

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

**May 16, 2023**

The Regular Meeting of the Governing Body of the Borough of Bloomingdale was held in the Council Chambers of the Municipal Building (101 Hamburg Tpke) on the above date. Mayor John D'Amato called the meeting to order at 7:01 PM.

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

**Official Roll Call:** (taken by the Deputy Clerk)

*In Attendance:* Mayor John D'Amato  
Councilman Dominic Catalano  
Councilman Richard Dellaripa  
Councilman John Graziano  
Councilwoman Dawn Hudson  
Councilwoman Evelyn Schubert  
Councilman Ray Yazdi

Deputy Clerk, Terry Sauer  
Administrative Assistant, Aimee Greenspan  
Business Administrator, Michael Sondermeyer  
Borough Attorney, Fred Semrau  
CFO, Donna Mollineaux  
Asst. CFO, Jasmin Azcona

**PUBLIC NOTICE STATEMENT**

**Mayor D'Amato stated:** *This Meeting is called pursuant to the provisions of the Open Public Meetings Law. Adequate notice of this meeting was advertised in the Herald News on January 9, 2023; copies were provided to the local news media and posted continuously in the Municipal Building. A copy of this notice is available to the public and is on file in the office of the Municipal Clerk.*

*Per State Fire Code, I am required to acknowledge that there are two emergency exits in this Council Chambers. The main entrance which you entered through and a secondary exit to the left of where I am seated. If there is an emergency, walk orderly to the exits, exit through the door, down the stairs and out the building. If there are any questions, please raise your hand now.*

**NON-AGENDA ITEMS**

1. **Adoption of Resolution No. 2023-5.15:** Computing 2023 Reserve for Uncollected Taxes

**EARLY PUBLIC COMMENT**

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

**Linda Huntley, 86 Van Dam Avenue, Bloomingdale:**

- Questioned the purchase of the vehicles in Res. 2023-5.13 and 2023-5.14. The budgeting for them was explained as was the lease program.  
*[discussion of the DPW fleet was had between the members, Ms. Huntley, and Frank Neuberger]*

DELLARIPA made a motion to close the meeting for public comment, seconded by YAZDI carried on voice vote, all in favor voting AYE.

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

**Councilwoman Schubert (Senior Committee, Library Board, BBYC & Tri-Boro First Aid Liaison):**

- BBYC:
  - *Attending Sloan Park Festival on 6/9 for signups*
  - *seeking junior level coaches*
  - *advertising clinics (Oakland - \$125; DePaul \$199; Clifton)*
- Public Event:
  - *Town/River Clean Up – May 20<sup>th</sup> @ 10 a.m.*  
*(organizations/families/individuals can contact Dawn Hudson to sign up)*
- Library Events:
  - *Queens Tea – May 18<sup>th</sup>*
  - *Will also be attending Sloan Park Festival*
- Tri-Boro First Aid Squad:
  - *Dueling Pianos – Sept. 22<sup>nd</sup>*

**Councilwoman, Dawn Hudson (BOH Liaison)**

- Public Events
  - *Memorial Day Parade – May 29<sup>th</sup> @ 9 a.m. from Butler to Bloomingdale*
  - *Townwide Garage Sale - June 3rd (rain date June 4<sup>th</sup>)*
  - *COVID-19 testing and vaccinations available through Passaic County.*  
*Requests/appointments through their website.*
- Comment
  - *People shouldn't post incorrect information or defame the council on Facebook. Everyone should be open and welcoming to residents who have questions or concerns. Council contact information can be found on the borough website.*

**Councilman, John Graziano (EDC Chairperson/Municipal Alliance Liaison)**

- Public Event
  - *Sloan Park Festival starts at 5:30 p.m. with the band starting around 6 p.m.*

**Business Administrator, Michael Sondermeyer:**

- Provided the following updates:
  - *Hilltop Terrace Road Improvement DOT project is ongoing*
  - *Tennis courts are starting soon*
  - *DPW seasonal help for the summer will be looked for soon and those college age and up can apply.*
  - *Thanked departing volunteers for their service*
  - *Congratulated Breeanna and Steve Smith on the birth of their daughter*

**Mayor, John D'Amato:**

- *Condolences to the Dale family. [ Lenny Dale ]*

**CONSENT AGENDA**

*(Adoption of Resolutions No. 2023-5.6 – 2023-5.8)*

**Motion:** Dawn Hudson

**Second:** Ray Yazdi

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

**CONSENT AGENDA RESOLUTION:**

**RESOLUTION NO. 2023-5.6  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Accepting, Approving and/or Adopting the Consent Agenda of the  
May 16, 2023, Regular Meeting***

**WHEREAS**, the Borough Council of the Borough of Bloomingdale has determined that to increase efficiency, the Consent Agenda shall be adopted with one resolution, and

**NOW THEREFORE BE IT RESOLVED** that the following resolutions, placed on this agenda by consent, require no discussion and the same having been previously reviewed by each Governing Body member, be and are hereby adopted in their entirety by the Council of the Borough of Bloomingdale.

- A. Motion to approve minutes:**
  - May 2, 2023 – Workshop Meeting
- B. Motion to Remove Members:** *Economic Development Commission (A. Sundstrom & T. Fox)*
- C. Motion to Add Members:** *Ryan J. West, Junior Fire Department & Tony R. Snyder, Fire Department*
- D. News Release:** 2023 Motorcycle Safety Awareness Month
- E. Resolution No. 2023-5.7:** Hire Part Time Tax Office Clerk (L. Kelemen)
- F. Resolution No. 2023-5.8:** Accepting Resignation from Board of Health (L. Perry Carney)

***Record of Council Vote on Passage***

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**PENDING ITEMS**

**A. 2023 Municipal Budget Presentation**

Donna Mollineaux, CFO did a presentation on the budget. The presentation highlighted the increase in appropriations. The budget introduced for 2022-2023 went up but 90% of that increase was due to the revenue from the shared services. Revenues derive mostly from tax fees, shared services and utilizing surplus. It was noted the budget came in at a \$20 increase on the average assessed home. Lots of projects completed and started along with paying off loaned project money. Budget takes into consideration the personnel and department changes within the Borough.

**B. Public Hearing on 2023 Municipal Budget & Postponement of Budget**

- **Public Notice Statement – Deputy Clerk:**  
*This is the time fixed for the public hearing on the Municipal Budget and Tax Resolution for 2023. The Budget was approved by the Governing Body on April 18, 2023, was advertised as required by law on May 1, 2023, together with notice of hearing for this time.*
- **Adoption of Resolution No. 2023-5.9: Read Budget by Title**  
**Motion:** John Graziano  
**Second:** Dominic Catalano  
**Roll Call:** DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES)
- **Public Hearing on the 2023 Municipal Budget:**

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

**Linda Huntley, 86 Van Dam Avenue, Bloomingdale:**

Made the following inquires:

- Contract with Butler pricing
- Administration fees
- Questioned if mayor and council will get raises
- General administration increase
- Insurance and social security increase
- Concern over any increase in taxes

Since there was no one else who wished to speak HUDSON made a motion to close the public hearing; motion was seconded by CATALANO and carried on voice vote all members voting AYE; none were opposed.

**C. Motion that the adoption of the budget be postponed to June 20<sup>th</sup>, 2023 [pending review by the Division of Local Government Services]**

**Motion:** John Graziano

**Second:** Ray Yazdi

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

*Finance Department exited the meeting after the adoption of the 2023 budget.*

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

**Ordinance No. 22-2023: Amend Ch. Recreation Fees (Cornhole, Pickleball, Fencing, Trips)**

The Deputy Clerk, Terry Sauer, read the Public Notice statement.

Councilwoman Hudson moved that the Ordinance be read by title; seconded by Yazdi and carried on voice vote – all members present voting AYE

The Deputy Clerk read the following Ordinance by title:

**ORDINANCE NO. 22-2023  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER II, ADMINISTRATION, SECTION 2-64.11 FEES FOR RECREATION PROGRAMS, OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

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

**WHEREAS**, the purpose of this amendment is to add “Cornhole”, “Pickleball”, “Fencing” & “Trips” under the fees for activities per the request of the Recreation Director; and

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

**SECTION 1.** Section 2-64.11 Fees for Recreational Programs, Section A. ‘Activity’ shall be amended to *add* the aforementioned programs as follows:

§2-64.11 Fees for Recreational Programs.

**2-64.11 Fees for Recreational Programs.**

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

**Activity**  
Cornhole  
Pickleball  
Fencing  
Trips

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.

**BOROUGH OF BLOOMINGDALE  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY**

**ATTEST:**

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk

By: \_\_\_\_\_  
John D'Amato, Mayor

**PUBLIC NOTICE**

**ORDINANCE NO. 22-2023  
OF THE GOVERNING BODY  
OF THE BOROUGH OF BLOOMINGDALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER II, ADMINISTRATION, SECTION 2-64.11 FEES FOR RECREATION PROGRAMS, OF THE CODE OF THE BOROUGH OF BLOOMINGDALE**

**NOTICE IS HEREBY GIVEN**, that the above Ordinance was introduced and passed on first reading at an Official Meeting of the Governing Body of the Borough of Bloomingdale, County of Passaic, State of New Jersey held in the Municipal Building on May 2, 2023, and the same shall come up for final passage at an Official Meeting of the Governing Body to be held on May 16, 2023 at 7PM, at which time any persons interested shall be given the opportunity to be heard concerning said Ordinance. Copies of this Ordinance are available in the Clerk's Office located at 101 Hamburg Turnpike, Bloomingdale, New Jersey.

**Purpose/Summary of Ordinance No. 22-2023:**

WHEREAS, the Borough Code currently sets forth certain fees for programs sponsored and/or run by the Borough Recreation Department. The purpose of this amendment is to include 'Cornhole, Pickleball, Fencing & Trips' activities per the request of the Recreation Director with a range of \$0.00 to \$150.00 per person. The recommendation includes amending Chapter 2 "Administration", Section '2-64.11 'Fees for Recreational Programs'.

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Theresa Sauer, Deputy Clerk

**Public Hearing:**

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

**Adoption:**

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

**NEW BUSINESS**

**A. Adoption of Resolution No. 2023-5.10: Payment of Municipal Obligations**

**Motion:** Ray Yazdi

**Second:** Dominic Catalano

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

**B. Adoption of Resolution No. 2023-5.11: Authorizing Contract with H2M Associates (Asset Management Plan)**

**Motion:** Ray Yazdi

**Second:** Richard Dellaripa

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

**C. Adoption of Resolution No. 2023-5.12: Authorizing Professional Service Agreement (Kyle & McManus) for Planning Services [Master Plan]**

**Motion:** Ray Yazdi

**Second:** Dawn Hudson

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

**D. Adoption of Resolution No. 2023-5.13: Purchase Police Vehicle (Cranford Cooperative)**

**Motion:** Dawn Hudson

**Second:** Ray Yazdi

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

**E. Adoption of Resolution No. 2023-5.14: Purchase DPW Vehicles (state contract)**

**Motion:** Ray Yazdi

**Second:** Dawn Hudson

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

**NON-AGENDA ITEMS**

**1. Adoption of Resolution No. 2023-5.15: Computing 2023 Reserve for Uncollected Taxes**

**Motion:** Ray Yazdi

**Second:** Richard Dellaripa

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

**LATE PUBLIC COMMENT:**

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

**Linda Huntley, 86 Van Dam Avenue, Bloomingdale:**

Made the following inquires:

- Wanted to know express her concerns over the recent thefts of converters and asked for an update. The mayor said there is an active investigation.

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

**EXECUTIVE SESSION:**

**Adoption of Resolution No. 2023-5.16:** Motion for Executive Session

Two matters – Personnel

**Motion:** Ray Yazdi

**Second:** Rich Dellaripa

**Voice Vote:** All members present voting AYE; none were opposed.

**GOVERNING BODY SCHEDULE**

- Workshop Meeting – June 13, 2023 7 PM**
- Special Meeting – June 20, 2023 7 PM (Adoption of Budget)**
- Regular Meeting – June 27, 2023 7 PM**
- Regular Meeting – July 18, 2023 7 PM**
- Regular Meeting – August 15, 2023 7 PM**

**ADJOURNMENT:**

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

Drafted: Aimee Greenspan, Administrative Assistant

Reviewed: Breeanna Smith, Municipal Clerk

**May 16, 2023 RESOLUTIONS**

**RESOLUTION NO. 2023-5.7  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

*Authorizing the Hire of a Part-Time Tax Office Clerk*

**WHEREAS**, due to a vacancy, there exists a need for a part-time Tax Office Clerk to assist with Tax Collection, Tax Assessment, and animal licensing; and

**WHEREAS**, this position was publicly advertised and interviews were held for prospective candidates; and

**WHEREAS**, based on these interviews, it was determined that Lucyanne Kelemen was the successful candidate.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Bloomingdale that Lucyanne Kelemen be hired as a part time tax office clerk as per the terms of the Communication Workers of America White Collar Unit union contract effective May 22, 2023.

***Record of Council Vote on Passage***

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.8  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Resolution Accepting Resignation of Linda Parry Carney***

**WHEREAS**, Linda Parry Carney, has served on The Bloomingdale Board of Health as a Volunteer for the Borough of Bloomingdale for 20 plus years; and

**WHEREAS**, the Borough Administrator, Michael Sondermeyer has received correspondence of resignation from Linda Parry Carney stating her desire to resign the position as President of the Board of Health effective May 31, 2023; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Bloomingdale does hereby acknowledge and accept the resignation of Linda Parry Carney as of May 11, 2023 and extends gratitude to her for her dedicated service to Borough of Bloomingdale and the Borough of Bloomingdale Health Department.

***Record of Council Vote on Passage***

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.9  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION TO READ BUDGET BY TITLE**

**WHEREAS**, N.J.S.A. 40A:4-8 as amended provides that the Budget as advertised shall be read in full at the public hearing, or that it may be read by its title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved Budget:
  - (a) Shall be made available for public inspection, and
  - (b) Shall made available to each person upon request, and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Bloomingdale that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, as amended set forth in subsections 1(a) and 1(b) have been made and therefore the Budget for the year 2023 shall be read by title only.



***Record of Council Vote on Passage***

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.10  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

***Authorizing Payment of Municipal Obligations***

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

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

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

<u>BILLS LIST</u>		<u>PREPAID</u>	
<u>LIST</u>			
CURRENT	\$1,775,563.93	CURRENT	\$521,141.38
UTILITY	\$50,165.40	UTILITY	\$21,831.93
CAPITAL	\$267,338.71	OPEN SPACE	
CAPITAL UTILITY	\$8,765.00	TRUST ACCOUNT	\$8,000.00
TRUST	\$27,754.72	RECYCLING	\$1,705.20
DOG TRUST	\$390.60	DOG TRUST	
RECREATION	\$1,327.00	UNEMPLOYMENT	\$363.78
ROSE FUND	\$19,036.65	CAPITAL	\$1,202.50
RECYCLING	\$0.00	WATER CAPITAL	\$4,102.04
UNEMPLOYMENT	\$0.00	RECREATION	\$292.67
AFFORDABLE HOUSING	\$0.00	CAPITAL ASSESSMENT	
<b>TOTAL</b>	<b>\$2,150,342.01</b>	<b>TOTAL</b>	<b>\$558,639.50</b>

***Record of Council Vote on Passage***

COUNCILMAN	AYE	NAY	Abstain	Absent	COUNCILMAN	AYE	NAY	Abstain	Absent
Hudson	X				Catalano	X			
Schubert	X				Graziano	X			
Dellaripa	X				Yazdi	X			

*\*recusals are listed in the official minutes\**

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on Tuesday, May 16, 2023.

Theresa Sauer  
Deputy Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2023-5.11  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO H2M ASSOCIATES, INC. TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE BOROUGH

**WHEREAS**, there exists a need for professional engineering services that are needed to assist the Borough in compliance with New Jersey Department of Environmental Protection (NJDEP) requirements to prepare an Asset Management Plan for the Borough of Bloomingdale; and

**WHEREAS**, the Borough wishes to retain H2M Associates, Inc. to perform such services; and

**WHEREAS**, the maximum amount for services under this contract shall not exceed \$32,000.00 as per H2M Proposal No.: LP230310; and

**WHEREAS**, the Chief Financial Officer has certified the available of funds as evidenced in the annex certification; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. §40A:11-1 *et seq.*) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself be available for public inspection.

**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:

**Section 1.** The contract with H2M Associates, Inc. is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. §40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

**Section 2.** H2M Associates, Inc. shall provide professional engineering services to the Borough as set forth in its proposal No. LP230310 of March 14, 2023.

**Section 3.** A notice of this action shall be printed once in the legal newspaper of the Borough of Bloomingdale as required by law.

**Section 4.** A copy of this Resolution shall be provided to the Finance Department, and to H2M Associates, Inc., of 1250 Route 23 North, Butler, New Jersey 07405, for their information and guidance.

This Resolution shall take effect immediately.

***Record of Council Vote on Passage***

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.12  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO BETH MCMANUS OF KYLE + MCMANUS ASSOCIATES TO PROVIDE PLANNING SERVICES IN CONNECTION WITH A NEW MASTER PLAN**

**WHEREAS**, the Municipal Land Use Law requires updates to the municipal master plan periodically or when there is a significant change in circumstances or planning direction; and

**WHEREAS**, the Borough has a need for a new master plan; and

**WHEREAS**, the Borough desires to enter into a professional services agreement with Beth McManus of Kyle + McManus Associates to provide professional planning services in connection with a new master plan, in a total amount not to exceed \$75,000, per a proposal dated November 14, 2022, attached hereto; and

**WHEREAS**, the Borough CFO has certified that funds are available for this purpose; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. § 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for “Professional Services” without competitive bidding and the contract itself be available for public inspection.

**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:

**Section 1.** The contract with Beth McManus of Kyle + McManus Associates is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. § 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

**Section 2.** Beth McManus of Kyle + McManus Associates shall provide special professional planning services to the Borough as set forth in its proposal of November 14, 2022, attached hereto and incorporated herein.

**Section 3.** A notice of this action shall be printed once in the legal newspaper of the Borough of Bloomingdale as required by law.

**Section 4.** A copy of this Resolution shall be provided to Donna Mollineaux, Chief Financial Officer, and to Beth McManus of Kyle + McManus Associates, P.O. Box 236, Hopewell, NJ 08525, for their information and guidance.

This Resolution shall take effect immediately.

*Record of Council Vote on Passage*

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.13**

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

**A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE OF A 2023 FORD POLICE INTERCEPTOR THROUGH THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM #47-CPCPS, CONTRACT #22-01, ITEM #1**

**WHEREAS**, the Borough of Bloomingdale, pursuant to N.J.S.A. 40A:11-11 and N.J.A.C. 5:34-7.3 et seq. may, by Resolution and without advertising for bids, purchase any goods or services through the Cranford Police Cooperative Pricing System, which has been approved by the Director of the Division of Local Government Services; and

**WHEREAS**, the Borough of Bloomingdale desires to purchase a 2023 Ford Police Interceptor through the Cranford Police Cooperative Pricing System #47-CPCPS; and

**WHEREAS**, Gentilini Ford, has been awarded Contract #22-01 Police & Administrative Vehicles (2023 Model Year); and

**WHEREAS**, the Administration recommends the utilization of this contract on the grounds as the best means available to obtain the Ford Police Interceptor vehicle; and

**WHEREAS**, the contract shall not exceed the amount of \$48,045.00; and

**WHEREAS**, the Chief Financial Officer, as certified the ability of funds in the annexed certification; and

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

1. The Borough of Bloomingdale hereby authorizes the purchase of a 2023 Ford Police Interceptor from Gentilini Motors, of 2703 Fire Road, Egg Harbor Township, NJ 08234 from the Cranford Police Cooperative Pricing System #47-CPCPS under contract #22-01.
2. The total amount authorized for this contract shall not exceed \$48,045.00 without the prior written approval of the Borough Council.
3. The Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this Resolution.
4. A copy of this resolution shall be provided to the Finance Department, Police Department and Gentilini Motors for their information and guidance.

This Resolution shall take effect immediately.

***Record of Council Vote on Passage***

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.14  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED  
STATE CONTRACT VENDORS FOR CONTRACTING UNITS  
PURSUANT TO N.J.S.A. 40A:11-12a**

**WHEREAS**, the Borough of Bloomingdale, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

**WHEREAS**, the Borough of Bloomingdale has the need on a timely basis to purchase goods or services utilizing State contracts; and

**WHEREAS**, the Borough of Bloomingdale intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough of Bloomingdale authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

**BE IT FURTHER RESOLVED**, that the Governing Body of the Borough of Bloomingdale pursuant to N.J.A.C. 5:30-5.5(b), the Chief Financial has certified the availability of funds in the annexed certification in an amount not to exceed \$181,311.00; and

**BE IT FURTHER RESOLVED**, that the duration of the contracts between the Borough of Bloomingdale and the Referenced State Contract Vendors shall be from May 16, 2023 to December 31, 2023.

**Referenced State Contract Vendors**

<u>Commodity/Service</u>	<u>Vendor</u>	<u>State Contract #</u>
2023 F-350 4x4 SD Reg. Cab	Route 23 Automall LLC 1301 Route 23 Butler, NJ 07405	T-2959
2023 F-350 (2) 4x4 SD Reg. Cab w/snowplow package	Route 23 Automall LLC 1301 Route 23 Butler, NJ 07405	17-FLEET-00241

***Record of Council Vote on Passage***

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

\_\_\_\_\_  
Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.15  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION COMPUTING 2023 RESERVE FOR UNCOLLECTED TAXES  
PURSUANT TO N.J.S.A. 40A:4-41c(2)**

**WHEREAS**, N.J.S.A. 40A:4-41c(2), enacted into law (P.L. 2010, c. 56), provides alternate methods of calculating the Reserve for Uncollected Taxes, and

**WHEREAS**, one method under N.J.S.A. 40A:4-41c(2) permits the Governing Body of any municipality in which the amount of tax reductions resulting from tax appeal judgments of the County Tax Board pursuant to R.S. 54:3-21 et seq., or the State Tax Court pursuant to R.S. 54:48-1 et seq., result in tax reductions in the preceding fiscal year, may elect to calculate the current year reserve for uncollected taxes by reducing the certified tax levy of the prior year by the amount of the tax levy adjustment resulting from those judgments. Election of this choice shall be made by resolution, approved by a majority vote of the full membership of the governing body prior to the adoption of the annual budget pursuant to N.J.S.A. 40A:4-5; and

**WHEREAS**, the Borough of Bloomingdale's Adjusted Tax Levy in 2022 was \$32,820,142.56; and

**WHEREAS**, during 2022 the Borough of Bloomingdale's Tax Levy was reduced by \$82,317.22 due to tax appeals; and

**WHEREAS**, the Borough of Bloomingdale has determined that it is advantageous for the Borough of Bloomingdale to utilize the method under N.J.S.A. 40A:4-41(c)(2),

**NOW, THEREFORE BE IT RESOLVED BY THE** Governing Body of the Borough of Bloomingdale, New Jersey, that by a majority vote of the full membership of the Governing Body of the Borough of Bloomingdale, approves that the maximum percentage to be used for the reserve for uncollected taxes in the 2023 budget is 99.27% based on N.J.S.A. 40A:4-41c(2); and

**BE IT FURTHER RESOLVED**, that the Director of the Division of Local Government Services in the Department of Community Affairs, be and is hereby requested to give her written consent to allow the Borough of Bloomingdale to compute the Reserve for Uncollected Taxes pursuant to the provisions of N.J.S.A. 40A:4-41c(2).

**BE IT FURTHER RESOLVED**, that the Borough Clerk upload a certified copy of this resolution on the FAST System for the Director of the Division of Local Government Services.

*Record of Council Vote on Passage*

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

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on May 16, 2023.

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Theresa Sauer, Deputy Clerk  
Borough of Bloomingdale

**RESOLUTION NO. 2023-5.16  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Council of the Borough of Bloomingdale on the 16<sup>th</sup> day of May, 2023 that:

❖ Prior to the conclusion of this Council Meeting, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):

- ( ) b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
- ( ) b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- ( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
- ( ) b. (4) A collective bargaining agreement including negotiations.
- ( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
- ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
- ( ) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.

**( X ) b. (8) Personnel matters.**

• **Two Matters**

- ( ) b. (9) Deliberations after a public hearing that may result in penalties.

❖ The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: May 16, 2023

***Record of Council Vote on Passage***

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