

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

**January 17, 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 7:00PM.

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

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

*In Attendance:* Mayor John D'Amato  
Councilman Dominic Catalano  
Councilman John Graziano  
Councilman Richard Dellaripa  
Councilwoman Evelyn Schubert  
Councilman Ray Yazdi

Municipal Clerk, Breeanna Smith  
Business Administrator, Michael Sondermeyer  
Borough Attorney, Dawn Sullivan

*Excused:* Councilwoman Dawn Hudson

**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.*

**EARLY PUBLIC COMMENT**

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

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

**Councilwoman Schubert (Senior Committee & Library Board Liaison):**

- 2023 Library Events
  - March 31 Designer Bingo
  - April 22 Dueling Pianos
  - May 18 Queens Tea Party
  - June 9 & Sept 8 Sloan Park Festival
  - Sept 23 – Town Celebration Day
  - Sept-Dec Handbag raffle
  - Dec 16 Holiday Stroll
- Senior Events
  - January/February 2023 events are available on the Borough webpage
  - Free service – County surrogate /wills
  - Rummage sale discussion
- BBYC – 2023 updates to be provided
- Tri-Boro Installation Dinner January 21 the following members will be recognized:
  - *Gayle Dunlap 45 years of service in 2021*
  - *Everdene Dunlap-Dean 45 years of service in 2022*
  - *Joyce Reyes 40 years of service in 2023*
  - *Helen Wyckoff 50 years of service in 2023*

**Business Administrator, Michael Sondermeyer:**

- Unity for Community, Dodgeball Event – March 30
- There is no bills list on the agenda this evening; with the finance department being depleted there is a lull in the financial processes. The January bills list will be placed on the February 7 agenda for formal approval.

**Mayor, John D’Amato:**

- Bloomingdale Fire Department assisted a house fire in Pompton Lakes, thoughts go out to all who responded, those who were injured, and the residents affected.

**CONSENT AGENDA**

*(Adoption of Resolutions No. 2023-1.95 – 2023-1.101)*

**Motion:** Ray Yazdi

**Second:** Rich Dellaripa

**Discussion:** Members thanked Donna Mollineaux for her service to Bloomingdale

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

\*CATALANO – abstain from Resolution No. 2023-1.97

**CONSENT AGENDA RESOLUTION:**

**RESOLUTION NO. 2023-1.95**

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

***Accepting, Approving and/or Adopting the Consent Agenda of the  
January 17, 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.

**A. Motion to approve minutes:**

- January 3, 2023 – Reorganization Meeting
- January 11, 2023 – Special Meeting
- January 11, 2023 – Executive Session

**B. Motion to accept resignation:** Roberto Alvarado (Recreation Commissioner)

**C. Motion authorizing Job Advertisements:** *Assistant to Administrator (Full Time)  
& Recreation Director (Part Time)*

**D. Resolution No. 2023-1.96:** Renewal of Shared Service Agreement (*Kinnelon – Mechanical Services on Police Vehicles*)

**E. Resolution No. 2023-1.97:** Accept Resignation of D. Mollineux (6/30/2023)

**F. Resolution No. 2023-1.98:** Grant Unpaid Sick Leave (J. Halaw)

**G. DPW Laborers [End of One-Year Probationary Period]:**

- **Resolution No. 2023-1.99:** Official Employment Status (Docherty)
- **Resolution No. 2023-1.100:** Official Employment Status (Delgado)
- **Resolution No. 2023-1.101** Official Employment Status (Ulmer)

***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			

\*Recusals listed in 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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**PENDING ITEMS**

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

***Ordinance No. 1-2023: Amending Ch. 92 Zoning (Parking, Loading & Automotive)***

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

Councilman Dellaripa 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. 1-2023  
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 92-22 “PARKING, LOADING AND AUTOMOTIVE SERVICES” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

**WHEREAS**, the Borough Code currently sets forth restrictions throughout the Borough, including those governing parking; and

**WHEREAS**, the Borough Ordinance Review Committee has reviewed the Code and recommended certain changes be made in order to clarify and eliminate confusion related to parking restrictions;

**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 92-22 “Parking, Loading and Automotive Services” shall be amended to read as follows:

**§92-22 Parking, Loading and Automotive Services.**

A. Off-street parking. In all districts in connection with every manufacturing, business, institutional, recreational, and residential or any other use, there shall be provided, at the time any building or structure is erected or is enlarged or increased in capacity, off-street parking spaces open to the users at no charge in accordance with the requirements set forth herein.

(1) Size and access.

(a) Each off-street parking space shall have an area of not less than 162 square feet measuring not less than nine feet in width and not less than 18 feet in length in an area exclusive of access drives or aisles, and shall be of usable shape and condition. Except in the case of dwellings, no parking area provided hereunder shall be established for less than three spaces. There shall be adequate provisions for ingress and egress to all parking spaces. The grade of residential driveways shall not be over 15%, and for all other parking areas the grade shall be 10%.

(b) Access to off-street parking areas shall be limited to several well-defined locations, and in no case shall there be permitted unrestricted access along the length of the street or alley upon which the parking area abuts. Permits shall be required for curb cuts except for new residential subdivisions.

(2) Number of parking spaces required. The number of off-street parking spaces required shall be as set forth in the Schedule of Regulations in accordance with the definition of "floor area" as set forth in Article **XI** hereof.

(3) Off-site facilities. All permitted and required accessory off-street parking spaces, open or enclosed, shall be located on the same zone lot as the use to which such spaces are accessory, except that such spaces may be provided elsewhere but shall be provided within a radius of no greater distance than 1,500 feet from that zone lot. For utilization of spaces on property not in the same ownership as the use to which they are accessory, a copy of a lease/license agreement between the user and the property owner allowing the utilization of the spaces must be submitted to the Zoning Officer within 10 days of execution of the agreement. If the agreement is terminated for any reason, the user must immediately notify the Zoning Officer of same and terminate all use.

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 YAZDI 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; none were opposed.

**Planning Board Recommendation:**

Per the Planning Board secretary - *Please be advised that at their January 12, 2023 special public meeting, a motion was made by Comm. Crum, 2<sup>nd</sup> by Comm. Hammaker recommending that the Mayor and Council adopt Ordinance No. 1-2023 Amending Chapter 92 Zoning, as it is found to be consistent with the Master Plan and Borough Zoning code. The motion carried with an 9-0 vote.*

**Adoption:**

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

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

*Ordinance No. 2-2023: 2023 Salary Ordinance*

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

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

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 2-2023  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**AN ORDINANCE ESTABLISHING A MINIMUM AND MAXIMUM RANGE OF SALARY AND COMPENSATION FOR CATEGORIES AND TITLES OF OFFICERS, NON-CONTRACTUAL EMPLOYEES AND CONTRACTUAL EMPLOYEES OF THE BOROUGH OF BLOOMINGDALE**

Purpose: State law requires the adoption of an ordinance establishing a range of salaries for certain Borough positions. The proposed ordinance categorizes positions by department or part/full-time status and thus may reflect a higher maximum salary range for some part-time or non-contractual positions because of other positions comprising the category.

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

- 1) The annual salaries and compensation of the Officers and Employees of the Borough of Bloomingdale shall fall within the ranges as follows:

<b>CATEGORY/TITLE</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
<b>GOVERNING BODY</b>		
Mayor	\$ 1.00	\$ 2,000.00
Full-time Mayor	1.00	\$125,000.00
Council Member	1.00	1,500.00
<b>ADMINISTRATIVE STAFF</b>		
Borough Administrator	\$10,000.00	\$160,000.00
Municipal Clerk		
Borough Attorney		
Assistant Borough Attorney		
Grant/Accreditation Manager	\$ 1.00	\$ 40,000.00
<b>DEPARTMENT/DIVISION HEADS/STAFF</b>		
Construction/Building	\$ 1.00	\$180,000.00
Official Superintendent of		
Public Works Chief Financial		
Officer		
Tax Collector		
Treasurer		
Water/Sewer Superintendent		
Assistant DPW Superintendent		
Recreation Director		

Senior Citizen Center  
 Coordinator Animal Control  
 Coordinator Coordinator-Other  
 Tax Assessor  
 Municipal Recreation Field Consultant  
 Certified Public Works Manager/Field  
 Consultant  
 Recreation Program  
 Director Recreation Staff  
 Director Recreation Senior  
 Staff Recreation Registrar  
 Assistant to the CFO  
 Assistant CFO  
 Shelter  
 Manager  
 Shelter Staff  
 Deputy  
 Registrar  
 Assistant to Administrator

POLICE DEPARTMENT	\$10,000.00	\$205,000.00
Police Chief		
Captain		
Lieutenant	\$131,116	\$148,000.00
Sergeant	\$123,769	\$140,000.00
Patrol officer	\$40,606.00	\$130,000.00
Academy	\$40,606.00	\$130,000.00
Post Academy	\$46,406.00	\$130,000.00
 MUNICIPAL COURT	 \$ 1,000.00	 \$80,000.00
Judge		
Municipal Court Administrator		
 P/T MUNICIPAL COURT	 \$ 1.00	 \$30,000.00
Prosecutor		
Public		
Defender		
Violations		
Clerk		
Deputy Municipal Court Administrator		
 CODE/SUB-CODE/LICENSED OFFICIALS	 \$ 50.00	 \$92,000.00
Electrical Inspector		
Fire Sub-code		
Official		
Plumbing Sub-code Official		
Property Maintenance Officer		
C.C.O Inspector		
Sewer Licensed		
Operator Water		
Licensed Operator		
Fire Official		
Fire Prevention Bureau Secretary		
Building Subcode Official		

F/T LIBRARY STAFF	\$25,000.00	\$97,000.00
Library Director		
Asst. Library Director		
Senior Library Assistant		
P/T NON-HOURLY STAFF	\$ 1.00	\$65,000.00
Assessment Search Officer		
Planning Board Secretary		
Election Officer		
Tax Search Officer		
P/T HOURLY STAFF	\$ 7.15/Hr.	\$ 40.00/Hr.
Head Children's Librarian		
Junior Library Assistant		
Library Assistant		
Library Page		
Principal Library Assistant		
Summer Recreation Counselor		
Summer Recreation Maintenance		
Summer Recreation Supervisor		
Police Special Officer		
DPW Seasonal		
Part-time Shelter Help	\$ 9.00	\$ 30.00/hr.
F/T WHITE COLLAR	\$20,000.00	\$100,000.00
Assistant Treasurer		
Animal Control		
Officer Health Office		
Secretary		
Water/Sewer Revenue		
Collector Police Dispatcher		
Tax Assessor		
Clerk Office		
Assistant Sr.		
TACO		
TACO (Technical Assistant to the Construction Official)		
Deputy Clerk		
P/T WHITE COLLAR	\$10.00/HR	\$60.00/HR
Secretary to Police		
Department Secretary to		
Zoning Board Secretary to		
Planning Board Construction		
Secretary		
Police		
Dispatcher		
Crossing Guards		
Police Secretary		
Deputy Clerk		
Tax Assessor Clerk		
Animal Control		
Canvasser Animal		
Control Officer		



Deputy Court

Administrator DEPARTMENT OF

Laborer	\$41,329.00	\$95,000.00
PUBLIC WORKS	\$42,680.00	\$95,000.00
Equipment Operator	\$42,680.00	\$95,000.00
Mechanic	\$47,793.00	\$100,000.00
Crew	\$50,609.00	\$105,000.00
Foreman	\$57,166.00	\$110,000.00

Driver/Laborer	\$42,680.00	\$95,000.00
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Pursuant to the Fair Labor Standards Act, the Borough Clerk, Borough Administrator, Chief Financial Officer, Treasurer, Tax Collector, Construction/Building Official, Superintendent of Public Works, Water/Sewer Superintendent, Police Chief, Municipal Court Administrator and the Animal Control Coordinator shall not be compensated over and above their regular salaries for overtime.

## 2) LONGEVITY

The only employees who shall receive longevity payments, are those employees afforded the same through ordinance, a fully ratified collective bargaining agreement, or any other employment agreement or those other employees who are receiving a longevity payment on the date that this ordinance is adopted, subject to the restrictions set forth below.

For all Department Heads hired before January 1, 2014 shall follow the White-Collar Collective Bargaining Agreement that is effective at the time of this Ordinance adoption and will follow all subsequent contracts. No individuals other than those set forth in this Section entitled 2) Longevity, shall be entitled to any longevity payment.

## 3) SALARIES

Salaries shall be paid bi-weekly with the following exceptions:

- a) Quarterly: Council Members; Public Defender; Fire Official; and Fire Prevention Bureau Secretary.
- b) Hourly employees shall be paid when vouchers are submitted for services rendered.
- c) Upon adequate notice given to the Borough Administrator and the office responsible for processing Borough payroll, full-time employees may receive vacation pay in advance.
- 4) None of the provisions contained herein shall be construed as establishing a one-year term of employment. All such officers and employees, other than those elected or appointed pursuant to any statute providing otherwise, shall be subject to removal, except where otherwise provided by applicable statute.

- 5) This Ordinance shall take effect after the final passage and publication as required by law and all other ordinances inconsistent hereby are repealed.

**Public Hearing:**

At this time YAZDI 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; none were opposed.

**Adoption:**

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

## **NEW BUSINESS**

- A. Adoption of Resolution No. 2023-1.102:** Authorizing Contract with Action Data (payroll services)  
**Motion:** Rich Dellaripa  
**Second:** Ray Yazdi  
**Roll Call Vote:** SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES)
- B. Adoption of Resolution No. 2023-1.103:** Authorizing Municipal Advisory Services with Phoenix Advisors for Bond Anticipation Notes  
**Motion:** Ray Yazdi  
**Second:** Dominic Catalano  
**Roll Call Vote:** YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), SCHUBERT (YES)
- C. Adoption of Resolution No. 2023-1.104:** Amending Proposed Study Area in Resolution No. 2022-7.15  
**Motion:** Ray Yazdi  
**Second:** John Graziano  
**Roll Call Vote:** CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), SCHUBERT (YES), YAZDI (YES)
- D. Introduction of Ordinance No. 3-2023:** Amend Ch. 92 Zoning (Single Family Garages)

A motion was made by YAZDI to introduce the Ordinance by title; second and final reading/ public hearing will be on March 7, 2023 at 7PM; the motion was seconded by DELLARIPA and carried on the following voice vote: all members present voting AYE, in favor; none were opposed.

The Municipal Clerk read by Title:

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 92 “ZONING”, ARTICLE XII “SCHEDULE OF REGULATIONS” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

### **LATE PUBLIC COMMENT:**

YAZDI opened the meeting to late public comment; seconded by DELLARIPA and carried on voice vote, all in favor voting AYE. Since there was no one who wished to speak YAZDI moved that it be closed; second by DELLARIPA and carried on voice vote all members voting (AYE), none were opposed.

### **EXECUTIVE SESSION:**

**Adoption of Resolution No. 2023-1.105:** Motion for Executive Session  
**Motion:** Ray Yazdi  
**Second:** Rich Dellaripa  
**Voice Vote:** all members present voting AYE; none were opposed.

ENTER EXECUTIVE SESSION: 7:20PM  
ENDED EXECUTIVE SESSION: 7:41PM

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

- 1. Resolution No. 2023-1.106:** RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AUTHORIZING A SALARY INCREASE TO BOROUGH CLERK, BREEANNA SMITH

**Motion:** Dominic Catalano

**Second:** Ray Yazdi

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

*Mayor read the resolution into the record.*

**GOVERNING BODY SCHEDULE**

**A. Workshop Meeting – February 7, 2023 7PM**

**B. Regular Meeting – February 21, 2023 7PM**

**C. Workshop Meeting – March 7, 2023 7PM**

**ADJOURNMENT:**

Since there was no further business to be conducted, YAZDI moved to adjourn at 7:44PM; seconded by CATALANO and carried on voice vote with all Council Members voting AYE.

Breanna Smith, RMC  
Municipal Clerk

**January 17, 2023 RESOLUTIONS**

**RESOLUTION NO. 2023-1.96  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING AND AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF BLOOMINGDALE AND BOROUGH OF KINNELON FOR MECHANICAL SERVICES ON POLICE VEHICLES**

**WHEREAS**, the Borough of Kinnelon has a need for Mechanical services on Police Vehicles; and

**WHEREAS**, the Borough of Bloomingdale Department of Public Works is able to continue to provide mechanical services on police vehicles for Kinnelon; and

**WHEREAS**, the Borough of Bloomingdale will receive annual compensation for performance of such services as set forth in the Shared Services Agreement for Mechanical Services; 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 renewal Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide mechanical services on police vehicles for the Borough of Kinnelon.

**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 mechanical services on police vehicles; 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.

***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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.97  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION ACKNOWLEDGING NOTIFICATION OF RETIREMENT – DONNA M MOLLINEAUX, CHIEF FINANCIAL OFFICER**

**WHEREAS**, the Borough Administrator and Municipal Clerk of the Borough of Bloomingdale, have received formal written notification dated January 6, 2023 from Donna M. Mollineaux that she plans to submit an application for Retirement Allowance to the New Jersey Division of Pensions and Benefits on or before June 30, 2023; and

**NOW, THEREFORE, BE IT RESOLVED**, that the notice of resignation/retirement of Donna M. Mollineaux effective June 30, 2023 has been filed with the Municipal Clerk and the Borough extends gratitude to her for her dedicated service to the Borough of Bloomingdale.

*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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\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.98  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**Granting Unpaid Sick Leave to Borough Employee**

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that Jenna Halaw (“Employee”) is an employee of the Borough of Bloomingdale; and

**WHEREAS**, the Governing Body further finds and declares that the Employee will be out of work on unpaid sick leave as of February 15, 2023; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby grant unpaid sick leave to Borough Employee, Jenna Halaw, during the period of February 15, 2023 through March 30, 2023; and

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

*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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.99  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Authorizing Official Employment Status for DPW Laborer Cullen Docherty***

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) has been advised by the Department of Public Works Superintendent, Al Gallagher

and Assistant Superintendent, Frank Neuberger, that DPW Laborer, Cullen Docherty, has completed his one-year probationary period; and

**WHEREAS**, the Governing Body finds and declares that the DPW Superintendent and Assistant Superintendent, have determined that DPW Laborer Cullen Docherty is an asset to the Borough and has recommended his full-time, official employment status, and that the Borough Administrator has submitted this recommendation to the Mayor and Borough Council for its confirmation; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize full-time, official employment status for DPW Laborer, Cullen Docherty.

*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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.100  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Authorizing Official Employment Status for DPW Laborer Angel Delgado***

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) has been advised by the Department of Public Works Superintendent, Al Gallagher and Assistant Superintendent, Frank Neuberger, that DPW Laborer, Angel Delgado, has completed his one-year probationary period; and

**WHEREAS**, the Governing Body finds and declares that the DPW Superintendent and Assistant Superintendent, have determined that DPW Laborer Angel Delgado is an asset to the Borough and has recommended his full-time, official employment status, and that the Borough Administrator has submitted this recommendation to the Mayor and Borough Council for its confirmation; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize full-time, official employment status for DPW Laborer, Angel Delgado.

*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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.101  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

*Authorizing Official Employment Status for DPW Laborer Christopher Ulmer*

**WHEREAS**, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) has been advised by the Department of Public Works Superintendent, Al Gallagher and Assistant Superintendent, Frank Neuberger, that DPW Laborer, Christopher Ulmer, has completed his one-year probationary period; and

**WHEREAS**, the Governing Body finds and declares that the DPW Superintendent and Assistant Superintendent, have determined that DPW Laborer Christopher Ulmer is an asset to the Borough and has recommended his full-time, official employment status, and that the Borough Administrator has submitted this recommendation to the Mayor and Borough Council for its confirmation; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby authorize full-time, official employment status for DPW Laborer, Christopher Ulmer.

*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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.102  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR PAYROLL ACCOUNTING SERVICES**

**WHEREAS**, the Borough of Bloomingdale has a need for Payroll and Accounting Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 as appropriate; and

**WHEREAS**, the Local Public Contracts law (N.J.S.A. 40A:11-1, et. seq) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be awarded for public inspection; and

**WHEREAS**, the term of this contract is a two-year contract with a one year extension clause; the commencement date will be from January 1, 2023 through December 31, 2024;

**WHEREAS**, if either party does not terminate this contract in writing ninety days prior to the termination date, then this contract will renew for an additional one (1) year term, ending on **December 31, 2025**;



**WHEREAS**, Action Data Services will provide payroll accounting services as sought by the Borough of Bloomingdale at the annual compensation not to exceed their proposal dated October 18, 2019 on file in the Clerk’s Office; and

**WHEREAS**, Action data Services has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Borough of Bloomingdale with the elected officials in the previous one year, and that the contract will prohibit the firm of Action Data Services from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds pursuant to N.J.A.C. 5:30-5.4;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Bloomingdale, County of Passaic, State of New Jersey authorizes the Mayor and Municipal Clerk to enter into a contract with Action Data Services as described herein to the satisfaction of the Mayor and Council; and

**BE IT FURTHER RESOLVED**, that the contract, resolution and other pertinent documents shall remain on file in the office of the Municipal Clerk; and

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in the Borough’s legal newspaper.

*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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.103  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR MUNICIPAL ADVISOR SERVICES**

**WHEREAS**, the Borough of Bloomingdale appointed Phoenix Advisors to provide Municipal Advisor Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 as appropriate; and

**WHEREAS**, the Chief Financial Officer recommends the utilizing of Phoenix Advisors services as per the January 11, 2023 proposal on file with the Municipal Clerk; and

**WHEREAS**, Phoenix Advisors will perform specific municipal advisory services relating to the Bond Anticipation Notes, Series 2023, providing the appropriate scope of services documentation, and MSRB required disclosures; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds pursuant to N.J.A.C. 5:30-5.4;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Bloomingdale, County of Passaic, State of New Jersey authorizes the Mayor to acknowledge

the engagement of Phoenix Advisors, LLC for municipal advisory services relating to bond anticipation notes, series 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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.104  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING THE PROPOSED STUDY AREA IN RESOLUTION 2022-7.15, WHICH AUTHORIZES THE PLANNING BOARD TO UNDERTAKE A PRELIMINARY INVESTIGATION TO DETERMINE WHETHER THE PROPOSED STUDY AREA QUALIFIES AS AN AREA IN NEED OF NON-CONDEMNATION REDEVELOPMENT PURSUANT TO N.J.S.A. 40A:12A ET SEQ., TO BLOCK 5105, LOTS 14.01 (PROPOSED 14.03 & 14.04\*), 55, 58, 59, AND 61**

**WHEREAS**, the Borough Council previously by Resolution 2022-7.15, authorized the Planning Board to conduct a redevelopment study for Block 5105 Lots 53 to 61 and including Lot 14.01 additional 7 acres (40+/- total acres);

**WHEREAS**, after further consideration the Mayor and Council wish to amend this request for a redevelopment study to only include the following properties identified on the Bloomingdale Tax Map:

BLOCK	LOT	ADDRESS
5105	55	216 UNION AVENUE
5105	58	234 UNION AVENUE
5105	59	236 UNION AVENUE
5105	61	250 UNION AVENUE
5105	14.01 (proposed 14.03 & 14.04*)	UNION AVENUE

**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 Resolution 2022-7.15 is superseded by this resolution and the Planning Board is hereby authorized to undertake a preliminary investigation, utilizing Beth McManus, PP, to prepare the preliminary investigation, pursuant to required notice, conduct a hearing and comply with other requirements of the Redevelopment Law, N.J.S.A. 40A:12A-1, *et seq.*, as amended, in order to recommend to the Borough Council whether the area comprising the above referenced “study area” is an area in need of “Non-Condemnation Redevelopment” according to the criteria set forth in N.J.S.A. 40A:12A-5 for Block 5105, Lots 14.01 (proposed 14.03 & 14.04\*), 55, 58, 59, and 61.

**BE IT FURTHER RESOLVED** that, pursuant to N.J.S.A. 40A:12A-1 *et seq.*, the redevelopment area determination shall, if applicable, authorize the Borough to use all those powers provided by the Legislature for use in a Non-Condemnation Redevelopment area.

**BE IT FURTHER RESOLVED** that the Planning Board shall submit its findings and recommendations to the Borough Council in the form of a Resolution with supporting documentation if applicable.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution is to be forwarded to the Planning Board of the Borough of Bloomingdale.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect pursuant to law.

This Resolution shall take effect immediately.

*\*Pending memorialized Planning Board 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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.105  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Council of the Borough of Bloomingdale on the 17<sup>th</sup> day of January, 2023 that:

- ❖ Prior to the conclusion of this Special Meeting, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
  - ( ) b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
  - ( ) b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
  - ( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
  - ( ) b. (4) A collective bargaining agreement including negotiations.
  - ( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
  - ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
  - ( ) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
  - ( X ) b. (8) Personnel matters.**
  - ( ) b. (9) Deliberations after a public hearing that may result in penalties.
  
- ❖ The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

***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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-1.106  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF  
PASSAIC, STATE OF NEW JERSEY, AUTHORIZING A SALARY  
INCREASE TO BOROUGH CLERK, BREEANNA SMITH**

**WHEREAS**, in 2018, the Borough Council of the Borough of Bloomingdale appointed Breeanna Smith as Municipal Clerk following the retirement of the former Municipal Clerk; and

**WHEREAS**, effective January 1, 2021, Mrs. Smith was reappointed to a second three-year term as Municipal Clerk; and

**WHEREAS**, pursuant to N.J.S.A. 40A:9-134, Mrs. Smith attained tenure on December 31, 2022, the conclusion of her fifth continuous year of service as Municipal Clerk; and

**WHEREAS**, throughout the course of her term serving as Municipal Clerk, Ms. Smith has excelled in the position both locally and in the County Clerk’s Association; and

**WHEREAS**, she has gained experience, Mrs. Smith acquired additional responsibilities as assigned by the Borough Council and Administrator, and through the enactment of new legislation by the State of New Jersey which created additional responsibilities for the Clerk’s Office; and

**WHEREAS**, as a result of Mrs. Smith’s professional growth and achievements, the Mayor and Council desire to authorize a salary increase for 2023.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Bloomingdale, County of Passaic, and State of New Jersey, that a salary increase for Breeanna Smith for 2023 is hereby authorized; her base salary shall be \$103,678.71 effective January 1, 2023.

*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 January 17, 2023.

\_\_\_\_\_  
Breeanna Smith, RMC  
Municipal Clerk, Borough of Bloomingdale