**July 18, 2017**

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, Bloomingdale, NJ. Mayor Dunleavy called the meeting to order at 7:00 p.m.

## SALUTE TO THE AMERICAN FLAG

Mayor Dunlevy led the Salute to the Flag.

## ROLL CALL

*In Attendance:*

Council President: Dawn Hudson

Council Members: Anthony Costa

Richard Dellaripa

Michael Sondermeyer

Absent: Council Members: John D’Amato (Excused)

Ray Yazdi (Excused)

Professionals Municipal Clerk: Jane McCarthy, RMC

*Present:* Borough Attorney: Dawn Sullivan, Esq.

Tax Office Assistant: Breeanna Calabro

Mayor Dunleavy welcomed Breeanna Calabro (Municipal Clerk in training) who will be running the meeting this evening,

**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 28, 2016.

**PRESENTATIONS**

***Recognition of Special/Dispatcher Lenny Hasson***

At this time, the Mayor and Council recognized Lenny Hasson for his 44 years of service with the Bloomingdale Police Department.

Mayor Dunleavy presented Lenny with a plaque of appreciation and a key to the city and thanked him for his dedication and service to the community.

Police Chief Borell spoke of Lenny’s service to the Borough and commitment and noted that he will be missed by all and thanked him for his dedication and loyalty.

The presentation was roundly applauded by all those in attendance.

***Presentation to the Police Department by the NJ State Association of Chiefs of Police***

At this time, Mayor Dunleavy noted that our Police Department has finished and submitted their reaccreditation with the NJ State Association of Chiefs of Police and spoke of the arduous process involved and complimented on once again achieving this status.

Mayor Dunleavy introduced Program Manager Harry Delgado of the NJ State Association of Chief of Police who explained the accreditation process and the work involved. To date we have 182 Police Departments in the State accredited to date. 8% have reached reaccreditation; Bloomingdale being one. Mr. Delgado presented the Police Department with a plaque for their accomplishment and praised the work of the Department.

Police Chief Borell spoke of the work of retired Captain Muller and the members of his Department who worked as a team to complete the necessary paperwork for reaccreditation. Chief Borell thanks the Mayor and Council for their commitment and support of the Department.

(At this time, the Mayor and Council took a five minute recess)

**RECONVENED**

Mayor Dunleavy reconvened the meeting at 7:30 p.m.

**NON AGENDA ITEMS**

Mayor Dunleavy outlined the following Non-Agenda items:

* Resolution to approved payment of $20,000 to Unique Concrete for sidewalk work in front of the municipal building
* Resolution to award bids for two trucks; one for DPW and one for Utility Department plus accessories

**EARLY PUBLIC COMMENT**

Councilwoman Hudson opened the meeting to Early Public Comment; seconded by Councilman Costa and carried on voice vote.

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

**REPORTS OF PROFESSIONALS, DEPARTMENT HEADS, COMMITTEES, LIAISONS AND MAYOR’S REPORT**

***Stigma Free Program***

Councilman Dellaripa noted that we now have a Facebook page on the Stigma Free Program which goes along with the website.

***Mayor’s Report***

Mayor Dunleavy commented on the following:

* Road paving program has started up again; they will be doing Borough Hall parking lot and Van Dam Avenue
* Have bid specs for Leary
* Generators have been installed and waiting for the final inspection; had a $140,000 grant and bills are $125,000
* River Cleanup will be July 29 at 10 a.m. with a rain date of August 5 at 10 a..
* Sloan Park contract is on agenda this evening to award
* Glenwild Avenue – County is doing a “treatment” on road to prevent skidding and sliding; they will be back to redo the lower portion where the machine stopped working correctly. There will be a different “feel” to bicyclists but not to drivers

**APPROVAL OF CONSENT AGENDA**

Councilman Dellaripa moved to approve the following Consent Agenda:

1. Adoption of Minutes: Mayor and Council Executive Session June 13, 2017 and Regular Meeting June 27, 2017
2. Notice from Passaic County Board of Taxation of 2017 Tax Rate

**PENDING ITEMS**

***Second and final reading and Public Haring Ordinance No. 19-2017: Credit Card Fees***

***AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, amending chapter II, ADMINISTRATION, SECTION 2-84 CREDIT CARD FEES, of the Code of the Borough of Bloomingdale*** *was g*iven second and final reading and consideration for adoption at this time.

Breeanna Calabro read the Public Notice statement.

Councilwoman Hudson moved that the ordinance be read by title; seconded by Councilman Costa and carried on voice vote.

The Breeanna Calabro read the ordinance by title:

**ORDINANCE 19-2017**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, amending chapter II, ADMINISTRATION, SECTION 2-84 CREDIT CARD FEES, of the Code of the Borough of Bloomingdale**

**WHEREAS**, the Borough Code currently sets forth certain fees for making payments to the Borough with a credit card; and

**WHEREAS**, a review of the Code revealed that the fee as currently indicated in the Code is incorrect; and

**WHEREAS**, the purpose of this amendment to the Code is to correct the fee for making payments to the Borough by credit card; and

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

**SECTION 1.** Section 2-84 Credit Card Fees shall be amended as follows:

There is hereby established a fee for the use of credit cards for the payment of taxes, water, sewer payments or any and all other fees charged by the Borough of Bloomingdale, which shall not exceed 5.0% of costs.

All other portions of this Chapter of the Code remain unchanged.

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

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

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

Councilman Dellaripa moved to open the meeting to a Public Hearing on this ordinance; seconded by Councilwoman Hudson and carried on voice vote.

Since there was no one who wished to speak, Councilman Costa moved that it be closed; seconded by Councilwoman Hudson and carried on voice vote.

Councilman Dellaripa moved for the adoption of this ordinance; seconded by Councilman Costa and carried as per the following roll call: Council Members: Costa; Dellaripa; Hudson; and Sondermeyer ABSENT: Council Members: D’Amato and Yazdi.

**INTRODUCTION OF NEW BUSINESS**

***Introduction of Resolution No. 2017-7.1: Payment of bills***

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

**RESOLUTION - #2017 –7.1**

**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;

BILLS LIST PREPAID LIST

CURRENT 1,795,335.35 CURRENT 203,838.81

UTILITY 109,730.90 UTILITY 15,113.49

CAPITAL 238,938.55 OPEN SPACE 9,908.92

UTILITY CAPITAL 29,203.11 TRUST ACCOUNT 1,885.50

TRUST 30,703.82 RECYCLING 000.00 DOG 852.30 DOG TRUST 000.00

RECREATION 13,015.88 UNEMPLOY 46.97 ROSE FUND 6,095.92 CAPITAL 455.00

RECYCLING 175.00 WATER CAPITAL 10,204.65

UNEMPLOYMENT 000.00 RECREATION 5,755.00

AFFORDABLE HOUSING 3,697.15

TOTAL 2,227,747.98 TOTAL 247,108.84

Councilman Costa seconded the motion and it carried as per the following roll call: Council Members: Dellaripa; Hudson; Sondermeyer and Costa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.2: Acknowledging Receipt and Review of FY2016 Audit and Adopting Corrective Action Plan***

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

**RESOLUTION #2017-7.2**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Acknowledging Receipt and Review of FY2016 Audit Report***

***and Adopting Corrective Action Plan***

**WHEREAS,** N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

**WHEREAS,** the Annual Report of Audit for the fiscal year ended December 31, 2016 has been filed by a Registered Municipal Account with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body of the Borough; and

**WHEREAS,** R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS,** the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board (“Board”) of the State of New Jersey that all members of said governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

**WHEREAS,** the members of the Governing Body of the Borough have personally reviewed as a minimum the Annual Report of Audit for FY2016, and specifically the sections of the Annual Audit entitled “Comments and Recommendations”, as evidenced by the group affidavit form of the governing body attached hereto; and

**WHEREAS,** such resolution of-certification shall be adopted by said governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS,** failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of said governing body to the following penalty provisions of N.J.S.A. 52:27BB-52:

*R.S. 52:27BB-52: A local officer or member of a local Governing Body who, after a date fixed for compliance, fails to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000) or imprisoned for not more than one year, or both, in addition shall forfeit his office.*

and

**WHEREAS,** the Governing Body further finds and declares that the Chief Financial Officer has prepared a Corrective Action Plan, which is incorporated herein by reference, for the purpose of acting upon and/or implementing the foregoing sections entitled “General Comments” and “Recommendations,” as set forth in the Borough’s Annual Report of Audit for FY2016; and

**WHEREAS,** all members of the Governing Body have received, reviewed and approved the Corrective Action Plan for purposes of its implementation; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of the Borough of Bloomingdale hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a copy of this resolution and the required affidavit to said Board to show evidence of said compliance; and

**BE IT FURTHER RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby adopt the Corrective Action Plan for the FY2016 Audit Report, as prepared and recommended by the Chief Financial Officer, and direct the appropriate municipal officials to undertake its immediate implementation.

Councilman Dellaripa seconded the motion and it carried as per the following roll call: Council Members: Hudson; Sondermeyer; Costa and Dellaripa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution no. 2017-7.3: Authorizing the award of a contract for the Sloan Park Bridge and Stream improvement project to Yannuzzi Group, Inc.***

Councilman Sondermeyer offered the flowing Resolution and moved for its adoption:

**RESOLUTION *#*2017-7.3**

**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 for THE SLOAN PARK BRIDGE AND STREAM IMPROVEMENTS project TO YANNUZZI GROUP, INc.**

WHEREAS, pursuant to authorization by the Mayor and Borough Council of the Borough of Bloomingdale, the Borough received sealed competitive bids for performance of the Sloan Park Bridge and Stream Improvements Project in accordance with the bid specifications on May 11, 2017 at 10:00 a.m.; and

WHEREAS, the Borough received one (1) bid for this contract from Yannuzzi Group, Inc. at a total cost of $766,546.50; and

WHEREAS, said bids have been duly reviewed and analyzed by the Borough Attorney and Borough Engineer; and

WHEREAS, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and

WHEREAS, the bid received from the lowest qualified bidder Yannuzzi Group, Inc. in the amount of $766,546.50 has been found to be in proper form and in compliance with the provisions of N.J.S.A. §40A:11-23.5 and the specifications as written; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this project.

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

1. The Mayor and Borough Council hereby award a contract to Yannuzzi Group, Inc., 135 Kinnelon Road, Suite 102, Kinnelon, New Jersey 07405 for the performance of the Sloan Park Bridge and Stream Improvements Project in accordance with the bid specifications in the total amount of $766,546.50.

2. The Mayor and Borough Clerk are hereby authorized and directed to execute a contract with Yannuzzi Group, Inc. in accordance with its bid for performance of the Sloan Park Bridge and Stream Improvements Project.

3. The Borough’s Chief Financial Officer has certified the availability of funds for this contract.

4. This resolution and contract shall be available for public inspection in the office of the Borough Clerk.

Councilwoman Hudson seconded the motion and it carried as per the following roll call: Council Members: Sondermeyer; Costa; Dellaripa and Hudson ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.4: Hiring Summer Recreation Counselors***

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

**RESOLUTION #2017-7.4**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Amendment to Resolution No. 2017-6.6: Authorization for Summer Help for Recreation Department***

WHEREAS, there exists a need for temporary seasonal help within the Recreation Department during the summer months for day camp; and

WHEREAS, the Full-time Mayor recommends that the authorization be given to hire the following for part-time Summer Day Camp help as per the Salary Ordinance as follows:

**Counselors**

Mikayla Acree $8.44/hour

Mercedes Chica $8.44/hour

NOW, THEREFORE, BE IT RESOLVED that the persons named herein be hired as part-time Summer Recreation Camp as outlined in the Salary Ordinance.

Councilman Dellaripa seconded the motion and it carried as per the following roll call: Council Members: Costa; Dellaripa; Hudson and Sondermeyer ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.5: Hiring Animal Shelter Supervisor***

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

**RESOLUTION #2017-7.5**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Authoring Hiring of part-time Animal Shelter Supervisor***

WHEREAS, there is a need to hire a part-time Animal Shelter Supervisor; and

WHEREAS, interviews were held for prospective candidates; and

WHEREAS, based on these interviews, it was determined that the following was the successful candidate:

Sam Forest

And;

BE IT FURTHER RESOLVED, that authorization is given to hire a part-time Animal Shelter Supervisor;

NOW BE IT RESOLVED that the candidate listed above be hired as a part-time Animal Shelter Supervisor at a salary of $12/hr.

