

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

January 21, 2020

The Regular Meeting of the Governing Body of the Borough of Bloomingdale was held on the above date in the Council Chambers of the Municipal Building, 101 Hamburg Turnpike, Bloomingdale, NJ. Mayor Dunleavy called the meeting to order at 7:03 PM.

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

Roll Call:

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

PUBLIC NOTICE STATEMENT

Mayor Dunleavy stated that adequate notice of this meeting was advertised in the Herald News on December 23, 2019 and January 8, 2020; copies were provided to the local news media and posted continuously in the Municipal Building. A copy of this notice is available to the public and is on file in the office of the Municipal Clerk.

PRESENTATIONS: N/A

EARLY EXECUTIVE SESSION: N/A

NON-AGENDA ITEMS:

1. RESOLUTION NO. 2020-1.114: Appointment of Matt Zaccone to ROSE
2. Introduction of Ordinance 7-2020: Amending Ch. 92 Zoning (chickens)
3. Introduction of Ordinance 8-2020: Capital Surplus (vehicles)

EARLY PUBLIC COMMENT:

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

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

- **Borough Clerk:** *none*
- **Borough Attorney:** *none*
- **Councilman D'Amato:** *The 100th anniversary committee has been meeting to plan a grand open event for Sloan Park. Mayor asked include Matt Zaccone on the planning.*
- **Mayor Dunleavy:**
 - Contract negotiations for Blue & White Collar
 - Budget discussions to begin

RESOLUTION NO. 2020-1.100 CONSENT AGENDA

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

RESOLUTION NO. 2020-1.100

**OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

***Accepting, Approving and/or Adopting the Consent Agenda of the
January 21, 2020 Reorganization Meeting***

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

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

- A. **Motion to Approve Minutes:** January 7, 2020 Executive Session
- B. Authorization for Road Closures for the following event:
 - A. **Boot Drive (coin toss) April 25, 2020**
- C. **Resolution No. 2020-1.101:** Authorizing Treatment Works Approval (TWA) Application
- D. **Resolution No. 2020-1.102:** Amending Reso 2020-1.68: 2020 Fire Department Officers
- E. **Resolution No. 2020-1.103** Appointment to the Municipal Alliance
- F. **Resolution No. 2020-1.104:** Appointment of Tri-Boro First Aid Squad Liaison – Councilman Sondermeyer
- G. **Resolution No. 2020-1.105:** Municipal Alliance Grant July 1, 2020 to June 30, 2021 (FY2021)
- H. **Resolution No. 2020-1.106:** Adopting policy “Addressing the Protection and Safe Treatment of Minors”
- I. **TAX OFFICE LIEIN REDEMPTION & CANCELLATIONS:**
 - A. **Resolution No. 2020-1.107:** TTL #18-00011 (1002/21)
 - B. **Resolution No. 2020-1.108:** TTL #18-00009 (5066/6)
 - C. **Resolution No. 2020-1.109:** TTL #18-00010 (5095/7)

The motion was seconded by DELLARIPA and carried on voice vote all present voting AYE.

Consent Agenda Resolutions:

**RESOLUTION NO. 2020-1.101
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

***Authorizing Treatment Works Approval (TWA) Application
Block: 4049 Lot: 98 – 78 Siscoe Place***

WHEREAS, Kathleen Properties, LLC, 78 Siscoe Place, Bloomingdale, NJ, has submitted a Treatment Works Approval (TWA) application to the New Jersey Department of Environmental protection (NJDEP) for the construction of an On-site Wastewater Treatment and Disposal System alteration; and

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Bloomingdale hereby authorize Mayor Jonathan Dunleavy to sign the TWA-1 application.

**RESOLUTION NO. 2020-1.102
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**Confirming Appointments of the Bloomingdale Volunteer Fire Department Officers
(Amending Resolution 2020-1.68 to add Fire Police)**

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that the Bloomingdale Volunteer Fire Department (“Department”) serves as the foremost fire protection agency within Borough government; and

WHEREAS, the Governing Body further finds and declares that the Department is comprised of dedicated volunteer citizens of the Borough who elect their own leaders in free, fair and open elections each year; and

WHEREAS, the Governing Body has learned that the Department has elected the following Departmental Officers for calendar year 2020:

Chief:	Eric Tuason
First Deputy Chief:	Frank Neuberger
Second Deputy Chief:	Carlo LeDuc
Captain Chem. Co.	Mike Wanklin, Jr.
First Lt. Chem. Co.	Kathleen Wanklin
Second Lt. Chem. Co.	Randy McMaster, Jr.
Captain Hook & Ladder Co.	Jason Hammaker
First Lt. Hook & Ladder	Ed Ball
Second Lt. Hook & Ladder Co.	Curtis Christler
Richard Boud	Fire Police
Thomas Boud	Fire Police
Randy McMaster, Sr.	Fire Police
John Hooker	Fire Police
<i>Edward Ball</i>	<i>Fire Police</i>
<i>James Croop</i>	<i>Fire Police</i>
<i>Robert Voorman</i>	<i>Fire Police</i>
<i>Frank Neuberger</i>	<i>Fire Police</i>
<i>Eric Tuason</i>	<i>Fire Police</i>

Ladies Auxiliary Officers

President	Krissy Karcher
Vice President	Chatelle Duffy
Secretary	Nancy Hammaker
Treasurer	Denise Marciano
Sgt. At Arms	Nancy Disbrow

WHEREAS, the Governing Body has been informed by the Mayor that he concurs with the appointment of the foregoing Departmental Officers for calendar year 2020;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the appointments of the Departmental Officers listed within this resolution are hereby confirmed for the Bloomingdale Volunteer Fire Department for calendar year 2020.

**RESOLUTION NO. 2020-1.103
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Resolution Appointing Member(s) to the Municipal Alliance Committee

WHEREAS, the Municipal Alliance Committee purpose is to recommend to the Governing Body the operation and administration of programs in professional counseling which are of benefit to the residents of the Borough; and

WHEREAS, the Borough is eligible for funding from the state of New Jersey for the purpose of developing and organizing efforts to reduce alcoholism and drug abuse through a local Municipal Alliance Committee;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bloomingdale that it does appoint the following members to the Municipal Alliance Committee for a one year term; expiring December 31, 2020:

Municipal Alliance

1 year

Kelly Couillou

**RESOLUTION NO. 2020-1.104
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Appointments of Governing Body Liaisons

BE IT RESOLVED by the Mayor and Council of the Borough of Bloomingdale, that they do provide, advice and consent to the Mayor's appointment of the following Governing Body Liaisons:

<u>Organization</u>	<u>Liaison</u>
Tri-Boro First Aid Squad	Michael Sondermeyer

**RESOLUTION NO. 2020-1.105
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Municipal Alliance Grant July 1, 2020 to June 30, 2021 (FY2021)

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Bloomingdale County of Passaic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Passaic;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Bloomingdale, County of Passaic, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Bloomingdale Municipal Drug Alliance for the grant period of July 1, 2020 to June 30, 2021 (FY2021) in the amount of:
2.

DEDR	\$ 17,104.00
Cash Match	\$ 4,276.00
In-Kind	\$ 12,828.00
3. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**RESOLUTION NO. 2020-1.106
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION APPROVING THE POLICY AND PROCEDURES DOCUMENT:
“ADDRESSING THE PROTECTION AND SAFE TREATMENT OF MINORS”**

WHEREAS, protecting children has always been a major priority, and it is important to do everything possible to prevent and report child abuse; and

WHEREAS, child abuse is a major challenge facing many community institutions including churches, sports programs, and organizations providing a broad range of services to youth; and

WHEREAS, municipalities are at risk because they are a major source of youth recreation, daycare and other direct service programs; and

WHEREAS, to address this challenge, the Borough of Bloomingdale will implement a policy and procedures document known as “Addressing the Protection and Safe Treatment of Minors,” recommended by the MEL; and

NOW THEREFORE BE IT RESOLVED the Mayor and Council of the Governing Body does hereby approve the policy and procedures document known as “Addressing the Protection and Safe Treatment of Minors.” The policy will be on file in the Municipal Clerk’s Office and distributed to the Chief of Police and Recreation Director.

**RESOLUTION NO. 2020-1.107
OF THE GOVERNING BODY OF
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing Redemption and Cancellation of Tax Title Lien Certificate #18-00011

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on December 17, 2019 a lien was sold on, Snake Den Road, Bloomingdale, for delinquent year 2018 Tax, and

WHEREAS, the Governing Body further finds and declares that the foregoing property is also known as Block 1002, Lot 21, owned by Dana Leight; and

WHEREAS, the Governing Body further finds and declares that the foregoing lien which was sold to TAX CERT TRUST, LLC at an interest rate of 18% and

WHEREAS, the Governing Body further finds and declares that for Snake Den Road, Dana Leight has requested redemption of TTL #18-00011, and

WHEREAS, the Governing Body further finds and declares that Dana Leight has paid all monies, to the Borough of Bloomingdale;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Borough Treasurer be and is hereby authorized to issue checks in the amount of \$2972.00 for the lien redemption, be made payable to TAX CERT TRUST LLC, 4737 N Ocean Drive #220, Ft Lauderdale, FL 33308 for the redemption and cancellation of Tax Title Lien Certificate #18-00011

1099 = 121.10

**RESOLUTION NO. 2020-1.108
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

***Authorizing Redemption of Tax Title Lien Certificate #18-00009
Redeemed Prior to Issuing Certificate***

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on December 17, 2019, a lien was sold on, 68 Reeve Avenue, Bloomingdale, for delinquent year 2018 Water/Sewer, and

WHEREAS, the Governing Body further finds and declares that the foregoing property is also known as Block 5066 Lot 6, currently owned by Alexis Arguello; and

WHEREAS, the Governing Body further finds and declares that the foregoing lien which was sold to CC1 NJ II LLC for a premium of \$1200.00, and

WHEREAS, the Governing Body further finds and declares that for 68 Reeve Avenue, the property owner, Alexis Arguello has requested redemption prior to the issuance of TTL #18-00009, and

WHEREAS, the Governing Body further finds and declares that CC1 NJ II LLC, has paid all monies, to the Borough of Bloomingdale;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Borough Treasurer be and is hereby authorized to issue checks in the amount of \$316.31 for the lien redemption and \$1200.00 for the premium, be made payable to CC1 NJ II LLC, PO BOX 123800, Dallas, TX 75312

1099 = \$0

**RESOLUTION NO. 2020-1.109
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

***Authorizing Redemption of Tax Title Lien Certificate #18-00010
Redeemed Prior to Issuing Certificate***

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on December 17, 2019, a lien was sold on, 68 Reeve Avenue, Bloomingdale, for delinquent year 2018 Water/Sewer/Electric, and

WHEREAS, the Governing Body further finds and declares that the foregoing property is also known as Block 5095 Lot 7, currently owned by Cit Bank NA; and

WHEREAS, the Governing Body further finds and declares that the foregoing lien which was sold to US BANK CUST FOR PRO CAP 8 for a premium of \$9700.00, and

WHEREAS, the Governing Body further finds and declares that for 5 Chestnut Street, the mortgage company, CE LINK has requested redemption prior to the issuance of TTL #18-00010, and

WHEREAS, the Governing Body further finds and declares that US BANK CUST FOR PRO CAP 8, has paid all monies, to the Borough of Bloomingdale;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Borough Treasurer be and is hereby authorized to issue checks in the amount of \$704.81 for the lien redemption and \$9700.00 for the premium, be made payable to US BANK CUST FOR PRO CAP 8 , US BANK CORP TRUST-TLSG, 50 South 16th Street, STE 2050, Philadelphia PA 19102

1099 = \$0

PENDING BUSINESS:

A. Resolution No. 2020-1.6: Appointment of a QPA

B. Resolution No. 20201-65: Increasing Bid Threshold to \$40,00

Councilman Yazdi made a motion to table both items A & B, seconded by Hudson carried on voice vote, all present voting AYE.

Mayor explained these items were tabled from reorg so that Gov Ops can meet with our current CFO, Donna Mollineaux (who is a QPA), which was done. Now Gov Ops would like to meet with our current QPA, Richard Kunze. He explained the benefits of the Borough having a QPA such as raising the bid threshold.

Council further discussed other purchasing options such as Co-operative purchasing systems and state contracts.

C. Second/Final Reading & Public Hearing:

Ordinance No. 1-2020: Stormwater Control Requirements

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

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

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 1-2020
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

AN ORDINANCE TO AMEND SECTION 31A OF THE CODE ENTITLED “STORMWATER CONTROL REQUIREMENTS” AND SECTION 69 IN THE LAND USE ORDINANCE ENTITLED “SITE PLAN REVIEW AND SUBDIVISION OF LAND”, TO ADDRESS NEW REQUIREMENTS IN THE BOROUGH’S TIER ‘A’ MUNICIPAL STORMWATER GENERAL PERMIT

WHEREAS, the Borough of Bloomingdale has authorization to discharge stormwater in accordance with a Tier ‘A’ Municipal Stormwater Permit that was issued by the New Jersey Department of Environmental Protection (“NJDEP”) on December 8, 2017; and

WHEREAS, the permit issued by the NJDEP on December 8, 2017 became effective on January 1, 2018; and

WHEREAS, the permit issued by the NJDEP on December 8, 2017 has a five (5) year term and shall expire on December 31, 2022; and

WHEREAS, the permit that became effective on January 1, 2018 replaced a permit that became effective on January 1, 2009; and

WHEREAS, the permit that became effective on January 1, 2018 contained several new requirements; and

WHEREAS, several of the new requirements require changes to the Land Development Ordinance to revise certain documents to be submitted either as part of a subdivision plan or site plan submission or in accordance with an approved or recorded maintenance plan;

NOW THEREFORE BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY THAT THE CODE OF THE BOROUGH OF BLOOMINGDALE IS AMENDED AS FOLLOWS:

Section One - Section 10 (b) in Chapter 31A of the Code entitled “Stormwater Control Requirements” shall be amended to read as follows:

- b. General maintenance.

1. The design engineer shall prepare a maintenance plan for the stormwater management measures incorporated into the design of a major development.

2. Maintenance Plans.

- a) The Maintenance Plan shall contain specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). Maintenance guidelines for stormwater management measures are available in the New Jersey Stormwater Best Management Practices Manual. If the maintenance plan identifies a person other than the developer (for example, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's agreement to assume this responsibility, or of the developer's obligation to dedicate a stormwater management facility to such person under an applicable ordinance or regulation.
- b) Stormwater facilities shall be constantly maintained by the owner or association to assure continual functioning of the system at design capacity and to prevent the health hazards associated with debris

buildup and stagnant water. Maintenance responsibilities, inspection schedules and tasks will be clearly shown in the proposed plan. In no case shall water be allowed to remain in any facility long enough to trigger a mosquito breeding disease or cause any other type of health problem. The maintenance plan must include inspection routines to reduce the potential for extensive, difficult, and costly remedial or emergency maintenance efforts, including inspection checklists. Inspection checklists may address, but not limited to such items as:

- (1) Obstruction of inlet or outlet devices by trash and debris, trash rack inspection;
 - (2) Evidence of erosion, loss of vegetation, sedimentation or instability;
 - (3) Malfunctioning of valves, gates, locks, access hatches or equipment;
 - (4) Deteriorated conduit outlet protection (riprap) or seepage around outlet;
 - (5) Cracks or other deterioration of inlets, outlets, pipes, and conduits;
 - (6) Inadequate basin draining, clearing or clogging of control devices;
 - (7) Trimming, cutting or mowing of vegetation as required;
 - (8) Erosion and debris in emergency spillways and/or filter strips;
 - (9) Deterioration of downstream channels/conduits;
 - (10) Invasive or noxious weeds out of character with those specified;
 - (11) Saturated conditions or standing water;
 - (12) Animal burrowing; and
 - (13) Vandalism or other non-specified occurrences.
 - (14) Accumulation of Sediment Inspection and Removal Schedule
- (3) Responsibility for maintenance shall not be assigned or transferred to the owner or tenant of an individual property in a residential development or project, unless such owner or tenant owns or leases the entire residential development or project.
 - (4) If the person responsible for maintenance identified under Subsection b. (2) above is not a public agency, the maintenance plan and any future revisions based on Subsection b. (7) below shall be recorded upon the deed of record for each property on which the maintenance described in the maintenance plan must be undertaken.
 - (5) Preventative and corrective maintenance shall be performed to maintain the function of the stormwater management measure, including repairs or replacement to the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of non-vegetated linings.
 - (6) The person responsible for maintenance identified under Subsection b. (2) above shall maintain a detailed log of all preventative and corrective maintenance for the structural stormwater management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders.

- (7) The person responsible for maintenance identified under Subsection b. (2) above shall evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed.
- (8) The person responsible for maintenance identified under Subsection b. (2) above shall retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by Subsection b. (6) and b. (7) above. Beginning on January 31, 2019, persons responsible for maintenance under Subsection b. (2) above shall make annual submissions to the municipality, by January 31st, containing excerpts of the detailed log of all preventative and corrective maintenance that was performed for the calendar year that just ended for all structural stormwater measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance related work orders.
- (9) The requirements of Subsection b. (3) and b. (4) do not apply to stormwater management facilities that are dedicated to and accepted by the municipality or another governmental agency. Where the ordinance requires the facility to be dedicated to the municipality, certain aspects of the maintenance and repair plan may be deleted, but otherwise should require the posting of a two-year maintenance guarantee in accordance with N.J.S.A. 40:55D-53. Guidelines for developing a maintenance and inspection program are provided in the New Jersey Stormwater Best Management Practices Manual and the NJDEP Ocean County Demonstration Study, Stormwater Management Facilities Maintenance Manual, dated June 1989, available from the NJDEP, Watershed Management Program.
- (10) In the event that the stormwater management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the responsible person shall have 14 days to effect maintenance and repair of the facility in a manner that is approved by the municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for good cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality or county may immediately proceed to do so and shall bill the cost thereof to the responsible person.

Section Two - Section 69 of the Land Use Ordinance entitled “Site Plan Review and Subdivision of Land” shall be amended to add the following checklist items:

- A Stormwater Maintenance Plan pursuant to the requirements in Section 31A-10b. of the Code of the Borough.
- Completed Major Development Stormwater Summary Form that is contained within Attachment D in the Borough’s Tier A Municipal Stormwater General Permit for each stormwater basin that is proposed on the project.

Section Three: If any section, subdivision, paragraph, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section, subdivision, paragraph, clause, or provision and the remainder of this ordinance shall be deemed valid and effective. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Section Four: This ordinance shall take effect upon the publication of notice of final adoption as provided 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 YAZDI made a motion to close the public hearing; motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

Adoption:

SONDERMEYER made motion for adoption; the motion was seconded by DELLARIPA.

Discussion: *Mayor mentioned there are new NJDEP stormwater regulations which are unfunded mandate. The Borough Engineer is assisting the Borough in meeting compliance.*

The motion for adoption carried per the following roll call vote: D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), JUHLIN (YES), SONDERMEYER (YES), YAZDI (YES)

NEW BUSINESS:

A. Discussion: 2020 Passaic County Open Space Grant

(Deadline for submission: March 13th)

Council members discussed the need and desire to have a Recreation Center. Discussion followed as to location, cost, plans etc. There was discussion in regards to this being a phase project. Bernie Vroom who is on the Open Space Committee for the county shared some information with the council. While the Mayor agreed the town would benefit from a Recreation Center it was stated this grant was not the proper channel to fund such a project. The council would like a Recreation Center for our community. The council also discussed the Riverwalk, and batting cages.

A separate discussion continued in regard to the dragging and maintenance of the fields.

In conclusion, the governing body will authorize the Borough Engineer to submit an application to fund the following at Delazier Field: Powerwash and seal of grandstand and bathroom renovations.

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

**RESOLUTION NO. 2020-1.110
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Authorizing Payment of Municipal Obligations

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that certain municipal obligations have come due and are now payable; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby authorize payment of said municipal obligations, in accordance with the recommendations of the Chief Financial Officer and the Borough Treasurer, from the following accounts and in the following amounts: **WHEREAS**, the Governing Body further finds and declares that said obligations have been itemized on the annexed schedules, which are hereby deemed part of this Resolution;

<u>BILLS LIST</u>		<u>PREPAID LIST</u>	
CURRENT	1,779,051.97	CURRENT	933,658.37
UTILITY	64,863.09	UTILITY	588,253.77
CAPITAL	148,824.30	OPEN SPACE	00.00
UTILITY CAPITAL	2,585.00	TRUST ACCOUNT	14,078.04
TRUST	20,366.05	RECYCLING	233.36
DOG	834.39	DOG TRUST	00.00
RECREATION	14,343.33	UNEMPLOY	525.34 ROSE
FUND	1,881.17	CAPITAL	00.00
RECYCLING	00.00	WATER CAPITAL	00.00
UNEMPLOYMENT	00.00	RECREATION	00.00
AFFORDABLE HOUSING	6,571.14	CAPITAL ASSESSMENT	00.00
TOTAL	2,039,320.44	TOTAL	1,536,748.88

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

****D'Amato recused from all items listed under vendor #01463**

C. At this time YAZDI offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2020-1.111
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 AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO CME ASSOCIATES FOR TOWN CENTER DESIGNATION/ PLAN ENDORSEMENT PROCESS (STEPS 2 THROUGH 4)

WHEREAS, by letter dated February 8, 2019 prepared by the Acting Director Office for Planning Advocacy, states the Borough of Bloomingdale's current Center designation will expire on June 30, 2019 & may be extended through June 30, 2020 if the proposed amended Rule N.J.A.C. 5:85-7.21 is formally adopted by the State Planning Commission; and

WHEREAS, the Borough wishes to retain the services of CME Associates to provide such services as identified in its proposal dated November 8, 2019; and

WHEREAS, the Chief Financial Officer has certified the availability of funds, pending budget adoption, from account 0-01-20-100-001-260, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of a contract for professional service without competitive bidding, and the contract itself, be available for public inspection.

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

1. The Borough of Bloomingdale hereby awards and authorizes the execution of an Agreement with CME Associates, 1460 Route 9 South, Howell, New Jersey 07731 for town center designation & plan endorsement process services for a fee not to exceed \$28,900 as per its proposal dated November 8, 2019.
2. This contract is awarded without competitive bidding as a professional service in accordance with the provisions of the Local Public Contracts Law.
3. The total fee authorized for this contract shall not exceed \$28,900 without the prior written approval of the Borough Council.

4. Notice of this action shall be published once in the Borough's official newspaper as required by law.

5. A copy of this resolution shall be provided to the Borough Treasurer and CME Associates, 1460 Route 9 South, Howell, New Jersey 07731 for their information and guidance.

This Resolution shall take effect immediately.

Discussion: *CME is going to continue working on the Boro's town center designation which is set to expire. The designation allows for more grant/funding opportunities from the NJDOT.*

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

Discussion: *on Items D & E. Mayor explained the need for the purchase of new vehicles. These resolutions currently are for the leasing (lease to own) of 3 vehicles over a 3 year period. The Mayor suggested the council may also introduce a Capital Surplus Ordinance to buy the vehicles out right instead of including in the budget for the next 3 years. Council will authorize the purchase of the vehicles and using capital surplus to purchase.*

D. At this time YAZDI offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2020-1.112
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 2020 FORD EXPLORER THROUGH THE ESCNJ
CO-OP #65MCESCCPS – ESCNJ 17-18-21**

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 Education Services Commission of New Jersey, which has been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Borough of Bloomingdale desires to purchase a 2020 Ford Explorer through the ESCNJ CO-OP #65MCESCCPS – ESCNJ 17-18-21; and

WHEREAS, Beyer Ford, has been awarded the contract for 2020 Ford Explorers; and

WHEREAS, the Full-time Mayor, Chief Financial Officer, and Animal Control Officer recommends the utilization of this contract on the grounds as the best means available to obtain the vehicle for animal control services; and

WHEREAS, the contract shall not exceed the amount of \$33,100.00; and

WHEREAS, funding for this resolution is available, as evidenced by the annexed Certification of Funds, by the Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 a 2020 Ford Explorer from Beyer Ford of Morristown, NJ from the ESCNJ CO-OP #65MCESCCPS – ESCNJ 17-18-21.

2. The total fee authorized for this contract shall not exceed \$33,100.00 without the prior written approval of the Borough Council.

3. The Full-time Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this Resolution.

4. A copy of this resolution shall be provided to the Borough Treasurer and Beyer Ford of Morristown, NJ for their information and guidance.

This Resolution shall take effect immediately.

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

E. At this time YAZDI offered the following resolution and moved for its adoption:

**RESOLUTION NO. 2020-1.113
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 TWO (2) 2020 FORD ESCAPES THROUGH THE
ESCNJ CO-OP #65MCESCCPS – ESCNJ 17-18-21**

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 Education Services Commission of New Jersey, which has been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Borough of Bloomingdale desires to purchase two 2020 Ford Escapes through the ESCNJ CO-OP #65MCESCCPS – ESCNJ 17-18-21; and

WHEREAS, Beyer Ford, has been awarded the contract for 2020 Ford Escapes; and

WHEREAS, the Full-time Mayor, Chief Financial Officer, and Construction Official recommends the utilization of this contract on the grounds as the best means available to obtain the vehicle for the construction department services; and

WHEREAS, the contract shall not exceed the amount of \$28,000.00 per vehicle; and

WHEREAS, funding for this resolution is available, as evidenced by the annexed Certification of Funds, by the Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 two 2020 Ford Escapes from Beyer Ford of Morristown, NJ from the ESCNJ CO-OP #65MCESCCPS – ESCNJ 17-18-21.

2. The total fee authorized for this contract shall not exceed \$56,000 without the prior written approval of the Borough Council.

3. The Full-time Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this Resolution.

4. A copy of this resolution shall be provided to the Borough Treasurer and Beyer Ford of Morristown, NJ for their information and guidance.

This Resolution shall take effect immediately.

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

F. Introduction of Ordinance No. 2-2020: Amending Ch. 11 Building & Housing Section 11-6 Rental Dwelling Units

A motion was made by SONDERMEYER to introduce the Ordinance by title; second and final reading/ public hearing will be on February 4, 2020 at 7PM; the motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 11 "BUILDING AND HOUSING", SECTION 11-6 "RENTAL DWELLING UNITS" OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

Discussion: *Property Maintenance Official will begin enforcing landlord rental registration requirements as they exist in the current code. This ordinance is to increase the registration fee of 1 to 2 non owner occupied rentals.*

G. Introduction of Ordinance No. 3-2020: Amending Ch. 5 Animal Control – Section 5-6 Farm Animals

A motion was made by YAZDI to introduce the Ordinance by title; second and final reading/ public hearing will be on February 4, 2020 at 7PM; the motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 5 "ANIMAL CONTROL" OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

Discussion: *Discussion and clarification of this ordinance was had. The council discussed the language of allowing roosters within certain zones. Bill Graf from ordinance was present and spoke in regard to the Boro Code on this topic. This ordinance does not change that. The purpose of this ordinance to clean up language as suggested by the ACO for consistency and clarification purposes.*

H. Introduction of Ordinance No. 4-2020: Amending Ch. 15 Property Maintenance – Section 15-3 Regulations & Requirements

A motion was made by SONDERMEYER to introduce the Ordinance by title; second and final reading/ public hearing will be on February 4, 2020 at 7PM; the motion was seconded by YAZDI and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 15 "PROPERTY MAINTENANCE", SECTION 15-3 "REGULATIONS AND REQUIREMENTS" OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

I. Introduction of Ordinance No. 5-2020: Amending Ch. 92 Zoning- Section 92-22 Parking, Loading and Automotive Services

A motion was made by YAZDI to introduce the Ordinance by title; second and final reading/ public hearing will be on March 17, 2020 at 7PM after Planning Board's review; the motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 92 “ZONING”, ARTICLE V “REGULATIONS GOVERNING CERTAIN USES”, SECTION 92-22 “PARKING, LOADING AND AUTOMOTIVE SERVICES” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

J. Introduction of Ordinance No. 6-2020: Flood Damage Prevention

A motion was made by YAZDI to introduce the Ordinance by title; second and final reading/ public hearing will be on February 4, 2020 at 7PM; the motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

THE FLOOD DAMAGE PREVENTION ORDINANCE

NON-AGENDA ITEMS & LATE PUBLIC COMMENT

Before the Mayor asked for motion for adoption on the non-agenda items, the meeting was opened up for to Public Comment; motion made by YAZDI and seconded by HUDSON motion carried with all present voting in favor (AYE)

Linda Huntley – 86 Van Dam Avenue

Inquired about interest on lease of vehicles, in comparison to interest on debt.

Council responded the vehicles were going to be purchased with capital surplus, there is no new debt or interest.

Also inquired about rental registration. Mayor confirmed this is for non-owner occupied 1 to 2 family rental dwellings.

Since there was no one else who wished to speak, HUDSON made a motion to close late public comment, second by YAZDI and carried on voice vote all members voting (AYE)

1. **RESOLUTION NO. 2020-1.114:** Appointment of Matt Zaccone to ROSE
Motion for adoption was made by YAZDI; second by SONDERMEYER and carried on voice vote, all members present voting in favor (AYE).

**RESOLUTION NO. 2020-1.114
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Appointments to the ROSE Trust Fund Advisory Board

BE IT RESOLVED by the Mayor and Council of the Borough of Bloomingdale, that they do provide, advice and consent to the Mayor’s appointment of the following to the ROSE Trust Fund Advisory Board:

ROSE Trust Fund Advisory Board	3 years	Matt Zaccone
--------------------------------	---------	--------------

2. **Introduction of Ordinance No. 7-2020:** Amending Ch. 92 Zoning

A motion was made by SONDERMEYER to introduce the Ordinance by title; second and final reading/ public hearing will be on March 17, 2020 at 7PM; the motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 92 “ZONING”, ARTICLE V “REGULATIONS GOVERNING CERTAIN USES”, SECTION 92-21 “RESIDENTIAL AND AGRICULTURAL USES; HOTELS AND MOTELS” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

3. **Introduction of Ordinance 8-2020:** Capital Surplus (vehicles)

A motion was made by YAZDI to introduce the Ordinance by title; second and final reading/ public hearing will be on February 4, 2020 at 7PM; the motion was seconded by HUDSON and carried on voice vote all members voting AYE.

The Municipal Clerk read by Title:

ORDINANCE APPROPRIATING \$90,000.00 AVAILABLE FROM THE GENERAL CAPITAL SURPLUS FUND TO PROVIDE FOR VEHICLE PURCHASES FOR THE CONSTRUCTION DEPARTMENT AND ANIMAL CONTROL OFFICER DESCRIBED HEREIN IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY

LATE EXECUTIVE SESSION: N/A

GOVERNING BODY SCHEDULE:

- A. Workshop Meeting – February 4, 2020 7PM
- B. Regular Meeting – February 18, 2020 7PM
- C. Workshop Meeting – March 3, 2020 7PM

ADJOURNMENT:

Since there was no further business to be conducted, HUDSON moved to adjourn at 8:16PM; seconded by SONDERMEYER and carried on voice vote with all Council Members present voting AYE.

Breeanna Calabro, RMC
Municipal Clerk