Traffic Safety Hero – Ptl. Michael Moore**
- **Certificate of Recognition – Sgt. Sami Zeidan**

The Public Safety Committee presented the awards to the members of the Bloomingdale Police Department. Chief Greenwood acknowledged the outstanding efforts of Moore & Zeidan for their efforts regarding traffic safety in the Borough.

EARLY PUBLIC COMMENT

Motion was made by HUDSON to open the meeting for public comment; seconded by CATALANO and carried on voice vote all voting AYE. Since there was no one from the public who wished to speak HUDSON made a motion to close the meeting for public comment, seconded by YAZDI carried on voice vote, all in favor voting AYE.

REPORTS (PROFESSIONALS, DEPT HEADS, COMMITTEES, LIAISONS, MAYOR):

Councilwoman Schubert (Senior Committee, Library Board, BBYC & Tri-Boro First Aid Liaison):

- Tri-Boro
 - First Aid calls 134 total, 42 of which were Bloomingdale
 - Installation Dinner schedule for January 27, 2024
- Library Events:
 - March 22, 2024 - Designer Handbag Bingo
 - May 4, 2024 – Dueling Piano
- BBYC:

- No report
- Seniors:
 - No report

Councilwoman, Dawn Hudson (BOH Liaison)

- Public Events
 - 2024 Events are available on Borough website
 - Holiday closures have been posted
 - January 2 – Reorganization Meeting
 - RAVE signups available
 - Recycle Coach available
 - Thanked all first responders for their recent assistance with rainfall

Councilman, John Graziano (EDC Chair)

- Holiday Stroll was well attended, thank you to all
- Holiday Business Window Decorating contest – winner to be announced

Mayor, John D’Amato:

- Provided the following updates:
 - *Acknowledged Leanne Scatturo who was named ‘Hometown Hero’ for New Jersey’s Fifth Congressional District given by Senator Josh Gottheimer*
 - *Noted the impact of the recent flooding due to extensive rainfall in the Borough, thanks to all first responders*

CONSENT AGENDA

(Adoption of Resolutions No. 2023-12.1 – 2023-12.14)

Motion: Ray Yazdi

Second: Dominic Catalano

Roll Call Vote: CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES)

**RESOLUTION NO. 2023-12.1
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

*Accepting, Approving and/or Adopting the Consent Agenda of the
December 19, 2023, Regular Meeting*

WHEREAS, the Borough 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 Council of the Borough of Bloomingdale.

B. Motion to approve minutes:

- November 21, 2023 – Regular Meeting

C. Motion authorizing the Municipal Clerk to schedule & advertise the 2024 Reorganization for January 2, 2024 at 7PM

D. Motion to approve Fire Department Member: Paul Robert Janiec Jr.

E. Tax Office Resolutions:

- **Resolution No. 2023-12.2:** Tax Lien Redemptions
- **Resolution No. 2023-12.3:** Refund Tax Overpayments

F. Police Dept Resolutions:

- **Resolution No. 2023-12.4:** Supporting Drive Sober or Get Pulled Over Year End Holiday Crackdown
- **Resolution No. 2023-12.5:** Ch 159 (Sober or Get Pulled Over) \$7,000 Grant

G. Resolution No. 2023-12.6: 2023 Window Contracts

H. Resolution No. 2023-12.7: 2024 Council Meeting Schedule

I. Resolution No. 2023-12.8: Reinstate Body Worn Camera Grant

- J. Resolution No. 2023-12.9:** Accept Maintenance Bond & Authorize Final Payment Andrew Place Project to Mike Fitzpatrick Contractors
- K. Resolution No. 2023-12.10:** Promote Full Time DPW Laborer (S. Barnard)
- L. Resolution No. 2023-12.11:** Confirming LOSAP
- M. Resolution No. 2023-12.12:** Appointing Alternate EDC member (M. Redfield)
- N. Resolution No. 2023-12.13:** Purchase of Salt through Cty Co-op (Morton Salt)
- O. Resolution No. 2023-12.14:** Resolution to Cancel Unexpended Appropriation Balances

PENDING ITEMS

A. Second/Final Reading & Public Hearing:

Ordinance No. 39-2023: Amend Ch. 24 Environmental Regulations (Privately Owned Salt Storage)

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

Councilwoman Hudson moved that the Ordinance be read by title; seconded by Yazdi and carried on voice vote – all members present voting AYE

The Municipal Clerk read the following Ordinance by title:

ORDINANCE NO. 39-2023 OF THE GOVERNING BODY OF THE BOROUGH OF BLOOMINGDALE

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING CHAPTER 24, ENVIRONMENTAL REGULATIONS, OF THE BOROUGH CODE TO ADOPT NJDEP-MANDATED REGULATIONS FOR PRIVATELY OWNED SALT STORAGE

WHEREAS, as part of the MS4 Tier A permit stormwater requirements, the New Jersey Department of Environmental Protection (“NJDEP”) requires municipalities to adopt NJDEP-mandated regulations for privately owned salt storage; and

WHEREAS, the Borough Engineer and Borough Attorney have reviewed the model ordinance provided by NJDEP and recommend adoption; and

WHEREAS, the Mayor and Borough Council desire to adopt the NJDEP model ordinance.

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

SECTION 1. Chapter 24, Environmental Regulations, of the Borough Code is hereby amended to establish § 24-3, Privately Owned Salt Storage, to read as follows:

§ 24-3 PRIVATELY OWNED SALT STORAGE

§ 24-3.1 Purpose.

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater.

This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in the Borough of Bloomingdale to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 24-3.2 Definitions.

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Section clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- a. “De-icing materials” means any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.
- b. “Impervious surface” means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.
- c. “Storm drain inlet” means the point of entry into the storm sewer system.
- d. “Permanent structure” means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall).

A fabric frame structure is a permanent structure if it meets the following specifications:

- 1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;
 - 2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;
 - 3. The structure shall be erected on an impermeable slab;
 - 4. The structure cannot be open sided; and
 - 5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.
- e. “Person” means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
 - f. “Resident” means a person who resides on a residential property where de-icing material is stored.

§ 24-3.3 Deicing Material Storage Requirements.

- a. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:
 - 1. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
 - 2. Loose materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, ditches and/or other stormwater conveyance channels;
 - 3. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;
 - 4. Loose materials shall be covered as follows:
 - (a) The cover shall be waterproof, impermeable, and flexible;
 - (b) The cover shall extend to the base of the pile(s);
 - (c) The cover shall be free from holes or tears;
 - (d) The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
 - (e) Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.

[1] Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used;

5. Containers must be sealed when not in use; and
6. The site shall be free of all loose de-icing materials stored in temporary outdoor storage facilities between April 16th and October 14th.
- b. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de-icing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 -April 15.
- c. All such temporary and/or permanent structures must also comply with all other Borough of Bloomingdale ordinances, including building and zoning regulations.
- d. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met. Inspection records shall be kept on site and made available to the municipality upon request.
- e. Storage of salt and other solid deicing materials must also comply with the requirements set forth in **§92-26(I)** of the Borough Code.

§ 24-3.4 Exemptions.

If containerized (in bags or buckets) de-icing materials are stored within a permanent structure, they are not subject to the storage and inspection requirements in § 24-3.3 above. Piles of de-icing materials are not exempt, even if stored in a permanent structure.

This Ordinance does not apply to facilities where the stormwater discharges from de-icing material storage activities is regulated under another NJPDES permit.

§ 23-4.5 Enforcement.

This Ordinance shall be enforced by the Borough Zoning Officer and/or Borough Code Enforcement Officer during the course of ordinary enforcement duties.

§ 23-4.6 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this ordinance shall have 72 hours to complete corrective action. Repeat violations and/or failure to complete corrective action shall subject such person(s) to fines and penalties in accordance with N.J.S.A. 40:49-5.

All other portions of this Chapter not addressed herein shall remain unchanged.

SECTION 2. Ordinances, resolutions, regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect in accordance with the law.

Public Hearing:

At this time YAZDI made a motion to open the Public Hearing for comment; seconded by CATALANO and carried on a voice vote all voting AYE. Since there was no one who wished to speak YAZDI made a motion to close the public hearing; motion was seconded by HUDSON and carried on voice vote all members voting AYE; none were opposed.

Adoption:

YAZDI made motion for adoption; the motion was seconded by DELLARIPA and carried per the following roll call vote: DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO

B. Second/Final Reading & Public Hearing:

Ordinance No. 40-2023: Amend Ch. 92 Zoning (Misc uses)

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

Councilwoman Hudson moved that the Ordinance be read by title; seconded by Yazdi and carried on voice vote – all members present voting AYE

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 40-2023
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 V “REGULATIONS GOVERNING CERTAIN USES”, SECTION 92-26 “MISCELLANEOUS USES” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

WHEREAS, the Borough Code currently sets forth zoning standards and restrictions throughout the Borough, including miscellaneous uses contemplated; and

WHEREAS, the New Jersey Department of Environmental Protection has established mandatory regulations governing the use of privately owned salt storage; and

WHEREAS, the Borough is amending the Borough Code to incorporate the mandatory regulations; and

WHEREAS, the Borough Administrator and Borough Engineer have reviewed the mandatory regulations and the Code and recommended certain changes be made to Chapter 92 in order to incorporate the requirements of the mandatory regulations and to ensure consistency;

WHEREAS, the Borough Council has reviewed and accepted the recommended changes as being in the best interest of the Borough.

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 V “Regulations Governing Certain Uses”, Section 92-26 “Miscellaneous Uses” shall be amended to add a new Subsection I entitled Salt and Other Solid De-icing Materials” to read as follows:

§92-26 Miscellaneous Uses.

I. Salt and Other Solid De-icing Materials.

- (1) Privately owned salt storage shall be governed by the regulations contained in **§24-3** of the Borough Code.
- (2) Storage of loose salt or other solid de-icing materials, regardless of storage facility type, is not permitted in any single-family residential zone, the BCD zone, the B-1 zone or the B-1-A zone. In all other zones, no more than 20 cubic yards shall be stored in temporary storage facilities.
- (3) Private lake communities (Glenwild, Morse, Iosco and Kampfe). Storage containers along private roadways shall be a solid, sealed container covered at all times.

- (4) Temporary outdoor storage facilities are not considered principal or accessory structures.
- (5) Temporary outdoor storage facilities shall be permitted only where the salt or other solid de-icing materials are being used for the property on which it is stored.
- (6) Permanent outdoor storage facilities are not considered principal structures.
- (7) Permanent outdoor storage facilities are considered accessory structures.

All other portions of this Section not addressed herein shall remain unchanged.

SECTION 2. All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 3. 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 4. This Ordinance 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 DELLARIPA and carried on a voice vote all voting AYE. Since there was no one who wished to speak DELLARIPA made a motion to close the public hearing; motion was seconded by YAZDI and carried on voice vote all members voting AYE; none were opposed.

Adoption:

YAZDI made motion for adoption; the motion was seconded by HUDSON and carried per the following roll call vote: GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES)

C. Second/Final Reading & Public Hearing:

Ordinance No. 41-2023: Authorizing & Confirming the Special Assessments (Andrew Place Sidewalks)

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

Councilwoman Hudson moved that the Ordinance be read by title; seconded by Yazdi and carried on voice vote – all members present voting AYE

The Municipal Clerk read the following Ordinance by title:

INSERT PDF ORDINANCE NO. 41-2023

Public Hearing:

At this time YAZDI made a motion to open the Public Hearing for comment; seconded by CATALANO and carried on a voice vote all voting AYE. Since there was no one who wished to speak YAZDI made a motion to close the public hearing; motion was seconded by CATALANO and carried on voice vote all members voting AYE; none were opposed.

Adoption:

HUDSON made motion for adoption; the motion was seconded by YAZDI and carried per the following roll call vote: HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES)

D. Second/Final Reading & Public Hearing:

Ordinance No. 42-2023: Amend Ch. 17 Water & Ch. 18 Sewer (Rates & Charges for Services)

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

Councilwoman Hudson moved that the Ordinance be read by title; seconded by Yazdi and carried on voice vote – all members present voting AYE

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 42-2023
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE TO AMEND AND SUPPLEMENT CHAPTER XVII (17), ENTITLED “WATER” AND CHAPTER XVIII (18), ENTITLED “SEWER”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BLOOMINGDALE, INCLUDING A SCHEDULE OF RATES AND CHARGES FOR SERVICES RENDERED TO THE USERS OF THE WATER SUPPLY SYSTEM AND SANITARY SEWER SYSTEM

WHEREAS, the Borough Council of the Borough of Bloomingdale has the fiduciary responsibility for the effective and efficient operation and maintenance of the water supply and wastewater collection systems owned and operated by the Borough of Bloomingdale; and

WHEREAS, the Borough Council has determined that changes in the cost of operation have necessitated amendments to the fees and charges for services rendered to the users of said water supply and wastewater collection systems, in order to ensure their continued effective and efficient operations and maintenance as prescribed by State law.

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:

Effective with the January 2024 billing cycle the following amended charges apply:

SECTION 1. Section 17-6.1 “Charges and Fees” shall be amended as follows:

c. **Water User Rates and Charges.** The following rates and charges are hereby established:

1. All metered residential, commercial and industrial water service customers shall pay a fixed service charge, based upon the size of each meter installed, in accordance with the following rate schedule:

(a) Effective with the January 2024 billing cycle the following charges apply:

Size of Meter	Fixed Service Charge
5/8 inch	\$65.00
3/4 inch	\$83.00
1 inch	\$100.00
1 1/2 inch	\$133.00
2 inch	\$160.00
3 inch	\$415.00
4 inch	\$782.00

6 inch	\$1,487.00
8 inch	\$1,890.00

2. All metered single-family residential and recreational underground lawn sprinkler water service customers shall pay a fixed service charge, based upon the size of each meter installed, in accordance with the following rate schedule:

(a) Effective with the January 2024 billing cycle the following charges shall apply:

Size of Meter	Fixed Service Charge
5/8 inch	\$36.00
3/4 inch	\$46.00
1 inch	\$57.00
1 1/2 inch	\$79.00

3. (a) Effective with the January 2024 billing cycle the following charges apply: In addition to the basic service charge(s) set forth above, all water service customers shall be charged for all water used, as registered by each meter installed, at the rate of \$4.102 per one thousand (1,000) gallons of water used.

4. Pursuant to N.J.S.A. 58:12A-17, the rate established in the preceding paragraph shall be inclusive of the State Public Water Tax of one (\$.01) cent per one thousand (1,000) gallons of water used.

All other portions of this Chapter remain unchanged.

SECTION 2. Section 18-5.19 "Sanitary Sewer System Regulations and Charges" shall be amended as follows:

18-5.19 Charge for User Class 11.

Effective with the January 2024 billing cycle the following charges apply: The sewer usage charge for User Class 11 shall be the sum of a fixed amount of (\$128.00) dollars per quarter for each unit and of a net charge of (\$.45) cents for each one thousand (1,000) gallons of actual water consumption per unit. Said net charge shall reflect the application of a fifteen (15%) percent consumption credit for non-sanitary water to a gross charge of (\$10.00) for each one thousand (1,000) gallons of actual water consumption per unit. The Governing Body may, in its discretion, grant special exemptions or credits for the filling of residential swimming pools or any other water use that is separately metered and approved by the Superintendent.

18-5.20 Charge for User Class 12.

Effective with the January 2024 billing cycle the following charges apply: The sewer usage charge for User Class 12 shall be the sum of a fixed amount of (\$128.00) dollars per quarter for each unit and of a net charge of (\$.45) cents for each one thousand (1,000) gallons of actual water consumption per unit. Said net charge shall reflect the application of a fifteen (15%) percent consumption credit for non-sanitary water to a gross charge of (\$10.00) for each one thousand (1,000) gallons of actual water consumption per unit.

18-5.21 Charge for User Class 15.

Effective with the January 2024 billing cycle the following charges apply: The sewer usage charge for User Class 15 shall be the sum of a fixed amount of (\$128.00) dollars per quarter for each unit and a net charge (\$.45) cents for each one thousand (1,000) gallons of actual water consumption per unit. Said net charge shall reflect the application of a fifteen (15%) percent consumption credit for non-sanitary water to a gross charge of (\$10.00) for each one thousand (1,000) gallons of actual water consumption per unit.

18-5.22 Charge for User Class 21.

Effective with the January 2024 billing cycle the following charges apply: The sewer charge for User Class 21 shall be the sum of a fixed amount of (\$128.00) dollars per quarter for each unit and of a net charge of (\$.45) cents for each one thousand (1,000) gallons of actual water consumption per unit. Said net charge shall reflect the application of a fifteen (15%) percent consumption credit for non-sanitary water to a gross charge of (\$10.00) for each one thousand (1,000) gallons of actual water consumption per unit.

18-5.23 Charge for User Class 23.

Effective with the January 2024 billing cycle the following charges apply: The sewer usage charge for User Class 23 shall be the sum of a fixed amount of (\$128.00) dollars per quarter for each dwelling unit/commercial unit, seasonal dwelling, seasonal business/commercial units and/or seasonal dormitory unit and of a net charge of (\$8.45) cents for each one thousand (1,000) gallons of actual water consumption per unit. Said net charge shall reflect the application of a fifteen (15%) percent consumption credit for non-sanitary water to a gross charge of (\$10.00) for each one thousand (1,000) gallons of actual water consumption per unit.

18-5.24 Charge for User Class 25.

