

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

March 15, 2022

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 7:01PM.

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
Councilwoman Dawn Hudson
Councilwoman Evelyn Schubert
Councilman Ray Yazdi

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

Excused: Councilman Drew Juhlin

PUBLIC NOTICE STATEMENT

Councilman 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 12, 2021; 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.

NON-AGENDA ITEM:

- Adoption of Resolution No. 2022-3.13: Waive Town Wide Garage Sale Fees
- Adoption of Resolution No. 2022-3.14: Appointment of S. Meyers to the Board of Health

EARLY PUBLIC COMMENT:

Motion was made by HUDSON to open the meeting for public comment; seconded by GRAZIANO and carried on voice vote all voting AYE.

Linda Huntley, 86 Van Dam Avenue, Bloomingdale:
Made the following inquires:

- Clarification of animal control staffing
- Requested explanation of Medicare reimbursements on the bills list

Since there was no one else who wished to speak, HUDSON made a motion to close public comment, second by YAZDI & carried on voice vote all members voting AYE, none were opposed.

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

Councilman Graziano (EDC Liaison/Municipal Alliance Liaison):

- EDC – Ribbon cutting ceremony for ‘Mary Ella Studios’ Saturday March 19th 10AM

Councilwoman Dawn Hudson (Board of Health Liaison):

- Trout Fishing Contest – April 9th
- Easter Egg Hunt – April 16th
- Paper Shredding – April 16th
- Covid-19 testing & vaccines available through Passaic County

Business Administrator, Michael Sondermeyer

- Municipal Alliance – Unity through Community Dodgeball event April 7th
- Senior Advisory Board needs 3 members
- Update on DPW & street sweeping

Councilwoman Evelyn Schubert (Library Board & Senior Liaison):

- Senior Center March events
- Senior Pavilion
- Passaic County Nutrition program for Seniors
- Members discussed how to reach the senior community members, possibly a mailer of what the senior center has to offer them
- Designer Handbag Bingo April 4th (*this event is sold out*)
- Dueling Pianos May 7th (\$40.00/ticket)
- Thank you to Kelly Sondermeyer for her 4.5 years of service to the library

Mayor, John D’Amato:

- Thanked the DPW for their efforts in the past snowstorm
- Lieutenant interviews are scheduled for April, two promotions will be made in early May as well as Sergeant promotions

CONSENT AGENDA

(Adoption of Resolutions No. 2022-3.9 – 2022-3.11)

Motion: Ray Yazdi

Second: Dawn Hudson

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

CONSENT AGENDA RESOLUTION:

**RESOLUTION NO. 2022-3.9
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

*Accepting, Approving and/or Adopting the Consent Agenda of the
March 15, 2022 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:

- March 1, 2022 – Workshop Meeting

B. Resolution No. 2022-3.10: Authorize Hire of Full-Time Animal Control Officer (J. Rizzi)

C. Resolution No. 2022-3.11: Tax Lien Redemption (Block: 5105 Lot: 18)

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Juhlin				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 March 15, 2022.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

PENDING ITEMS

A. Second/Final Reading & Public Hearing:

Ordinance No. 3-2022: Amend Ch. 2 Administration (Recreation Fees)

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

Councilwoman HUDSON 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. 3-2022
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 II, ADMINISTRATION, SECTION 2-64.11 FEES FOR RECREATION PROGRAMS, OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

WHEREAS, the Borough Code currently sets forth certain fees for programs sponsored and/or run by the Borough Recreation Department; and

WHEREAS, the purpose of this amendment is to include “Community Art Guild” activity per the request of the Recreation Director; and

WHEREAS, an additional purpose of this amendment is to reinstate a sibling discount on fees for Recreation programs, and to permit the Recreation Director to pro rate fees, which was implemented by Ordinance No. 18-2017 and erroneously removed from the Borough Code; and

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. Section 2-64.11 Fees for Recreational Programs shall be read as follows:

§2-64.11 Fees for Recreational Programs.

2-64.11 Fees for Recreational Programs.

a. With the advice and consent of the Mayor and Council, the Board shall have the ability to charge and collect fees ranging from \$0.00 to one hundred fifty (\$150.00) dollars from persons participating in the following Board sponsored recreational programs:

Activity

Summer Recreation, 1 Child Sign Up

Summer Recreation, 2nd Child Sign Up

Field Hockey [Clinic (Spring and Fall session) and League (Spring and Fall season)]

Youth Gymnastics (Fall, Winter and Spring sessions)
Pilates (Fall, Winter and Spring sessions)
Soccer Camp (Summer session)
Basketball (season)
Adult Badminton (school year)
Lego Techno Logics (Fall, Winter and Spring sessions)
Playgroup (Fall, Winter and Spring sessions)
Imagine With Music for Children (Fall, Winter and Spring sessions)
Fun Fridays Program (determined by Rec Commission)
Mommy and Me Gymnastics (Rolling Rascals) (Fall, Winter and Spring sessions)
Mommy and Me Art Class (Pint Sized Picassos) (Fall, Winter and Spring sessions)
Art Class (Grades 1-4) (Fall, Winter and Spring sessions)
Rec. Center Rentals (all year)
Zumba (ongoing per class or \$10 per class)
Song and Dance (Fall, Winter and Spring)
Choir (school year)
Men's Softball (per season)
Tap and Jazz (Fall, Winter and Spring)
Women's Softball (per season)
Adult and Teen Art Classes (ongoing per class or \$35 per class)
Adult Tap Class (Fall, Winter and Spring)
Adult Choir
Community Art Guild

Summer Day Camp

Bloomingtondale Residents:

Day Camp Tuition: Range from \$0 to \$300 per person/per week
CIT (Counselor in Training): Range from \$0 to \$40 per day
Trip Fee: Range from \$0 to \$50 per person
Hourly AM/PM Care Fee: Range from \$0 to \$10 per hour/per person
Transportation Fee: Range from \$0 to \$25 per person/per week
Day Camp Overnight: Range from \$0 to \$40 per person

Out of Town Residents:

Day Camp Tuition: Range from \$0 to \$350 per person/per week
CIT (Counselor in Training): Range from \$0 to \$50 per day
Trip Fee: Range from \$0 to \$50 per person
Hourly AM/PM Care Fee: Range from \$0 to \$10 per hour/per person
Transportation Fee: Range from \$0 to \$25 per person/per week
Day Camp Overnight: Range from \$0 to \$40 per person

Additional Programs

"Grind to be Great" Football Training \$25 per person / per week
Ski Program Range from \$0 to \$600

- A \$5.00 discount shall be given for all recreation programs where siblings from the same family are registered to attend together.
- b. Recreation events scheduled by the Recreation Commission shall have a fee range of \$0.00 to five hundred (\$500.00) dollars as determined by the Recreation Commission.
- c. The Recreation Director shall have the authority to prorate fees where applicable. Use of a community garden plot shall have an annual fee of \$25.
- d. Any new programs and fees not hereinabove listed or changes to fees charged by the Board which are not in excess of \$250 shall hereafter be made by resolution of the governing body of the Borough.
- e. Use of any athletic fields owned or controlled by the Borough of Bloomingtondale shall have the following fees:
 - 1. Teams with five or less Tri Boro resident members: \$700.
 - 2. Teams with six to nine Tri Boro resident members: \$500.
 - 3. Teams with 10 or more Tri Boro resident members: \$0.

f. There shall be a fee of \$5-\$10 for online payments for credit cards for Recreation.

All other portions of this Chapter of the Code 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 law shall take effect immediately upon final passage, approval and publication as required by law.

Public Hearing:

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

Adoption:

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

B. Second/Final Reading & Public Hearing:

Ordinance No. 5-2022: Amend Ch. 11 Building & Housing (Vacant & Abandoned Properties)

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

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

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 5-2022
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 11 “BUILDING AND HOUSING”, SECTION 11-8 “VACANT AND ABANDONED PROPERTIES” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

WHEREAS, the Borough Code currently sets forth regulations and fees related to vacant and abandoned properties throughout the Borough; and

WHEREAS, at the request of the Code Enforcement Official, the Borough Ordinance Review Committee has reviewed the Code and recommended certain changes be made in order to ensure that all sections are consistent;

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 11 “Building and Housing”, Section 11-8 “Vacant and Abandoned Properties” shall be amended to read as follows:

§11-8.4 Fee Schedule.

Fees related to the registration of vacant and abandoned properties shall be as specified in and regulated by Section 11-9.5 of the Borough Code.

All other portions of this Section shall remain unchanged.

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

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

SECTION 4. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Public Hearing:

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

Adoption:

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

NEW BUSINESS:

A. Adoption of Resolution No. 2022-3.12: Municipal Obligations

Motion: Dawn Hudson

Second: Dominic Catalano

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

Recusal: Graziano abstained from all items for vendor #05439 [MAXWELL SCOTT REILLY]

NON-AGENDA:

1. Resolution No. 2022-3.13: Waive Town Wide Garage Sale Fees

Resolution No. 2022-3.14: Appointment of S. Meyers to the Board of Health
council moved both items under one motion

Motion: Dawn Hudson

Second: Ray Yazdi

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

LATE PUBLIC COMMENT:

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

Rahid Matari & *unknown name*, 42-44 Hamburg Turnpike, Bloomingdale:

Made the following inquires:

- Seeking a conditional approval for a cannabis retail application for 44 Hamburg Tpke

[At the time, Bloomingdale has banned cannabis in the Borough however, the ordinance review committee is actively working to present an ordinance for the governing body to consider at a future meeting. The ordinance will permit one retail establishment. No applications will be issued a conditional approval at this time. Council held brief discussion]

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

GOVERNING BODY SCHEDULE

- A. Workshop Meeting – April 5, 2022 7PM**
- B. Regular Meeting – April 19, 2022 7PM**
- C. Workshop Meeting – May 3, 2022 7PM**

ADJOURNMENT:

Since there was no further business to be conducted, YAZDI moved to adjourn at 7:25PM; seconded by CATALANO and carried on voice vote with all Council Members voting AYE.

Breeanna Smith, RMC
Municipal Clerk

March 15, 2022 RESOLUTIONS

**RESOLUTION NO. 2022-3.10
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Authorizing Hire of a Full Time Animal Control Officer

WHEREAS, there exists a need for a full-time Animal Control Officer; and

WHEREAS, Jeannine Rizzi is currently employed as part-time animal shelter staff for the Borough and is actively seeking the designation of Certified Animal Control Officer (ACO); and

WHEREAS, Lisa Perry, Director of Animal Control, does hereby recommend Ms. Rizzi be hired on a full-time basis to serve the Borough as ‘ACO’, upon successfully receiving her Animal Control Officer certification; and

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:

Upon successful completion of the Animal Control Officer Certification program and designation of same, Jeannie Rizzi is hereby hired by the Borough of Bloomingdale as a full time Animal Control Officer, effective April 4, 2022, as per the terms of the CWA Local 1032 White Collar Unit union contract.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Juhlin				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 March 15, 2022.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2022-3.11
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Authorizing Redemption and Cancellation of Tax Title Lien Certificate #19-00005

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on December 15, 2020 a lien was sold on, 32A Van Dam Avenue, Bloomingdale, for delinquent year 2019 Tax, and

WHEREAS, the Governing Body further finds and declares that the foregoing property is also known as Block 5105, Lot 18, owned by Safa LLC; and

WHEREAS, the Governing Body further finds and declares that the foregoing lien which was sold to GREYMORR LLC for a premium of \$45,800.00 and

WHEREAS, the Governing Body further finds and declares that for 32A Van Dam, the property owner, SAFA, LLC has requested redemption of TTL #19-00005, and

WHEREAS, the Governing Body further finds and declares that, SAFA, 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 \$33,556.72 for the lien redemption and \$45,800.00 for the premium, be made payable to GREYMORR, LLC, BMO, PO Box 1414, Minneapolis, MN 55480 for the redemption and cancellation of Tax Title Lien Certificate #19-00005

1099 = \$5414.94

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Juhlin				X
Graziano	X				Schubert	X			
Hudson	X				Yazdi	X			

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Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2022-3.12
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Authorizing Payment of Municipal Obligations

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

WHEREAS, the Governing Body further finds and declares that said obligations have been itemized on the annexed schedules, which are hereby deemed part of this Resolution;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby authorize payment of said municipal obligations, in accordance with the recommendations of the Chief Financial Officer and the Borough Treasurer, from the following accounts and in the following amounts:

<u>BILLS LIST</u>		<u>PREPAID LIST</u>	
CURRENT	1,724,920.31	CURRENT	885,104.85
UTILITY	516,872.86	UTILITY	208,952.39
CAPITAL	6,009.54	OPEN SPACE	00.00
UTILITY CAPITAL	8,422.79	TRUST ACCOUNT	10,240.00
TRUST	91,698.52	RECYCLING	00.00
DOG	2,035.47	DOG TRUST	00.00
RECREATION	8,520.50	UNEMPLOYMENT	236.01 ROSE
FUND	2,418.63	CAPITAL	00.00
RECYCLING	00.00	WATER CAPITAL	00.00
UNEMPLOYMENT	0,000.00	RECREATION	00.00
AFFORDABLE HOUSING	00.00	CAPITAL ASSESSMENT	00.00
TOTAL	2,360,898.62	TOTAL	1,104,533.25

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Juhlin				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 March 15, 2022.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2022-3.13
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Resolution of the Borough of Bloomingdale, County of Passaic and State of New Jersey, Setting Dates for the Annual Town Wide Garage sale in Accordance with the Borough Code

WHEREAS, section 92-26.3 (Signs) and section 2-80 (Fees) of the Borough Code provides for garage sales within the Borough and regulations and fees; and

WHEREAS, the Town Wide Garage sale will be held on May 14, 2022 (rain date of Sunday 5/15/2022), and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby establish Saturday, May 14, 2022 (rain date Sunday 5/15/2022) as the date for the Town-wide Garage Sale; and

BE IT FURTHER RESOLVED the Borough Council does hereby authorize and waive the licensing and sign fees for these dates.

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Juhlin				X
Graziano	X				Schubert	X			
Hudson	X				Yazdi	X			

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Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2022-3.14
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Appointments to the Board of Health

BE IT RESOLVED by the Borough Council of the Borough of Bloomingdale, that they do provide, advice and consent to the appointment of the following member(s) to the Board of Health:

Board of Health 3 years unexpired (expiring 12/31/22) Shelby Meyers

Record of Council Vote on Passage

COUNCIL PERSON	AYE	NAY	Abstain	Absent	COUNCIL PERSON	AYE	NAY	Abstain	Absent
Catalano	X				Juhlin				X
Graziano	X				Schubert	X			
Hudson	X				Yazdi	X			

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Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale