

June 26, 2012

The Regular 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. Mayor Dunleavy called the meeting to order at 7:05 p.m.

SALUTE TO THE AMERICAN FLAG

Mayor Dunleavy led the Salute to the Flag.

<i>In Attendance:</i>	Mayor:	Jonathan Dunleavy
	Council Members:	Mark Conklin John D'Amato Jo-Ann Pituch Glenn Schiffman Linda Shortman Ray Yazdi

<i>Professionals Present:</i>	Municipal Clerk:	Jane McCarthy, RMC
	Borough Attorney:	Fred Semrau, Esq.
	Borough Administrator:	Ted Ehrenburg

PUBLIC NOTICE STATEMENT

Mayor Dunleavy stated that adequate notice of this meeting was posted in the Bloomingdale Municipal Building and provided to The Suburban Trends; The North Jersey Herald & News; and all other local news media on December 13, 2011.

MOTION TO REMOVE MATTERS FROM AGENDA

No items were removed.

EARLY PUBLIC COMMENT

Councilwoman Pituch moved that the meeting be opened to Early Public Comment; seconded by Councilman Yazdi and carried on voice vote.

Leonard Dale, Reeve Avenue, expressed concern in regard to the Recycling Center and felt that the recycling center would be better suited next to the DPW yard. It was noted that there are wetlands in this area.

Mr. Dale also noted that it could be on the property where the Borough bought the building for a Police Station.

Discussion followed; Councilman D'Amato stated that we need to get something started to bring in revenues.

In response to question as to how much we will bring in, Borough Administrator stated that a similar town is bringing in about \$65,000. It was noted that if we have some neighboring communities that want to bring us their recycling, we can generate more revenue. This will help with our tipping fees.

Dumpsters will be provided at no charge to the Borough; there are two different providers; we will not be going to other towns and pick up their recycling. We will have retirees at the center to maintain it.

Wendy Connolly, Lake Iosco, asked if they will be able to comment before the budget is adopted and it was noted that tonight is the Public Hearing but there will be no adoption; people will have another opportunity to do so.

Al Miller, 7 Mary Street, asked about the environmental aspects with putting a recycling center on this property behind the Senior Center and Borough Administrator stated that we check with the State DEP and no permit is needed.

Leslie Monsees, 153 Rafkind Road, expressed her displeasure with putting the recycling behind the Senior Center and the effect on the gardens that were planted there.

Mrs. Monsees also asked what will be the revenue derived from cleaning the street in Riverdale. Felt we should be cutting back on the DPW and not doing additional shared services.

Linda Huntley, Van Dam Avenue, spoke in regard to the Bond Ordinance for municipal roads and asked if we have been applying for grants, asked why the water/sewer infrastructure isn't being taken care of and why hasn't Pompton Lakes taken over the Water/Sewer Department.

Mayor Dunleavy stated that the issue of Pompton Lakes was discussed in Executive Session and didn't know how Ms. Huntley knew the details of that and noted that he does not support this concept.

Discussion followed and Ms. Huntley stated that we should not bond until we have grants; Borough Administrator stated he has applied for grants and there are no monies out there. He also made a recommendation to the Mayor and Council to get a proposal from the Auditor to do an analysis of Pompton Lakes taking over the Water/Sewer Department.

Mr. Ehrenburg stated that the people who came from Pompton Lakes to review our utility did not know anything as to how they arrived at their cost and our Licensed Operator works for Pompton Lakes and was told by them years ago that we had too many issues with our infrastructure.

Ms. Huntley stated that the bonding is for flooding and we will be getting FEMA reimbursement money; noted that there is no guarantee we will.

Councilman Yazdi stated that we have to take care of our roads; Morse Lakes Road is a public road.

Councilwoman Shortman agreed and stated Jeffrey Drive absolutely has to be done.

Councilman Schiffman stated that he recused himself for voting on this but right now the Morris County Coop is the best way to go to pave these roads.

Noted that \$15,000 is what is needed in this year's budget.

Since there was no one who wished to speak under Early Public Comment, Councilman Yazdi moved that it be closed; seconded by Councilwoman Pituch and carried on voice vote.

PUBLIC HEARING ON FY2012 MUNICIPAL BUDGET

Borough Auditor Dieter Lerch was in attendance and went over the proposed budget and noted that we will not be adopting at this time.

Ordinance #5-2012: Establish a CAP Bank

CALENDAR YEAR 2012 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

(N.J.S.A. 40A-4-45.14) was given second and final reading and consideration for adoption at this time.

Councilman Schiffman moved that the ordinance be read by title; seconded by Councilman Yazdi and carried on voice vote.

ORDINANCE #5-2012

**OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE
PASSAIC COUNTY, NEW JERSEY**

**CALENDAR YEAR 2012 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A-4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Bloomingdale in the County of Passaic finds its advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.0% increase in the budget of said year, amount to \$68,273 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Bloomingdale, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2012 budget year, the final appropriations of the Borough of Bloomingdale shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$238,956, and that the 2012 municipal budget for the Borough of Bloomingdale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The Municipal Clerk read the ordinance by title.

The Borough Auditor gave the explanatory statement for this ordinance.

Councilman Yazdi moved that the meeting be open to a public hearing on this ordinance; seconded by Councilman Schiffman and carried on voice vote.

Wendy Connolly, Lake Iosco, asked what the 3-1/2% includes and it was noted that it does include social security, health insurance, etc.

Since there was no one else who wished to speak in regard to this ordinance, Councilman Schiffman moved that it be closed; seconded by Councilwoman Pituch and carried on voice vote.

Councilman Schiffman moved for the adoption of this ordinance; seconded by Councilwoman Shortman and carried as per the following roll call: Council Members: Conklin; D'Amato; Pituch; Schiffman; Shortman and Yazdi all YES.

PUBLIC HEARING ON FY2012 MUNICIPAL BUDGET

At this time, Borough Auditor Dieter Lerch and Budget Chairman Councilman Yazdi went over the proposed budget and the procedure which will be followed for adoption.

Noted that the Finance Committee met and made recommendations with several cuts and stated that they will present a proposed amendment this evening on the budget.

Borough Auditor discussed cuts in health insurance; reducing some open space tax; some prior years bills will be paid on January 1.

Borough Auditor also discussed a resolution this evening whereby the tax sale will be held in December of 2012. He also discussed the imposition of a sanitation user fee; one time annual charge for garbage pickup and also spoke in regard to a state statute whereby the Borough can use excess library fund for tax relief; these are management decisions. The proposed amendment this evening does not incorporate the sanitation or library issue.

Councilman Yazdi discussed fact that when Avalon Bay pays their fees, that will help us.

Discussion in regard to monies in the ROSE fund; the new money with the reevaluation would be an additional \$82,000 which is the only money that is in this resolution. Noted that we can use this money to pay down the ordinance for the flood work.

This will require a public hearing and need to be advertised.

At this time, Mayor Dunleavy opened the meeting to a Public Hearing on the proposed FY2010 Budget.

Al Miller, 7 Mary Street, asked if this includes capital projects and asked what our debt is.

Borough Auditor stated that the total revenue is about 10 million dollars; total debt is about 1.244 million dollars which is about 12% of your budget; the rule of thumb that it should not exceed 10% of your total operation budget. We are slightly 2-1/12% higher. 11 million dollars is the total debt.

What is in the capital budgets is what we will pay in 2013.

Leslie Monsees, 153 Rafkind Road, noted her displeasure with a sanitation charge; if you are going to consider this, it should be by bulk.

Mrs. Monsees also discussed fact that the ROSE fund has doubled and asked if the Council would address a referendum reducing it.

Also discussed the reduction in number of employees and felt the number of 98 employees last year is incorrect.

Linda Huntley, 86 Van Dam Avenue, discussed the former DPW contract and noted that it was a 7-1/2% increase to which Councilman Yazdi noted this is not correct.

Wendy Connolly, Lake Iosco, asked if a new Police Officer was hired and it was stated we did which she stated that that should increase your revenues minus his salary.

Mrs. Connolly also spoke of the revaluation numbers being contested and the reserve for uncollected taxes.

Borough Auditor stated that it is reflected in the amendment and it will be \$170,000.

Mrs. Connolly asked the Borough Auditor to lower his contract or make a contribution to the fireworks; Borough Auditor stated we always supported community events.

Since there was no one else who wished to speak under Public Comment, Councilman Schiffman moved that it be closed; seconded by Councilman D'Amato and carried on voice vote.

Adoption of Resolution #2012-6.11: Sale of Accelerated Taxes

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

**RESOLUTION #2012-6.11
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Resolution Authorizing Accelerated Sale for 2012

WHEREAS, N.J.S.A. 54:5-19 provides procedures for a municipality relating to unpaid taxes, or municipal liens, on real property; and

WHEREAS, N.J.S.A. 54:5-19 permits a municipality to conduct an accelerated tax sale when unpaid taxes or any municipal lien, or part thereof, on real property remain in arrears on the 11th day of the eleventh month in the fiscal year when the taxes or lien became in arrears; and

WHEREAS, election of this choice shall be made by resolution, approved by the Governing Body prior to the adoption of the municipal budget pursuant to N.J.S.A. 40A-4.5; and

WHEREAS, it is in the best interest of the taxpayers of the Borough of Bloomingdale that the Borough conduct an accelerated tax sale in 2012;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale conduct an accelerated tax sale of unpaid taxes, and municipal liens, which remain in arrears on the 11th day of the eleventh month of 2012 and that such sale is to be conducted and completed no earlier than in the last month of the 2012 fiscal year.

Councilman Yazdi seconded the motion and it carried as per the following roll call: Council Members: D'Amato; Pituch; Schiffman; Shortman; Yazdi and Conklin all YES.

Adoption of Resolution #2012-6.12: Amendment to FY2012 Municipal Budget

Councilman Yazdi offered the following Amendment and moved for its adoption:

(See Resolution Spread in Full Pages 30A&B)

Councilman Schiffman seconded the motion, and it carried as per the following roll call: Council Members: Pituch; Schiffman; Shortman; Yazdi; Conklin and D'Amato all YES.

At this time, Mayor Dunleavy thanked Borough Auditor Dieter Lerch for attending the meeting.

REPORTS FROM THE GOVERNING BODY

Recreation Commission

Councilwoman Shortman stated that she attended the Recreation Commission meeting and noted the Recreation Commission will be starting a walking program on July 5 at 7 p.m. at the Butler Track.

Police Department

Councilman Schiffman stated that the Police Department had their Junior Police Academy kick off ; our Police Officer worked with the children and it was a very successful program.

League of Municipalities

Mayor Dunleavy stated that the League is lobbying very hard to try and reinstate the energy tax; in 2009 the property tax relief was \$182,425 and in 2011 it was down to \$75,000; Mayor emailed our representatives to see how they are voting on this.

Fireworks

Mayor noted that the Fireworks will be held Friday evening at 6 p.m. at the Walter T. Bergen School.

Town Hall meeting

Councilwoman Shortman commended our DPW staff on the good job they did in preparing the building for Congressman Frelinghuysen's visit; it was a very good informative meeting.

Fire Department

Councilwoman Shortman stated she attended the Fire Departments memorial service on Sunday for deceased members; it was a beautiful ceremony for our deceased members.

Riverwalk Focus Study

Councilwoman Shortman stated that she met with the Engineer who is guiding them through this with Burgis Associations; this is the Passaic County Open Space Grant money.

PROFESSIONAL REPORTS

Borough Attorney

Borough Attorney Semrau stated that they are attending the County Tax Board hearings; taxpayers were prepared and gave good information and the Reevaluation Firm as well; it was the proper approach and it is all about fairness; will keep the Governing Body informed.

Borough Administrator

DPW Equipment

Borough Administrator stated noted that we will need a shed to keep the chemicals for when we spray for pesticides; we can get a 7 x 7 from Home Dept for approximately \$900; Mayor stated that this is under the \$1200 threshold and the Borough Administrator can make this decision administratively.

Desnagging Brooks

Borough Administrator stated that he received an email from the Borough Administrator that we will be desnagging the brooks on June 28.

Water Tank Painting

Bids will be received August 8; valve inspections will be done on Thursday.

Construction Services

Borough Administrator stated that he has had some conversation for future growth with construction; noted that the Construction Official would like to implement a fee for temporary Certificate of Occupancies; shall be \$50 and \$35 for renewals.

Riverwalk Grant

Borough Administrator stated that the Borough Engineer has done an admirable job; Burgis has sent a representative and this project is funded through a Passaic County Open Space Grant; total price is \$30,000; this needs to be authorized.

Redevelopment Plan

Borough Administrator stated that Burgis is the Planner on the Redevelopment Plan and we need to authorize a remaining \$4,750 to move forward on this.

DPW well monitoring

Borough Administrator discussed fact that we have received notice from the DEP that benzene has been found in the groundwater at the DPW; our former Engineer did some monitoring well testing but this was never closed out. Cost for a company to do this would be approximately \$18,000; there are no funds available and we would have to declare this an special emergency.

Discussion followed as to whether or not this was deemed clear. Noted that the homeowners on Union Avenue with wells should be notified.

Borough Administrator and Municipal Clerk will again check the files and this will be kept on the Pending Agenda.

Water/Sewer hookups

Borough Administrator has received an inquiry from the owner of Wilkes Deli to hook up to the sewer; noted that this was brought up before and it would be an assessment project; Mayor noted that it was an expensive project but he would be more than willing to revisit this.

This will be kept on the Pending Agenda.

Property Maintenance

Discussion followed in regard to properties in disrepair and fact that they should be cited; noted that if a property is in foreclosure, chances are those liens will be wiped out by foreclosure.

Mayor stated that we have a “zero tolerance” policy which should be enforced.

APPROVAL OF CONSENT AGENDA

Councilman Schiffman moved that the following Consent Agenda be approved:

- A. Approval of Minutes for: Regular Meeting May 22, 2012
- B. Approval of Block Party Permit – 45 Hilltop Terrace

Councilwoman Shortman seconded the motion and it carried on voice vote with all Council members voting YES.

PENDING BUSINESS**Authorization to hire Webmaster**

Councilman D'Amato moved that authorization be given to hire Cit-e-Net for Webmaster services as per their proposal dated may 18, 2012; seconded by Councilman Schiffman and carried as per the following roll call: Council Members: Schiffman; Shortman; Yazdi; Conklin; D'Amato and Pituch all YES.

RECESS

Mayor Dunleavy called at recess at this time, 9:05 p.m.

RECONVENED

Mayor Dunleavy reconvened the meeting at 9:20 p.m.

Street Sweeping for Borough of Riverdale

Discussion followed in regard to street sweeping for the Borough of Riverdale and fact that we are looking to do this for the balance of the year which would roughly bring a \$10,000 cost to the Borough.

Councilwomen Shortman and Pituch stated that they need an actual cost vs. revenue. Councilwoman Pituch stated that this was not brought before the Shared Services Committee; Mayor Dunleavy stated t hat this was addressed at the last meeting and everyone who had questions were to contact either the Administrator or DPW Superintendent and find out their answers.

Councilman Schiffman moved to approve street sweeping with the Borough of Riverdale for the balance of the year; seconded by councilman Yazdi.

Councilman Conklin asked if this includes benefits, vacation, sick time and pension. Borough Administrator stated that this employee still gets the benefits whether or not we street sweep for Riverdale; our streets will not be swept two days rather than three. This will lower our costs to operate our DPW Department.

The motion carried as per the following roll call: council Members: Shortman, NO; Yazdi, YES; Conklin, YES; D'Amato, YES; Pituch, NO and Schiffman, YES.

Authorization of a Recycling Center

Discussion followed in regard to a Recycling Center behind the Senior Citizen Center.

Councilman Yazdi moved to authorize a Recycling Center behind the Senior Citizen Center; seconded by Councilman D'Amato.

Councilwoman Shortman stated that since June 7 she has been asking for a site plan of the yard; felt there is an area at the DPW that could be used; did not know an oil tank would be there.

Stated that she there would be nine dumpsters moving a trailer and has not seen the costs; against this on Second Street and does not want it to come beyond 75' and no oil there.

Councilman Schiffman stated that he agrees that there should be no oil there.

Councilman Yazdi amended his motion to include no oil tank at this site; seconded by Councilman D'Amato.

Discussion followed in regard to 75' v 100 ' and noted that if it has to go to 100', it could possibly be dug into the hill.

Councilman Yazdi amended his motion to include not to encroach more than 75' and no oil trailer; seconded by Councilman D'Amato.

Borough Attorney stated in regard to the parking spaces, a government owned operation, the Governing Body has jurisdiction as long as it is for a government purpose.

The motion carried as per the following roll call: Council members: Yazdi, YES; Conklin, YES; D'Amato, YES; Pituch, NO; Schiffman, YES and Shortman, NO.

Reintroduction of Ordinance #10-2012: Bond Ordinance Providing for Various Road Improvements

BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS IN AND BY THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$427,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF was introduced by title by councilman Yazdi who moved that second and final reading and public hearing be held on July 24, 2012 at 7:30 p.m.

NOTE: FOR RECORD – THE JULY 24, 2012 MEETING WAS CHANGED LATER TO A SPECIAL MEETING JULY 17, 2012.

Councilman D'Amato seconded the motion, and it carried as per the following roll call: Council Members: Conklin, YES; D'Amato, YES; Pituch, YES; Schiffman, RECUSED; Shortman, YES and Yazdi, YES.

Authorization to move playground equipment from Sloan Park to Walter T. Bergen School

Councilman Yazdi moved for authorization of Michael Fitzpatrick and Son to move the playground which is currently at Sloan park to the Walter T. Bergen School at a cost of \$1,000; seconded by Councilman Schiffman and carried as per the following roll call: Council Members: D'Amato; Pituch; Schiffman; Shortman; Yazdi and Conklin all YES.

Discussion in regard to County Grant for Flooding

Borough Administrator has attended numerous meetings at the County for grants for flooding; 50% of the funding is going to inner cities; we tried to see if we could get help for Sloan Park and they said no. They did agree to repair a section by the post office.

Status of liens on Borough property

Borough Attorney stated that we have twelve repair bills; Borough Administrator has reached out to the mortgagees and we will have a report at the next meeting.

INTRODUCTION OF NEW BUSINESS

Adoption of Resolution #2012-6.12: Payment of Bills

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

**RESOLUTION - #2012 –6.13
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing Payment of Municipal Obligations

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

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

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

BILLS LIST		PREPAID LIST	
CURRENT	1,331,760.73	CURRENT	472,249.31
UTILITY	494,115.34	UTILITY	23,724.37
CAPITAL	50,146.32	UNEMPLOY	139.82
UTILITY CAPITAL	3,145.50	RECYCLING	505.76
TRUST	10,542.13	CAPITAL	0,000.00
DOG	3,071.00	TRUST	4,389.00
RECREATION	5,683.50	SPEC. ASSESS.	0,000.00
UNEMPLOYMENT	000.00	RECREATION	400.00
ROSE FUND	39,155.01	UTILITY CAP	000.00
RECYCLING	2,896.45	DOG	252.00
		ROSE FUND	0,000.00
TOTAL	1,940,515.98	TOTAL	501,260.26

Councilman Schiffman seconded the motion, and it carried as per the following roll call: council members: Pituch; Schiffman; Shortman; Yazdi; Conklin and D’Amato all YES.

Adoption of Resolution #2012-6.14: Amending Temporary Budget

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

**RESOLUTION #2012-6.14
BOROUGH OF BLOOMINGDALE
EMERGENCY RESOLUTION**

N.J.S.A. 40A:4-20 (TEMPORARY APPROPRIATIONS)

WHEREAS, pursuant to N.J.S.A. 40a:4-19 the Borough council of the Borough of Bloomingdale adopted Resolutions to provide temporary funds for the period from January 1, 2012 until the adoption of the Operating Budget for the Borough of Bloomingdale, New Jersey; and

WHEREAS, additional appropriations will be required from June 26, 2012 until the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-20 provides that the governing body by two-thirds vote may make temporary emergency appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF BLOOMINGDALE, NEW JERSEY, that:

The governing body by a two-thirds vote of its full membership hereby amends its temporary budget by making the following emergency temporary appropriations:

CURRENT FUND

General Administration	Other Expenses	\$3,500.00
Municipal Clerk	Other Expenses	\$10,000.00
Tax Collection	Other Expense	\$2,000.00

Councilman D'Amato seconded the motion, and it carried as per the following roll call: Schiffman; Shortman; Yazdi; Conklin; D'Amato and Pituch

Adoption of Resolution #2012-6.15: Honoring Thomas Tracey as an Eagle Scout

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

RESOLUTION #2012-6.15
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE

WHEREAS, Thomas Tracey has participated in the Boy Scouts of America, a national organization founded in 1910 for the purpose of assisting young boys develop character, citizenship and physical and mental fitness through training in wood, field and handicraft activities and community service; and

WHEREAS, Thomas Tracey has graduated within the organization by achieving successive ranks and merit badges through his successful completion of activities intended to foster the purpose of the Boy Scouts of America, and has attained the high rank of Eagle Scout as a result; and

WHEREAS, the Governing Body of the Borough of Bloomingdale finds and declares that Thomas Tracey has brought honor to his community, his family and himself through his attainment of the high rank of Eagle Scout and has distinguished himself as an example to others of what it means to be a Scout;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby recognize and congratulate Thomas Tracey on his attainment of the high rank of Eagle Scout; does commend to him continued participation in civic and scouting activities as a means of fulfilling his status as an Eagle Scout; and does extend to him best wishes in all of his future endeavors; and

BE IT FURTHER RESOLVED, that the Governing body of the Borough of Bloomingdale hereby declare July 7, 2012, as "**THOMAS TRACEY DAY**" in the Borough of Bloomingdale.

Councilman D'Amato seconded the motion, and it carried as per the following roll call: council Members: Shortman; Yazdi; Conklin; D'Amato; Pituch and Schiffman all YES.

Letter from Butler High School Honor Society in regard to Community Services

Noted that the Butler High school Honor Society has sent a letter informing the Borough that they would like to do some community services for the Borough. This will be forwarded to the DPW Superintendent and the ACO Officer.

Adoption of Resolution #2012-6.16: Authorizing Submittal of Recycling Grant Application

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

RESOLUTION #2012-6.16
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE

Authorizing Submission of State of New Jersey Department of Environmental Protection
Mandatory Source Separation and Recycling Act Tonnage Grant Application
on Behalf of the Borough of Bloomingdale

WHEREAS, the Governing Body ("Governing Body") of the Borough of Bloomingdale ("Borough") finds and declares that the Mandatory Source Separation and Recycling Act

(“Act”), P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, the Governing Body further finds and declares that it is the intent and spirit of the Act that municipalities use tonnage grants to continue and expand existing municipal recycling programs and to develop new programs designed to promote recycling; and

WHEREAS, the Governing Body further finds and declares that the New Jersey Legislature has empowered the State of New Jersey Department of Environmental Protection (“NJDEP”) to implement the Act through the promulgation of regulations that impose upon municipalities, as a condition for applying for such tonnage grants, certain requirements that include compiling and maintaining accurate, verifiable records of materials collected and claimed by each such municipality; and

WHEREAS, the Governing Body further finds and declares its intention that this Official Resolution shall serve to memorialize the Borough’s continuing commitment to recycling and the Borough’s acceptance of its obligations under the requirements imposed by the Act and its implementing regulations;

WHEREAS, the Governing Body further finds and declares that its intention that and duly authorized representative, entrusted with the responsibility to ensure that the Borough’s Recycling Tonnage Grant Application under the Act is properly completed and timely filed with NJDEP:

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby authorize the submission on behalf of the Borough of a 2011 Recycling Tonnage Grant Application to the State of New Jersey Department of Environmental Protection under the Mandatory Source Separation and Recycling Act and does hereby confirm the Borough’s Recycling Coordinator as the duly authorized representative of the Borough who shall be entrusted with the responsibility to ensure that said Application shall be properly completed and timely filed with NJDEP; and

BE IT FURTHER RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby direct all necessary and appropriate municipal officials to cause any and all funds received pursuant to said Application to be deposited in a dedicated recycling trust fund to be appropriated solely for the promotion of recycling with the Borough.

Councilman D’Amato seconded the motion, and it carried as per the following roll call; Council members: Yazdi; Conklin; D’Amato; Pituch; Schiffman and Shortman all YES.

Adoption of Resolution #2012-6.17: Renewal of 2012-2013 Liquor Licenses

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

**RESOLUTION #2012-6.17
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Renewal Of Alcoholic Beverage Licenses For 2012-2013 (Effective July 1, 2012)

WHEREAS, the Governing Body of the Borough of Bloomingdale has been informed by the Municipal Clerk that the following names, persons and corporations have made application for the renewal of their alcoholic beverage licenses; and

WHEREAS, said applications are accompanied by the necessary fee; and

WHEREAS, each applicant has filed with the Municipal Clerk a copy of the application for forwarding to the State Division of Alcoholic Beverage Control, together with the necessary \$200.00 fee for said Division; and

WHEREAS, a copy of the Tax Clearance Certificate has been received for each applicant from the State of New Jersey Department of Taxation; and

WHEREAS, no objections have been filed in writing with the Municipal Clerk against the granting of these renewals and no objections being heard hereto;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Municipal Clerk be and is hereby authorized to renew the alcoholic beverage licenses of the following places:

PLENARY RETAIL CONSUMPTION

Salina Inc. #1601-33-012-006
49 Main Street
t/a Lina's

Timmy Kate, Inc. #1601-33-009-003
231 Hamburg Turnpike
t/a Stumble Inn

Shree Sai, Inc. #1601-33-001-004
139 Hamburg Turnpike
t/a Turnpike Liquors

Tres Sombreros #1601-33-002-007
125 Hamburg Turnpike
Bloomingdale, NJ
t/a El Sorrito

1 Elite 1 LLC #1601-33-007-008
42-44 Hamburg Turnpike
Bloomingdale, NJ
t/a Kaspers

PLENARY RETAIL DISTRIBUTION

HMT Inc. #1601-44-005-006
t/a Liquor City
29 Main Street

Calais Place Corporation #1601-44-004-004
82 Main Street
t/a Bloomingdale Liquors

CLUB LICENSE

Bloomingdale Fire Department #1601-31-013-001
97 Hamburg Turnpike

Councilman Schiffman seconded the motion, and it carried as per the following roll call: council Members: Conklin; D'Amato; Pituch; Schiffman; Shortman and Yazdi all YES.

Authorization to Purchase Police Vehicles

Discussion followed in regard to need for police vehicles; we had discussed replacing two vehicles at the budget meetings and have not done so in three years.

Noted that we have sought donations in the past and there is nothing available at this time.

Discussion followed in regard to purchasing one vehicle at this time at a cost of \$28,701 through the Morris County Coop.

Councilman Yazdi move that the authorization be given to purchase one Police Vehicle through the Morris County Coop at a cost of \$28,701; seconded by Councilman Dunleavy and carried as per the following roll call: council members: D'Amato, YES; Pituch, YES; Schiffman, YES; Shortman, ABSTAIN and Conklin, YES.

Adoption of Resolution #2012-6.18

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

**RESOLUTION #2012-6.18
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

***DESIGNATING BLOCK 73, LOT 67 AS AN AREA IN NEED OF
REDEVELOPMENT***

WHEREAS, by Resolution dated April 10, 2012, Borough Council directed the Planning Board of the Borough of Bloomingdale (the "Planning Board") to conduct a preliminary investigation to determine whether the property known and designated as Block 73, Lot 67 on the official tax map of the Borough of Bloomingdale is an "area in need of redevelopment" under the standards and criteria set forth in N.J.S.A. 40A:12A-5 of the New Jersey Local Redevelopment and Housing Law ("LRHL"); and

WHEREAS, pursuant to such direction the Planning Board retained Burgis Associates, Inc., Community Planning and Development Consultants (the "Consultants"), to study the area known as Block 73, Lot 67 (the "Study Area") to determine whether the Study Area qualifies as a redevelopment area under the requirements of the NJLRHL; and

WHEREAS, the Consultants reviewed the existing condition of the Study Area, applicable tax records, the Borough Master Plan and land use development regulations, and concluded that the Study Area meets the following LRHL criteria:

- (i) N.J.S.A. 40A:12A-5(c), in that the Study Area is unimproved vacant land that has remained so for a period of ten years and by reason of its steep slopes, possesses impediments to the development of the property in the rear of the site;
- (ii) N.J.S.A. 40A:12A-5(e), in that the property has failed to develop per its zoned use and is thus underutilized, but can potentially develop in a manner that permits the creation of affordable housing opportunities in the Borough; and
- (iii) N.J.S.A. 40A:12A-5(h), in that the Study Area is zoned for Inclusionary Multifamily use that provides a range of housing choices for residents, clusters the community in a compact design, and fosters a sense of place by use of a single design identity by one developing entity, and therefore complies with Smart Growth principles; and;

WHEREAS, the Planning Board prepared a map of the Study Area and provided public notice as required by law, and on June 21, 2012 conducted a public hearing with regard to the preliminary study; and

WHEREAS, upon conclusion of the public hearing, the Planning Board voted to recommend to the Borough Council that the Study Area be designated as an area in need of redevelopment; and

WHEREAS, the Borough Council agrees with the conclusion of the Planning Board that the subject property meets the statutory criteria for designation as an area in need of redevelopment.

NOW, THEREFORE, the Borough Council of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey, does hereby resolve as follows:

1. The aforementioned recitals are incorporated herein as if more fully and particularly set forth.
2. The property known on the official tax map of the Borough of Bloomingdale as Block 73, Lot 67, encompassing a total of 11.61 acres with frontage of 341 feet on Union Avenue, is determined to be in need of redevelopment for the following reasons, as found by the Planning Board following investigation and public hearing:
 - a. The Study Area is unimproved vacant land that has remained so for a period of ten years prior to adoption of this Resolution, and by reason of its location and topography is not likely to be developed through the instrumentality of private capital;
 - b. A total lack of proper utilization of the Study Area has resulted in a stagnant or not fully productive condition of land potentially useful and valuable for contributing to and serving the public health, safety and welfare; and
 - c. The designation of the Study Area as an area in need of redevelopment is consistent with smart growth planning principles implemented through the Borough zoning ordinance.
3. The Planning Board is hereby directed to cause a redevelopment plan for the area known and designated as Block 73, Lot 67 on the official tax map of the Borough of Bloomingdale to be prepared, and upon completing same, to transmit the proposed plan to the Borough Council for review and consideration of adoption, all in accordance with N.J.S.A. 40A:12A-7(f).
4. This Resolution shall take effect immediately.

Councilman Dunleavy seconded the motion and it carried as per the following roll call: Council members: Pituch, YES; Schiffman, RECUSED; Shortman, YES; Yazdi, YES; Conklin, YES and D'Amato, YES.

Approval of Professional Services Agreement with Burgis Associates, Inc. for Union Avenue Redevelopment Plan

Councilman Yazdi moved that authorization be given to approve the June 25, 2012 proposal by Burgis Associates for Professional Planning Services for the Union Avenue (Avalon Bay) Redevelopment Plan in the amount of \$4,750; seconded by councilwoman Shortman.

Borough Attorney stated that this is an emergent type of expenditure; in the event that Burgis Associates, Inc. cannot get this done, he suggested that the motion be amended to include the Borough Administrator is authorized to hire another Professional Planner to do it in the required time frame.

Councilman Yazdi amended his motion and councilwoman Shortman amended her second and the motion carried as per the following roll call: council Members: Schiffman, RECUSED; Shortman; Yazdi; Conklin; D'Amato and Pituch all YES.

INTRODUCTION OF NON-AGENDA ITEMS

Mayor Dunleavy noted that we have the following Non-Agenda Items:

- Authorization to change the July Meeting Schedule with cancelling the July 24 meeting and authorizing a Special Meeting on July 17 to address the items which we would have had on for the July 24, 2012 and authorizing a Special Meeting on July 31 for the Redevelopment Ordinance.
- Request from the Fire Department for a new members
- Four Tax Office Resolution

- Introduction of an Ordinance Amending the Construction Office Fees for Certificates of Occupancy
- Declaring an emergency at the DPW for monitoring well

Councilman Schiffman opened the meeting to Public Comment on Non-Agenda Items; seconded by Councilwoman Shortman and carried on voice vote.

Ryan Smith, 45 Hilltop Terrace spoke in regard to a Bike marathon on September 22, 2012 and noted that donations would be appreciated.

Mayor Dunleavy asked that he email him the information and this would have to be a personal contribution by those who would want to do so.

Since there was no one else who wished to speak on these Non-Agenda items, Councilman Schiffman moved that it be closed; seconded by Councilwoman Shortman and carried on voice vote.

Authorization for Membership in the Bloomingdale Fire Department; Kathleen Wanklin

Councilman D'Amato moved that Kate Wanklin be approved as a Member of the Bloomingdale Fire Department; seconded by Councilman Schiffman and carried on voice vote.

Adoption of Resolution #2012-6.19: Estimated Tax billing

Councilman D'Amato offered the following Resolution and moved for its adoption:

**RESOLUTION #2012-6.19
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing Issuance of Estimated Property Tax Bills

WHEREAS, the Governing Body has introduced a municipal budget for 2012 but has not adopted said budget and may not have said budget approved by the State in advance of billing the third quarter taxes that are due on August 1, 2012 within the statutory guidelines; and

WHEREAS, the Governing Body further finds and declares that Borough financial officials have determined that there could be insufficient cash flow to support operations in July and August 2012 unless third quarter revenue is received on time; and

WHEREAS, the Governing Body further finds and declares that Tax Collector Barbara D. Neinstedt, Tax Collector and Chief Financial Officer Donna M. Mollineaux have reviewed and computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and are recommending authorization to issue property tax bills based upon this estimated tax levy;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale as follows:

1. That Bloomingdale Tax Collector Barbara D. Neinstedt be and is hereby authorized and directed to prepare and issue estimated tax bills for the Borough of Bloomingdale for the third quarter of 2012, in accordance with the provisions of N.J.S.A. 54:4-66.2, *et seq.*;
2. That the entire estimated tax levy for FY2012 be and is hereby set at \$27,904,633.60; and
3. That Bloomingdale Tax Collector Barbara Neinstedt be and is hereby authorized to undertake any and all additional steps deemed necessary and appropriate to immediately implement the substance of this Resolution.

Councilman Yazdi seconded the motion and it carried as per the following roll call: council Members: Shortman; Yazdi; Conklin; D'Amato; Pituch and Schiffman all YES.

Adoption of Tax Office Resolutions #2012-6.20; #2012-6.21 and #2012-6.22

Councilman Schiffman offered the following Resolutions and moved for their adoption:

**RESOLUTION #2012 -6.20
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing Redemption and Cancellation of Tax Title Lien Certificate #11-00009

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on April 20, 2012, a lien was sold on,

19 BALLSTON STREET, BLOOMINGDALE, for delinquent year 2011 water/sewer, and

WHEREAS, the Governing Body further finds and declares that the foregoing property is also known as Block 77, Lot 2, owned by Joann Jones; and

WHEREAS, the Governing Body further finds and declares that the foregoing lien is known as Tax Title Lien Certificate (TTL) # 11-00009, which was sold to FWDSL & ASSOCIATES, LP at a premium of \$200.00; and

WHEREAS, the Governing Body further finds and declares that the mortgage holder, AURORA LOAN SERVICES has requested redemption of TTL # 11-00009, and

WHEREAS, the Governing Body further finds and declares that, AURORA LOAN SERVICES has paid all monies due on TTL #11-00009, including supporting affidavits from the lien holder and current taxes, to the Borough of Bloomingdale;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Borough Treasurer be and is hereby authorized to issue a checks in the amount of \$489.35 for the lien redemption and \$200.00 for return of the PREMIUM payable to FWDSL & ASSOCIATES, L.P., 290 US Highway 22 West, Green Brook, NJ for the redemption and cancellation of Tax Title Lien Certificate # 11-00009.

1099 = \$ 8.52

**RESOLUTION #2012 -6.21
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing Redemption and Cancellation of Tax Title Lien Certificate #090003

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on February 4, 2010, a lien was sold on,

7 SANDRA LANE, BLOOMINGDALE, NJ, for delinquent year 2009 property tax, and

WHEREAS, the Governing Body further finds and declares that the foregoing property is also known as Block 92, Lot 30.7, owned by Laurie Pettit; and

WHEREAS, the Governing Body further finds and declares that the foregoing lien is known as Tax Title Lien Certificate (TTL) # 090003, which was sold to HAVID DEVELOPMENT, LLC at a premium of \$2,200.00; and

WHEREAS, the Governing Body further finds and declares that owners attorney, DAVID J. OBER, Esq has requested redemption of TTL # 090003, and

WHEREAS, the Governing Body further finds and declares that, DAVID J. OBER, Esq has paid all monies due on TTL #090003, including supporting affidavits from the lien holder and current taxes, to the Borough of Bloomingdale;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Borough Treasurer be and is hereby authorized to issue a checks in the amount of \$25,887.15 for the lien redemption and \$2,200.00 for return of the PREMIUM payable to HAVID DEVELOPMENT, LLC, 41 Watchung Plaza, Suite 520, Montclair, NJ 07042 for the redemption and cancellation of Tax Title Lien Certificate # 090003.

1099 = \$4,351.08

**RESOLUTION #2012 -6.22
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing Redemption and Cancellation of Tax Title Lien Certificate #11-00021

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that, at the Borough Tax Sale held on April 20, 2012, a lien was sold on,

4D STAR LAKE ROAD, BLOOMINGDALE, NJ, for delinquent year 2011 water/sewer/electric, and

WHEREAS, the Governing Body further finds and declares that the foregoing property is also known as Block 29, Lot 10.04, owned by Nicole Pizza; and

WHEREAS, the Governing Body further finds and declares that the foregoing lien is known as Tax Title Lien Certificate (TTL) # 11-00021, which was sold to AT DREAM HOME, LLC at a premium of \$800.00; and

WHEREAS, the Governing Body further finds and declares that owners Mortgage Company, AURORA LOAN SERVICES has requested redemption of TTL # 11-00021, and

WHEREAS, the Governing Body further finds and declares that, AURORA LOAN SERVICES has paid all monies due on TTL #11-00021, including supporting affidavits from the lien holder and current taxes, to the Borough of Bloomingdale;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the Borough Treasurer be and is hereby authorized to issue a checks in the amount of \$1,362.38 for the lien redemption and \$800.00 for return of the PREMIUM payable to AT DREAM HOME, LLC, 41 Haskell Avenue, Haskell, NJ, 07420 for the redemption and cancellation of Tax Title Lien Certificate # 11-00021.

1099 = \$26.71

Councilwoman Shortman seconded the motion and it carried as per the following roll call:
Council Members: Yazdi; Conklin; D’Amato; Pituch; Schiffman and Shortman all YES.

Authorization for changing July meetings

Councilman D’Amato moved t hat the following changes be made to the July meeting schedule:

Special Meeting	July 17, 2012	This would be for ordinance in regard to roads which was introduced this evening and status of Chief Financial Officer (per Councilwoman Shortman)
Regular Meeting Ordinance	July 24, 2012	Introduction of Redevelopment
Special Meeting Ordinance	August 7, 2012	Adoption of Redevelopment
Regular Meeting	August 21, 2012	(This stays the same)

Councilman Yazdi seconded the motion and it carried as per the following roll call: Council Members: Conklin; D’Amato; Pituch; Schiffman; Shortman and Yazdi all YES.

(NOTE FOR THE RECORD: THESE MEETINGS WERE CHANGED AGAIN BY A LETTER FROM THE MAYOR CHANGING THE DATES)

Introduction of Ordinance #11-2012: Changing Certificate of Occupancy Fee Ordinance

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, TO AMEND CHAPTER XI, BUILDING AND HOUSING, SECTION 11-1.2, FEES, OF THE “REVISED GENERAL ORDINANCES OF THE BOROUGH OF BLOOMINGDALE, 2000” TO ESTABLISH A NEW FEE FOR A TEMPORARY CERTIFICATE OF OCCUPANCY was introduced by titled by Councilman Yazdi who moved that second and final reading and Public Hearing be held at the Special Meeting July 17, 2012 at 7:30 p.m.

Councilman Schiffman seconded the motion and it carried as per the following roll call: Council members: D’Amato; Pituch; Schiffman; Shortman; Yazdi and Conklin all YES.

Approval of Professional Services Contract for Consultant Services for the Riverwalk Feasibility Study and Plan

Councilwoman Pituch moved that authorization be given to hire Burgis Associates, Inc. for Consultant Services for the Riverwalk Feasibility Study and Plan as per their proposal of May 7, 2012 in the amount of \$30,000.

Councilman D’Amato seconded the motion and it carried as per the following roll call: Council members: Pituch, YES; Schiffman, YES; Shortman, YES; Yazdi, NO; Conklin, YES and D’Amato, YES.

Authorization for Proposal to Atlantic Environmental Solutions, Inc. and Declaring an Emergency

Councilman Schiffman moved that the proposal from Atlantic Environmental Solutions, Inc. dated June 6, 2012 for Environmental Services for the property at 188 Union Avenue be approved and declaring it an emergency; in the amount of \$18,500; and that the Borough Administrator and Municipal Clerk will research again to make sure this site had not been deemed clear by the prior Engineering firm.

Councilman D’Amato seconded the motion.

Borough Attorney stated that this may qualify to be covered by our insurance at that time.

The motion carried as per the following roll call: council Members: Schiffman; Shortman; Yazdi; Conklin; D’Amato and Pituch all YES.

LATE PUBLIC COMMENT

Mayor Dunleavy opened the meeting up to Late Public Comment.

Jennifer Altfield, 17 Cedar Street, spoke in regard to fact that Burgis Associates, Inc. put us in the correct County and put in recent pictures of the site including the roadway dug by Avalon Bay.

Mrs. Altfield asked how it is designated a redevelopment as there is nothing there and asked what their tax liability is.

Mayor stated that currently they are paying approximately \$40,000 to \$50,000; we are in the process of getting an estimate as to the build out and the approximate assessment of taxes.

Mayor stated this area is in need of development and Main Street needs to be redeveloped.

Mrs. Altfield stated that when she was on the Council, the business owners did not want sidewalks because it was taking away their parking.

Noted that there will be a public hearings on the redevelopment.

Councilman D'Amato stated that you should speak to the residents who actually walk those sidewalks; it is a dangerous situation there.

Bernie Vroom, 183 Reeve Avenue, spoke in regard to when we rezone in 2009, why didn't they do it then.

Mayor Dunleavy stated this is not rezoning; it is a planning tool.

Mayor Dunleavy stated that in 2009 Avalon Bay was in full litigation. If ultimately you do elect to proceed with the redevelopment area, the law provided that the property owners can be compelled to reimburse us for the costs.

Since there was no one else who wished to speak under Late Public Comment, Councilman Yazdi moved that it be closed; seconded by Councilwoman Pituch and carried on voice vote.

Authorization for Executive Session

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

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

Authorizing the Convening of an Executive Session

WHEREAS, the Governing Body ("Governing Body") of the Borough of Bloomingdale ("Borough") finds and declares that Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Governing Body is of the opinion that such circumstances presently exist;

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

1. The public shall be excluded from discussion of, and action upon, the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
3. The general nature of the subject matter to be discussed is as follows:
 - A. Negotiations – Four Matters
4. Minutes will be taken.
5. It is anticipated at this time that minutes of the above-referenced subject matter will be made public when it is in order to do so.
6. This Resolution shall take effect immediately.

(At this time, the Mayor and Council went into Executive Session)

RECONVENED

Mayor Dunleavy reconvened the meeting at this time.

ADJOURNMENT

Since there was no further business to be conducted, Councilwoman Pituch moved to ADJOURN at xxxx p.m.; seconded by Councilman Schiffman and carried on voice vote.

Jane McCarthy, RMC
Municipal Clerk

FINAL – JULY 24, 2012