Effective with the January 2024 billing cycle the following charges apply: The sewer charge for User Class 25 shall be the sum of a fixed amount of (\$128.00) dollars per quarter for each unit and a net charge (\$8.45) cents for each one thousand (1,000) gallons of actual water consumption per unit. Said net charge shall reflect the application of a fifteen (15%) percent consumption credit for non-sanitary water to a gross charge of (\$10.00) for each one thousand (1,000) gallons of actual water consumption per unit.

All other portions of this Chapter 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.

Linda Huntley, 86 Van Dam Avenue, Bloomingdale:

- Inquired and requested reports to support a 10% increase; M. Sondermeyer will follow up with Huntley

Since there was no one else who wished to speak DELLARIPA made a motion to close the public hearing; motion was seconded by GRAZIANO and carried on voice vote all members voting AYE; none were opposed.

Adoption:

YAZDI made motion for adoption; the motion was seconded by HUDSON and carried per the following roll call vote: SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES)

NEW BUSINESS

A. Adoption of Resolution No. 2022-12.15: Municipal Obligations

Motion: Ray Yazdi

Second: Rich Dellaripa

Roll Call Vote: YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES)

B. Adoption of Resolution No. 2023-12.16: Transfer of Appropriations

Motion: Ray Yazdi

Second: Dawn Hudson

Roll Call Vote: CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES)

C. Adoption of Resolution No. 2023-12.17: Hire of Patrolman for the Bloomingdale Police Department (Z. Borell)

Motion: Dawn Hudson

Second: Ray Yazdi

Discussion: Mayor noted that Z. Borell was the top candidate during the application process. He will begin the academy and have an official swearing in after his graduation.

Roll Call Vote: DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES)

D. Adoption of Resolution No. 2023-12.18: Person-to-Person Transfer of ABC License (139 Hamburg Tpke)

Motion: Dawn Hudson

Second: Rich Dellaripa

Roll Call Vote: GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES)

E. Adoption of Resolution No. 2023-12.19: Authorizing Sale of Bond Anticipation Notes

Motion: Rich Dellaripa

Second: Ray Yazdi

Roll Call Vote: HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES)

F. Adoption of Resolution No. 2023-12.20: Purchase of Portable Storage Containers for Recreation

Motion: Ray Yazdi

Second: Rich Dellaripa

Roll Call Vote: SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES)

G. Adoption of Resolution No. 2023-12.21: Repurpose CDBG Grants Funds for the Rehabilitation of Senior Center Flooring

Motion: Dawn Hudson

Second: Ray Yazdi

Discussion: The senior center floor has a crack at the front entrance. The floor needs to be repaired and the mayor would like to reallocate grand funding for this purpose.

Roll Call Vote: YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES)

H. Renewal of Shared Service Agreements:

There was no objection to move all these items with one motion for adoption.

Motion: Ray Yazdi

Second: Rich Dellaripa

Roll Call Vote: CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES)

- **Adoption of Resolution No. 2023-12.22:** Gas/Diesel Fuel (Pompton Lakes BOE)
- **Adoption of Resolution No. 2023-12.23:** Mechanical Services (Pompton Lakes BOE)
- **Adoption of Resolution No. 2023-12.24:** Gas/Diesel Fuel (Pompton Lakes Borough)
- **Adoption of Resolution No. 2023-12.25:** Mechanical Services (Pompton Lakes Borough)
- **Adoption of Resolution No. 2023-12.26:** Fire Official (Kinnelon)
- **Adoption of Resolution No. 2023-12.27:** Fire Official (Pequannock)
- **Adoption of Resolution No. 2023-12.28:** Fire Official (Butler)
- **Adoption of Resolution No. 2023-12.29:** Construction (Kinnelon)
- **Adoption of Resolution No. 2023-12.30:** Shared Service Agreement with PCIA [Foreclosed Property Registration Program]

LATE PUBLIC COMMENT:

HUDSON opened the meeting to late public comment; seconded by CATALANO and carried on voice vote, all in favor voting AYE.

Linda Huntley, 86 Van Dam Ave, Bloomingdale:

Made the following inquiries:

- Questioned the process of hiring Z. Borell [*the borough paying for the academy versus choosing an alternate route candidate*]
Mayor responded: The Borough's decision was to go the 'in-house route' which was done for two other officers in recent years. Zach will be at a lower rate of pay until he graduates from the academy.
- Interest rate for bonds; 3.25%

- Discussion with Mayor on recent flooding of Van Dam Ave; it was suggested a letter get mailed to residents as some are new to town. Culverts to be fixed.

Since there was no one else who wished to speak, HUDSON moved that it be closed; second by DELLARIPA and carried on voice vote all members voting (AYE), none were opposed.

GOVERNING BODY SCHEDULE

- A. January 2, 2024 – Reorganization Meeting
- B. January 16, 2024 – Regular Meeting

Final Remarks:

Happy Holidays to all and thank you to the Bloomingdale Fire Department for their Borough wide ‘Santa Run’!

ADJOURNMENT:

Since there was no further business to be conducted, HUDSON moved to adjourn at 7:47PM; seconded by YAZDI and carried on voice vote with all Council Members voting AYE.

Breeanna Smith, RMC
Municipal Clerk

December 19, 2023 RESOLUTIONS

**RESOLUTION NO. 2023-12.2
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REDEMPTION AND CANCELLATION OF TAX TITLE LIEN CERTIFICATES

WHEREAS, the Tax Collector has reported receiving the amounts shown below for the redemption of the respective lien(s); and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the proper officers be and are hereby authorized and directed to pay the indicated amount to the holder of the lien certificate as hereinafter shown below:

Certificate No.	Certificate Date	Block / Lot	Reimbursement Amount	Pay to Lien Holder	FORM-1099
17-00004	11/29/2018	3022 / 4	\$84,529.99 Certificate <u>\$23,500.00 Premium</u> \$108,029.99 Total	BB 316 Investments, LLC PO BOX 953 Lakewood, NJ 08701	\$26,192.53
21-00004	12/28/2022	3038 / 13	\$490.99 Certificate <u>\$1,990.99 Premium</u> \$2,481.98 Total	Fig LLC FBO SEC PTY PO BOX 12225 Newark, NJ 07101	\$16.33

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.3
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW
JERSEY AUTHORIZING REFUND OF OVERPAYMENT(S)**

WHEREAS, there appears on the tax records overpayments as shown below and the Tax Collector recommends the refund of such overpayment.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

REASON:

- | | |
|----------------------|-------------------------------|
| 1. Incorrect Payment | 6. Tax Appeal County Board |
| 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| 3. Senior Citizen | 8. 100% Disabled Veteran |
| 4. Veteran Deduction | 9. Replacement Check |
| 5. Homestead Rebate | 10. Tax Exempt |

Block/Lot	Name	Amount	Year	Reason
5105 / 5	Jeffrey Stolarik (Blu Sol Pools) 289 Macopin Road West Milford, NJ 07480	\$4,624.12	2023	2
3037 / 16	The Salvation Army Attn: Property Dept 120 West 14 th Street New York, NY 10011	\$3,130.29	2022	10

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.4
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Supporting the 2023 Drive Sober or Get Pulled Over Year End Holiday Crackdown

WHEREAS, the end-of-year holidays are when most Americans gather to enjoy their free time with friends and family. They are also some of the deadliest times on American roads due to impaired driving.

WHEREAS, a nationwide campaign comprised of thousands of traffic safety partners, join together to protect citizens from this deadly crime.

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *2023 Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from December 1 through January 1, 2024; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Bloomingdale declares its support for the *2023 Drive Sober or Get Pulled Over Statewide Year End Holiday Crackdown* from December 1, 2023 through January 1, 2024 and pledges to increase awareness of the dangers of drinking and driving.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.5
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**Resolution Requesting Approval of Items of Revenue and Appropriations
Pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948)
*2023 Drive Sober or Get Pulled Over – Year End Holiday Crackdown***

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 when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; 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 2023 Municipal Budget 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 in the County of Passaic, New Jersey, hereby requests that the Director of the Division of Local Government Services, approve the insertion of an item of revenue into the Borough’s 2023 Municipal Budget in the sum of **\$7,000.00**, which item is now available from the State of New Jersey Grant Funding; and

BE IT FURTHER RESOLVED that a like sum of **\$7,000.00** be and the same is hereby appropriated under the caption:

*Public and Private Revenues Offset with Appropriations
2023 Drive Sober or Get Pulled Over
Year End Holiday Crackdown*

AND BE IT FURTHER RESOLVED that the Chief Financial Officer will electronically file with the State of NJ in accordance with LFN 2014-11.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

RESOLUTION NO. 2023-12.6

**OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGALE**

**RESOLUTION AUTHORIZING VARIOUS 'WINDOW CONTRACTS' THAT EXCEED \$17,500 FOR
CY2023**

WHEREAS, pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq., when the cost of goods and/or services are under the Borough's bid threshold of \$44,000 but exceed \$17,500, a resolution to approve the contract is compliant with the New Jersey Local Unit Pay To Play Laws; and

WHEREAS, quotes have been received and it is recommended the following vendors are used:

AMAZON	SANITATION EQUIPMENT CORP
THE AUTO PARTS SOURCE	SENIOR EXCURSIONS, INC
CINTAS FIRE PROTECTION	STAPLES
CLIFFSIDE BODY	VOLLARO CARTING INC
DURABLE DOOR	WATER TECH SERVICES LLC
ELLAHI FUEL	WITMER PUBLIC SAFETY GROUP
RICHARD BRIGLIODORO/WEINER LAW GROUP	

WHEREAS, the above named business or businesses have completed and submitted a Business Entity Disclosure Certification which certifies the business entity has not made any reportable contributions to a political or candidate committee in the Borough of Bloomingdale in the previous one year, and that the contract will prohibit the above named vendors from making any reportable contributions through the term of the contract.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale authorizes the Finance Department to issue and execute a Purchase Order(s) for the foregoing, with funds certified available by the Chief Financial Officer.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.7
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION ADOPTING THE MEETING SCHEDULE FOR THE GOVERNING BODY FOR THE 2024 CALENDAR YEAR

BE IT RESOLVED, that the Borough Council of the Borough of Bloomingdale does hereby adopt the following schedule of Workshop and Regular Meetings of the Governing Body of the Borough of Bloomingdale for the 2024 calendar year:

REGULAR WORKSHOP MEETINGS	COUNCIL REGULAR MEETINGS
January 2, 2024 (<i>Reorganization</i>)	January 16, 2024
February 6, 2024	February 20, 2024
March 5, 2024	March 19, 2024
April 2, 2024	April 16, 2024
May 7, 2024	May 21, 2024
June 11, 2024	June 25, 2024
	July 16, 2024
	August 20, 2024
September 3, 2024	September 17, 2024
October 1, 2024	October 15, 2024
November 1, 2024**	November 19, 2024
	December 17, 2024

BE IT FURTHER RESOLVED that all Workshop and Regular Meetings of the Governing Body of the Borough of Bloomingdale as outlined herein shall be held in the council chambers of Borough Hall located at 101 Hamburg Turnpike, Bloomingdale, NJ and all such meetings shall begin at 7:00 p.m., except for November 1, 2024 which will commence at **8:00 a.m.**

BE IT FURTHER RESOLVED that official action may be taken at all meetings outlined herein.

BE IT FURTHER RESOLVED that this resolution shall constitute the Annual Notice for the Borough of Bloomingdale and the Borough Clerk be and is hereby instructed to advertise such notice as required by law and this notice shall be continually posted on the official bulletin board of the Borough and shall be retained on file in the Office of the Borough Clerk.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			

Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

 Breeanna Smith, RMC
 Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.8
 OF THE GOVERNING BODY OF
 THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION REINSTATING ERRONEOUSLY CANCELLED GRANT
 RECEIVABLE AND RESERVE BALANCES FOR THE 2021 BODY WORN CAMERA
 GRANT**

WHEREAS, by recommendation of the Chief Financial Officer, the Governing Body adopted Resolution No. 2023-10.3 authorizing the cancellation of unexpended grant receivables and reserve balances for the SFY2021 Body Worn Camera Grant [Resolution No, 2021-7.5]; and

WHEREAS it as been determined by the Finance Department that the abovementioned grant balances were erroneously cancelled and need to be reinstated; and

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the following grant receivable and reserve balance be reinstated:

<u>Title</u>	<u>Grant Receivable</u>	<u>Reserve Balance</u>
2021 Body Worn Cameras Grant	\$ 12,376	\$ 12,376

BE IT FURTHER RESOLVED that resolution No. 2023-10.3 is hereby rescinded.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

 Breeanna Smith, RMC
 Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.9
 OF THE GOVERNING BODY OF
 THE BOROUGH OF BLOOMINGDALE**

**A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, IN THE
 COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE
 RELEASE OF PERFORMANCE BOND, ACCEPTANCE OF MAINTENANCE
 BOND AND AUTHORIZE FINAL PAYMENT FOR THE WORK PERFORMED
 IN CONNECTION WITH THE ANDREW PLACE, VALE ROAD AND GLEN
 ROAD IMPROVEMENT PROJECT**

WHEREAS, the contractor, Mike Fitzpatrick Contractors, Inc., has requested a release of the performance bond and final payment for the work performed in connection with the NJDOT FY2020 Andrew Place, Vale Road, and Glen Road improvement project, in the Borough of Bloomingdale; and

WHEREAS, the Engineer, Thomas Boorady, has reviewed the request, confirmed the project has been completed to satisfaction and therefore recommends by email correspondence, on November 17, 2023 that the final payment, including the release of retainage, in the total amount of \$28,238.08 be made, and the maintenance bond be accepted once approved by the Borough Attorney; and

WHEREAS the Borough Attorney, Dawn Sullivan, has been deemed the Maintenance Bond to be satisfactory; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Governing Body of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey that it does hereby authorize that the performance bond and final payment, in the amount of \$28,238.08, be released to the contractor.

BE IT FURTHER RESOLVED, by the Mayor and Governing Body does here by accept the Maintenance Bond in the amount of \$118,870.00.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.10
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

AUTHORIZING THE HIRE OF FULL-TIME DPW LABORER STEVEN BARNARD

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

WHEREAS, Steven Barnard was initially hired on September 20, 2023 and is currently serving the Borough of Bloomingdale Department of Public Works on a part basis as seasonal help; and

WHEREAS, the Acting Superintendent of the Department of Public Works, recommends the position be filled by promoting Steven Barnard to the full time Laborer position; and

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Bloomingdale, that Steven Barnard be hired on a one-year probationary period as a full-time DPW Laborer, effective January 1, 2024, as per the terms of the CWA Local 1032 Blue Collar Unit (Union) contract.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.11
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

LOSAP AWARD

WHEREAS, per the Borough Code Chapter 2-40 a Length of Service Awards Program (LOSAP), in accordance with Chapter 388 of the Laws of 1997 was created, to reward members of the Bloomingdale Volunteer Fire Department for their loyal, diligent, and devoted services to the people of the Borough of Bloomingdale and surrounding communities.; and

WHEREAS, per LFN 2023-01, released on January 6, 2023, the maximum amount of the tax deferred income was increased to \$1,955.00;

WHEREAS, the Mayor and Council are in receipt of a list of members of the Bloomingdale Fire Department who have met the requirements of LOSAP in order to qualify for full disbursement of the same;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Bloomingdale, County of Passaic, State of New Jersey does hereby authorize the disbursement of \$35,712.50 to be paid to Lincoln Financial Advisors who will, in turn, disburse to each of the Bloomingdale Volunteer Firefighters on the attached list, who have met the requirements of the LOSAP program.

Last	First		Contribution 2022
BALL	EDWARD	J	\$1,466.25
BLANE	GAVIN		\$-
CATALANO	ANTHONY		\$1,466.25
CHARMAN	EMILY	A	\$-
CHRISLER	CURTIS		\$977.50
COCHRAN	SARAH		\$-
CROOP	JAMES	W	\$1,955.00
CRUM	SCOTT	W	\$100.00
CURCIO	CARMINE		\$100.00
DAMATO	BRYAN		\$1,466.25
DAMATO	JOHN	J	\$1,955.00
DEFINA	ANTHONY		\$100.00
DEHAAN	TAMMY	L	\$100.00
DIGEROLAMO	VINCE		\$-
GORDON	JAMES		\$-
GUINAN	BRIAN		\$100.00
HAMMAKER	JASON		\$1,466.25
HERMAN	JOSHUA	P	\$-
HILL	JUSTIN	R	\$488.75
HUDSON	MICHAEL		\$1,955.00
JENKINS	RICH		\$-
KEEGAN	JOSEPH	T	\$-
LEDUC	CARLO		\$1,955.00
LIME	JACOB		\$977.50
LIME	MARK	W	\$1,955.00
LINDEMULDER	ETHAN		\$-
LOZANO	MARCUS		\$-
LUSKI	JAMES	R	\$100.00
MARCIANO	TONY		\$1,955.00
MCCRACKEN	ROBYN		\$-
MCMASTER	RANDY		\$977.50
MILLER	HOWARD	K	\$1,466.25
MOGUILLANES	MATTHEW		\$100.00
NEUBERGER	CHRIS		\$-
NEUBERGER	FRANK		\$1,955.00
NEUBERGER	DESTINY		\$100.00
NOTARBARTOLO	ARTY		\$100.00
OUTWATER	WESLEY		\$-
PESCHETTI	MICHA		\$488.75
POMEROY	WILLIAM		\$100.00
RAGO	ANTHONY		\$100.00
REYNOLDS	JASON		\$100.00
RODRIGUEZ	IZAA		\$-
ROUNDS	KEITH	D	\$1,955.00
SHATTL	STEVE		\$1,955.00
SHOEMAKER	ROBERT		\$100.00
STEENSTRA	LUCAS		\$100.00
SZABO	CHRISTOPHER		\$-
TUASON	ERIC	B	\$1,955.00
VOORMAN	ROBERT		\$100.00
WANKLIN	MICHAEL		\$-
WANKLIN	KATHLEEN		\$977.50
WANKLIN	MICHAEL		\$1,955.00

WEINBERG	JACK		\$488.75
	TOTAL		\$35,712.50

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.12
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Appointments to the Economic Development Commission

BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that they do provide, advice and consent to the Mayor’s appointment of the following member to the Economic Development Commission:

1. EDC, Alternate Member 2 years unexpired (12/31/24) Matt Redfield

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.13
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE OF A ROCK SALT THROUGH THE PASSAIC COUNTY CO-OPERATIVE AS PER BID SB-23-077

WHEREAS, the Acting Superintendent of the Department of Public Works indicates there is a need for additional rock salt for the upcoming winter season; and

WHEREAS, the Borough of Bloomingdale, pursuant to N.J.S.A. 40A:11-11 and N.J.A.C. 5:34-7.3 et seq. may, by Resolution and without advertising for bids, purchase any goods or services through the Passaic County Co-Operative, which has been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Borough of Bloomingdale desires to purchase rock salt from the Passaic County Co-Operative as per Bid SB-23-077: Winter Products, Including Bulk Rock Salt, Grits, Bagged Calcium Chloride, Liquid Calcium Chloride and Bagged Magnesium Chloride; and

WHEREAS, Morton Salt of 444 W. Lake Street, Chicago, IL 60606, has been awarded the Contract for Rock Salt at a price of \$65.30 per ton; and

WHEREAS, the Acting Superintendent of Public Works recommend the utilization of this contract on the grounds as the best means available to obtain the rock salt; and

WHEREAS, the rock salt shall not exceed the amount of \$20,000.00; and

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

1. The Borough of Bloomingdale hereby authorizes the purchase of rock salt from Morton Salt of IL under the Passaic County Co-Operative BID # SB-23-077.
2. The total fee authorized for this contract shall not exceed \$20,000.00 without the prior written approval of the Borough Council.
3. The Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this Resolution.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.14
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION TO CANCEL UNEXPENDED APPROPRIATION BALANCES

WHEREAS, the following Current Fund balances remain unexpended:

Mayor & Council - S&W	\$ 4,000.00
Economic Development Specialist O/E	\$ 1,525.00
Police Department - S&W	\$ 25,000.00
Public Health Services	\$ 1,000.00
Recreation Services O/E	\$ 5,000.00
Police & Fire Retirement	\$ 17.00
PERS	\$ 77.00

WHEREAS, the following Water and Sewer Fund balances remain unexpended:

Water Sewer O/E	\$115,000.00
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WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that certain appropriations in the FY2023 Municipal Budget remain unexpended; and

WHEREAS, these appropriations have been investigated and it has been determined that the balances are not needed for any 2023 expenses and should be cancelled; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be a credit to surplus.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the above listed unexpended balances of the Current Fund and Water and Sewer Fund be cancelled.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			

Hudson	X				Yazdi	X			
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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 December 19, 2023.

 Breeanna Smith, RMC
 Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.15
 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:

<u>BILLS LIST</u>		<u>PREPAID</u>	
<u>LIST</u>			
CURRENT	\$2,025,951.41	CURRENT	\$637,771.99
UTILITY	\$42,643.36	UTILITY	\$22,639.36
CAPITAL	\$86,896.58	OPEN SPACE	
CAPITAL UTILITY	\$3,612.50	TRUST ACCOUNT	\$5,560.00
TRUST	\$15,008.21	RECYCLING	\$524.75
DOG TRUST	\$489.00	DOG TRUST	
RECREATION	\$824.89	UNEMPLOYMENT	\$87.90
ROSE FUND	\$3,642.22	CAPITAL	
RECYCLING	\$849.60	WATER CAPITAL	
UNEMPLOYMENT	\$1,211.08	RECREATION	\$1,562.43
AFFORDABLE HOUSING	\$0.00	CAPITAL ASSESSMENT	
TOTAL	\$2,181,128.85	TOTAL	\$668,146.43

Record of Council Vote on Passage

COUNCILPERSON	AYE	NAY	Abstain	Absent	COUNCILPERSON	AYE	NAY	Abstain	Absent
Hudson	X				Schubert	X			
Catalano	X				Graziano	X			
Dellaripa	X				Yazdi	X			

recusals are listed in the official minutes

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 Tuesday, December 19, 2023

 Breeanna Smith, R.M.C.
 Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.16
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Authorizing the Transfer of 2023 Appropriations

WHEREAS, Title 40A:4-58 provides that should it become necessary during the last two 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 therefore 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, the Governing Body may by resolution setting forth the facts adopted by not less than 2/3 vote of the full membership thereof, 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 Borough Treasurer is hereby authorized to make the following transfers in the FY2023 Budget.

From:		To:	
Electricity	\$10,000.00	Capital Improvement Fund	\$45,000.00
Telephone Charges	\$ 5,000.00	Gasoline Expenses	\$25,000.00
Celebration of Public Events	\$ 5,000.00	Municipal Prosecutor	\$ 100.00
Beautification	\$ 6,500.00	Legal-Other Prof. Services	\$ 3,000.00
Economic Development O/E	\$ 1,600.00		
Capital Leases	\$45,000.00		
TOTAL	\$73,100.00	TOTAL	\$73,100.00

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.17
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION AUTHORIZING THE HIRE OF ZACHARY BORELL AS A POLICE OFFICER FOR THE BLOOMINGDALE POLICE DEPARTMENT

WHEREAS, the Governing Body has recognized that it is in the best interests of the Citizenry of the Borough of Bloomingdale to hire a Police Officer; and

WHEREAS the Bloomingdale Police Department has completed the application/testing process seeking an individual interested in a career in law enforcement; and

WHEREAS, the Bloomingdale Chief of Police, Daniel Greenwood, has recommended the hiring of Zachary Borell to the Public Safety Committee; and

WHEREAS, the Public Safety Committee has determined that it is in its best interests to hire Zachary Borell as an officer for the Bloomingdale Police Department; and

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Bloomingdale does hereby authorize the full time hire of Zachary Borell as a Patrolman for the Bloomingdale Police Department with a starting Academy Base salary per the terms of the BLOOMINGDALE PBA LOCAL 354 contract; and

BE IT FURTHER RESOLVED that Zachary Borell’s first day of employment shall be January 1, 2024.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.18
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION AUTHORIZING THE PERSON-TO-PERSON LIQUOR LICENSE TRANSFER OF LICENSE NO. 1601-33-001-005 FROM SHREE SAI INC (139 HAMBURG TPKE) TO HVBM INC. (139 HAMBURG TPKE)

WHEREAS, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License No. 1601-33-001-005, heretofore issued to SHREE SAI INC for premises located at 139 Hamburg Turnpike, Bloomingdale New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority and Borough Attorney have reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby approve, effective December 20, 2023, the transfer of the Plenary Retail Consumption License No. 1601-33-001-005 to HVBM INC. for premises located at 139 Hamburg Turnpike, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to HVMB INC. effective December 20, 2023."

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC

RESOLUTION NO. 2023-12.19

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough"), held at the Municipal Building, located at 101 Hamburg Turnpike, in the Borough of Bloomingdale on December 19, 2023 at 7:00 p.m.

PRESENT: HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES)

ABSENT: N/A

Councilman Dellaripa introduced and moved the adoption of the following resolution and Councilman Yazdi seconded the motion:

RESOLUTION (A) PROVIDING FOR THE COMBINATION OF CERTAIN BOND ORDINANCES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF NOT TO EXCEED \$10,939,000 GENERAL OBLIGATION BONDS, SERIES 2024 CONSISTING OF NOT TO EXCEED \$5,976,000 GENERAL IMPROVEMENT BONDS, SERIES 2024 AND NOT TO EXCEED \$4,963,000 WATER-SEWER UTILITY BONDS, SERIES 2024 OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY AND PROVIDING FOR THEIR SALE, AND (B) AUTHORIZING THE SALE AND ISSUANCE OF \$2,331,000 BOND ANTICIPATION NOTES, SERIES 2024 OF THE BOROUGH

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

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough"), authorized pursuant to the bond ordinances of the Borough heretofore adopted and described in Section 2 hereof, shall be combined into a single issue of General Improvement Bonds, Series 2024 in the aggregate principal amount of not to exceed \$5,976,000 (the "General Improvement Bonds").

Section 2. The principal amount of bonds authorized by each bond ordinance to be combined into a single issue of General Improvement Bonds as provided above, and the bond ordinances authorizing the General Improvement Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and period of usefulness determined in each of the bond ordinances are, respectively, as follows:

Ordinance Number	Description and Date of Final Adoption	Amount of Issue	Useful Life
15-2008	Various capital improvements, finally adopted 8/26/08	\$ 30,300.00	10 years
17-2009	Various capital improvements, finally adopted 10/27/09	\$ 122,700.00	8.79 years
15-2010	Reconstruction of Woodward Avenue, finally adopted 12/14/10	\$ 10,500.00	10 years

Ordinance Number	Description and Date of Final Adoption	Amount of Issue	Useful Life
10-2012	Various road improvements, finally adopted 7/17/12	\$ 338,000.00	10 years
35-2013	Purchase and installation of bleachers at Delazier Field, finally adopted 11/26/13	\$ 65,000.00	15 years
14-2016	Various capital improvements, finally adopted 5/17/16	\$ 193,800.00	13.99 years
27-2016	Drainage improvements, finally adopted 11/22/16	\$ 91,000.00	40 years
10-2017	Various 2017 capital acquisitions and improvements, finally adopted 4/4/17	\$ 1,207,200.00	13.94 years
17-2017	Sloan park bridge and stream improvements, finally adopted 6/13/17	\$ 265,000.00	15 years
8-2018, as amended and supplemented by 1-2019	Purchase of a garbage truck, finally adopted 3/20/18, as amended and supplemented by 2/19/19	\$ 320,000.00	15 years
11-2019	Various 2019 capital acquisitions and improvements, finally adopted 5/7/19	\$ 932,500.00	12.63 years
19-2020	Various 2020 capital acquisitions and improvements, finally adopted 7/21/20	\$ 700,000.00	13.75 years
18-2021	Various 2021 capital acquisitions and improvements, finally adopted 9/7/21	\$ 1,000,000.00	12.49 years
16-2022	Reconstruction of various roads, finally adopted 6/28/22	<u>\$ 700,000.00</u>	10 years
		<u>\$ 5,976,000.00</u>	

Section 3. The following matters are hereby determined with respect to the combined issue of General Improvement Bonds:

(a) The average period of usefulness, computed on the basis of the respective principal amounts of General Improvement Bonds presently authorized to be issued pursuant to each of the bond ordinances described in Section 2 hereof and the respective periods or average periods of usefulness therein determined, is not more than 13.17 years.

(b) The General Improvement Bonds of the combined issue shall be designated "General Improvement Bonds, Series 2024" and shall mature within the average period of usefulness determined in Section 3(a) above.

(c) The General Improvement Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law of the State of New Jersey, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), specifically N.J.S.A. 40A:2-26(f), that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and, accordingly, may be sold with other issues of bonds.

(d) The General Improvement Bonds are being issued to (i) refund, on a current basis, a \$5,921,000 principal portion of prior bond anticipation notes of the Borough issued in the aggregate principal amount of \$10,129,000 on February 21, 2023 and maturing on February 16, 2024 (the "Prior Notes") (the remaining balance of the Prior Notes will be paid with a 2023 budgetary appropriation in the amount of \$1,300 and a \$4,206,700 portion of the proceeds from the Water-Sewer Utility Bonds (as hereinafter defined)) and (ii) temporarily finance various capital acquisitions and improvements in the amount of \$55,000, including paying the costs associated with the issuance of the General Improvement Bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the General Improvement Bonds described in Section 2 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 2 hereof.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are improvements and purposes for which bonds may be issued lawfully pursuant to the Local Bond Law.

(c) Any General Improvement Bonds issued pursuant to this resolution and said bond ordinances described in Section 2 hereof shall be general obligations of the Borough, and the Borough's full faith and credit are hereby irrevocably pledged to the punctual payment of the principal of and interest on said General Improvement Bonds and, unless paid from other sources, the Borough is required by law to provide for the payment thereof and the interest thereon by the levy of *ad valorem* taxes on all the taxable property located within the Borough, without limitation as to rate or amount.

Section 5. The General Improvement Bonds shall mature in the principal amounts on February 15 in each of the years as follows:

<u>Year</u>	<u>Principal Amount*</u>	<u>Year</u>	<u>Principal Amount*</u>
2025	\$276,000	2032	\$550,000
2026	305,000	2033	550,000
2027	375,000	2034	550,000
2028	400,000	2035	550,000
2029	420,000	2036	550,000
2030	440,000	2037	550,000
2031	460,000		

* Preliminary, subject to change

The General Improvement Bonds are subject to redemption prior to their stated maturities in accordance with the terms provided in the Notice of Sale authorized herein and attached hereto as Exhibit B. The General Improvement Bonds shall be thirteen (13) in number, with one bond certificate being issued for each year of maturity, and shall be designated and numbered GI-1 to GI-13, inclusive.

Section 6. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the bonds of the Borough, authorized pursuant to the bond ordinances of the Borough heretofore adopted and described in Section 7 hereof, shall be combined into a single issue of Water-Sewer Utility Bonds, Series 2024 in the aggregate principal amount of not to exceed \$4,963,000 (the "Water-Sewer Utility Bonds").

Section 7. The principal amount of bonds authorized by each bond ordinance to be combined into a single issue of Water-Sewer Utility Bonds as provided above, and the bond ordinances authorizing the Water-Sewer Utility Bonds described by reference to the ordinance number, description and date of final adoption, amount of issue and period of usefulness determined in each of the bond ordinances are, respectively, as follows:

Ordinance Number	Description and Date of Final Adoption	Amount of Issue	Useful Life
21-2009	Rehabilitation and improvements to a water tank located in the Borough, finally adopted 12/22/09	\$ 318,400.00	40 years
14-2010	Purchase of water meters, finally adopted 11/23/10	\$ 36,900.00	40 years
12-2014	Water main replacement project, finally adopted 6/24/14	\$ 109,000.00	40 years
15-2016	Various 2016 water and sewer utility improvements, finally adopted 5/17/16	\$ 85,500.00	11.66 years
11-2017	Various 2017 water and sewer utility acquisitions and improvements, finally adopted 6/13/17	\$ 784,900.00	36.37 years
15-2018	Various 2018 water utility acquisitions and improvements, finally adopted 5/15/18	\$ 501,000.00	24.19 years
13-2017	Extension of sewer system to property located on Van Dam Avenue, finally adopted 5/2/17	\$ 45,700.00	40 years
15-2018, as amended and supplemented by 27-2020	Various 2018 water utility acquisitions and improvements, finally adopted 5/15/18, as amended and supplemented by 27-2020 finally adopted 9/1/20	\$ 20,600.00	24.19 years
12-2019	Various 2019 water utility acquisitions and improvements, finally adopted 5/7/19	\$ 810,000.00	18.4 years
20-2020	Various 2020 capital acquisitions and improvements for the Water Utility, finally adopted 7/21/20	\$ 881,000.00	20 years
8-2022	Various capital acquisitions and improvements for the Water Utility, finally adopted 5/3/22	\$ 1,245,000.00	20 years

Ordinance Number	Description and Date of Final Adoption	Amount of Issue	Useful Life
19-2023	Amending and Supplementing Bond Ordinance Number 8-2022 and Providing for various capital acquisitions and improvements for the Water Utility, finally adopted 5/2/23	\$ <u>125,000.00</u>	20 years
		\$ <u>4,963,000.00</u>	

Section 8. The following matters are hereby determined with respect to the combined issue of Water-Sewer Utility Bonds:

(a) The average period of usefulness, computed on the basis of the respective principal amounts of Water-Sewer Utility Bonds presently authorized to be issued pursuant to each of the bond ordinances described in Section 7 hereof and the respective periods or average periods of usefulness therein determined, is not more than 24.68 years.

(b) The Water-Sewer Utility Bonds of the combined issue shall be designated "Water-Sewer Utility Bonds, Series 2024" and shall mature within the average period of usefulness determined in Section 8(a) above.

(c) The Water-Sewer Utility Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law, specifically N.J.S.A. 40A:2-26(f), that are applicable to the sale and issuance of bonds authorized by a single bond ordinance and, accordingly, may be sold with other issues of bonds.

(d) The Water-Sewer Utility Bonds are being issued to (i) refund, on a current basis, a \$4,206,700 principal portion of the Prior Notes (the remaining balance of the Prior Notes will be paid with a 2023 budgetary appropriation in the amount of \$1,300 and a \$5,921,000 portion of the proceeds from the General Improvement Bonds) and (ii) temporarily finance various water-sewer utility acquisitions and improvements in the amount of \$756,300, including paying the costs associated with the issuance of the Water-Sewer Utility Bonds.

Section 9. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Water-Sewer Utility Bonds described in Section 7 hereof have been sold or issued heretofore, and the several bond ordinances described in Section 7 have not been rescinded heretofore and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances set forth in Section 7 hereof.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 7 hereof are improvements and purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and such improvements or purposes, if applicable and permitted by the Local Bond Law, specifically N.J.S.A. 40A:2-44(c), and provided that the Water-Sewer Utility of the Borough is self-liquidating, are deductible from gross debt in any annual or supplemental debt statement of the Borough.