Councilman Dellaripa seconded the motion and it carried as per the following roll call: Council Members: Dellaripa; Hudson; Sondermeyer and Costa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.6: Hiring Patrick Kuruc for Walter T. Bergen Job***

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

**RESOLUTION #2017-7.6**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Authoring Hiring of part-time workers for Walter T. Bergen Drainage Project***

WHEREAS, there is a need to hire a part-time works for the Walter T. Bergen Drainage Project; and

WHEREAS, interviews were held for prospective candidates and background checks were conducted and approved by the Police Chief; and

WHEREAS, based on these interviews, it was determined that the following were the successful candidates:

Patrick Kuruc $20/hr.

And;

BE IT FURTHER RESOLVED, that authorization is given to hire a part-time workers on the Walter T. Drainage Project;

NOW BE IT RESOLVED that the candidates listed above be hired as a part-time workers on the Walter T. Bergen Project.

Councilwoman Hudson seconded the motion and it carried as per the following roll call: Council Members: Hudson; Sondermeyer; Costa and Dellaripa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.7: Settlement of Tax appeal for 27 South Road***

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

**RESOLUTION N0. 2017-7.7**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

**A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE AUTHORIZING THE SETTLEMENT OF A TAX APPEAL INVOLVING 27 SOUTH ROAD, LLC (BLOCK 4049, LOT 150, FORMERLY KNOWN AS 49.01, LOT 50 - 27 SOUTH ROAD)**

WHEREAS, an appeals of the 2014 real property tax assessment of property known as Block 4049, Lot 150 (formerly known as Block 49.01, Lot 50) and more commonly known as 27 South Road in the Borough of Bloomingdale, owned by 27 South Road, LLC, has been filed; and

WHEREAS, the Attorney, Tax Assessor and Borough’s Expert Appraiser, have negotiated a settlement; and

WHEREAS, the Attorney, Tax Assessor and Expert Appraiser are of the opinion that settlement of the appeals is in the best interest of the Borough.

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

1. Settlement of the 2014 tax appeal filed at the Tax Court of New Jersey is authorized as follows:

|  |  |  |  |
| --- | --- | --- | --- |
| **YEARS** | **ORIGINAL**  **ASSESSMENT** | **COUNTY BOARD JUDGMENT** | **PROPOSED**  **ASSESSMENT** |
| 2014 | $204,200 | $170,000 | $150,000 |

2. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.

3. This Resolution shall take effect immediately.

Councilwoman Hudson seconded the motion and it carried as per the following roll call: Council Members: Sondermeyer; Costa; Dellaripa and Hudson ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.8: Settlement of Tax Appeal for 45-47 Main Street***

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

**RESOLUTION NO. 2017-7.8**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

**A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE AUTHORIZING THE SETTLEMENT OF A TAX APPEAL INVOLVING BLOOMINGDALE PLAZA ASSOCIATES, LLC (BLOCK 5060, LOT 15 FORMERLY KNOWN AS BLOCK 60.01, LOT 15 – 45-47 MAIN STREET)**

WHEREAS, an appeal of the 2013 real property tax assessment of property known as Block 60.01, Lot 15 and more commonly known as 45-47 Main Street in the Borough of Bloomingdale, owned by Bloomingdale Plaza Associates, has been filed; and

WHEREAS, the Attorney, Tax Assessor and Borough’s Expert Appraiser, have negotiated a settlement; and

WHEREAS, the Attorney, Tax Assessor and Expert Appraiser are of the opinion that settlement of the appeals is in the best interest of the Borough.

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

1. Settlement of the 2013 tax appeal filed at the Tax Court of New Jersey is authorized as follows:

|  |  |  |  |
| --- | --- | --- | --- |
| **YEARS** | **ORIGINAL**  **ASSESSMENT** | **COUNTY BOARD OF TAXATION** | **PROPOSED**  **ASSESSMENT** |
| 2013 | $1,476,500 | $1,376,500 | $1,306,500 |
| 2014 | $1,376,500 |  | $1,306,500 |
| 2015 | $1,376,500 |  | $1,306,500 |

2. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.

3. This Resolution shall take effect immediately.

Councilman Dellaripa seconded the motion and it carried as per the following roll call: Council Members: Costa; Dellaripa; Hudson and Sondermeyer ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.9: Granting paid Sick Leave to DPW employee***

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

**RESOLUTION #2017-7.9**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

# ***Granting Paid Sick Leave to DPW employee***

***WHEREAS,*** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that Eugene Porta (“Employee”) is an employee of the Borough Department of Public Works; and

***WHEREAS,*** the Governing Body further finds and declares that the Employee will be out of work on paid sick leave as of May 10, 2017 and

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

***NOW, THEREFORE, BE IT RESOLVED*** that the Governing Body of the Borough of Bloomingdale does hereby grant paid sick leave to Borough Employee Eugene Porta during the period of May 10, 2017 until no later than August 16, 2017; 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.

Councilman Dellaripa seconded the motion and it carried as per the following roll call: Council Members: Dellaripa; Hudson; Sondermeyer and Costa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.10: Authorizing Electronic Tax Sale***

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

**RESOLUTION #2017-7.10**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Electronic Tax Sale***

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services, and

WHEREAS, the Director of the Division of Local Government Services has promulgated rules and regulations for pilot programs, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct pilot programs, and

WHEREAS, the rules and regulations authorize the municipality to submit an application for participation in the pilot program for an electronic tax sale, and

WHEREAS, an electronic tax sale in innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, the Borough of Bloomingdale wishes to participate in the pilot program for an electronic tax sale.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Bloomingdale, New Jersey, that the Tax Collector is hereby authorized to complete an application to participate in the electronic tax sale program and submit same to the Director of the Division of Local Government Services.

Councilman Costa seconded the motion and it carried as per the following roll call: Council Members: Hudson; Sondermeyer; Costa and Dellaripa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.11: Authorizing Stipend for Robert Buono for management and labor performed at Walter T. Bergen School***

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

RESOLUTION #2017-7.11

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Authorizing Official Employment Status for seasonal DPW Laborer/Foreman***

***WHEREAS,*** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) has been advised by Borough Engineer that the DPW is in need of additional seasonal help for the year 2017 and the employee is seasonal help to help with the Walter T. Bergen Drainage project

***WHEREAS,*** the Governing Body finds and declares that DPW Seasonal Help assistance is a “valuable asset” to the Borough and has recommended “Seasonal Employees” and that Full-time Mayor Jonathan Dunleavy has submitted this recommendation to the Borough Council for its confirmation;

***NOW, THEREFORE, BE IT RESOLVED*** that the Governing Body of the Borough of Bloomingdale does hereby authorize the use of Seasonal Help, (official employment status “Seasonal”) for the DPW for the Walter T. Bergen Drainage Capital Project; and;

***BE IT FURTHER RESOLVED Robert Buono*** is effectively approved as Seasonal DPW Laborer/Foreman under these terms effective July 10, 2017 at a stipend not to exceed $45,000.

Councilman Sondermeyer seconded the motion and asked what we paid Mr. Buono last year.

Mayor stated that we paid him “not to exceed” $40,000; he is now running the project and there is no engineer; he is the foreman and laborer.

The motion carried as per the following roll call: Council Members: Sondermeyer; Costa; Dellaripa and Hudson ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.12: Authorizing 2018 Municipal Alliance Grant***

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

**RESOLUTION NO. 2017-7.12**

**OF THE GOVERNNG BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

**WHEREAS,** the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

**WHEREAS,** The Borough Council of the Borough of Bloomingdale, County of \_Passaic\_, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

**WHEREAS,** the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

**WHEREAS,** the Borough Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of \_Passaic;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of \_Bloomingdale, County of Passaic, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the ­Bloomingdale Municipal Drug Alliance grant for fiscal year 2018 in the amount of:

DEDR $\_\_16,792.00\_\_\_\_\_\_\_

Cash Match $\_\_\_4,198.00\_\_\_\_\_\_\_

In-Kind $\_\_12,594.00\_\_\_\_\_\_\_

1. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Councilwoman Hudson seconded the motion and it carried as per the following roll call: Council Members: Costa; Dellaripa; Hudson and Sondermeyer ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.13: Authorizing payment to Unique Concrete***

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

**RESOLUTION #2017-7.13**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Payment to Unique Concrete for Sidewalks at Municipal Building***

RESOLVED, that authorization is given that payment be made to Unique Concrete, 225 Otterhole Road, West Milford in the amount of $20,000 for sidewalk work done at the Municipal Building.

Councilwoman Hudson seconded the motion and it carried as per the following roll call: Council Members: Dellaripa; Hudson; Sondermeyer and Costa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.14: Award of contract for Dodge Ram 3500 SLT Heavy Duty Pickup Truck***

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

**RESOLUTION #2017-7.14**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Resolution of the Borough of Bloomingdale, County of Passaic, State of New Jersey, awarding a contract for the purchase of one new Dodge Ram 3500 SLT Heavy Duty Pickup Truck***

WHEREAS, the Governing Body of the Borough of Bloomingdale has received a tabulation of the bid received for the following:

Subject of Bid: One (1) new Dodge Ram 3500 SLT Heavy Duty Pickup Truck

Bid Date Received: June 30, 2017.

WHEREAS, one bid was received as follows: $45,485.00 from Chrysler Jeep Dodge of Warwick LLC;

WHEREAS, the bid has been reviewed by the Mayor and Borough Attorney; and

WHEREAS the bid received from Chrysler Jeep Dodge of Warwick LLC in the amount of $45,485.00 does comply and meet all minimum bid requirements as outlined in the bid specifications and thus Chrysler Jeep Dodge of Warwick LLC is deemed to be the lowest responsive, responsible bidder in accordance with N.J.S.A. 40A:11-2(27); and

WHEREAS, the Borough Treasurer has certified as to the availability of funds for this expenditure said funds to be encumbered from account number Utility Capital C-06-56-574-17A-100;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that a contract is hereby awarded to Chrysler Jeep Dodge of Warwick LLC in accordance with specifications and bid received and on file with the Municipal Clerk.

Councilwoman Hudson seconded the motion and it carried as per the following roll call: Council Members: Hudson; Sondermeyer; Costa and Dellaripa ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution no. 2017-7.15: Award of contract to Chrysler Jeep Dodge of Warwick LLC***

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

**RESOLUTION #2017-7.15**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Resolution of the Borough of Bloomingdale, County of Passaic, State of New Jersey, awarding a contract for the purchase of one new Dodge Ram 5500 Regular Cab Chassis 4x4 Mason Truck***

WHEREAS, the Governing Body of the Borough of Bloomingdale has received a tabulation of the bid received for the following:

Subject of Bid: One (1) new Dodge Ram 5500 Regular Cab Chassis 4x4 Mason Truck

Bid Date Received: June 30, 2017.

WHEREAS, one bid was received as follows: $49,112.00 from Chrysler Jeep Dodge of Warwick LLC; and

WHEREAS, the bid has been reviewed by the Mayor and Borough Attorney; and

WHEREAS the bid received from Chrysler Jeep Dodge of Warwick LLC in the amount of $49,112.00 does comply and meet all minimum bid requirements as outlined in the bid specifications and thus Chrysler Jeep Dodge of Warwick LLC is deemed to be the lowest responsive, responsible bidder in accordance with N.J.S.A. 40A:11-2(27); and

WHEREAS, the Borough Treasurer has certified as to the availability of funds for this expenditure said funds to be encumbered from account number General Capital C-04-55-876-10A-404;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that a contract is hereby awarded to Chrysler Jeep Dodge of Warwick LLC in accordance with specifications and bid received and on file with the Municipal Clerk.

Councilman Dellaripa seconded the motion and it carried as per the following roll call: Council Members: Sondermeyer; Costa; Dellaripa and Hudson ABSENT: Council Members: D’Amato and Yazdi

***Adoption of Resolution No. 2017-7.16: Award of contract for equipment associated with Dodge Ram 5500 Regular Cab Chassis4x4 Mason Truck***

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

**RESOLUTION #2017-7.16**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***Resolution of the Borough of Bloomingdale, County of Passaic, State of New Jersey, awarding a contract for the purchase of Equipment Associated with Dodge Ram 5500 Regular Cab Chassis 4x4 Mason Truck***

WHEREAS, the Governing Body of the Borough of Bloomingdale has received a tabulation of the bid received for the following:

Subject of Bid: Equipment Associated with Dodge Ram 5500 Regular Cab Chassis 4x4 Mason Truck

Bid Date Received: June 30, 2017.

WHEREAS, one bid was received as follows: $64,459 from Cliffside Body Corp.; and also one lower bid from Chrysler Jeep Dodge of Warwick LLC/Tony Sanchez Ltd. which did not conform to technical specifications; and

WHEREAS, the bid has been reviewed by the Mayor and Borough Attorney; and

WHEREAS the bid received from Cliffside Body Corp. in the amount of $64,459 does comply and meet all minimum bid requirements as outlined in the bid specifications and thus Cliffside Body Corp. is deemed to be the lowest responsive, responsible bidder in accordance with N.J.S.A. 40A:11-2(27); and

WHEREAS, the Borough Treasurer has certified as to the availability of funds for this expenditure said funds to be encumbered from account number General Capital C-04-55-876-10A-404 - $60,25.50 and Current Fund 7-01-26-290-001-034 - $4,133.50;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that a contract is hereby awarded to Cliffside Body Corp. in accordance with specifications and bid received and on file with the Municipal Clerk.

Councilman Dellaripa seconded the motion and it carried as per the following roll call: Council Members: Costa; Dellaripa; Hudson and Sondermeyer ABSENT: Council Members: D’Amato and Yazdi

**LATE PUBLIC COMMENT**

Councilman Dellaripa moved that the meeting be open to Late Public Comment; seconded by Councilman Costa and carried on voice vote with all Council Members present voting YES.

Linda Huntley, 86 Van Dam Avenue, asked about the two items for the Walter T. Bergen project and will they be paid through the ROSE fund.

Mayor stated that they will be paid through capital; determination will be made when bonds become due if it is coming out of the ROSE fund. There was a grant for $200,000 and $80,000 paid through the Borough.

Linda Huntley asked about the sidewalk project and Mayor stated that he received proposals and the total for Unique Concrete is $38,000 and it is under the bid threshold and cheaper than concrete sidewalk.

The second proposal was from Kulpeski

Ms. Huntley stated she will submit an OPRA request for the paperwork on these projects.

Since there was no one else who wished to speak, Councilwoman Hudson moved that it be closed; seconded by Councilman Costa and carried on voice vote with all Council Members present voting YES.

**LATE EXECUTIVE SESSION**

Councilwoman Hudson offered the following Resolution and moved for its adoption:

**RESOLUTION**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***MOTION FOR EXECUTIVE SESSION***

**BE IT RESOLVED** by the Township Council of the Borough of Bloomingdale on the 18th day of July 2017 that:

1. Prior to the conclusion of this **Official 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):

( ) (1) Confidential or excluded matters, by express provision of Federal law or

State statute or rule of court.

( ) (2) A matter in which the release of information would impair a right to receive

funds from the Government of the United States.

( ) (3) Material the disclosure of which constitutes an unwarranted invasion of

individual privacy.

( ) (4) A collective bargaining agreement including negotiations.

( ) (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.

( ) (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.

( ) (7) Pending or anticipated litigation or contract negotiations other than in

subsection b. (4) herein or matters falling within the attorney-client privilege.

(1 ) (8) Personnel matters.

( ) (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).

Councilman Costa seconded the motion and it carried on voice vote with all council members present voting YES.

(At this time, 7:56 p.m., the Mayor and council went into Executive Session)

**RECONVENED**

Mayor Dunleavy reconvened the meeting at 8 p.m. and noted that no action was taken during the Executive Session.

**ADJOURNMENT**

Since there was no further business to be conducted, Councilwoman Hudson moved to ADJOURN at 8 p.m.; seconded by Councilman Dellaripa and carried on voice vote with all council member present voting YES.

Jane McCarthy, RMC

Municipal Clerk

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