

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

**September 1, 2020**

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 Jonathan Dunleavy called the meeting to order at 7:00PM.

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

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

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

**PUBLIC NOTICE STATEMENT**

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

**EARLY PUBLIC COMMENT:**

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

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

- **Councilman Drew Juhlin** – *provided an update on the Tri-Boro Little League, there will not be a Fall Baseball/softball season. BEC will have a meeting on 9/2*
- **Councilman Richard Dellaripa** – *memorial benches placed at Bogue Pond in remembrance of Cyndy Hopper, Municipal Alliance Coordinator & Patrolman Gary Walk.*
- **Municipal Clerk, Breeanna Calabro** – *provide an Election update on the General Election which shall be held primarily using 'Vote-by-Mail' Ballots, secure drop-boxes will be placed throughout the county*
- **Mayor Jonathan Dunleavy** – *provided the following updates*
  - *Ballston Street Improvements – 90% complete*
  - *Covid-19 Mobile testing in Bloomingdale 10/22/2020*
  - *9/11 Candlelight Ceremony 7PM @ Sloan Park, The Borough will remember/honor Frosty Lawson*
  - *Capital paving projects*
  - *WTB tennis Court project should begin soon*

**RESOLUTION NO. 2020-9.1 CONSENT AGENDA**

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

**RESOLUTION NO. 2020-9.1  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Accepting, Approving and/or Adopting the Consent Agenda of the  
September 1, 2020 Regular 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, 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 Mayor and Council of the Borough of Bloomingdale.

- A. Motion to approve minutes:
  - A. June 9, 2020 – Workshop Meeting
  - B. June 23, 2020 – Regular Meeting
- B. **Resolution No. 2020-9.2:** Dedication by Rider (Search & Rescue Donations)
- C. **Resolution No. 2020-9.3:** Suspend Borough Code (Ch. 92 Section 26.3F {Temporary Signs} for Elective Offices)
- D. **Resolution No. 2020-9.4:** Granting Unpaid Sick Leave for Borough Employee (R. Cellini)
- E. **Resolution No. 2020-9.5:** Temporary Appt of Building Subcode Official/Inspector (D. Hagberg)
- F. **Resolution No. 2020-9.6:** Increase Traffic Violations Fees (\$34)

**Discussion:**

*Councilman Juhlin confirmed it was a \$1 increase for the traffic Violations fees*

The motion was second by HUDSON and carried on voice vote all members voting AYE; none were opposed.

**Consent Agenda Resolutions:**

**RESOLUTION NO. 2020-9.2  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Resolution of the Borough of Bloomingdale, County of Passaic and State of New Jersey,  
Requesting Permission for the Dedication by Rider for Search & Rescue Donations Required  
by NJS 40A:5-29***

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

**WHEREAS**, NJS 40A:5-29 provides for the receipt of Search & Rescue donations to purchase various supplies, equipment, and materials by the municipality to provide for the operating costs to administer this act; and

**WHEREAS**, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Search & Rescue Donations are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

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

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Search & Rescue Donations as per N.J.S.A. 40A:4-39.
2. The Municipal Clerk of the Borough of Bloomingdale is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

**RESOLUTION NO. 2020-9.3  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Resolution of the Borough of Bloomingdale, County of Passaic and State of New Jersey,  
Suspending Chapter 92 Section 26.3F (Temporary Signs) for Elective Offices***

**WHEREAS** per the Governor’s Executive Order No. 177 the November 3<sup>rd</sup> General Election shall be conducted primarily via vote-by-mail ballots

**WHEREAS** the County Clerk’s Office, Election Division will begin mailing the ballots the end of September; and

**WHEREAS** the current code states:

*Temporary signs. Temporary signs shall be allowed in all zones. Temporary signs may be installed for a period of not more than 15 days with one extension not to exceed another 15 days, with property permits and approval by the Construction Code Official pursuant to § 92-26.3C. Each locale is limited to two temporary sign approvals per year. Temporary signs for elective office are permitted only after a permit is obtained from the Construction Code Official. Such signs must be removed no later than 10 days after the date of the election to which they pertain. Maximum size of such signs shall be 24 square feet. The permit fee shall be waived for temporary signs for elective office.*

**WHEREAS**, the Mayor recommends suspending this section of the code regarding temporary signs for elective offices, allowing ‘political sign placement’ from September 3<sup>rd</sup> through November 13<sup>th</sup>; and

**BE IT RESOLVED**, the Governing Body of the Borough of Bloomingdale does hereby authorize temporary signs for elective offices to be displayed from September 3<sup>rd</sup> through November 13<sup>th</sup>. The Construction Official is hereby authorized to permit the same.

**RESOLUTION NO. 2020-9.4  
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 Bob Cellini (“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 August 24, 2020; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby grant unpaid sick leave to Borough Employee, Bob Cellini, during the period of August 24, 2020 through December 31, 2020; and

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

**RESOLUTION NO. 2020-9.5  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Authorizing Appointment of a Temporary  
Building Subcode Official & Building Inspector***

**WHEREAS**, there exists a need for a temporary Building Subcode Official & Building

Inspector for the Borough of Bloomingdale;

**WHEREAS**, the Construction Official recommends the temporary appointment of Daniel Hagberg; and

**WHEREAS** the salary for this position is \$35,700 and shall be prorated accordingly; 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 that Daniel Hagberg is hereby temporarily appointed as the part-time Building Subcode Official with the responsibilities of a part-time Building Inspector for the Borough of Bloomingdale effective August 27, 2020 through December 31, 2020.

**BE IT FURTHER RESOLVED** the Borough Treasurer is hereby authorized to prorate the salary for the temporary appointment of Daniel Hagberg from August 27, 2020 through December 31, 2020.

**RESOLUTION NO. 2020-9.6  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC  
AND STATE OF NEW JERSEY INCREASING CERTAIN TRAFFIC VIOLATION  
FINES**

**WHEREAS**, the Borough of Bloomingdale has established certain penalties for traffic violations, specifically parking restrictions; and

**WHEREAS**, currently the fine for violation of Sections 7-9(a), 7-11, 7-13.1 and 7-14 is \$33.00; and

**WHEREAS**, pursuant to state statute a portion of the fine collected is distributed to various state funds; and

**WHEREAS**, the Forensic DNA Lab Fund has been increased recently; and

**WHEREAS**, the Mayor and Borough Council have reviewed the increased Forensic DNA Lab Fund and determined that an increase in the parking violation fines is appropriate; and

**WHEREAS**, the Borough Council wishes to amend the parking violation fines for the above referenced parking restrictions in accordance with the increased state fund contribution requirement.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey recommends that the parking violation fees be increased to \$34.00 for violation of the following Code sections:

7-9(a)	No parking during snowfall
7-11	No parking on certain streets
7-13.1	Parking time limited on certain streets
7-14	No overnight parking between November 1 and April 1

This Resolution shall take effect beginning November 1, 2020.

**PENDING ITEMS:**

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

*Ordinance No. 26-2020: Amending Ord 11-2020 Contribution in Aid of Construction (Butler – Main St Booster Station from \$100,000 to \$120,000)*

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

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

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 26-2020  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**ORDINANCE AMENDING AND SUPPLEMENTING SECTION 1 OF THE CAPITAL ORDINANCE NO. 11-2020 HERETOFORE FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE ON FEBRUARY 18, 2020 ENTITLED “ORDINANCE APPROPRIATING \$100,000 AVAILABLE FROM THE BOROUGH OF BUTLER AS A CONTRIBUTION IN AID OF CONSTRUCTION FOR THE MAIN STREET BOOSTER PROJECT DESCRIBED HEREIN IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY”**

**BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:**

**SECTION 1.** The ordinance of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey heretofore adopted by the Borough Council thereof on February 18, 2020 numbered 11-2020 and entitled “Ordinance appropriating \$100,000.00 available from the Borough of Butler as a Contribution in Aid of Construction for the Main Street Booster Project in the County of Passaic, New Jersey is hereby amended and supplemented to the extent and with the effect as set forth herein.

**SECTION 2.** For the improvements and purposes described in Section 1 of the Original Ordinance, as amended and supplemented hereby, there is hereby appropriated from the Borough of Butler the additional sum of \$20,000.00, making the total appropriation available for the improvement or purpose of the Original Ordinance, as amended and supplemented hereby, equal to \$120,000.00.

**SECTION 3.** This ordinance shall take effect ten (10) days after the first publication hereof after final adoption as provided by N.J.S.A. 40:49-9.

**Public Hearing:**

At this time HUDSON made a motion to open the Public Hearing for comment; seconded by D’AMATO and carried on a voice vote all voting AYE. Since there was no one who wished to speak YAZDI made a motion to close the public hearing; motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

**Adoption:**

YAZDI made motion for adoption; the motion was seconded by DELLARIPA and carried per the following roll call vote: D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), JUHLIN (YES), SONDERMEYER (YES), YAZDI (YES)

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

***Bond Ordinance No. 27-2020: Amending & Supplementing 15-2018 (2018 Water Utility)***

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

Councilman D’AMATO 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:

**BOROUGH OF BLOOMINGDALE**

**ORDINANCE NO. 27-2020**

**BOND ORDINANCE AMENDING AND SUPPLEMENTING SECTION 3(a)(iv) OF BOND ORDINANCE NUMBER 15-2018 HERETOFORE FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE ON MAY 15, 2018 ENTITLED, "BOND ORDINANCE PROVIDING FOR VARIOUS 2018 WATER UTILITY ACQUISITIONS AND IMPROVEMENTS BY AND IN THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY; APPROPRIATING \$525,600 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$525,600 BONDS OR NOTES TO FINANCE THE COSTS THEREOF", TO INCREASE THE APPROPRIATION TO \$545,600 AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES TO \$545,600 THEREIN**

**BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **AS FOLLOWS:**

**SECTION 1.** The bond ordinance of the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough"), heretofore finally adopted by the Borough Council thereof on May 15, 2018, numbered 15-2018 and entitled, "Bond Ordinance Providing For Various 2018 Water Utility Acquisitions and Improvements By And In The Borough Of Bloomingdale, In The County Of Passaic, State Of New Jersey; Appropriating \$525,600 Therefor And Authorizing The Issuance Of \$525,600 Bonds Or Notes To Finance The Costs Thereof" (the "Original Ordinance"), is hereby amended and supplemented to the extent and with the effect as set forth herein.

**SECTION 2.** For the improvements or purposes described in Section 3(a)(iv) of the Original Ordinance, as amended and supplemented hereby, there is hereby appropriated from the Water Utility of the Borough the additional sum of \$20,000, making the total appropriation available from the Water Utility for the improvement or purpose of the Original Ordinance, as amended and supplemented hereby, equal to \$545,600. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), no down payment is required as the Water Utility is self-liquidating.

**SECTION 3. (a)** In order to finance the cost of the improvements or purposes set forth in Section 3(a)(iv) of the Original Ordinance, as amended and supplemented hereby, additional negotiable bonds or notes of the Borough in the amount of \$20,000 are hereby

authorized to be issued by the Borough, such that the total authorization of negotiable bonds or notes to be issued by the Borough for the improvements or purposes of the Original Ordinance, as amended and supplemented hereby, is equal to \$545,600.

**(b)** The estimated maximum amount of bonds or notes to be issued for the improvements or purposes stated in Section 3(a)(iv) of the Original Ordinance, as amended and supplemented hereby, is equal to \$280,000 and the total estimated maximum amount of bonds or notes to be issued for the improvements or purposes stated in the Original Ordinance, as amended and supplemented hereby, is \$545,600.

**(c)** The estimated cost of the improvements or purposes stated in Section 3(a)(iv) of the Original Ordinance, as amended and supplemented hereby, is equal to \$280,000 and the total estimated cost of the improvement or purpose stated in the Original Ordinance, as amended and supplemented hereby, is equal to \$545,600.

**SECTION 4.** The Borough hereby certifies that it has adopted a capital budget or temporary capital budget, as applicable, of the Borough. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs of the Borough as approved by the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the Office of the Clerk and will be available for public inspection.

**SECTION 5.** The following additional matters are hereby determined, declared, recited and stated:

**(a)** The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this amendatory and supplemental bond ordinance by \$20,000 and the said obligations authorized herein will be within all debt limitations prescribed by law.

**SECTION 6.** Except as expressly amended and supplemented hereby, the Original Ordinance shall remain in full force and effect.

**SECTION 7.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

**Public Hearing:**

At this time D'AMATO made a motion to open the Public Hearing for comment; seconded by YAZDI and carried on a voice vote all voting AYE.

**Jennifer Altfield – 7 Cedar St, Bloomingdale**

*Spoke in regard to the increased meters fees; mayor explained this ordinance and that fee were unrelated. Mayor explained this ordinance. Jenn questioned if the increase meter fees were a line item in the budget, mayor said no – it is a revenue dedicated to the utility & repayment of the meter bond*

Since there was no one else who wished to speak SONDERMEYER made a motion to close the public hearing; motion was seconded by HUDSON and carried on voice vote all members voting AYE.

**Adoption:**

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

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

***Special Emergency Ordinance No. 28-2020: Severance Liabilities (Ptl Walker)***

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

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

The Municipal Clerk read the following Ordinance by title:

**BOROUGH OF BLOOMINGDALE  
ORDINANCE NO. 28-2020**

**ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN  
THE COUNTY OF PASSAIC, STATE OF NEW JERSEY  
PROVIDING FOR A SPECIAL EMERGENCY  
APPROPRIATION IN AN AMOUNT NOT TO EXCEED  
\$180,000 TO FUND THE PAYMENT OF CONTRACTUALLY  
REQUIRED SEVERANCE LIABILITIES**

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY (not less than the majority of all members thereof affirmatively concurring) AS FOLLOWS:

**SECTION 1.** N.J.S.A. 40A:4-53(h) provides that a local unit such as the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough"), may adopt an ordinance authorizing a special emergency appropriation to fund the payment of contractually required severance liabilities.

**SECTION 2.** The Borough has determined and does hereby authorize a special emergency appropriation in an amount not to exceed \$180,000 to fund the payment of contractually required severance liabilities resulting from the layoff or retirement of employees.

**SECTION 3.** To finance the appropriation authorized hereunder, and described in Section 2 hereof, special emergency notes of the Borough (the "Notes") shall be authorized by a resolution of the Borough Council to be adopted in accordance with the provisions of N.J.S.A. 40A:4-55.

**SECTION 4.** The Borough reasonably expects to reimburse any expenditures described in Section 2 hereof and paid prior to the issuance of any notes authorized by this ordinance with the proceeds of such notes. No funds from sources other than the notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Borough, or any member of the same "Controlled Group" as the Borough, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 4 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures described in Section 2 hereof to be incurred and paid prior to the issuance of notes authorized herein in accordance with Treasury Regulation Section 1.150-2.

**SECTION 5.** A certified copy of this ordinance as finally adopted will be filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs.

**SECTION 6.** This ordinance shall take effect immediately after final adoption and approval by the Mayor as described in N.J.S.A. 40:49-2.

**Public Hearing:**

At this time YAZDI made a motion to open the Public Hearing for comment; seconded by D'AMATO 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 DELLARIPA and carried on voice vote all members voting AYE.

**Adoption:**

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

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

***Bond Ordinance No. 29-2020: Borough Hall Roof***

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

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

The Municipal Clerk read the following Ordinance by title:

**BOROUGH OF BLOOMINGDALE  
ORDINANCE NO. 29-2020**

**BOND ORDINANCE PROVIDING FOR THE  
CONSTRUCTION OF A NEW ROOF AT BOROUGH HALL IN  
AND BY THE BOROUGH OF BLOOMINGDALE, IN THE  
COUNTY OF PASSAIC, STATE OF NEW JERSEY;  
APPROPRIATING \$145,000 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$138,000 BONDS OR  
NOTES OF THE BOROUGH TO FINANCE PART OF THE  
COST THEREOF**

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE  
BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW  
JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS  
FOLLOWS:

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$145,000, said sum being inclusive of a down payment for said improvements in the amount of \$7,000 as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$145,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$138,000 pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$138,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued is for the construction of a new roof at Borough Hall, including the preparation of plans and specifications, as applicable, permits, bid documents, contract administration, work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto all work.

(a) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$138,000.

(b) The estimated cost of said improvements or purposes is \$145,000.

**SECTION 4.** If in the event the United States of America, the State of New Jersey, and/or the County of Passaic make a contribution or grant in aid to the Borough for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount if so received from the United States of America, the State of New Jersey, and/or the County of Passaic.

If in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Passaic shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer or the Treasurer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer or the Treasurer. The Chief Financial Officer or the Treasurer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer or the Treasurer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer or the Treasurer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer or the Treasurer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Director of the Division

of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is twenty (20) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$138,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$5,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements and purposes hereinbefore described.

**SECTION 8.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Borough reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds

of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the Borough for costs of the improvement or purpose described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the Borough, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Borough for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will be issued in an amount not to exceed \$138,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvement or purpose described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three years after the expenditure is paid.

**SECTION 10.** The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough, which are authorized herein, and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and

beneficial owners of obligations of the Borough, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 11.** The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**Public Hearing:**

At this time SONDERMEYER made a motion to open the Public Hearing for comment; seconded by D'AMATO 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.

**Adoption:**

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

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

*Ordinance No. 30-2020: Ch. 3 Police Regulations (Public Nuisance)*

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

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

The Municipal Clerk read the following Ordinance by title:

**ORDINANCE NO. 30-2020  
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 3 "POLICE REGULATIONS", ADDING SECTION 3-13 "PUBLIC NUISANCES" OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

**WHEREAS**, the Borough Code sets forth certain the policies, procedures, fees and regulations that apply to the Bloomingdale Police Department; and

**WHEREAS**, the Chief of Police of the Bloomingdale Borough Police Department, the Borough Council and the Borough Ordinance Committee have reviewed the current Code and determined that it is necessary to amend the Code to include section 3-13 to address 'public nuisances'; 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.** Chapter 3 “Police Regulations”, Section 3-13 “Public Nuisances” shall be added to read as follows:

**3-13.1 Definitions.**

As used in this Section the following terms shall have the meanings indicated.

*Noise Control Investigator (NCI).* Means an employee of the Borough of Bloomingdale that has not received noise enforcement training as specified in N.J.A.C. 7:29. A Noise Control Investigator may enforce ordinances that do not require the use of a sound level meter. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

*Plainly Audible.* Means any sound that can be detected by an NCI using his or her unaided hearing faculties of normal acuity. As an example, if the sound source under investigation is a portable or vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The NCI need not determine the title, specific words or the artist performing the song.

*Real Property Line.* Means either (a) the vertical boundary that separates one parcel of property (i.e. lot and block) from another residential or commercial property; (b) the vertical and horizontal boundaries of a dwelling unit that is part of a multi-dwelling unit building; or (c) on a multi-use property as defined herein, the vertical or horizontal boundaries between the 2 portions of the property on which different categories of activity are being performed (e.g. if the multi-use property is a building which is residential upstairs and commercial downstairs, then the real property line is a building interface between the residential area and the commercial area, or if there is an outdoor sound source such as an HVAC unit on the same parcel of property, the boundary line is the exterior wall of the receiving unit). Note: this definition shall not apply to a commercial source and a commercial receptor which are both located on the same parcel of property (e.g. a strip mall).

*Sound Production Device.* Means any device whose primary function is the production of sound, including, but not limited to any, musical instrument, radio, television, digital or analog music player, public address system or sound-amplifying equipment.

**3-13.2 Disturbing the Peace.**

a. Noise and Sound. It shall be unlawful for any person to make, cause or permit to be made, upon any premise owned, occupied or controlled by him/her or upon any public street within the Borough of Bloomingdale, any unnecessary noises or sounds, by means of including but not limited to the human voice, self-contained and/or portable music or sound production devices, which is plainly audible and excessive across a real property line and unreasonably disturbs or interferes with the peace, comfort and repose of any resident. Sound production devices, as defined in this Section shall not be operated in a manner that disturbs the lives, comfort and peace of the residents. This shall include any other noise or sounds that are plainly audible and excessively loud, harsh or unusual in time and occurrence. Unusual time shall include, but not necessarily be limited to the hours between 10:00 p.m. and 7:00 a.m. on weekdays and between 11:00 p.m. and 9:00 a.m. on weekends.

b. Reserved.

**3-13.3 Urinating or Defecating in Public, Semi-Public, or in the Public View.**

No person shall urinate or defecate in or upon any street, highway, road, alley, sidewalk, thoroughfare or in a public or semi-public place or in the public view, except within designated restrooms, or outdoors upon any private property without the consent of the property owner or lawful occupant. For the purposes of this Subsection only, “public place,” “semi-public place” or “public view” is defined as a location where the prohibited conduct may reasonably be expected to be viewed or could be viewed by others.

**3-13.4 Enforcement.**

The provisions of this Section shall be enforced by the Chief of Police or his/her designee. In addition, the Chief of Police or his/her designee are designated Noise Control Investigators as defined in this Section and are authorized to enforce the provisions of Chapter 3 Section 13.2, including but not limited to, times of day and/or distance determinations on public and/or private property and does not require the use of a sound level meter to make such determination.

**3-13.5 Violations and Penalties.**

- a. A separate offense shall be deemed committed on each day during or on which a violation occurred or continued.
- b. Any person who shall violate or shall permit to be violated any of the terms or provisions of this Section shall, upon conviction, be liable to the penalty stated in Chapter 1 Section 1-5.

All other portions of this Section 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 DELLARIPA made a motion to open the Public Hearing for comment; seconded by SONDERMEYER and carried on a voice vote all voting AYE. Since there was no one who wished to speak SONDERMEYER made a motion to close the public hearing; motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

**Discussion:**

*The police department receives many noises complaints & have no mechanism of enforcement. This will allow for enforcement.*

**Adoption:**

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

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

*Ordinance No. 31-2020: Amend Ch. 2-80 (Police Employment Application Fees)*

The Municipal Clerk, Breeanna Calabro, 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. 31-2020  
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 2 “ADMINISTRATION”, ARTICLE VIII “POLICIES AND PROCEDURES”, SECTION 2-80 “FEES CHARGED FOR MUNICIPAL SERVICES” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

**WHEREAS**, the Borough Code currently sets forth certain fees for municipal services; and

**WHEREAS**, Chief Joseph Borell will be conducting an examination process for future employment within the Bloomingdale Police Department.

**WHEREAS**, a fee for employment applications for the Bloomingdale Police Department will be charged; 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.** Chapter 2 “Administration”, Article VIII “Policies and Procedures”, Section 2-80 “Fees Charged for Municipal Services” shall be amended as follows:

- a. Copies of documents available to the public pursuant to the Open Public Records Act, N.J.S.A. 1A-1 et seq. are to be charged at the following rates: (1) \$0.05 per page for letter sized pages and smaller; (2) \$0.07 per page for legal sized pages and larger; (3) electronic records are to be provided free of charge via e-mail and fax; (4) \$2.70 for recording manufacturer's recommended compact disk or \$.60 for standard quality compact disc; and (5) the actual cost to provide records in another medium (i.e. computer disc, CD-ROM, DVD)
- b. Black and White Street and/or Zoning Map \$5.00
- c. Color Street and/or Zoning Map \$8.00
1. 8-1/2 x 11 Color Street and/or Zoning Map \$0.50
- d. Zoning Ordinance Package \$10.00
- e. Site Plan Ordinance Package \$10.00
- f. Master Plan \$50.00
- g. Assessment Search \$10.00
- h. Tax Search \$10.00
- i. Municipal Lien Search \$10.00 for each property  
\$2.00 for each continuation  
year (maximum of \$8.00)
- j. Search for Delinquent Properties \$10.00
- k. Search for Miscellaneous Tax Information \$5.00
- l. List of Property Owners within 200 feet \$10.00 or \$.25 per name  
(whichever is greater)
- m. Duplicate Tax Sale Certificate \$100.00
- n. Duplicate Tax Bill \$5.00 for first duplicate copy  
\$25.00 for duplicate copy  
thereafter
- o. Mailing of Notice of Tax Sale \$25.00
- p. Extra Duty Rates Outside of the Police Department:
- (1) Borough Non-Police Work \$65.00/hour
- (2) Non-Municipal/Private Contractors \$80.00/hour  
Plus Administration Fee 25%
- (3) County \$50-\$85  
Plus Administration Fee for County 15%
- q. Photocopy of Tax Map \$0.75
- r. Returned Check Fee \$20.00
- s. Tire Pickup and Disposal \$5.00 per tire
- t. Leaf Bags 3 for \$1.00
- u. Garage Sales \$10.00
- v. Permit to purchase a handgun \$2.00
- w. Permit to carry a handgun \$5.00
- x. Firearm Identification Card \$5.00
- y. Summer Junior Police Academy \$25.00 to \$50.00
- z. Clothing Bins \$10.00
- aa. Online payment fees for credit cards Up to 5% of costs
- bb. Delivery of Topsoil/Mulch \$50.00. Limit of 2 deliveries  
per resident annum
- cc. Overnight Parking Permit \$120.00 per annum
- dd. Livestock Permit Fee \$30 per annum
- ee. Marriage ceremony by Mayor \$100 (all fees collected pursuant  
to this paragraph shall be  
dedicated exclusively to the  
Animal Control Budget)
- ff. License for retail electronic smoking device  
establishments \$250 per annum
- gg. Anniversary Journals \$20.00

hh. Anniversary T-Shirts	\$15-\$18
ii. Online credit card fees for Water & Sewer	\$3.95
jj. Accident Reports (other than in person)	\$5.00
kk. EDC Banners	\$200.00
ll. Employment Application Fee (Police Dept)	\$75.00

All other portions of this Section 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 HUDSON made a motion to open the Public Hearing for comment; seconded by DELLARIPA and carried on a voice vote all voting AYE. Since there was no one who wished to speak SONDERMEYER made a motion to close the public hearing; motion was seconded by DELLARIPA and carried on voice vote all members voting AYE.

**Discussion:**

*The police department will be conducting their own employment process rather than choosing candidates who enroll in the ‘alternate route’ in the police academy. There are no alternate route members participating in the upcoming police academy class. The department will be collecting fees from 100 applicants. The Borough is preparing the department for future retirement replacements.*

**Adoption:**

YAZDI made motion for adoption; the motion was seconded by DELLARIPA and carried per the following roll call vote: YAZDI (YES), D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), JUHLIN (YES), SONDERMEYER (YES)

**NEW BUSINESS:**

- A. Councilman DELLARIPA offered a motion for adoption of all resolutions listed under ‘New Business’ (RESO 2020-9.7 through 2020-9.15);

**Mayor Brief Discussion:**

*Payment of the bills; replacement DPW hire; purchase of items listed in the capital improvement ordinances; appointment of M. Lime to replace a vacancy due to retirement of R. Westdyk; M. Lime will also be the Fire Inspector for the shared service agreements for Butler, Kinnelon & Pequannock.*

The motion was second by D’AMATO carried per the following roll call vote: D’AMATO (YES), DELLARIPA (YES), HUDSON (YES), JUHLIN (YES), SONDERMEYER (YES), YAZDI (YES).

**NEW BUSINESS RESOLUTIONS:**

**RESOLUTION NO. 2020-9.7  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

*Authorizing Payment of Municipal Obligations*

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

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

<u>BILLS LIST</u>		<u>PREPAID LIST</u>	
CURRENT	1,382.07	CURRENT	000,000.00
UTILITY	372.78	UTILITY	000,000.00
CAPITAL	000,000.00	OPEN SPACE	00.00
UTILITY CAPITAL	48,181.17	TRUST ACCOUNT	0,000.00
TRUST	00,000.00	RECYCLING	00.00
DOG	0,000.00	DOG TRUST	00.00
RECREATION	0,000.00	UNEMPLOY	00.00 ROSE
FUND	0,000.00	CAPITAL	00.00
RECYCLING	00.00	WATER CAPITAL	00.00
UNEMPLOYMENT	000.00	RECREATION	00.00
AFFORDABLE HOUSING	00.00	CAPITAL ASSESSMENT	00.00
<b>TOTAL</b>	<b>49,936.02</b>	<b>TOTAL</b>	<b>000,000.00</b>

**RESOLUTION NO. 2020-9.8  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

*Hiring of full-time DPW Laborer*

**WHEREAS**, there exists a need for a full time Laborer within the Department of Public Works; and

**WHEREAS**, the Superintendent and the Assistant Superintendent of the Department of Public Works recommend the position be filled by Dylan Dillinsky; and

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Bloomingdale, that Dylan Dillinsky be hired as a full-time DPW Laborer, effective October 1, 2020 as per the terms of the CWA Local 1032 DPW contract.

**RESOLUTION NO. 2020-9.9  
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 CONTRACT TO KENVIL POWER FOR A GAS POWERED COMMERCIAL MOWER (MODEL LZX980EKC96RW0) THROUGH ESCNJ CO-OP #65MCESCCPS**

**WHEREAS**, the Mayor and Borough Council of the Borough of Bloomingdale wish to purchase a Gas Powered Commercial Zero Turn Mower for the Department of Public Works as part of the 2020 Capital Plan; and

**WHEREAS**, said equipment may be purchased from Kenvil Power through ESCNJ Bid No. 18/19-25 (Grounds Equipment); and

**WHEREAS**, the maximum amount of the contract is not to exceed \$29,000.00, and the Chief Financial Officer has certified the availability of funds in the annexed certification ; and

**WHEREAS**, public bids are not required when the purchase is made through a cooperative pricing system in accordance with N.J.S.A. 40A:11-11(6) of the Local Public Contracts Law.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of

Bloomingtondale, in the County of Passaic, and State of New Jersey, that a contract for the purchase of a Gas Powered Commercial Zero Turn Mower is hereby awarded to Kenvil Power, of Kenvil, NJ, in accordance with the terms and conditions contained in ESCNJ Bid No. 18/19-25, and the Mayor and Borough Clerk are hereby authorized to execute same.

**RESOLUTION NO. 2020-9.10  
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  
A CONTRACT WITH NORTHEAST COMMUNICATIONS INC.  
THROUGH THE MORRIS COUNTY COOPERATIVE PRICING  
COUNCIL CONTRACT #41**

**WHEREAS**, the Borough of Bloomingtondale, 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 Morris County Cooperative Pricing Council “MCCPC”, which has been approved by the Director of the Division of Local Government Services; and

**WHEREAS**, the Borough of Bloomingtondale’s Department of Public Works desires to purchase radio communication equipment through the Morris County Cooperative Pricing Council; and

**WHEREAS**, Northeast Communication Inc. of 244 East Union Turnpike, Wharton, NJ 07885, has been awarded the contract #41 for Purchase of Communications Equipment (Radios); and

**WHEREAS**, the Full-time Mayor & DPW Utility Foreman recommend the utilization of this contract on the grounds as the best means available for the purchase of radio communication equipment; and

**WHEREAS**, the contract shall not exceed the amount of \$40,000.00 and funding is available as evidence in the annexed certification of funds; and

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

1. The Borough of Bloomingtondale hereby authorizes the purchase of radio communication equipment from Northeast Communication Inc. of 244 East Union Turnpike, Wharton, NJ 07885 through MCCPC contract #41.
2. The total fee authorized for this contract shall not exceed \$40,000.00 without the prior written approval of the Borough Council.
3. The Full-time Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this Resolution.
4. A copy of this resolution shall be provided to the Borough Treasurer and Northeast Communication Inc. for their information and guidance.

This Resolution shall take effect immediately.

**RESOLUTION NO. 2020-9.11  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

*Resolution of the Borough of Bloomingtondale, County of Passaic and State of New Jersey,  
Appointing a CCO Officer*

**BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale hereby appoints the following member as the Borough’s CCO Officer:

CCO Officer	1 Year Term Expiring 12/31/20	Mark Lime
	(Salary \$15,660)	

**RESOLUTION NO. 2020-9.12  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF  
PASSAIC AND STATE OF NEW JERSEY APPROVING AND  
AUTHORIZING THE INTERLOCAL SHARED SERVICES AGREEMENT  
BETWEEN THE BOROUGH OF BLOOMINGDALE AND THE  
BOROUGH OF BUTLER FOR FIRE INSPECTION SERVICES**

**WHEREAS**, the Borough of Butler has a need for fire inspection services; and

**WHEREAS**, the Borough of Bloomingdale currently has a licensed Fire Inspector who is able and willing to perform these services for the Borough of Butler; and

**WHEREAS**, the Borough of Bloomingdale will receive compensation in the amount of \$16,400.00 for the first year of the contract, said compensation amount will increase by 2% per year for the duration of the Agreement, for performance under the Interlocal Shared Services Agreement; 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 Butler desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide fire inspection services for the Borough of Butler.

**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 Butler for fire inspection services; and

**BE IT FURTHER RESOLVED** that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement.

This Resolution shall take effect immediately.

**RESOLUTION NO. 2020-9.13  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF  
PASSAIC AND STATE OF NEW JERSEY APPROVING AND  
AUTHORIZING THE INTERLOCAL SHARED SERVICES AGREEMENT  
BETWEEN THE BOROUGH OF BLOOMINGDALE AND THE  
BOROUGH OF KINNELON FOR FIRE INSPECTION SERVICES**

**WHEREAS**, the Borough of Kinnelon has a need for fire inspection services; and

**WHEREAS**, the Borough of Bloomingdale currently has a licensed Fire Inspector who is able and willing to perform these services for the Borough of Kinnelon; and

**WHEREAS**, the Borough of Bloomingdale will receive compensation in the amount of \$14,500.00 for the first year of the contract, said compensation amount will increase by 2% per year for the duration of the Agreement, for performance under the Interlocal Shared Services Agreement; 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 Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide fire inspection services 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 fire inspection services; and

**BE IT FURTHER RESOLVED** that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement.

**RESOLUTION NO. 2020-9.14  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF  
PASSAIC AND STATE OF NEW JERSEY APPROVING AND  
AUTHORIZING THE INTERLOCAL SHARED SERVICES AGREEMENT  
BETWEEN THE BOROUGH OF BLOOMINGDALE AND THE  
TOWNSHIP OF PEQUANNOCK FOR FIRE INSPECTION SERVICES**

**WHEREAS**, the Township of Pequannock has a need for fire inspection services; and

**WHEREAS**, the Borough of Bloomingdale currently has a licensed Fire Inspector who is able and willing to perform these services for the Township of Pequannock; and

**WHEREAS**, the Borough of Bloomingdale will receive compensation in the amount of \$16,800.00 for the first year of the contract, said compensation amount will increase by 2% per year for the duration of the Agreement, for performance under the Interlocal Shared Services Agreement; 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 Township of Pequannock desire to enter into this Interlocal Shared Services Agreement (“Agreement”) through which the Borough of Bloomingdale shall provide fire inspection services for the Township of Pequannock.

**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 Township of Pequannock for fire inspection services; and

**BE IT FURTHER RESOLVED** that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by the parties thereto, and execution of agreements authorized thereunder as set forth in the agreement.

**RESOLUTION NO. 2020-9.15  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION APPOINTING MARK LIME AS FIRE INSPECTOR FOR THE  
INTERLOCAL SHARED SERVICE AGREEMENTS FOR FIRE INSPECTION  
SERVICES FOR BUTLER, KINNELON, & PEQUANNOCK**

**WHEREAS**, the Borough of Bloomingdale has entered into Interlocal Shared Service agreements for Fire Inspection Services with the Borough of Butler, Borough of Kinnelon, and Township of Pequannock; and

**WHEREAS**, Mark Lime is the appointed Fire Prevention Official for the Borough of Bloomingdale; and

**WHEREAS**, Mark Lime is qualified to fulfill the duties of Fire Inspector services as outlined in the said agreements; and

**WHEREAS**, the salary is \$54,682.00; and

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Bloomingdale, Mark Lime is hereby authorized to perform the duties of Fire Inspector as described in the aforementioned agreements at a salary of \$54,682.00.

**H Introduction of Ordinance No. 32-2020: Amending Ch. 2-80 Fees (County Administration Fee for Off-Duty PD Jobs)**

A motion was made by DELLARIPA to introduce the Ordinance by title; second and final reading/ public hearing will be on September 15, 2020 at 7PM; the motion was seconded by D'AMATO and carried on 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, AMENDING CHAPTER 2 "ADMINISTRATION", ARTICLE VIII "POLICIES AND PROCEDURES", SECTION 2-80 "FEES CHARGED FOR MUNICIPAL SERVICES" OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

**LATE PUBLIC COMMENT**

HUDSON opened the meeting to late public comment; seconded by D'AMATO and carried on voice vote. Since there was no one who wished to speak HUDSON moved that it be closed; second by SONDERMEYER and carried on voice vote all members voting (AYE).

**EXECUTIVE SESSION:**

Councilman DELLARIPA made a motion for the Council to enter into Executive Session; second by SONDERMEYER and carried on voice vote all members voting AYE.

**RESOLUTION NO. 2020-9.16  
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 1<sup>st</sup> day of September 2020 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.
- ( ) 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. (**Employment - Police Department**)
- ( ) 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).

**ENTERED EXECUTIVE SESSION: 7:28PM**  
**RESUMED IN OPEN SESSION: 7:38PM**

**GOVERNING BODY SCHEDULE:**

- A. 9/11 Ceremony, Loan Park – September 11, 2020 7PM
- B. Regular Meeting – September 15, 2020 7PM
- C. Workshop Meeting – October 6, 2020 7 PM

**ADJOURNMENT:**

Since there was no further business to be conducted, HUDSON moved to adjourn at 7:38PM; seconded by DELLARIPA and carried on voice vote with all Council Members voting AYE.

Breeanna Calabro, RMC  
Municipal Clerk