(c) Any Water-Sewer Utility Bonds issued pursuant to this resolution and said bond ordinances described in Section 7 shall be general obligations of the Borough, and the Borough's full faith and credit are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Water-Sewer Utility Bonds and, unless paid from other sources, including water utility fees and revenues, the Borough is required by law to provide for the payment thereof by the levy of *ad valorem* taxes on all the taxable property located within the Borough, without limitation as to rate or amount.

Section 10. The Water-Sewer Utility Bonds shall mature in the principal amounts on February 15 in each of the years as follows:

<u>Year</u>	<u>Principal Amount*</u>	<u>Year</u>	<u>Principal Amount*</u>
2025	\$228,000	2033	\$310,000
2026	230,000	2034	320,000
2027	245,000	2035	450,000
2028	255,000	2036	450,000
2029	265,000	2037	450,000

<u>Year</u>	<u>Principal Amount*</u>	<u>Year</u>	<u>Principal Amount*</u>
2030	275,000	2038	450,000
2031	285,000	2039	450,000
2032	300,000		

* Preliminary, subject to change

The Water-Sewer Utility Bonds are subject to redemption prior to their stated maturities in accordance with the terms provided in the Notice of Sale authorized herein and attached hereto as Exhibit B. The Water-Sewer Utility Bonds shall be fifteen (15) in number, with one bond certificate being issued for each year of maturity, and shall be designated and numbered WSU-1 to WSU-15, inclusive.

Section 11. The General Improvement Bonds and the Water-Sewer Utility Bonds are hereinafter referred to as the “Bonds”.

Section 12. The Bonds will be issued in fully registered book-entry only form, without coupons. One certificate shall be issued for the aggregate principal amount of each series of Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, Brooklyn, New York (“DTC”), which will act as Securities Depository (the “Securities Depository”) for the Bonds. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its Participants (“Participants”) and the transfers of the interests among its Participants. The Participants will be responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 each or any integral multiple of \$1,000 in excess thereof through book entries made on the books and records of DTC and its Participants. The Bonds will be dated their date of delivery and shall bear interest from such date, which interest shall be payable semiannually on the fifteenth (15th) day of February and August in each year (each an “Interest Payment Date”), commencing August 15, 2024, until maturity or prior redemption, at a rate or rates per annum as proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Borough, or some other paying agent as the Borough may designate and appoint, on the maturity dates and due dates listed therein and will be credited on the maturity dates and due dates to the Participants of DTC as listed on the records of DTC as of each February 1 and August 1 (the “Record Dates”) preceding an Interest Payment Date. The Bonds shall be executed by the manual or facsimile signatures of the Mayor and Chief Financial Officer of the Borough and the official seal of the Borough shall be affixed, imprinted or reproduced thereon and attested by the manual signature of the Clerk or Deputy Clerk of the Borough. The following matters are hereby determined with respect to the Bonds:

Date of Bonds:	Date of Delivery;
Principal Payment Date:	February 15, 2025 and each February 15 thereafter until maturity or prior redemption;
Interest Payment Dates:	Semiannually on each February 15 and August 15, commencing August 15, 2024, until maturity or prior redemption;
Place of Payment:	Cede & Co., New York, New York.

Section 13. The Bonds shall be substantially in the form set forth in Exhibit A attached hereto with such additions, deletions and omissions as may be necessary for the Borough to market and sell the Bonds, upon the advice of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, in its capacity as Bond Counsel to the Borough (“Bond Counsel”), Phoenix Advisors, LLC, Bordentown, New Jersey, in its capacity as Municipal Advisor to the Borough (the “Municipal Advisor”), and Samuel Klein & Company, Certified Public Accountants, Newark, New Jersey, in its capacity as Auditor to the Borough (“Auditor”).

Section 14. The Bonds shall be sold upon receipt of electronic bids on Tuesday, January 30, 2024 at 11:00 a.m. by the Chief Financial Officer of the Borough on i-Deal’s Bidcomp®/PARITY® electronic competitive bidding system (“PARITY”), in accordance with the Notice of Sale authorized and set forth in Exhibit B attached hereto. The use of the

services provided by PARITY and the fees associated therewith are hereby approved. Bond Counsel, on behalf of the Clerk of the Borough, is hereby authorized and directed to arrange for the publication of a summary of such Notice of Sale to be published not less than seven (7) days prior to the date of sale of the Bonds in The Bond Buyer, a nationally recognized local government bond marketing publication devoted primarily to financial news or the subject of state and municipal bonds, and the full text of such Notice of Sale to be published not less than seven (7) days prior to the date of sale of the Bonds in The Herald News, a newspaper qualified for publication of bond ordinances by the Borough Council of the Borough. Pursuant to N.J.S.A. 40A:2-34, the Borough hereby designates the Chief Financial Officer of the Borough as the financial officer authorized to sell and award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale of the Bonds to the Borough Council of the Borough at its next regularly scheduled meeting thereafter. The Chief Financial Officer is hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to effectuate the offering and sale of the Bonds.

The Notes (as defined in Section 18 hereof) shall be sold upon receipt of electronic bids on Tuesday, January 30, 2024 at 11:15 a.m. by the Chief Financial Officer of the Borough on PARITY, in accordance with the Notice of Sale authorized herein and set forth as Exhibit C hereto. Bids for the Notes may also be submitted, in accordance with the Notice of Sale set forth in Exhibit C attached hereto, via electronic mail.

Section 15. The Notice of Sale for the Bonds shall be substantially in the form set forth in Exhibit B attached hereto with such additions, deletions and omissions as may be necessary for the Borough to market and sell the Bonds, upon the advice of Bond Counsel, the Municipal Advisor, and the Auditor.

The Notice of Sale for the Notes shall be substantially in the form set forth in Exhibit C attached hereto with such additions, deletions and omissions as may be necessary for the Borough to market and sell the Notes, upon the advice of Bond Counsel, the Municipal Advisor, and the Auditor.

Section 16. The Bonds and the Notes shall, respectively, have attached a copy thereto of the written opinions with respect to such Bonds and Notes that are to be rendered by Bond Counsel. The Clerk of the Borough is hereby authorized and directed to file a signed duplicate of such written opinions in the office of the Clerk of the Borough.

Section 17. Bond Counsel is hereby authorized and directed to arrange for the printing of the Bonds and the Notes and for the printing and electronic posting of the Preliminary Official Statement (as hereinafter defined) and the Final Official Statement (as hereinafter defined), which Preliminary Official Statement and Final Official Statement are each hereby authorized and directed to be prepared by Bond Counsel, the Municipal Advisor, the Auditor, the Chief Financial Officer, and other Borough officials. Bond Counsel, the Municipal Advisor and the Auditor are also authorized and directed to arrange for the distribution of the Preliminary Official Statement on behalf of the Borough to those financial institutions that customarily submit bids for such Bonds and Notes. The Mayor, Chief Financial Officer, Borough Attorney, and Clerk of the Borough are each authorized and directed to execute and deliver any certificates necessary in connection with the distribution of the Preliminary Official Statement and the Final Official Statement. Bond Counsel, the Municipal Advisor and the Auditor are hereby further authorized and directed to obtain ratings on the Bonds and Notes and to prequalify the Bonds for municipal bond insurance and to prepare and submit financial and other information on the Borough to rating agencies and municipal bond insurers.

Section 18. The Borough is hereby authorized, pursuant to, and within the limitations prescribed by, the Local Bond Law and the bond ordinances of the Borough heretofore adopted and described in Section 19 hereof, to issue bond anticipation notes in the aggregate principal amount of not to exceed \$2,331,000 (the "Notes"). The Notes are being issued to temporarily finance various capital acquisitions and improvements in and by the Borough in the amount of \$2,331,000, including paying the costs associated with the issuance of the Notes.

Section 19. The bond ordinances authorizing the Notes and the improvements or purposes for which the Notes are to be issued, described by reference to the ordinance number, description and date of final adoption, and amount of Notes to be issued for such improvements or purposes, are, respectively, as follows:

Ordinance Number	Description and Date of Final Adoption	Amount
19-2020	Various 2020 capital acquisitions and improvements, finally adopted 7/21/20	\$ 342,000.00
29-2020	Construction of a new roof at Borough Hall, finally adopted 9/1/20	\$ 138,000.00
6-2021	Sidewalk improvements along Hamilton Avenue, finally adopted 3/2/21	\$ 61,641.00
18-2021	Various 2021 capital acquisitions and improvements, finally adopted 9/7/21	\$ 429,000.00
22-2021	Sidewalk improvements along Andrew Place, finally adopted 10/5/21	\$ 152,000.00
16-2022	Reconstruction of various roads, finally adopted 6/28/22	\$ 84,400.00
21-2022	Sidewalk improvements along the entire length of Hilltop Terrace, finally adopted 9/6/22	\$ 261,000.00
20-2023	Reconstruction of various roads, finally adopted 6/13/23	\$ 625,459.00
21-2023	Sidewalk improvements along Orchard Street and Wallace Avenue, finally adopted 7/18/23	<u>\$ 237,500.00</u>
		<u>\$2,331,000.00</u>

The following matters in connection with the Notes are hereby determined, declared and recited:

A) All Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no Notes shall mature later than (i) one (1) year from its date of issuance, or (ii) more than three (3) years from the date of the first note issued pursuant to said bond ordinances referred to in this section, unless the Borough shall have paid and retired amounts of such Notes sufficient to allow it, in accordance with the provisions of Section 8.1 of the Local Bond Law, to renew a portion thereof beyond the third anniversary date of the first issuance of such Notes.

B) All Notes issued hereunder shall bear interest at such rate as shall be determined by the Chief Financial Officer of the Borough.

C) The Chief Financial Officer of the Borough, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, is hereby authorized and directed to provide for the renewal of such Notes from time to time in accordance with the provisions of the Local Bond Law, said bond ordinances and this section, without further authorization from the Borough Council of the Borough.

D) The Notes will be issued in fully registered book-entry only form, without coupons. Both principal of and interest on the Notes will be payable in lawful money of the United States of America. The Notes will be registered in the name of Cede & Co., as nominee of DTC, which will act as Securities Depository for the Notes. The Notes will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its Participants and the transfers of the interests among its Participants. The Participants will be responsible for maintaining records regarding the beneficial ownership interests in the Notes on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 each or any integral multiple of \$1,000 in excess thereof

through book entries made on the books and records of DTC and its Participants. The principal of and interest on the Notes will be paid to the Securities Depository by the Borough or a duly designated paying agent on the maturity date of the Notes.

E) The Notes shall be executed in the name of the Borough by the manual or facsimile signatures of the Mayor and Chief Financial Officer of the Borough and the seal of the Borough shall be affixed, imprinted or reproduced thereon and the signatures of such officials on the Notes shall be attested by the manual signature of the Clerk or Deputy Clerk of the Borough, as set forth in Section 25 of the Local Bond Law.

F) The Chief Financial Officer of the Borough is hereby authorized and directed to sell said Notes, pursuant to the terms of the Notice of Sale to be distributed in connection therewith, at a public sale on or about Tuesday, January 30, 2024 or at some other mutually convenient date and time at not less than par and to deliver the Notes to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest thereon, if any, from their dated date to the date of the delivery thereof and payment therefor. The sale of such Notes may be conducted by receipt of electronic proposals via PARITY or electronic mail, as described above in Section 14 hereof. The use of the services provided by PARITY and the fees, if any, associated therewith are also hereby approved with respect to the Notes. The Mayor and Chief Financial Officer of the Borough are further authorized and directed to do and accomplish all matters and things necessary or desirable to effectuate the offering and sale of the Notes in accordance herewith.

G) Any Notes issued pursuant to this resolution and said bond ordinances referenced Section 19 hereof shall be general obligations of the Borough, and the Borough's full faith and credit are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Notes and, unless paid from other sources, the Borough is required by law to provide for the payment thereof by the levy of *ad valorem* taxes on all the taxable property located within the Borough, without limitation as to rate or amount.

H) The Chief Financial Officer of the Borough is hereby authorized and directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this resolution is made, such report to include the description, principal amount, interest rate and maturity of the Notes sold, the prices obtained and the name of the purchaser.

Section 20. The Borough hereby covenants that it will comply with any condition subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), to preserve the exemption from taxation of interest on the Bonds and the Notes from Federal income taxes, including the requirement to rebate all net investment earnings on the gross proceeds above the arbitrage yield on the Bonds and the Notes, if necessary.

Section 21. The Borough is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary, to provide that the Bonds and the Notes will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

Section 22. In the event DTC may determine to discontinue providing its services with respect to the Bonds or the Notes or is removed by the Borough, and if no successor securities depository is appointed, the Bonds and/or Notes which were previously issued in book-entry only form shall be converted to Registered Bonds or Registered Notes, as applicable (collectively, the "Registered Obligations"), in denominations of \$5,000 each or any integral multiple of \$1,000 in excess thereof. The beneficial owner under the book-entry system, upon registration of the Bonds and/or the Notes held in the beneficial owner's name, will become the registered owner of the respective Registered Obligations. The Borough shall be obligated to provide for the execution and delivery of the respective Registered Obligations in certified form.

Section 23. The Chief Financial Officer is hereby authorized and directed to "deem final" the Official Statement (the "Official Statement") prepared with respect to the issuance of the Bonds and the Notes and pursuant to the provisions of the Rule (as hereinafter defined) and to execute a certificate regarding same. The Chief Financial Officer is hereby authorized and directed to authorize and approve the use and distribution of the Official Statement in preliminary form (the "Preliminary Official Statement") in connection with the marketing, offering and sale of the Bonds and the Notes. Upon the sale of the Bonds and the Notes, the Preliminary Official Statement shall be modified, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, to reflect the effect of the sale of the Bonds

and the Notes and said modified Preliminary Official Statement shall constitute the final Official Statement (the "Final Official Statement"). The Chief Financial Officer is hereby authorized and directed to execute and deliver the Final Official Statement to the respective purchasers of the Bonds and the Notes in accordance with the provisions of the Rule (as hereinafter defined), for their use in the sale, resale and distribution of the Bonds and the Notes, where and if applicable.

Section 24. The Borough hereby covenants and agrees that it will comply with, and carry out, all of the provisions of the respective Continuing Disclosure Certificates for the Bonds and the Notes (the "Certificates"), which will set forth the obligation of the Borough to file, as applicable, budgetary, financial and operating data on an annual basis for the Bonds and notices of certain enumerated events with respect to the Bonds and the Notes, in accordance with the provisions of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented. The Chief Financial Officer of the Borough is hereby authorized and directed to execute and deliver the respective Certificates to the respective purchasers of the Bonds and the Notes evidencing the Borough's undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the Borough to comply with the Certificates shall not be considered a default on the Bonds or the Notes, as applicable; however, any Bondholder or Noteholder, as applicable, may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the Borough to comply with its obligations hereunder and thereunder.

Section 25. The Chief Financial Officer of the Borough is hereby authorized and directed to sell the aforesaid Bonds and Notes and to determine all matters in connection with the sale, issuance, execution and delivery of the Bonds and the Notes (including the adjustment of the maturities or any other matters set forth in this resolution that are deemed necessary and advisable to change by the Chief Financial Officer, prior to the sale or closing of the Bonds and the Notes, as applicable, all in consultation with Bond Counsel, the Municipal Advisor and the Auditor), and the manual or facsimile signature of the Chief Financial Officer of the Borough upon any documents, agreements or certificates shall be conclusive evidence as to all such determinations. The Mayor, Chief Financial Officer, Clerk of the Borough and any other Borough Official or professional, including, but not limited to, Bond Counsel, the Municipal Advisor, the Auditor, the Borough Engineer and Borough Attorney (collectively, the "Borough Officials"), are each hereby authorized and directed to execute and deliver such documents, certificates, agreements and opinions as are necessary to consummate the authorization, issuance, sale, execution and closing of the Bonds and the Notes, respectively, and to take such actions or refrain from such actions as are necessary for the authorization, issuance, sale, execution and closing of the Bonds and the Notes, respectively, and all such actions or inactions taken by the aforesaid Borough Officials and professionals heretofore are hereby ratified and confirmed.

Section 26. Neither the Bonds nor the Notes are designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3)(B)(ii) of the Code.

Section 27. This resolution shall take effect immediately.

CERTIFICATION

I, BREEANNA SMITH, Clerk of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough"), DO HEREBY CERTIFY that the annexed resolution entitled, "RESOLUTION (A) PROVIDING FOR THE COMBINATION OF CERTAIN BOND ORDINANCES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF NOT TO EXCEED \$10,939,000 GENERAL OBLIGATION BONDS, SERIES 2024 CONSISTING OF NOT TO EXCEED \$5,976,000 GENERAL IMPROVEMENT BONDS, SERIES 2024 AND NOT TO EXCEED \$4,963,000 WATER-SEWER UTILITY BONDS, SERIES 2024 OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY AND PROVIDING FOR THEIR SALE, AND (B) AUTHORIZING THE SALE AND ISSUANCE OF \$2,331,000 BOND ANTICIPATION NOTES, SERIES 2024 OF THE BOROUGH", was duly adopted by the Borough Council of the Borough at a regular meeting of the Borough Council of the Borough duly called and held on December 19, 2023 in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., as amended and supplemented, at which meeting a quorum was present and acting throughout, which resolution has been compared by me with the original thereof as contained in the minutes as officially recorded in my office in the Minute Book of such governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to within, and the aforesaid resolution has not been amended, modified or rescinded, and remains in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this ____ day of _____, 202__.

(SEAL)

BREEANNA SMITH,
Clerk of the Borough of Bloomingdale

EXHIBIT A

THE [GENERAL IMPROVEMENT/WATER-SEWER UTILITY] BOND

**BOROUGH OF BLOOMINGDALE
COUNTY OF PASSAIC
STATE OF NEW JERSEY
UNITED STATES OF AMERICA**

[GENERAL IMPROVEMENT/WATER-SEWER UTILITY] BOND, SERIES 2024

NUMBER [GI/WSU]- ____

<u>DATE OF ORIGINAL ISSUE</u>	<u>MATURITY DATE</u>	<u>RATE OF INTEREST PER ANNUM</u>	<u>CUSIP NUMBER</u>
February 15, 2024	February 15, ____	____%	094401____

REGISTERED OWNER: Cede & Co., as nominee of The Depository Trust Company, Brooklyn, New York ("DTC")

PRINCIPAL SUM: _____ Dollars
(\$ _____)

The BOROUGH OF BLOOMINGDALE, in the County of Passaic, a municipal corporation of the State of New Jersey (the "Borough"), hereby acknowledges itself to be indebted and for value received promises to pay to CEDE & CO., as nominee of DTC, which will act as Securities Depository (the "Securities Depository") for the Bonds, on the Maturity Date specified above, the Principal Sum specified above, and to pay interest on such sum from the Date of Original Issue of this Bond at the Rate of Interest Per Annum specified above semiannually on the fifteenth (15th) day of February and August (each an "Interest Payment Date") in each year until maturity or earlier redemption, as applicable, commencing August 15, 2024. Principal of and interest on this Bond will be paid to the Securities Depository by the Borough or a duly designated paying agent and will be credited to the participants of DTC as

listed on the records of DTC as of the first (1st) day of February and August preceding each Interest Payment Date (the "Record Dates" for such payments).

This Bond is not transferable as to principal or interest except to an authorized nominee of DTC. DTC shall be responsible for maintaining the book-entry system for recording the interests of its participants and the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of individual purchasers.

The Bonds of this issue maturing prior to February 15, 2032 are not subject to redemption prior to their stated maturities. The Bonds of this issue maturing on or after February 15, 2032 are redeemable at the option of the Borough, in whole or in part, on any date on or after February 15, 2031, upon notice as required herein, at a redemption price equal to one hundred percent (100%) of the principal amount being redeemed (the "Redemption Price"), plus accrued interest to the date fixed for redemption.

Notice of Redemption ("Notice of Redemption") shall be given by first class mail, at least thirty (30) but not more than sixty (60) days prior to the date fixed for redemption, in a sealed envelope with postage prepaid to the owners of the Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough or a duly appointed bond registrar. So long as The Depository Trust Company (or any successor thereto) (the "Securities Depository") acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such Securities Depository and shall not be sent to the beneficial owners of the Bonds. Any failure of the Securities Depository to advise any of its Participants or any failure of any Participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be redeemed by the Borough in inverse order of maturity and within any maturity shall be selected by the Borough by lot.

If Notice of Redemption has been given as provided herein, the Bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the Bonds after the date fixed for redemption.

This Bond is one of an authorized issue of Bonds issued pursuant to (i) the provisions of the Local Bond Law of the State of New Jersey, N.J.S.A. 40A:2-1 et seq., as amended and supplemented, (ii) various bond ordinances duly adopted by the Borough Council of the Borough, approved by the Mayor and published as required by law, and (iii) a resolution duly adopted by the Borough Council of the Borough on December 19, 2023, entitled, "RESOLUTION (A) PROVIDING FOR THE COMBINATION OF CERTAIN BOND ORDINANCES AND DETERMINING THE FORM AND OTHER DETAILS OF THE OFFERING OF NOT TO EXCEED \$10,939,000 GENERAL OBLIGATION BONDS, SERIES 2024 CONSISTING OF NOT TO EXCEED \$5,976,000 GENERAL IMPROVEMENT BONDS, SERIES 2024 AND NOT TO EXCEED \$4,963,000 WATER-SEWER UTILITY BONDS, SERIES 2024 OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY AND PROVIDING FOR THEIR SALE, AND (B) AUTHORIZING THE SALE AND ISSUANCE OF \$2,331,000 BOND ANTICIPATION NOTES, SERIES 2024 OF THE BOROUGH".

The full faith and credit of the Borough are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this Bond according to its terms and, unless paid from other sources, [including revenues of the water utility,] the Borough is required by law to provide for the payment hereof by the levy of *ad valorem* taxes on all the taxable property located within the Borough, without limitation as to rate or amount.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed and that the issue of Bonds of which this is one, together with all other indebtedness of the Borough, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the Borough of Bloomingdale, in the County of Passaic, State of New Jersey has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted, affixed or reproduced and attested by the manual signature of its Clerk, and this Bond to be dated the Date of Original Issue as specified above.

BOROUGH OF BLOOMINGDALE,
IN THE COUNTY OF PASSAIC,
STATE OF NEW JERSEY

ATTEST:

(SEAL)

[FORM OF BOND; DO NOT EXECUTE]
JOHN D'AMATO,
Mayor

[FORM OF BOND; DO NOT EXECUTE]
BREEANNA SMITH,
Clerk

[FORM OF BOND; DO NOT EXECUTE]
HEATHER BARKENBUSH,
Chief Financial Officer

EXHIBIT B

BOROUGH OF BLOOMINGDALE IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY

NOTICE OF SALE OF \$10,939,000* GENERAL OBLIGATION BONDS, SERIES 2024 CONSISTING OF \$5,976,000* GENERAL IMPROVEMENT BONDS, SERIES 2024 AND \$4,963,000* WATER-SEWER UTILITY BONDS, SERIES 2024

SUMMARY

ISSUER: Borough of Bloomingdale, in the County of Passaic, State of New Jersey

PAR AMOUNT: \$10,939,000* General Obligation Bonds, Series 2024 consisting of \$5,976,000* General Improvement Bonds, Series 2024 and \$4,963,000* Water-Sewer Utility Bonds, Series 2024

FORM: Book-Entry Only

SECURITY: General full faith and credit obligations of the Borough as to all Bonds (unless paid from other sources) plus, as to the Water-Sewer Utility Bonds, revenues of the Water-Sewer Utility Fund

TAX EXEMPT: Yes

RATING: S&P: Expected

INSURANCE: The Winning Bidder of the Bonds may, at its sole option and expense, purchase a policy of municipal bond insurance.

TYPE OF SALE: Electronic proposals via the Parity Electronic Bid System ("PARITY") of i-Deal LLC ("i-Deal") (See Bidding Details herein).

BOND SALE AGENT: PARITY

BID/AWARD DATE: The Bonds are being sold on the basis of the Combined Maturity Schedule set forth herein on January 30, 2024 at 11:00 a.m. Award by 2:00 p.m.

DATED DATE: Date of Delivery

DELIVERY DATE: On or about February 15, 2024

INTEREST PAYMENT DATES: February 15 and August 15, commencing August 15, 2024

MINIMUM BID: \$10,939,000 (Par)

MAXIMUM BID: \$11,704,730 (107% of Par)

BID SECURITY: Good Faith Check or wire transfer in the amount of \$218,780 received by Borough prior to bidding or a Financial Surety Bond, as provided in this Notice, if available.

BASIS OF AWARD: True Interest Cost

OFFERING STATEMENT: Preliminary Official Statement available at www.munihub.com.

* Preliminary, subject to change

NOTICE

NOTICE IS HEREBY GIVEN that bids will be received by the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough" or "Issuer") for the purchase of the Borough's not to exceed \$10,939,000* aggregate principal amount of General Obligation Bonds, Series 2024 consisting of not to exceed \$5,976,000* General Improvement Bonds, Series 2024 (the "General Improvement Bonds") and not to exceed \$4,963,000* Water-Sewer Utility Bonds, Series 2024 (the "Water-Sewer Utility Bonds" and together with the General Improvement Bonds, the "Bonds"). **All Bids (as defined below) must be submitted in their entirety on i-Deal's PARITY website ("PARITY") at www.newissuehome.i-deal.com prior to 11:00 a.m., prevailing New Jersey time, on January 30, 2024 (the "Bid Date"). To bid via PARITY, Bidders (as defined below) must have submitted a good faith check in the form of a certified, cashier's or treasurer's check, a wire transfer or a Financial Surety Bond, if available, payable to the Borough in the amount of \$218,780 prior to 11:00 a.m. on January 30, 2024 (see Bidding Details below).**

Preliminary and Final Official Statement

The Borough's Preliminary Official Statement (the "POS") is available for viewing in electronic format on www.munihub.com. In addition, broker dealers registered with the National Association of Securities Dealers (the "NASD") and dealer banks with The Depository Trust Company, Brooklyn, New York ("DTC") clearing arrangements may either: (a) print out a copy of the POS on their own printer, or (b) at any time prior to 10:00 a.m., prevailing New Jersey time, on January 30, 2024, elect to receive an electronic copy of the POS via electronic mail by requesting it on PARITY or by calling the Borough's bond counsel, Wilentz, Goldman & Spitzer, P.A., 90 Woodbridge Center Drive, Woodbridge, New Jersey 07095. Calls should be directed to Everett M. Johnson, Esq. at (732) 855-6149. All Bidders must review the POS and certify that they have done so prior to participating in the bidding on the Bonds.

The POS is deemed by the Borough to be final as of its date for purposes of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented, except for the omission of information concerning the offering price(s), interest rate(s), selling compensation, aggregate principal amount of the Bonds and any other terms or provisions to be determined from the successful Bid(s) or depending on such matters, and the identity of the underwriter(s). The POS is, however, subject to such further revisions, amendments and completion in a Final Official Statement (the "Final Official Statement") as may be necessary.

The Borough, at its expense, will make available to the Winning Bidder (as defined herein) a reasonable number of copies of the Final Official Statement (as defined herein), within seven (7) business days following the date of acceptance of the Bid (as defined herein) or to accompany the purchaser's confirmations that request payment for the Bonds.

* Preliminary, subject to change

Types of Bids Allowed

Subject to the Bid requirements described below, Bids for the Bonds must be submitted on an “All-or-None” (“AON”) basis for the entire principal amount of \$10,939,000. First, a Bidder must submit a conforming Bid for the entire issue, and if such Bid is accepted by the Borough, the Bidder will be required to purchase the entire issue in accordance with such Bid.

Insurance

If the Bonds qualify for the issuance of any policy of municipal bond insurance, the Bidder of the Bonds may, at its sole option and expense, purchase such insurance. The insurance premium, if any, will be paid by the Bidder. Any failure of the Bonds to be so insured shall not in any way relieve the Winning Bidder of its contractual obligations arising from the acceptance of its proposal for the purchase of the Bonds.

Interest Payment Dates; Description of the Bonds

The Bonds will be dated their date of delivery and will bear interest from such date and be payable semiannually on February 15 and August 15 in each year (each an “Interest Payment Date”), commencing August 15, 2024, until maturity or prior redemption, by payment of money to DTC or its authorized nominee. DTC will credit payments of principal of and interest on the Bonds to the Participants of DTC as listed on the records of DTC as of each February 1 and August 1 (the “Record Dates”) preceding each Interest Payment Date for the Bonds.

Principal Amortization

The Bonds will consist of two series of bonds (with one CUSIP for the aggregate amount of each maturity) maturing on February 15 in each year, as indicated on the maturity schedule set forth below. The principal amounts of each serial maturity shall be as set forth below:

<u>Year</u>	<u>General Improvement Bonds*</u>	<u>Water-Sewer Utility Bonds*</u>	<u>Combined Principal Amounts*</u>
2025	\$ 276,000	\$ 228,000	\$ 504,000
2026	305,000	230,000	535,000
2027	375,000	245,000	620,000
2028	400,000	255,000	655,000
2029	420,000	265,000	685,000
2030	440,000	275,000	715,000
2031	460,000	285,000	745,000
2032	550,000	300,000	850,000
2033	550,000	310,000	860,000
2034	550,000	320,000	870,000
2035	550,000	450,000	1,000,000
2036	550,000	450,000	1,000,000
2037	<u>550,000</u>	450,000	1,000,000
2038		450,000	450,000

<u>Year</u>	General Improvement Bonds*	<u>Water-Sewer Utility Bonds*</u>	Combined Principal Amounts*
2039		<u>450,000</u>	450,000
Total:	<u>\$5,976,000*</u>	<u>\$4,963,000*</u>	<u>\$ 10,939,000*</u>

* Preliminary, subject to change

Adjustment of Maturities

The Borough may, and expects to, after the receipt and opening of bids, adjust the maturity schedule of the Bonds, provided however, that (i) no maturity schedule adjustment shall exceed ten percent (10%) upward or downward of the principal for any maturity of Bonds as specified herein, and (ii) the aggregate adjustment to the maturity schedule shall not exceed ten percent (10%) upward or downward of the aggregate principal amount of Bonds, as specified herein, and the aggregate principal amount of Bonds, as adjusted, shall not exceed \$10,939,000. The dollar amount bid by the successful bidder shall be adjusted to reflect any adjustments in the aggregate principal amount of the Bonds to be issued. The adjusted bid price will reflect changes in the dollar amount of the underwriter’s discount and the original issue premium or discount, but will not change the per bond underwriter’s discount, as calculated from the bid, and the Initial Public Offering Prices required to be delivered to the Borough, as stated herein.

Book-Entry Only

The Bonds will be issued in book-entry only form, and each certificate will be registered in the name of Cede & Co., as nominee of DTC, which will act as securities depository (“Securities Depository”) for the Bonds. The Bonds will be issued in the form of one certificate for the aggregate principal amount of each series of Bonds maturing in each year and will be payable as to both principal and interest in lawful money of the United States of America. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its Participants (“Participants”) and the transfers of the interests among its Participants. The Participants will be responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of the individual purchasers. The Winning Bidder will not receive certificates representing their interests in the Bonds. Individual purchases may be made in the principal amount of \$5,000 each or any integral multiple of \$1,000 in excess thereof through book entries made on the books and records of DTC and its Participants. Payments of principal, interest and redemption premium, if any, on the Bonds will be made by the Borough or a paying agent to DTC for subsequent disbursement to the Participants to then be remitted to the Beneficial Owners of the Bonds. It shall be the obligation of the Winning Bidder to furnish to DTC an underwriter’s questionnaire and the denominations of the Bonds not less than seventy-two (72) hours prior to the delivery of the Bonds.

Redemption Provisions

The Bonds of this issue maturing prior to February 15, 2032 are not subject to redemption prior to their stated maturities. The Bonds of this issue maturing on or after February 15, 2032 are redeemable at the option of the Borough, in whole or in part, on any date on or after February 15, 2031, upon notice as required herein at one hundred percent (100%) of the principal amount being redeemed (the "Redemption Price"), plus accrued interest to the date fixed for redemption.

Notice of Redemption ("Notice of Redemption") shall be given by first class mail, at least thirty (30) but not more than sixty (60) days prior to the date fixed for redemption, in a sealed envelope with postage prepaid to the owners of the Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Borough or a duly appointed bond registrar. So long as The Depository Trust Company (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such Securities Depository and shall not be sent to the beneficial owners of the Bonds. Any failure of the Securities Depository to advise any of its Participants or any failure of any Participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Borough determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be redeemed by the Borough in inverse order of maturity and within any maturity shall be selected by the Borough by lot.

If Notice of Redemption has been given as provided herein, the Bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued and unpaid interest to the date fixed for redemption.

Term Bond Option

Bidders may not elect to structure the issue to include term bonds.

Terms of PARITY

Each electronic bid must be submitted via PARITY. No bidder will see any other bidder's bid, nor will any bidder see the status of its bid relative to other bids (e.g., whether its bid is a leading bid). To the extent any instructions or directions set forth on PARITY conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY, potential bidders may contact the Borough's Municipal Advisor, Bryan Morris of Phoenix Advisors, LLC, at (609) 291-0130 or PARITY at (212) 849-5021. The Borough may, but is not obligated to, acknowledge its acceptance in writing of any bid submitted electronically via PARITY. When a bid for the Bonds is submitted via PARITY, the bidder further agrees that the Borough may regard the electronic transmission of the bid via PARITY (including information about the purchase price of the Bonds, the interest rate or rates to be borne by the various maturities of the Bonds, the initial public offering price of each maturity of the Bonds and any other information included in such transmission) as the official "Bid for Bonds" executed by a duly authorized signatory of the Bidder. If the Bid submitted electronically via PARITY is accepted by the Borough, the terms of the Bid and this Notice of Sale and the information that is electronically transmitted via PARITY shall form a contract, and the successful bidder shall be bound by the terms of such contract.

PARITY is not an agent of the Borough, and the Borough shall have no liability whatsoever based on any Bidder's use of PARITY, including, but not limited to, any failure by PARITY to correctly or timely transmit information provided by the Borough or information provided by the Bidder.

The Borough may choose to discontinue use of electronic bidding via PARITY by issuing a notification to such effect via Thomson News Service ("TM3"), or by other available means, prior to 11:00 a.m., prevailing New Jersey time, on the Bid Date.

Once the bids are communicated electronically via PARITY to the Borough, each Bid will constitute an official "Bid for Bonds" and shall be deemed to be an irrevocable offer to purchase the Bonds on the terms provided in this Notice of Sale. For purposes of submitting all "Bids for Bonds" electronically via PARITY, the time as maintained on PARITY shall constitute the official time.

Each Bidder shall be solely responsible to make necessary arrangements to access PARITY for purposes of submitting its Bid in a timely manner and in compliance with the requirements of this Notice of Sale. Neither the Borough nor PARITY shall have any duty or obligation to provide or assure to any Bidder, and neither the Borough nor PARITY shall be responsible for the proper operation of, or have any liability for any delays or interruptions of, or any damages caused by, PARITY. The Borough is using PARITY as a communication mechanism, and not as the Borough's agent, to conduct the electronic bidding for the Bonds. By using PARITY, each Bidder agrees to hold the Borough harmless for any harm or damages caused to such Bidder in connection with its use of PARITY for bidding on the Bonds.

The Borough may, in its sole discretion and prior to the electronic receipt of bids, clarify any term hereof, including, without limitation, its decision to discontinue use of electronic bidding via PARITY, by issuing a notification of the clarification via TM3, or any other available means, prior to 11:00 a.m., prevailing New Jersey time, on the Bid Date.

Bidding Details

Bidders should be aware of the following bidding details associated with the sale of the Bonds:

- (1) **THE BONDS ARE BEING SOLD ON THE BASIS OF THE COMBINED MATURITY SCHEDULE SET FORTH ABOVE.**
- (2) **BIDDERS MUST SUBMIT EITHER A GOOD FAITH CHECK, WIRE TRANSFER OR A FINANCIAL SURETY BOND (IF AVAILABLE) IN THE AMOUNT OF \$218,780 PAYABLE TO THE BOROUGH PRIOR TO 11:00 A.M. ON THE BID DATE. CHECKS SHOULD BE SUBMITTED TO THE FOLLOWING ADDRESS:**

Wilentz, Goldman & Spitzer, P.A.
90 Woodbridge Center Drive
Woodbridge, New Jersey 07095
Attn: Everett M. Johnson, Esq.

BIDDERS SUBMITTING GOOD FAITH CHECKS SHOULD ALSO ENCLOSE A RETURN ENVELOPE FOR USE BY THE BOROUGH. TO OBTAIN WIRE TRANSFER INSTRUCTIONS, PLEASE CONTACT THE BOROUGH'S MUNICIPAL ADVISOR, BRYAN MORRIS AT (609) 291-0130 OR bmorris@muniadvisors.com

- (3) All Bids must be submitted via the PARITY website at www.newissuehome.i-deal.com. **No telephone, telefax, telegraph or personal delivery Bids will be accepted.**
- (4) All Bids for the Bonds must be submitted on an AON basis.
- (5) Bidders may bid to purchase Bonds from the Borough at a price which is no less than the par amount and no greater than 107% of the par amount. No Bid shall be considered that offers to pay an amount less than the total principal amount of Bonds offered for sale or under which the total loan is made at an interest cost higher than the lowest True Interest Cost to the Borough under any legally acceptable Bid.
- (6) Bidders must specify a rate of interest for each maturity of the Bonds, which rate of interest must be expressed in multiples of one-eighth (1/8) or one-twentieth (1/20) of one percent (1%). The difference between the highest and lowest rates of interest named in the Bid shall not exceed two percent (2%) and not more than one rate of interest may be named for the Bonds of the same maturity. There is no limitation on the number of rates of interest that may be named.
- (7) Bidders are only permitted to submit Bids for the Bonds during the bidding period.
- (8) The Winning Bidder shall be obligated to furnish to the Borough within forty-eight (48) hours prior to the date of delivery of the Bonds a certificate satisfactory to Bond Counsel to the Borough, the form of which is attached hereto as Exhibit A, to the effect that: (i) each maturity of the Bonds has been the subject of a bona fide initial offering to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at the initial public offering price set forth in such certificate; (ii) ten percent (10%) or more in par amount of the Bonds of each maturity were sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at the initial public offering price for such maturity set forth in such certificate; (iii) at the time the Winning Bidder submitted its bid to the Borough, based upon then prevailing market conditions, the Winning Bidder had no reason to believe that any maturity of the Bonds would be sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at a price greater than the initial public offering price for that maturity, or that the fair market of any maturity of the Bonds would be in excess of the initial public offering price for that maturity (in the event the Borough receives fewer than three (3) bids for the Bonds, then the issue price

of the Bonds shall be established based on the first price at which at least 10% of each maturity of the Bonds was sold to the Public (as defined below)); or (iv) the initial offering price to the Public as of the Sale Date of any Maturity of the Bonds is the issue price of that Maturity, in each case applied on a Maturity-by-Maturity basis (and if different interest rates apply within a Maturity, to each separate CUSIP number within that Maturity). The Winning Bidder shall be required to deliver on the Delivery Date a certificate to such effect, and provide to the Borough, in writing, evidence satisfactory to Bond Counsel to the Borough of such sales prices for each maturity of the Bonds. In the event that the Winning Bidder has not sold at least 10% of each maturity of the Bonds to the Public as of the Sale Date (each, an "Unsold Maturity"), the Winning Bidder shall be subject to the hold-the-offering-price rule. "Public" means any person (including an individual, trust, estate, partnership, association, company, or corporation) other than an Underwriter (as defined herein) or a related party to the Underwriter. The term "related party" generally means any two or more persons who have greater than fifty percent (50%) common ownership, directly or indirectly. "Underwriter" means (i) any person that agrees pursuant to a written contract with the Issuer (or with the lead underwriter to form an underwriting syndicate) to participate in the initial sale of the Bonds to the Public, and (ii) any person that agrees pursuant to a written contract directly or indirectly with a person described in clause (i) of this paragraph to participate in the initial sale of the Bonds to the Public (including a member of a selling group or a party to a retail distribution agreement participating in the initial sale of the Bonds to the Public). Such certificate shall state that it is made to the best knowledge, information and belief of the Winning Bidder.

- (9) Additionally, the Winning Bidder shall be obligated to furnish to the Borough within forty-eight (48) hours of the Bid Date the public offering prices and reoffering yields for each maturity of the Bonds.

Definitions

- "Bid" any confirmed purchase offer received by PARITY on or before the end of the bidding time period.
- "Bidder" any firm registered and approved for participation in the sale.
- "True Interest Cost" computed by determining the interest rate, compounded semiannually, necessary to discount the debt service payments to the date of the bonds and to the price bid, excluding accrued interest to the delivery date. The True Interest Cost serves as the basis for awarding bonds to Winning Bidders.
- "Winning Bid" any purchase offer made by a Bidder and received by PARITY which, at the end of the bidding time period, results in the lowest True Interest Cost which is acceptable to the Borough.

Bid Procedure and Basis of Award

Subject to the right reserved by the Borough to reject any or all Bids, the Bonds will be sold to the Bidder whose Bid produces the lowest True Interest Cost for the Borough and otherwise complies with this Notice of Sale.

Bids must remain valid until at least 2:00 p.m., prevailing New Jersey time, on the Bid Date, and if accepted by the Borough, prior to such time, shall be irrevocable except as otherwise provided in this Notice of Sale. Upon selection of the Winning Bidder, the Borough will execute an award certificate to award the Bonds and will promptly communicate with the Winning Bidder by telephone, electronic mail or facsimile.

Bid Security and Method of Payment for Bonds

A Good Faith Deposit (“Deposit”) in the form of a certified or cashier’s or treasurer’s check, wire transfer or a Financial Surety Bond, if available, in the amount of \$218,780, payable to the order of the Borough, is required for each Bid to be considered. Wire instructions can be obtained by contacting Bryan Morris, acting on behalf of Phoenix Advisor, LLC, Municipal Advisor to the Borough, at (609) 291-0130 and such wire must be received and confirmed by the Borough prior to 11:00 a.m. (New Jersey time) on the Bid Date. If a check is used, it must be a certified or cashier’s or treasurer’s check and must be provided to the Borough prior to 11:00 a.m. on the Bid Date. Each Bidder accepts responsibility for delivering such deposit on time and the Borough is not responsible for any deposit that is not received on time. If a Financial Surety Bond is available and used, it must be from an insurance company licensed to issue such a bond in the State of New Jersey and approved by the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs (the “Director”) and such bond must be submitted to the Borough prior to 11:00 a.m. on January 30, 2024 at the address referred to above. Use of any Financial Surety Bond must be approved by the Director prior to the Bid and will not be accepted by the Borough unless evidence of such approval is provided prior to the Bid. The Financial Surety Bond must identify the Bidder whose Deposit is guaranteed by such Financial Surety Bond. If the Bonds are awarded to a Bidder utilizing a Financial Surety Bond, then that Winning Bidder is required to submit its Deposit to the Borough by wire transfer as instructed by the Borough no later than 3:30 p.m. on the next business day following the award. If such Deposit is not received by that time, the Financial Surety Bond may be drawn by the Borough to satisfy the Deposit requirement. No interest on the Deposit will accrue to the Winning Bidder. The Deposit will be applied to the purchase price of the Bonds. In the event the Winning Bidder fails to honor its accepted Bid or fails (other than for reasons permitted under this Notice) to accept delivery of and pay for the Bonds on the closing date, the Deposit shall be retained by the Borough as, and for, full liquidated damages to secure the Borough from any loss resulting from such failure by the Winning Bidder. Award of the Bonds to the Winning Bidder or rejection of all Bids is expected to be made within two hours after opening of the Bids, but such Winning Bidder may not withdraw its proposal until after 2:00 p.m. on the Bid Date and then only if such award has not been made prior to the withdrawal of the Bid. The balance of the purchase price shall be paid in Federal Funds by wire transfer to the Borough on or about February 15, 2024.

Right to Reject Bids; Waive Irregularities

The Borough reserves the right to reject any and all Bids and, to the extent permitted by law, to waive any irregularity or informality in any Bid.

Delivery of the Bonds

The Bonds will be delivered on or about February 15, 2024 (UNLESS A NOTICE OF A CHANGE IN THE DELIVERY DATE IS PUBLISHED ON PARITY NOT LATER THAN 2 HOURS PRIOR TO ANY ANNOUNCED DATE FOR RECEIPT OF BIDS) to or at the direction of DTC against payment of the purchase price therefor (less the amount of the good faith deposit). PAYMENT FOR THE BONDS AT THE TIME OF ORIGINAL ISSUANCE AND DELIVERY SHALL BE BY WIRE TRANSFER OF IMMEDIATELY AVAILABLE FUNDS.

There will also be furnished the usual closing certificates, including (1) a certificate, in form and tenor satisfactory to Bond Counsel and dated as of the date of such delivery of the Bonds, to the effect that there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened affecting the validity of the Bonds, (2) certificates in form satisfactory to Bond Counsel evidencing the proper execution and delivery of the Bonds, the receipt of payment therefor and compliance with the requirements of the Internal Revenue Code of 1986, as amended (the "Code"), necessary to preserve the tax exemption on the Bonds from federal income taxes, (3) a certificate signed by the Borough relating to the Official Statement, and (4) a Continuing Disclosure Certificate evidencing compliance with the Rule (as defined herein) and the undertaking of the Borough with respect thereto.

CUSIP Identification Numbers

The request for the assignment of CUSIP identification numbers shall be the responsibility of Phoenix Advisors, LLC, Bordentown, New Jersey, the Municipal Advisor to the Borough (the "Municipal Advisor"), and the CUSIP Service Bureau charge therefor shall be the responsibility of, and shall be paid for by, the purchaser of the Bonds. CUSIP numbers must be communicated to Bond Counsel within twenty-four (24) hours of the award of the Bonds to have the CUSIP numbers printed on the Bonds. Neither the failure to print such number on any Bond nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and make payment for the Bonds in accordance with the terms of this Notice of Sale.

Legal Opinion

The approving opinion of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the Borough, will be furnished without cost to the Winning Bidder, such opinion to be substantially in the form set forth in the Official Statement distributed in preliminary form in connection with the marketing and sale of the Bonds, to the effect that the Bonds are valid and legally binding general obligations of the Borough, that all the taxable property therein will be subject to the levy of *ad valorem* taxes to pay the principal of the Bonds and the interest thereon without limitation as to rate or amount, that interest on the Bonds is not includable as gross income under the Internal Revenue Code of 1986, as amended, if the Borough complies with all conditions subsequent contained in the Code, and that interest on the Bonds and any gain on the sale thereof is not includable as gross income under the existing New Jersey Gross Income Tax Act.

Postponement

The Borough reserves the right to postpone, from time to time, the date and time established for receipt of Bids. **ANY SUCH POSTPONEMENT WILL BE PUBLISHED ON PARITY, PRIOR TO 11:00 A.M. ON THE BID DATE.** If any date fixed for the receipt of Bids and the sale of the Bonds is postponed, an alternative sale date will be announced via PARITY at least forty-eight (48) hours prior to such alternative sale date. On any such alternative sale date, any Bidder may submit a Bid for the purchase of the Bonds in conformity in all respects with the provisions of this Notice of Sale, except for the date of sale and except for the changes announced on PARITY at the time the sale date and time are announced.

Termination

The Winning Bidder at its option may refuse to accept the Bonds if prior to their delivery any change in any income tax law of the United States of America shall provide that the interest thereon is includable or shall be includable in gross income at a future date for Federal income tax purposes. In such case, the deposit made by such Winning Bidder shall be returned and such Bidder will be relieved of its contractual obligations arising from the acceptance of its Winning Bid.

Additional Information

For further information relating to the Bonds, reference is made to the POS prepared for and authorized by the Borough. This Notice of Sale and the POS may be viewed on www.munihub.com. However, the Borough makes no assurance or representation with respect to the form of this Notice of Sale and the POS on www.munihub.com, and no investment decision should be made in reliance thereon. Printed copies of the POS and this Notice of Sale may be obtained from Bond Counsel at the address and phone number stated below. Additional information relating to the issuance of Bonds by the Borough can be obtained by contacting Heather Barkenbush, Chief Financial Officer, Borough of Bloomingdale, 101 Hamburg Turnpike, Bloomingdale, New Jersey 07403, or by telephone at (973) 838-0778; Bond Counsel, Everett M. Johnson, Esq., Wilentz, Goldman & Spitzer, P.A., 90 Woodbridge Center Drive, Woodbridge, New Jersey 07095, or by telephone at (732) 855-6149, or the Municipal Advisor, Bryan Morris of Phoenix Advisors, LLC, 625 Farnsworth Avenue, Bordentown, New Jersey 08505, or by telephone at (609) 291-0130.

/s/ Heather Barkenbush
Heather Barkenbush
Chief Financial Officer
Borough of Bloomingdale
in the County of Passaic
State of New Jersey

Dated: January 23, 2024

EXHIBIT A
to
Notice of Sale
for
\$10,939,000 General Obligation Bonds, Series 2024
Consisting of
\$5,976,000 General Improvement Bonds, Series 2024
and
\$4,963,000 Water-Sewer Utility Bonds, Series 2024

Form of Issue Price Certificate

February _____, 2024

Borough of Bloomingdale
101 Hamburg Turnpike
Bloomingdale, New Jersey 07403

Wilentz, Goldman & Spitzer, P.A.
90 Woodbridge Center Drive
Woodbridge, New Jersey 07095

Re: Borough of Bloomingdale, in the County of Passaic,
State of New Jersey
\$10,939,000 General Obligation Bonds, Series 2024
consisting of \$5,976,000 General Improvement Bonds, Series 2024
and \$4,963,000 Water-Sewer Utility Bonds, Series 2024

Ladies and Gentlemen:

The undersigned, as a representative of _____, the Underwriter (the "Underwriter") of the \$10,939,000 aggregate principal amount of General Obligation Bonds, Series 2024 consisting of \$5,976,000 General Improvement Bonds, Series 2024 and \$4,963,000 Water-Sewer Utility Bonds, Series 2024 (collectively, the "Bonds"), sold on the Sale Date (as hereinafter defined), dated and issued on the date hereof, of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Issuer" or the "Borough"), hereby certifies as follows:

[1. [Alternate 1 – ***Bids Received From at Least 3 Underwriters and Release of 10% Rule***]

(a) As of the Sale Date, the reasonably expected initial offering prices of the Bonds to the Public by the undersigned are the prices listed in Exhibit A (the "Expected Offering Prices"). The Expected Offering Prices are the prices for the Maturities of the Bonds used by the undersigned in formulating its bid to purchase the Bonds.

(b) The undersigned was not given the opportunity to review other bids prior to submitting its bid.

(c) The bid submitted by the undersigned constituted a firm offer to purchase the Bonds.

(d) Based on the Expected Offering Prices, the aggregate offering prices of the Bonds to the Public is \$_____ (face amount of \$_____, plus original issue premium of \$_____).

(e) Bond Counsel has advised us that: (i) in addition to the Bonds, the Borough sold \$2,331,000 aggregate principal amount of Bond Anticipation Notes, Series 2024 (the "Notes") on January 30, 2024, (ii) pursuant to Section 1.150-1(c) of the Code (as defined

below), the Bonds and the Notes are considered part of the same issue, and (iii) the yield on the Bonds generally means the discount rate that, when used in computing the present value on the delivery date of all unconditionally payable payments of principal and interest on the Bonds, produces an amount equal to the purchase price of the Bonds (defined as the initial offering prices or yields to the public, excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers, at which prices or yields a substantial amount of such Bonds of each maturity was sold) taking into account the yield on the Notes, which calculation methodology shall be referred to as the “Blended Yield”.

(f) The Blended Yield on the Bonds and the Notes, based upon computations provided by Phoenix Advisors, LLC, Bordentown, New Jersey, Municipal Advisor to the Borough, is not less than _____%.

2. The standalone Yield on the Bonds is _____%.

3. The weighted average maturity of the Bonds is _____.

[1. [Alternate 2 – **Competitive Sale Requirements not satisfied - Actual sale of at least 10% of Bonds by closing**] As of the date of this certificate, for each Maturity of the Bonds, the first price at which at least 10% of such Maturity of the Bonds was sold to the Public are the respective prices listed in Exhibit A (collectively, the “Offering Prices”). Based on the Offering Prices, the aggregate Offering Prices of the Bonds to the Public is \$_____ (face amount of \$_____, plus original issue premium of \$_____).]

