**WORKSHOP MEETING**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**February 5, 2019**

The Workshop 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 7:01 PM.

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

**Roll Call:**

*In Attendance:* Mayor Jonathan Dunleavy

Councilman Anthony Costa

Councilman John D’Amato

Councilman Richard Dellaripa

Councilwoman Dawn Hudson

Councilman Michael Sondermeyer

Councilman Ray Yazdi (entered at 7:02PM)

Municipal Clerk, Breeanna Calabro

Borough Attorney, Fred Semrau

**PUBLIC NOTICE STATEMENT**

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

**PRESENTATIONS:** N/A

**EARLY EXECUTIVE SESSION:** N/A

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

**EARLY PUBLIC COMMENT:**

Motion was made by HUDSON to open to meeting for public comment; seconded by COSTA and carried per voice vote all voting AYE

Since there was no one who wished to speak, D’AMATO made a motion to close early public comment; seconded by SONDERMEYER and carried per voice vote all voting AYE

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

**Councilman D’Amato**: *Public Safety Committee will meet on February 12th at 5:30PM at Borough Hall to discuss the capital plan. Government Operations Committee will be scheduling a meeting with the DPW & Water Departments*

**RESOLUTION NO. 2019-2.1 CONSENT AGENDA**

Councilman D’AMATO offered the following Resolution and moved for its adoption:

**RESOLUTION NO. 2019-2.1**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

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

***February 5, 2019 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.

* 1. Approval of Minutes:
     1. Regular Council Meeting – December 18, 2018
     2. Executive Session – January 22, 2019
  2. **Resolution No. 2019-2.2:** Appointment of Recreation Member
  3. **Resolution No.** **2019-2.3**: Appointment of Municipal Judge
  4. **Resolution No. 2019-2.4:** Authorize Contract with International Fireworks

**Discussion:** The firework contract is the same as last year, $10,000. However, depending on the budget, this may be modified with a reduction if necessary.

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

**Consent Agenda Resolutions:**

**RESOLUTION NO. 2019-2.2**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Appointments to the Recreation Commission***

**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 Recreation Commission:

Recreation Member 4 years unexpired (expiring 12/31/22) Matthew Zaccone

**RESOLUTION NO. 2019-2.3**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Appointing Municipal Court Judge***

**BE IT RESOLVED**, by the Governing Body of the Borough of Bloomingdale, that

they do hereby provide advice and consent to the Mayor’s appointment of Andrew Wubbenhorst to the position of Municipal Court Judge for a three-year term; term expiring December 31, 2021 in accordance with Borough Code Section 2-45.3.

**RESOLUTION NO. 2019-2.4**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**RECOMMENDATION OF AWARD FOR FIREWORKS TO INTERNATIONAL FIREWORKS MFG. CO. INC.**

**NOW THEREFORE, BE IT RESOLVED** that a contract for Fireworks Display be awarded to International Fireworks Mfg. Co. Inc. in the amount of $10,000; display to be held on Saturday, June 22nd, 2019 with a rain date of June 23rd, 2019; and

**WHEREAS**, the Chief Financial Officer has certified to availability of funds from account 9-01-30-420-001-100, pending budget adoption;

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized to execute the contract agreement.

**NEW BUSINESS:**

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

**RESOLUTION NO. 2019-2.5  
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 2019 POLICE INTERCEPTOR SUV THROUGH THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM #47-CPCPS, ITEM #2**

**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 Cranford Police Cooperative Pricing System, which has been approved by the Director of the Division of Local Government Services; and

**WHEREAS**, the Borough of Bloomingdale desires to purchase a 2019 Police Interceptor SUV from the Cranford Police Cooperative Pricing System #47-CPCPS; and

**WHEREAS,** Beyer Ford, has been awarded the contract for 2019 Police Interceptor SUV; and

**WHEREAS,** the Full-time Mayor and Chief of Police recommends the utilization of this contract on the grounds as the best means available to obtain the police vehicle; and

**WHEREAS**, the contract shall not exceed the amount of $44,000; and

**WHEREAS**, funding for this resolution is available by appropriation in the budget of the Borough, as evidenced by the Certification of Funds, by the Chief Financial Officer, from account 9-01-25-240-001-051; 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 2019 Police Interceptor SUV from Beyer Ford of Morristown, NJ from the Cranford Police Cooperative Pricing System under Contract #47-CPCPS.

2. The total fee authorized for this contract shall not exceed $44,000 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: D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), SONDERMEYER (YES), YAZDI (YES) & COSTA (YES)

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

###### RESOLUTION NO. 2019-2.6

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

***Authorizing Appropriation of Reserves***

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

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

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

***FROM:***

***Clerk 8-01-20-120-001-041 $ 2,400.00***

***Clerk 8-01-20-120-001-055 $ 2,500.00***

***Clerk 8-01-20-120-001-203*** ***$ 2,800.00***

***Construction 8-01-22-195-001-028*** ***$ 3,000.00***

***Insurance******8-01-23-220-001-100*  *$ 10,000.00***

***Police 8-01-25-240-001-011 $ 10,000.00***

***TO:***

***Finance 8-01-20-130-001-011 $ 30,700.00***

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

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

1. **Introduction of Bond Ordinance No.** 1**-2019**: Amend Bond Ordinance 8-2018; (Purchase of Garbage Truck)

A motion was made by D’AMATO to introduce the Ordinance by title; second and final reading/ public hearing will be on February 19, 2019 at 7PM; the motion was seconded by DELLARIPA and carried by roll call vote: HUDSON, SONDERMEYER, YAZDI, COSTA, D’AMATO, DELLARIPA (all YES)

Discussion by the Mayor:

*We are amending last year’s bond for the purchase of a garbage truck by increasing $55,000 to purchase an additional truck. This is being done to take advantage of a current contract price on a cooperative which expires March 31, 2019. The cost per truck is approximately $186,000. Councilman D’Amato will be meeting with DPW to suggest rotating the spare garbage truck into the fleet so the new trucks will last longer.*

The Municipal Clerk read by Title:

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

**LATE PUBLIC COMMENT:**

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

**REMARKS:**

Mayor Dunleavy informed the Borough will be receiving an updated financial rating from Standard & Poor’s after last week’s 4+ hour interview; this hasn’t been done in 10 years. The meeting was successful and a good rating is anticipated.

**LATE EXECUTIVE SESSION:**

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

**RESOLUTION NO. 2019-2.7**

**OF THE GOVERNING BODY OF**

**THE BOROUGH OF BLOOMINGDALE**

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Mayor & Council of the Borough of Bloomingdale on the 5th day of February, 2019 that:

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

( ) b. (8) Personnel matters.

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

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

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

Entered into Executive Session: 7:10PM

Entered into Open Session: 7:26PM

**GOVERNING BODY SCHEDULE:**

1. Regular Meeting – February 19, 2018 7PM
2. Workshop Meeting – March 5, 2019 7PM
3. Regular Meeting – March 19, 2019 7PM

**ADJOURNMENT:**

Since there was no further business to be conducted, COSTA moved to adjourn at 7:26PM; seconded by DELLARIPA and carried on voice vote with all Council Members present voting YES.

Breeanna Calabro, RMC

Municipal Clerk