

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

May 18, 2021

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. Council President, John D'Amato called the meeting to order at 7:01PM.

Council President led the **Salute to the Flag**.

Official Roll Call: (taken by the Borough Clerk)

In Attendance: Councilman John D'Amato
Councilman Richard Dellaripa
Councilman John Graziano
Councilwoman Dawn Hudson
Councilman Ray Yazdi

Municipal Clerk, Breeanna Calabro
Business Administrator, Michael Sondermeyer
Borough Attorney, Fred Semrau

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 April 1, 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.

EARLY PUBLIC COMMENT:

Motion was made by GRAZIANO to open the meeting for public comment; seconded by YAZDI and carried on voice vote all voting AYE. Since there was no one who wished to speak, HUDSON made a motion to close public comment, second by DELLARIPA & carried on voice vote all members voting AYE, none were opposed.

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

Councilwoman Hudson (Board of Health Liaison): *Reviewed the Governor's latest executive orders/updates on Covid-19. Vaccines available at PCCC campus on Union Ave.*

Councilman Graziano (EDC Liaison/Commissioner): *'Summer Second Friday' Event scheduled for July 9th – vendors, music, crafts etc. at Sloan Park; an opportunity to support Bloomingdale businesses*

Business Administrator, Michael Sondermeyer:

- *Memorial Day parade – 5/31*

- *Veteran monuments have been refurbished at Sloan Park – thank you to Rocco DiGregorio*
- *Inquiry from Linda Huntley on the Budget have been responded to by Borough staff*

Borough Attorney, Fred Semrau: *Administration is working closely with attorney on many items & outstanding tasks.*

Council President / Acting Mayor, John D’Amato:

- *June 12th – “Re-Grand Opening” of Sloan Park inclusive of ribbon cutting, Memorial bridge dedication to Mayor Jonathan Dunleavy, centennial time capsule ceremony by former Mayors, live music, Sloan Park history but Historian Tom Riley*

CONSENT AGENDA

(Adoption of Resolutions No. 2021-5.15 – 2021-5.22)

Motion: Ray Yazdi

Second: John Graziano

Discussion:

Michael Sondermeyer noted item D is waiver of Peddler & Hawker fees for vendors participating in the Summer Friday event; item G was reviewed & recommended by the Planning Board (ordinance review committee may recommend updating the code to raise the limitation on Flea markets); item J there is a balance of \$33,000 in grant funding for Bogue Pond, this is a request to repurpose the funds to purchase benches, tables, canopy, and garbage receptacles.

John Graziano requested clarification & detail on item I – Delazier Grandstand & Bathroom Renovations. Mayor D’Amato explained the project

John D’Amato congratulated Sergeant Daniel Flether on his retirement & thanked him for his dedicated years of service to the Borough and all the best in his retirement

Brief discussion on estimated 3rd quarter tax bills.

Roll Call Vote: D’AMATO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), YAZDI (YES)

RESOLUTION NO. 2021-5.15 OF THE GOVERNING BODY OF THE BOROUGH OF BLOOMINGDALE

***Accepting, Approving and/or Adopting the Consent Agenda of the
May 18, 2021 Workshop 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. Approval of Minutes:

- Executive Session – May 4, 2021

B. Approval of Bloomingdale Fire Member: *Lucas Steenstra*

C. Proclamation: Foster Care Awareness Month (May)

- D. **Motion:** *authorization to waive 'Peddlar & Hawkers' fees for vendors who are participating in 'Second Friday Summer Fun' on July 9, August 13, & September 10 of 2021.*
- E. **Resolution No. 2021-5.16:** Accepting Notification of Retirement & Authorizing Exit Agreement (Sgt Daniel Fletcher, BPD)
- F. **Resolution No. 2021-5.17:** Granting Sick Leave (Borough Employee)
- G. **Resolution No. 2021-5.18:** Temporary Waiver of Flea Market Limitation (Lina's Ristorante - 49 Main Street)
- H. **Resolution No. 2021-5.19:** Appointment of 'President Pro Tem' (R. Yazdi)
- I. **Resolution No. 2021-5.20:** Authorizing Open Space Grant Agreement (*Delazier Field Grandstand & Bathroom Renovations - \$125,000*)
- J. **Resolution No. 2021-5.21:** Request the Repurposing Open Space Grant Funding (Bogue Pond)
- K. **Resolution No. 2021-5.22:** Issuance of Estimated 3rd Qtr Tax Bills

Consent Agenda Resolutions:

**RESOLUTION NO. 2021-5.16
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION FORMALLY ACCEPTING NOTIFICATION OF RETIREMENT FROM SERGEANT DANIEL E FLETCHER OF THE BLOOMINGDALE POLICE DEPARTMENT & AUTHORIZING EXIT AGREEMENT ('AGREEMENT & RELEASE') FOR SAME

WHEREAS, Sergeant Daniel E. Fletcher is employed by the Borough of Bloomingdale Police Department; and

WHEREAS by memorandum dated May 3, 2021, the Chief of Police, Joseph Borell, has informed the Acting Mayor John D'Amato and the members of the Public Safety Committee that Sargeant Daniel E. Fletcher has given formal notification of his intent to retire effective May 25, 2021; and

WHEREAS Daniel E. Fletcher has submitted an application for Retirement Allowance to the New Jersey Division of Pensions and Benefits; and

WHEREAS, upon submission of the retirement application, the Borough Treasurer is hereby authorized to submit the Certification of Service and Final Salary of Daniel E. Fletcher to the Division of Pensions and Benefits; and

WHEREAS, accordingly, the Borough of Bloomingdale and Daniel E. Fletcher desire to enter into an 'Agreement and Release' through which all terms and conditions of Daniel E. Fletcher's retirement shall be addressed; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey formally accepts notice of resignation/retirement of Daniel E. Fletcher effective May 25, 2021; and authorizes the Acting Mayor to execute the 'Agreement & Release' between the Borough of Bloomingdale and Daniel E. Fletcher; and

BE IT FURTHER RESOLVED the Acting Mayor and Borough Council extends gratitude to Sergeant Daniel E. Fletcher for his dedicated service to the Borough of Bloomingdale's Police Department.

RESOLUTION NO. 2021-5.17

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

Granting Paid Sick Leave to Borough Employee

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

WHEREAS, the Governing Body further finds and declares that the Employee has been out of work on paid sick leave as of May 4, 2021; and

WHEREAS, the Governing Body further finds and declares that the Employee has sick leave days accrued that could be used for salary compensation during the duration of his paid sick leave;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby grant paid sick leave to Borough Employee, Michael Boffa, during the period of May 4, 2021 through August 11, 2021; and

BE IT FURTHER RESOLVED that the Municipal Clerk be and is hereby directed to formally notify the Police and Firemen's Retirement System of said status and to cause the same to be included in the records maintained for said employee.

**RESOLUTION NO. 2021-5.18
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION AUTHORIZING TEMPORARY WAIVER OF FLEA MARKET LIMITATION FOR LINA’S RISTORANTE (49 MAIN STREET) FOR THE CALENDAR YEAR OF 2021

WHEREAS, Section 92-26.3 (M) of the Code of the Borough of Bloomingdale limits open-air Flea Markets for owner/applicants to two (2) per calendar year; and

WHEREAS, Lina’s Ristorante of 49 Main Street has requested a waiver of this provision for the 2021 calendar; and

WHEREAS, the Governing Body of the Borough of Bloomingdale finds and declares that it is in the best interests of its citizenry for the Borough to authorize the waiver of this provision and allow for (6) six open-air Flea Markets to be held at 49 Main Street; and

WHEREAS, by memorandum, the Borough Planning Board recommends a conditional waiver of the limitation of events; and

WHEREAS, Planning Board believes it is appropriate during this time of the Covid 19 Pandemic to provide support, where it is needed, to assist local businesses in order for them to survive during these challenging economic times; and

WHEREAS, the owner/applicant must apply for each permit through the Municipal Clerk’s Office and submit the application fee as indicated in the code, and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Bloomingdale that the Municipal Clerk is hereby authorized to permit Lina’s Ristorante of 49 Main Street, for up to (6) flea market events for the 2021 calendar yet.

RESOLUTION NO. 2021-5.19

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

**RESOLUTION APPOINTING A ‘PRESIDENT PRO TEM’
OF THE BOROUGH COUNCIL**

WHEREAS, the Borough Council annually adopts By-Laws for the orderly, efficient and public friendly performance of its official duties as the Governing Body of the Borough of Bloomingdale; and

WHEREAS, Article I, Section 1.7 of the By-Laws states, “President Pro Tem” shall mean the President Pro Tem of the Borough Council of the Borough of Bloomingdale; and

WHEREAS, Article IV, Section 4.5 of the By-Laws states, in the event of the absence of the Mayor and the President from any meeting of the Council, the President Pro Tem shall serve as the Presiding Officer of any such meeting; and

NOW THEREFORE BE IT RESOLVED the Acting Mayor and Borough Council does hereby appoint Ray Yazdi to serve as “President Pro Tem” for 2021.

**RESOLUTION NO. 2021-5.20
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION AUTHORIZING THE ACTING MAYOR & BUSINESS ADMINISTRATOR TO EXECUTE A GRANT AGREEMENT WITH THE COUNTY OF PASSAIC FOR THE RENOVATION OF DELAZIER FIELD GRANDSTAND & BATHROOMS (OSTF-20-009 DELAZIER FIELD GRANDSTAND & BATHROOM RENOVATIONS)

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) has been awarded a grant from the Passaic County Open Space, Farmland and Historic Preservation Trust Fund in the amount of \$125,000.00; and

WHEREAS, the County of Passaic and submitted a 2020-2021 Open Space Grant Agreement to the Borough for execution; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby authorize the Acting Mayor & Borough Administrator to execute the grant agreement between the County of Passaic and the Borough of Bloomingdale for OSTF-20-009 DELAZIER FIELD GRANDSTAND & BATHROOM RENOVATIONS.

**RESOLUTION NO. 2021-5.21
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION REQUESTING THE REPURPOSING OF UNUSED FUNDS OF THE 2018 PASSAIC COUNTY OPEN SPACE, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND GRANT AWARD FOR BOGUE POND BASKETBALL COURT

WHEREAS, the Borough of Bloomingdale received a grant award in the amount of \$99,000.00 from the 2018 Passaic County Open Space, Farmland, & Historic Preservation Trust Fund; and

WHEREAS, the Borough’s Bogue Pond Basketball Court Rehabilitation project came in under budget; and

WHEREAS, there is a grant balance of \$33,625.17; and

WHEREAS, the Borough of Bloomingdale would like to repurpose those funds for additional furnishings at Bogue Pond Park to include: furnishing and installation of picnic tables with canopies, garbage receptacles and benches; and

NOW THEREFORE BE IT RESOLVED the Acting Mayor and Borough Council does hereby formally request the County of Passaic repurpose the funds available for additional furnishings at Bogue Pond Park as described herein.

The resolution shall be effectively immediately.

**RESOLUTION NO. 2021-5.22
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC,
STATE OF NEW JERSEY AUTHORIZING THE TAX COLLECTOR TO ISSUE
ESTIMATED TAX BILLS FOR THE THIRD QUARTER INSTALLMENT OF 2021
TAXES**

WHEREAS, N.J.S.A. 54:4-66.3, pursuant to Section 3 of P.L. 1994 c. 72 and 54:4:4-66.2, the Mayor and Council of the Borough of Bloomingdale has determined that the Tax Collector may not be able to complete the mailing and delivery of the tax bills by June 15, 2021 due to the absence of a certified tax rate; and

WHEREAS, The Tax Collector, in consultation with the Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and they have both signed a certification showing the tax levies for the previous year, and the range of permitted estimated tax levies; and

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Tax Collector requests the Acting Mayor and Council to approve the estimated tax levy of \$32,298,852 at a tax rate of \$4.406; which is between the mandated estimated range proposed by the Local Government Services. Approval will enable the Borough to meet its financial obligations, maintain the tax collection rate, and provide uniformity for tax payments and save the unnecessary cost of interest expenses on borrowing.

NOW, THEREFORE, BE IT RESOLVED, that the Acting Mayor and Council of the Borough of Bloomingdale, County of Passaic, State of New Jersey, hereby authorizes that:

1. The Tax Collector of the Borough of Bloomingdale is hereby authorized and directed to prepare, and issue estimated tax bills for the Borough of Bloomingdale for the third quarter installment of 2021 taxes.
2. The entire estimated tax levy for 2021 is hereby set at \$32,298,852. The estimated tax rate for 2021 is hereby set at \$4.406.
3. In accordance with the law, the third quarter installment of 2021 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after the date the estimated bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to the Tax Collector and Chief Financial Officer of the Borough of Bloomingdale for their records.

NEW BUSINESS:

A. Adoption of Resolution No. 2021-5.23

Motion: Dawn Hudson

Second: Rich Dellaripa

Roll Call: DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), YAZDI (YES), D'AMATO (YES*)

*Recusal (D'Amato): for all items listed under vendor 01463 – Darmofalski Engineering

**RESOLUTION NO. 2021-5.23
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	3,223,505.48	CURRENT	1,544,819.18
UTILITY	57,481.70	UTILITY	61,092.46
CAPITAL	40,383.42	OPEN SPACE	00.00
UTILITY CAPITAL	19,238.53	TRUST ACCOUNT	1,160.00
TRUST	14,604.00	RECYCLING	00.00
DOG	2,287.73	DOG TRUST	00.00
RECREATION	1,050.00	UNEMPLOYMENT	196.50 ROSE
FUND	11,140.51	CAPITAL	00.00
RECYCLING	00.00	WATER CAPITAL	00.00
UNEMPLOYMENT	00.00	RECREATION	00.00
AFFORDABLE HOUSING	157.00	CAPITAL ASSESSMENT	00.00
TOTAL	3,369,848.37	TOTAL	1,607,268.14

B. Adoption of Resolution No. 2021-5.24

Motion: Rich Dellaripa

Second: Ray Yazdi

Roll Call: GRAZIANO (YES), HUDSON (YES), YAZDI (YES), D'AMATO (YES), DELLARIPA (YES)

**RESOLUTION NO. 2021-5.24
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE RELEASE OF PERFORMANCE BOND, ACCEPTANCE OF MAINTENANCE BOND AND AUTHORIZE FINAL PAYMENT FOR THE WORK PERFORMED IN CONNECTION WITH THE ‘MAIN STREET BOOSTER STATION’ PROJECT

WHEREAS, the contractor, Hutton Construction, has requested a release of the performance bond and final payment for the work performed in connection with the Main Street Booster Station project, in the Borough of Bloomingdale; and

WHEREAS, the Engineer, William Ryden of Anderson & Denzler Associates, Inc., has reviewed the request, confirmed the project has been completed and test to satisfaction and therefore recommends by correspondence, on April 28, 2021, that the final payment, in the amount of \$14,042.87 be made, and the maintenance bond be accepted once approved by the Borough Attorney; and

WHEREAS, the Engineer confirms the 10% Maintenance Bond amount and terms are in conformance with the contract; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Acting Mayor and Governing Body of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey that it does hereby authorize that the performance bond and final payment, in the amount of \$14,042.87, be released to the contractor.

BE IT FURTHER RESOLVED, by the Acting Mayor and Governing Body does here by accept the Maintenance Bond in the amount of \$36,318.00.

C. Adoption of Resolution No. 2021-5.25

Motion: Ray Yazdi

Second: Dawn Hudson

Roll Call Vote: HUDSON (YES), YAZDI (YES), D'AMATO (YES), DELLARIPA (YES), GRAZIANO (YES)

**RESOLUTION NO. 2021-5.25
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF
PASSAIC AND STATE OF NEW JERSEY PROMOTING FRANK
NEUBERGER FROM DPW FOREMAN TO DPW ASSISTANT
SUPERVISOR**

WHEREAS, there exists a need to fill a vacancy in the position of DPW Assistant Supervisor effective June 30, 2021; and

WHEREAS, Frank Neuberger is currently serving as DPW Foreman for the Borough; and

WHEREAS, Frank Neuberger has been employed with the Borough for 20 years, has proven his capability, is the best candidate for the position and meets the requirements for service as DPW Assistant Supervisor; and

WHEREAS, the Borough wishes to promote Frank Neuberger to the position of DPW Assistant Supervisor, effective July 1, 2021; and

WHEREAS, the position of DPW Assistant Supervisor is a non-union position; Mr. Neuberger has acknowledged that he will be leaving the blue collar bargaining unit and that his employment is now governed by the Borough's employee handbook and policies & procedures manual; and

WHEREAS, Mr. Neuberger shall receive an annual salary of \$108,758 for his service as DPW Assistant Supervisor.

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 Frank Neuberger is hereby

promoted from DPW Foreman to DPW Assistant Supervisor for the Borough of Bloomingdale effective July 1, 2021.

D. Adoption of Resolution No. 2021-5.26

Discussion: *Michael Sondermeyer stated the Borough administration received applications and conducted interviews; the 2 applicants will start part time (25 hours/week) evaluations will be done to determine is eligible for full time employment at the end of the summer*

Motion: John Graziano

Second: Ray Yazdi

Roll Call Vote: YAZDI (YES), D'AMATO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES)

**RESOLUTION NO. 2021-5.26
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Authorization for Temporary Seasonal Employment within the Department of Public Works

WHEREAS, there exists a need for temporary help within the Department of Public Works; and

WHEREAS, the Superintendent of the Department of Public Works, Al Gallagher, and the Borough Administrator, Michael Sondermeyer, recommend that authorization be given to hire the following individual(s): Izaa Rodriguez & Hunter Heimall; and

WHEREAS, the dates of temporary seasonal employment and salary shall be as follows:

Izaa Rodriguez	\$15.00/per hour	Effective June 1 – September 24, 2021
Hunter Heimall	\$15.00/per hour	Effective June 1 – September 24, 2021

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Bloomingdale, that authorization to hire the two individuals for the dates and salaries listed herein for temporary seasonal help within the Department of Public Works is hereby granted.

E. Adoption of Resolution No. 2021-5.27

Discussion: *The Borough will lease this vehicle for 5 years and then pay off the loan. This will be included in the budget, rather than the Capital budget. This is better financial move for the Borough. This vehicle will be used by Frank Neuberger; his current vehicle will be used amongst the DPW as necessary*

Motion: Rich Dellaripa

Second: Dawn Hudson

Roll Call Vote: D'AMATO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), YAZDI (YES)

**RESOLUTION NO. 2021-5.27
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE OF A 2021 CHEVROLET TAHOE UNDER NJ STATE CONTRACT NO. 19-FLEET-00842 INDEX NO. T-2776

WHEREAS, the Bloomingdale Department of Public Works is in need of a vehicle; and

WHEREAS, the purchase of goods and services, without advertising for bids, by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, Gentilini Chevrolet LLC, 500 John S Penn Blvd of Woodbine, NJ 08270 has been awarded State Contract No. 19-FLEET-00842 Index No. T-2776 for POLICE VEHICLES: SPORT UTILITY VEHICLES, 1/2-TON, 4WD; and

WHEREAS, the DPW Foreman, Frank Neuberger, of the Borough of Bloomingdale recommends the utilization of this contract on the grounds as the best means available to obtain this vehicle; and

WHEREAS, the contract to Gentilini Chevrolet, LLC shall not exceed the amount of \$41,000.00; and

WHEREAS, the Chief Financial Officer, Donna M. Mollineaux, has certified the availability of funds as evidenced in the annexed certification; and

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

1. The Borough of Bloomingdale hereby authorizes the purchase of a 2021 Chevrolet Tahoe from, Gentilini Chevrolet LLC, 500 John S Penn Blvd of Woodbine, NJ 08270 under New Jersey State Contract No. 19-FLEET-00842.
2. The total fee authorized for this contract shall not exceed \$41,000.00 without the prior written approval of the Borough Council.
3. The Acting 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 Chief Financial Officer and Gentilini Chevrolet, LLC for their information and guidance.

This Resolution shall take effect immediately.

F. Introduction of Ordinance No. 12-2021: Amend Ch. 21 (Municipal Towing)

Discussion: This ordinance comes as recommendation from the Ordinance Review Committee and Chief of Police.

A motion was made by YAZDI to introduce the Ordinance by title; second and final reading/ public hearing will be on JUNE 1, 2021 at 7PM; the motion was seconded by DELLARIPA and carried on the following voice vote: all members 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, TO AMEND CHAPTER XXI, MUNICIPAL TOWING SECTIONS 21-4 APPLICATION & 21-17 TOWING RATES; COMPLIANTS; APPEALS, OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

LATE PUBLIC COMMENT

HUDSON opened the meeting to late public comment; seconded by GRAZIANO 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

Discussion: *There are 4 matters of executive session; no action will be taken after discussion*

Motion: Dawn Hudson

Second: Ray Yazdi

Voice Vote: all voted AYE, in favor; none were opposed

Entered Closed Session: 7:23PM (approximately)

**RESOLUTION NO. 2021-5.28
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 18th day of May, 2021 that:

- ❖ Prior to the conclusion of this Workshop 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.
 - **One Matter – Negotiations (Shared Service – Pompton Lakes BOE)**
 - **One Matter – Negotiations (PBA Contract / Grievance)**
 - **One Matter – Negotiations (Meer Tract)**
 - **One Matter – Atty/Client (Cannabis)**
 - () 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).

Resumed in Open Session: 8:34PM

ADJOURNMENT:

Since there was no further business to be conducted, HUDSON moved to adjourn at 8:34PM; seconded by YAZDI and carried on voice vote with all Council Members voting AYE.

Breeanna Calabro, RMC
Municipal Clerk