[1. [**Hold-the-Price language**] As of the Sale Date, the Underwriter offered the Bonds to the Public for purchase at the respective Offering Prices listed in Exhibit A. The Underwriter agrees that (i) for each Maturity of Bonds, it will neither offer nor sell any of the Bonds of such Maturity to any person at a price that is higher than the Offering Price listed in Exhibit A for such Maturity during the Holding Period for such Maturity (the “Hold-The-Offering-Price Rule”), and (ii) any selling group agreement shall contain the agreement of each dealer who is a member of the selling group, and any retail distribution agreement shall contain the agreement of each broker-dealer who is a party to the retail distribution agreement, to comply with the Hold-The-Offering-Price Rule. Pursuant to such agreement, no Underwriter has offered or sold any Maturity of Bonds at a price that is higher than the respective Offering Price for that Maturity of the Bonds for the Holding Period.]

2. The Yield on the Bonds is not less than _____%.

3. The weighted average maturity of the Bonds is _____.

4. **Defined Terms.** In addition to the terms defined above, the following terms used herein shall have the meanings therefor set forth below:

[(a) “Holding Period” means for each Maturity of the Bonds, the period starting on the Sale Date and ending on the earlier of (i) the close of the fifth business day after the Sale Date, or (ii) the date on which the Underwriter has sold at least 10% of such Maturity of the Bonds to the Public at prices that are no higher than the Offering Price for such Maturity.]

(b) “Maturity” means Bonds with the same credit and payment terms. Bonds with different maturity dates, or Bonds with the same maturity date but different stated interest rates, are treated as separate Maturities.

(c) “Public” means any person (including an individual, trust, estate, partnership, association, company, or corporation) other than an Underwriter or a related party to an Underwriter. The term “related party” for purposes of this certificate generally means any two or more persons who have greater than fifty percent (50%) common ownership, directly or indirectly.

(d) “Sale Date” means the first day on which there is a binding contract in writing for the sale of a Maturity of Bonds. The Sale Date of the Bonds is January 30, 2024.

(e) "Underwriter" means _____ and (i) any person that agrees pursuant to a written contract with the Issuer (or with the lead underwriter to form an underwriting syndicate) to participate in the initial sale of the Bonds to the Public, and (ii) any person that agrees pursuant to a written contract directly or indirectly with a person described in clause (i) of this paragraph to participate in the initial sale of the Bonds to the Public (including a member of a selling group or a party to a retail distribution agreement participating in the initial sale of the Bonds to the Public).

(f) "Yield" means the discount rate which, when used in computing the present value of the expected issue payments (principal and interest components, qualified guarantee payments, and the retirement price) to be paid on the Bonds, produces an amount equal to the issue price of the Bonds as of the date hereof.

The representations set forth in this certificate are limited to factual matters only. Nothing in this certificate represents the undersigned's interpretation of any laws, including specifically Sections 103 and 148 of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations thereunder. The undersigned understands that the foregoing information will be relied upon by the Issuer with respect to compliance with the federal income tax rules affecting the Bonds, and by bond counsel in connection with rendering its opinion that the interest on the Bonds is excluded from gross income for federal income tax purposes, the preparation of the Internal Revenue Service Form 8038-G, and other federal income tax advice that it may give to the Issuer from time to time relating to the Bonds.

Very truly yours,

_____ [UNDERWRITER]

By: _____

Name: _____

Title: _____

EXHIBIT C

**BOROUGH OF BLOOMINGDALE
IN THE COUNTY OF PASSAIC
STATE OF NEW JERSEY**

**NOTICE OF SALE
OF
\$2,331,000 BOND ANTICIPATION NOTES, SERIES 2024**

**BOOK-ENTRY ONLY
NON-CALLABLE**

Proposals for the purchase of \$2,331,000 aggregate principal amount of Bond Anticipation Notes, Series 2024 (the "Notes") of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough") will be received by the Borough, on **TUESDAY, JANUARY 30, 2024**, until 11:15 a.m. No proposals will be received after 11:15 a.m. A determination as to the award will be made by the Chief Financial Officer of the Borough no later than 2:00 p.m. on that date. Proposals will be received by either (a) electronic mail ("e-mail") to bmorris@muniadvisors.com on the Official Form of Proposal for Notes attached hereto or (b) electronically via PARITY at www.newissuehome.i-deal.com in the manner described below. **The Borough will accept proposals via e-mail that contain the information in bold on the attached Official Form of Proposal for Notes, including the purchase price, interest rate per annum, information regarding entity and informational items listed at the bottom of this form.**

The Notes are being issued to temporarily finance various capital acquisitions and improvements in and by the Borough in the amount of \$2,331,000, including paying the costs associated with the issuance of the Notes.

Each proposal must offer to purchase all of the Notes being offered at a price not less than par and must specify a single rate of interest offered for the Notes. Interest shall be calculated on the basis of twelve (12) thirty (30)-day months in a 360-day year. The Notes will be awarded to the entity on whose proposal the issuance thereof may be made at the lowest net interest cost. The Chief Financial Officer of the Borough reserves the right to waive irregularities in any proposal, reject all proposals or to award the Notes

to an entity other than the entity submitting the lowest proposal. An entity, by submitting a proposal, agrees to accept the determination of the Chief Financial Officer of the Borough.

The Notes will not be designated as qualified tax-exempt obligations for purposes of Section 265(b)(3)(B)(ii) of the Internal Revenue Code of 1986, as amended, and shall not be subject to redemption prior to maturity.

SPECIFICATIONS OF THE NOTES

Principal Amount:	\$2,331,000 Bond Anticipation Notes, Series 2024
Dated:	February 15, 2024
Maturity Date:	February 14, 2025
Rating:	S&P: Expected
Interest Rate Per Annum:	Specified by the successful purchaser
Legal Opinion:	Wilentz, Goldman & Spitzer, P.A. ("Bond Counsel"), in substantially the form set forth in Appendix D of the Preliminary Official Statement (as defined herein)
Paying Agent:	Borough of Bloomingdale, in the County Passaic, State of New Jersey
Closing:	
a. Date:	February 15, 2024
b. Location:	Office of Wilentz, Goldman & Spitzer, P.A., Bond Counsel, located at 90 Woodbridge Center Drive, Woodbridge, New Jersey 07095
Denominations:	\$5,000 each or any integral multiple of \$1,000 in excess thereof
Payment:	Wire transfer of immediately available funds
Form of Notes:	Registered, Book-Entry Only or Direct Purchase, Not Reoffered, as specified by the successful purchaser

The Notes will be non-callable general obligations of the Borough payable ultimately from *ad valorem* taxes levied upon all the taxable property within the Borough without limitation as to rate or amount to the extent that payment is not otherwise provided.

The successful purchaser of the Notes shall be obligated to furnish to the Borough within forty-eight (48) hours prior to the date of delivery of the Notes, a certificate ("Issue Price Certificate") satisfactory to Bond Counsel, if determined by Bond Counsel to be applicable, in substantially the proposed form of the Issue Price Certificate attached hereto as Exhibit A.

Each bidder may, on the Official Form of Proposal for Notes attached hereto, designate the Notes as "Direct Purchase, Not Reoffered". If a bidder makes such designation and is awarded the Notes, such winning bidder shall certify at closing that (i) it has not reoffered the Notes to the public and does not expect to do so and (ii) it has purchased the Notes for its own account (or the account of a related party) and not with a view to resell or distribute. In the event the winning bidder designates the Notes as "Direct Purchase, Not Reoffered", then the issue price for the Notes shall be the purchase price offered by the winning bidder.

At the time of delivery of the Notes, the Borough will furnish to the purchaser customary closing documents, including (1) a certificate executed by the officials who execute the Notes stating that no litigation of any kind is now pending or, to their knowledge, threatened to restrain or enjoin the issuance or the delivery of the Notes or the levy or collection of taxes to pay the principal of or interest due on the Notes, or in any manner questioning the authority or the proceedings for the issuance of the Notes or the levy or the collection of taxes, or affecting the validity of the Notes or the levy or the collection of taxes, and (2) the approving legal opinion of Wilentz, Goldman & Spitzer, P.A., Bond Counsel to the Borough, in the form attached as Appendix D to the Preliminary Official Statement and the Official Statement (both as hereinafter defined) relating to the Notes.

The request for the assignment of CUSIP identification numbers shall be the responsibility of Phoenix Advisors, LLC, Bordentown, New Jersey, the Municipal Advisor to the Borough (the "Municipal Advisor"), and the CUSIP Service Bureau charge therefor shall be the responsibility of, and shall be paid for by, the purchaser of the Notes. CUSIP numbers must be communicated to Bond Counsel within twenty-four (24) hours of the award of the Notes to have the CUSIP numbers printed on the Notes. Neither the failure to print such number on any Note nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and make payment for the Notes in accordance with the terms of this Notice of Sale.

Procedures Regarding Electronic Bidding. Proposals may be submitted electronically via PARITY in accordance with this Notice of Sale until 11:15 a.m., prevailing New Jersey time, on Tuesday,

January 30, 2024, but no proposal will be received after the time for receiving proposals specified above. To the extent any instructions or directions set forth in PARITY conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY, potential bidders may contact PARITY at (212) 849-5021. The bidder further agrees that:

1. If the proposal submitted electronically via PARITY is accepted by the Borough, the terms of the proposal for the Notes and this Notice of Sale, as well as the information that is electronically transmitted through PARITY, shall form a contract and the Successful Bidder(s) shall be bound by the terms of such contract.

2. PARITY is not an agent of the Borough, and the Borough shall have no liability whatsoever based on any bidder's use of PARITY, including, but not limited to, any failure by PARITY to correctly or timely transmit information provided by the Borough or information provided by the bidder.

3. The Borough may, in its sole discretion and prior to the electronic receipt of proposals, choose to clarify any term hereof including, without limitation, its decision to discontinue use of electronic bidding via PARITY, by issuing a notification to such effect via Thomson News Service ("TM3") and/or PARITY prior to 11:15 a.m., prevailing New Jersey time, on January 30, 2024.

4. Once the proposals are communicated electronically via PARITY to the Borough as described above, each proposal will constitute a proposal for the Notes and shall be deemed to be an irrevocable offer to purchase the Notes on the terms provided in this Notice of Sale. For purposes of submitting proposals for the Notes electronically via PARITY, the time maintained on PARITY shall constitute the official time.

5. Each bidder shall be solely responsible for making necessary arrangements to access PARITY for purposes of submitting its proposal in a timely manner and in compliance with the requirements of this Notice of Sale. Neither the Borough nor PARITY shall have any duty or obligation to provide or assure access to any bidder, and neither the Borough nor PARITY shall be responsible for the proper operation of, or have any liability for any delays or interruptions of, or any damages caused by, PARITY. The Borough is using PARITY as a communications mechanism, and not as the Borough's agent, to conduct the electronic bidding for the Notes. By using PARITY, each bidder agrees to hold the Borough harmless for any harm or damages caused by or to such bidder in connection with its use of PARITY for bidding on the Notes.

The Borough has authorized the distribution of an Official Statement (the "Official Statement"), "deemed final" for purposes of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended and supplemented, and distributed in preliminary form (the "Preliminary Official Statement") on the date hereof. The Preliminary Official Statement may be viewed electronically at www.munihub.com. Bidders may either (a) print out a copy of the Preliminary Official Statement on their own printer, or (b) at any time prior to 10:15 a.m. on January 30, 2024, elect to receive an electronic copy of the Preliminary Official Statement via electronic mail by calling the Borough's bond counsel, Everett M. Johnson, Esq., of Wilentz, Goldman & Spitzer, P.A., 90 Woodbridge Center Drive, Woodbridge, New Jersey 07095 at (732) 855-6149. All Bidders must review the Preliminary Official Statement and by submitting a proposal will certify that they did so prior to submitting their proposal. Final Official Statements will be delivered to the purchaser of the Notes within the earlier of seven (7) business days following the award of the Notes or to accompany the purchaser's confirmations that request payment for the Notes, such Official Statement to be dated as of the date of the award of the Notes. The Successful Bidder will be furnished upon request, without cost, with a reasonable number of copies of the Official Statement. Neither the Borough, Bond Counsel nor the Municipal Advisor is responsible to any Bidder for any defect or inaccuracy in the Preliminary Official Statement as it appears on www.munihub.com.

/s/ Heather Barkenbush
Heather Barkenbush, Chief Financial Officer
Borough of Bloomingdale,
in the County of Passaic,
State of New Jersey

Dated: January 23, 2024

OFFICIAL FORM OF PROPOSAL FOR NOTES

\$2,331,000 BOND ANTICIPATION NOTES, SERIES 2024

BOROUGH OF BLOOMINGDALE
IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY

BID DATE: JANUARY 30, 2024

DATED: FEBRUARY 15, 2024

MATURING: FEBRUARY 14, 2025

VIA E-MAIL AT BMORRIS@MUNIADVISORS.COM

Heather Barkenbush, Chief Financial Officer
Borough of Bloomingdale
101 Hamburg Turnpike
Bloomingdale, New Jersey 07403
Attn: Bryan Morris

Dear Ms. Barkenbush:

Subject to the provisions of the Notice of Sale (the "Notice") which is made a part hereof, we offer to purchase the \$2,331,000 Bond Anticipation Notes, Series 2024 (the "Notes"), as specified above and described in such Notice at a **purchase price of \$_____**, **provided that the Notes bear interest at the rate per annum of _____%.**

Name of Entity Making Proposal: _____
Address: _____
Authorized Signatory: _____
Name: _____
Title: _____
Phone Number: _____
E-Mail: _____

Please also supply the following additional information necessary to complete the Note closing documentation:

Gross Interest Payable on Notes: _____
Less: Premium on the Notes (if any): _____
Net Interest Cost: _____
Net Interest Rate: _____
Reoffering Yield: _____
Reoffering Price: _____
Form (please check): **DTC, Book-Entry**
 Register in Name of Purchaser
 Direct Purchase, Not Reoffered

EXHIBIT A
to
Notice of Sale
for
\$2,331,000 BOND ANTICIPATION NOTES, SERIES 2024

Form of Issue Price Certificate

February _____, 2024

Borough of Bloomingdale
101 Hamburg Turnpike
Bloomingdale, New Jersey 07403

Wilentz, Goldman & Spitzer, P.A.
90 Woodbridge Center Drive
Woodbridge, New Jersey 07095

Re: Borough of Bloomingdale, in the County of Passaic,
State of New Jersey
\$2,331,000 Bond Anticipation Notes, Series 2024

Ladies and Gentlemen:

The undersigned, as a representative of the Underwriter of the \$2,331,000 Bond Anticipation Notes, Series 2024 (the "Notes"), sold on the Sale Date (as hereinafter defined), dated and issued on the date hereof and maturing on February 14, 2025 of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Issuer" or "Borough"), hereby certifies as follows:

[1. [Alternate 1 – ***Bids Received From at Least 3 Underwriters***]

(a) As of the Sale Date, the reasonably expected initial offering price of the Notes to the Public by the undersigned is the price listed below (the "Expected Offering Price"). The Expected Offering Price is the price for the Notes used by the undersigned in formulating its bid to purchase the Notes.

(b) The undersigned was not given the opportunity to review other bids prior to submitting its bid.

(c) The bid submitted by the undersigned constituted a firm offer to purchase the Notes.

(d) Based on the Expected Offering Price, the offering price of the Notes to the Public is \$_____ (face amount of \$_____, plus original issue premium of \$_____).

<u>MATURITY DATE</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>	<u>EXPECTED OFFERING PRICE</u>
	\$	%	%

(e) Bond Counsel has advised us that: (i) in addition to the Notes, the Borough sold \$10,939,000 aggregate principal amount of General Obligation Bonds, Series 2024 consisting of \$5,976,000 General Improvement Bonds, Series 2024 and \$4,963,000 Water-

Sewer Utility Bonds, Series 2024 (collectively, the “Bonds”) on January 30, 2024, (ii) pursuant to Section 1.150-1(c) of the Code (as defined below), the Bonds and the Notes are considered part of the same issue, and (iii) the yield on the Notes generally means the discount rate that, when used in computing the present value on the delivery date of all unconditionally payable payments of principal and interest on the Notes, produces an amount equal to the purchase price of the Notes (defined as the initial offering prices or yields to the public, excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers, at which prices or yields a substantial amount of such Notes was sold) taking into account the yield on the Bonds, which calculation methodology shall be referred to as the “Blended Yield”.

(f) The Blended Yield on the Bonds and the Notes, based upon computations provided by Phoenix Advisors, LLC, Bordentown, New Jersey, Municipal Advisor to the Borough, is not less than _____%.

2. The standalone Yield on the Notes is not less than _____%

3. The weighted average maturity on the Notes is _____.

[1. [Alternate 2 – **Competitive Sale Requirements not satisfied - Actual sale of at least 10% of Notes by closing**] As of the date of this certificate, the first price at which at least 10% of the Notes was sold to the Public is the price listed below under “Offering Price”. Based on the Offering Price, the Offering Price of the Notes to the public is \$_____ (face amount of \$_____, plus original issue premium of \$_____).

<u>MATURITY DATE</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>	<u>EXPECTED OFFERING PRICE</u>
	\$	%	%

[1. **Hold-the-Price language**] As of the Sale Date, the Underwriter offered the Notes to the Public for purchase at the Expected Offering Price listed below. The Underwriter agrees that (i) it will neither offer nor sell any of the Hold-The-Offering-Price Maturity to any person at a price that is higher than the Offering Price listed below for the Notes during the Holding Period for the Notes (the “Hold-The-Offering-Price Rule”), and (ii) any selling group agreement shall contain an agreement of each dealer who is a member of the selling group, and any retail distribution agreement shall contain an agreement of each broker-dealer who is a party to the retail distribution agreement, to comply with the Hold-The-Offering-Price Rule. Pursuant to such agreement, no Underwriter has offered or sold the Hold-The-Offering-Price Maturity at a price that is higher than the Offering Price for the Notes during the Holding Period. The Offering Price of the Notes to the public is \$_____ (face amount of \$_____, plus original issue premium of \$_____).

<u>MATURITY DATE</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>	<u>EXPECTED OFFERING PRICE</u>
	\$	%	%

2. **Defined Terms.** In addition to the terms defined above, the following terms used herein shall have the meanings therefor set forth below:

[(a) “Hold-The-Offering-Price Maturity” means the Maturity of the Notes listed in the chart above.]

[(b) “Holding Period” means, with respect to a Hold-The-Offering-Price Maturity, the period starting on the Sale Date and ending on the earlier of (i) the close of the fifth business day after the Sale Date, or (ii) the date on which the Underwriter has sold at least 10% of such Hold-The-Offering Price Maturity to the Public at a price that is no higher than the Offering Price for such Hold-The-Offering-Price Maturity.]

(a) "Maturity" means Notes with the same credit and payment terms. Notes with different maturity dates, or Notes with the same maturity date but different stated interest rates, are treated as separate maturities.

(b) "Public" means any person (including an individual, trust, estate, partnership, association, company, or corporation) other than an Underwriter or a related party to an Underwriter. The term "related party" for purposes of this certificate generally means any two or more persons who have greater than fifty percent (50%) common ownership of any person, directly or indirectly.

(c) "Sale Date" means the date in which the Notes were offered and sold to the Underwriter for the Maturity of the Notes. The Sale Date of the Notes is January 30, 2024.

(d) "Underwriter" means _____ and (i) any person that agrees pursuant to a written contract with the Issuer (or with the lead underwriter to form an underwriting syndicate) to participate in the initial sale of the Notes to the Public, and (ii) any person that agrees pursuant to a written contract directly or indirectly with a person described in clause (i) of this paragraph to participate in the initial sale of the Notes to the Public (including a member of a selling group or a party to a retail distribution agreement participating in the initial sale of the Notes to the Public).

(e) "Yield" means the discount rate which, when used in computing the present value of the expected issue payments (principal and interest components, qualified guarantee payments, and the retirement price) to be paid on the Notes, produces an amount equal to the issue price of the Notes as of the date hereof.

The representations set forth in this certificate are limited to factual matters only. Nothing in this certificate represents the undersigned's interpretation of any laws, including specifically Sections 103 and 148 of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations thereunder. The undersigned understands that the foregoing information will be relied upon by the Issuer with respect to compliance with the federal income tax rules affecting the Notes, and by bond counsel in connection with rendering its opinion that the interest on the Notes is excluded from gross income for federal income tax purposes, the preparation of the Internal Revenue Service Form 8038-G, and other federal income tax advice that it may give to the Issuer from time to time relating to the Notes.

Very truly yours,
_____ [UNDERWRITER]

By: _____
Name: _____
Title: _____

**RESOLUTION NO. 2023-12.20
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

AUTHORIZING AN AWARD OF CONTRACT TO CLIFFSIDE BODY CORP FOR THE PURCHASE OF TWO STORAGE CONTAINERS

WHEREAS, the Recreation Department has a need for additional storage space for various equipment and supplies; and

WHEREAS, the Borough Administrator and DPW Superintendent recommend using portable storage containers to hold all Recreation equipment and supplies; and

WHEREAS, it has been determined the purchase of two portable storage containers is above the quote threshold therefore, quotes have been received & submitted to the QPA; and

WHEREAS, the Chief Financial Officer or their designee has certified the availability of funds as evidenced in the annexed certification; and

NOW THEREFORE, BE IT RESOLVED By the Governing Body of the Borough of Bloomingdale as follows:

1. The Borough does hereby award a contract for the purchase of two portable storage containers to Cliffside Body Corporation of 130 Broad Avenue, Fairview, New Jersey 07022.
2. The contract is hereby awarded in an amount not to exceed \$13,010.00, and the Chief Financial Officer or their designee has certified the availability of funds.
3. The contract is below the bid threshold and accordingly is not awarded through the bidding process.
4. The Mayor and/or Business Administrator and Finance Department are hereby authorized to take action to implement this resolution.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.21
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION REQUESTING THAT UNUSED FUNDS OF THE AWARDED 2022 & 2023 PASSAIC COUNTY COMMUNITY DEVELOPMENT BLOCK GRANTS BE REPURPOSED & ALLOCATED TO THE REHABILITATION OF SENIOR CENTER FLOOR PROJECT

WHEREAS, on February 15, 2022, the Governing Body of the Borough of Bloomingdale adopted Resolution No. 2022-2.19 authorizing the filing of a grant application with the 2022 Passaic County Community Development Block Grant as funded by the US Department of Housing and Urban Development for the Main Street Sidewalk Improvement Project; and

WHEREAS, the Borough subsequently received a grant award in the amount of \$90,000.00 from Passaic County for this project; and

WHEREAS, on February 21, 2023, the Governing Body of the Borough of Bloomingdale adopted Resolution No. 2023-2.20 authorizing the filing of a grant application with the 2023 Passaic County Community Development Block Grant as funded by the US Department of Housing and Urban Development for ADA Upgrades to Various Intersections Project; and

WHEREAS, the Borough received a separate grant award in the amount of \$60,000.00 from Passaic County for this project; and

WHEREAS, the Borough of Bloomingdale is desirous of repurposing the total of both grants, \$150,000.00, for the rehabilitation of the Senior Center flooring; and

WHEREAS, the Governing Body has determined it is in the best interest of Bloomingdale and its citizenry to complete the proposed rehabilitation of the Senior Center flooring project first; and

WHEREAS, the Borough of Bloomingdale is requesting that the Board of Commissioners of the County of Passaic approve the grant repurposing request as stated above.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Borough, County of Passaic, State of New Jersey does:

1. Hereby formally request that the Board of Commissioners of the County of Passaic authorize the repurposing of the following grant awards:
 - a. FY 2022 CDBG Grant \$90,000.00 [Main Street Sidewalk Improvements]
 - b. FY 2023 CDBG Grant \$60,000.00 [ADA Upgrades to Various Intersections]
...& be allocated towards the rehabilitation of the Senior Center flooring project for a total amount of \$150,000.00.

2. The Mayor, Borough Administrator and Municipal Clerk be authorized to facilitate this request to the Passaic County Board of Commissioners, the Director of the Passaic County Division of Economic Development, and Borough Engineer.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.22
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION AUTHORIZING THE SHARED SERVICES AGREEMENT
TO PURCHASE GAS AND DIESEL FUEL FOR SCHOOL VEHICLES
BETWEEN THE BOROUGH OF BLOOMINGDALE AND THE
BOROUGH OF POMPTON LAKES BOARD OF EDUCATION**

WHEREAS, the need exists in the Borough of Pompton Lakes Board of Education to enter into an Interlocal Services Agreement with the Borough of Bloomingdale to utilize and purchase gasoline and diesel fuel from the Borough of Bloomingdale; and

WHEREAS, the Borough of Bloomingdale can provide gasoline and diesel fuel; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Borough of Pompton Lakes Board of Education desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Pompton Lakes Board of Education is authorized to utilize and purchase gasoline and diesel fuel from the Borough of Bloomingdale; and

WHEREAS, said agreement shall commence on January 1, 2024 and terminate December 31, 2028; and

WHEREAS, execution of said agreement is authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Borough of Pompton Lakes Board of Education for the purpose of providing gasoline and diesel fuel; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by all the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement. Said agreement is on file in the Office of the Clerk for inspection by the public.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.23
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION AUTHORIZING THE SHARED SERVICES AGREEMENT
FOR MECHANICAL SERVICES OF SCHOOL VEHICLES BETWEEN
THE BOROUGH OF POMPTON LAKES BOARD OF EDUCATION AND
THE BOROUGH OF BLOOMINGDALE**

WHEREAS, the Borough of Pompton Lakes Board of Education has the need for Mechanical Services for school vehicles; and

WHEREAS, the Borough of Bloomingdale has the ability to provide these mechanical services for the school vehicles; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Borough of Pompton Lakes Board of Education desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide mechanical services for the Board of Education; and

WHEREAS, said agreement shall be effective for a period of five (5) years, commencing on January 1, 2024 and terminating December 31, 2028.; and

WHEREAS, execution of said agreement is authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seg.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Pompton Lakes Board of Education for mechanical services; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by all the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement. Said agreement is on file in the Office of the Clerk for inspection by the public.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

**RESOLUTION NO. 2023-12.24
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION AUTHORIZING THE SHARED SERVICES AGREEMENT TO PURCHASE
GAS AND DIESEL FUEL FOR MUNICIPAL VEHICLES BETWEEN THE BOROUGH OF
POMPTON LAKES AND THE BOROUGH OF BLOOMINGDALE**

WHEREAS, the need exists in the Borough of Pompton Lakes to enter into an Interlocal Services Agreement with the Borough so that the Borough of Pompton Lakes is authorized to utilize and purchase gasoline and diesel fuel from the Borough of Bloomingdale; and

WHEREAS, the Borough of Bloomingdale has the ability to provide gasoline and diesel fuel; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Borough of Pompton Lakes desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Pompton Lakes is authorized to utilize and purchase gasoline and diesel fuel from the Borough of Bloomingdale; and

WHEREAS, said agreement shall be effective for a period of five (5) years, commencing on January 1, 2024 and terminating December 31, 2028.; and

WHEREAS, execution of said agreement is authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Borough of Pompton Lakes for mechanical services; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by all the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement. Said agreement is on file in the Office of the Clerk for inspection by the public.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.25
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION AUTHORIZING THE SHARED SERVICES AGREEMENT FOR
MECHANICAL SERVICES FOR MUNICIPAL VEHICLES FOR THE DEPARTMENT OF
PUBLIC WORKS, THE POLICE DEPARTMENT AND THE FIRE DEPARTMENT
BETWEEN THE BOROUGH OF POMPTON LAKES AND THE BOROUGH OF
BLOOMINGDALE**

WHEREAS, the Borough of Pompton Lakes has the need for Mechanical Services for municipal vehicles for the departments of Public Works, Police, and Fire; and

WHEREAS, the Borough of Bloomingdale has the ability to provide these mechanical services for the above municipal vehicles; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Borough of Pompton Lakes desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide mechanical services for the Borough of Pompton Lakes; and

WHEREAS, said agreement shall be effective for a period of five (5) years, commencing on January 1, 2024 and terminating December 31, 2028.; and

WHEREAS, execution of said agreement is authorized pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seg.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Borough of Pompton Lakes for mechanical services; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by all the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement. Said agreement is on file in the Office of the Clerk for inspection by the public.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.26
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING AND AUTHORIZING THE RENEWAL OF A INTERLOCAL SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF BLOOMINGDALE AND KINNELON FOR SERVICES OF A FIRE OFFICIAL

WHEREAS, the Borough of Kinnelon has a need to continue fire inspection services; and

WHEREAS, the Borough of Bloomingdale currently has a licensed Fire Official who is capable to perform these services for the Borough of Kinnelon; and

WHEREAS, in enacting the “Uniform Shared Services and Consolidation Act,” N.J.S.A. §40A:65-1 *et seq.*, the New Jersey Legislature has permitted municipalities to enter into agreements to provide or receive services to/from one another as a means to reduce municipal expenses; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Borough of Kinnelon desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide a Fire Official for the Borough of Kinnelon.

WHEREAS, said agreement shall be effective for a period of three (3) years, commencing on January 1, 2024 and terminating December 31, 2026.; 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 Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Borough of Kinnelon for services of a Fire Official; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement. Said agreement is on file in the Office of the Municipal Clerk for inspection by the public.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.27
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING AND AUTHORIZING THE RENEWAL OF A INTERLOCAL SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF BLOOMINGDALE AND TOWNSHIP OF PEQUANNOCK FOR SERVICES OF A FIRE OFFICIAL

WHEREAS, the Township of Pequannock has a need to continue fire inspection services; and

WHEREAS, the Borough of Bloomingdale currently has a licensed Fire Official who is capable to perform these services for the Township of Pequannock; and

WHEREAS, in enacting the “Uniform Shared Services and Consolidation Act,” N.J.S.A. §40A:65-1 *et seq.*, the New Jersey Legislature has permitted municipalities to enter into agreements to provide or receive services to/from one another as a means to reduce municipal expenses; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Township of Pequannock desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide a Fire Official for the Township of Pequannock.

WHEREAS, said agreement shall be effective for a period of three (3) years, commencing on January 1, 2024 and terminating December 31, 2026.; 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 Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Township of Pequannock for services of a Fire Official; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement. Said agreement is on file in the Office of the Municipal Clerk for inspection by the public.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.28
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF
PASSAIC AND STATE OF NEW JERSEY APPROVING AND
AUTHORIZING THE RENEWAL OF A INTERLOCAL SHARED
SERVICES AGREEMENT BETWEEN THE BOROUGH OF
BLOOMINGDALE AND BUTLER FOR SERVICES OF A FIRE OFFICIAL**

WHEREAS, the Borough of Butler has a need to continue fire inspection services; and

WHEREAS, the Borough of Bloomingdale currently has a licensed Fire Official who is capable to perform these services for the Borough of Butler; and

WHEREAS, in enacting the “Uniform Shared Services and Consolidation Act,” N.J.S.A. §40A:65-1 *et seq.*, the New Jersey Legislature has permitted municipalities to enter into agreements to provide or receive services to/from one another as a means to reduce municipal expenses; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Borough of Butler desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide a Fire Official for the Borough of Butler.

WHEREAS, said agreement shall be effective for a period of three (3) years, commencing on January 1, 2024 and terminating December 31, 2026.; 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 Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Borough of Butler for services of a Fire Official; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement. Said agreement is on file in the Office of the Municipal Clerk for inspection by the public.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.29
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE
AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT
BETWEEN THE BOROUGH OF BLOOMINGDALE AND THE
BOROUGH OF KINNELON FOR SERVICES OF A CONSTRUCTION
OFFICIAL AND ANY NECESSARY SUBCODE OFFICIALS**

WHEREAS, the Governor and Legislature are encouraging municipalities to enter into shared services agreements with each other when possible so as to provide services to the residents of the State of New Jersey in a more cost effective manner; and

WHEREAS, the Borough of Bloomingdale and the Borough of Kinnelon have determined that it would be mutually beneficial to enter into a shared services agreement whereby the Borough of Bloomingdale would furnish the services of a Construction Official and any necessary Subcode Officials as required by the State Uniform Construction Code Act, N.J.S.A. 52:27D-119, et seq.; and

WHEREAS, the Borough of Bloomingdale has the ability to provide the aforementioned Construction Official services; and

WHEREAS, the Borough Administrator of Bloomingdale has negotiated a written shared services agreement with the Borough of Kinnelon, which are acceptable to the Governing Body of the Borough of Bloomingdale; and

WHEREAS, the Governing Body has determined that execution of a shared services agreement as aforesaid is in the public interest.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey does hereby authorize the Mayor and Borough Clerk to execute the shared services agreement with the Borough of Kinnelon upon the terms and conditions as set forth in the agreement. A copy of the executed agreement shall be available for public inspection at the Borough Clerks office.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-12.30
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION APPROVING AND AUTHORIZING THE SHARED SERVICES
AGREEMENT BETWEEN THE BOROUGH OF BLOOMINGDALE AND THE PASSAIC
COUNTY IMPROVEMENT AUTHORITY FOR IMPLEMENTATION AND
MANAGEMENT OF THE BOROUGH'S FORECLOSURE MORTGAGES AND
VACANT PROPERTY PROGRAM**

WHEREAS, the Borough recognizes that the present mortgage foreclosure problem has had serious negative implications for the Borough in efforts to manage the consequences of property vacancies and abandonments; and

WHEREAS, the Borough of Bloomingdale has a vested interest in protecting the Borough’s neighborhoods from decay caused by vacant, abandoned and foreclosed properties; and

WHEREAS, the Borough has concluded that it is in the best interests of the Borough health, safety and welfare of its residents to impose registration an certification requirements on vacant, abandoned and foreclosed properties located within the Borough; and

WHEREAS, the Passaic County Improvement Authority has established a County-wide opt-in registration program, administered by a third party vendor, that will identify and a contact person to address safety and aesthetic concerns to minimize the negative impacts and blighting conditions that occur as a result of foreclosure and vacancy; and

WHEREAS, in enacting the “Uniform Shared Services and Consolidation Act,” N.J.S.A. §40A:65-1 *et seq.*, the New Jersey Legislature has permitted municipalities to enter into agreements to provide or receive services to/from one another as a means to reduce municipal expenses; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Passaic County Improvement Authority desire to enter into this Shared Services Agreement (“Agreement”) through which the foreclosure mortgages and vacant property program shall be implemented and managed.

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 Mayor and Borough Clerk are hereby authorized to execute a Shared Services Agreement with the Passaic County Improvement Authority for implementation and management of the foreclosure mortgages and vacant property program; and

BE IT FURTHER RESOLVED that the Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement.

This Resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Dellaripa	X			
Graziano	X				Schubert	X			
Hudson	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 December 19, 2023.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale