**RESOLUTION NO. 2018-6.25
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**A Resolution Urging the Legislature to Amend S-716, S-477 and S-1766**

**Whereas:** While it is commendable that legislation is being considered to provide additional compensation to Firefighters with cancer, S-716 as currently written, without responsible amendments, will prove to be very expensive to municipalities and taxpayers, and

**Whereas:** While it is also commendable that the statute of limitations is being extended for claims involving sexual abuse, S-477 as currently written would eliminate the statute of limitations entirely leaving officials and volunteers with the near impossible task of defending a claim that is decades old.

**Whereas:** Under current law family members can already collect substantial compensation for actual losses such as medical bills, lost income as well as loss of companionship.

**Whereas**: Without appropriate amendments, the combined impact of these bills would devastate local government insurance budgets at a time when the local taxpayers are being squeezed because of changes in the Federal Tax code.

Now therefore be it resolved by the Borough of Bloomingdale that:

* S-716 be amended to provide that the cancer presumption be limited to types of cancer that scientific evident establishes that Firefighters develop at a higher rate than the general public, and
* S-716 be amended to end the presumption at age 65 when the firefighter becomes eligible for Medicare. Alternatively, S-716 should be amended to remove volunteers and establish a special program for them along the lines recently adopted by New York, Connecticut, Michigan, Colorado and Georgia, and
* S-716 also be amended so that the standard to rebut the presumption remains at the current “preponderance of the evidence”, and
* S-477 be amended to increase statute of limitation on claims involving sexual molestation against public entities to 7 years, subject to no limitation against the molester, and
* S-1766 be amended to remove public entities from “emotional distress” compensation for wrongful death claims subject to Title 59, and

A copy of this resolution be forwarded to the Governor, the legislative delegation in the 39th district, the Governor, the Senate President and the Speaker of the Assembly.

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

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| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Council person | aye | nay | Abstain | Absent | Council person | aye | nay | Abstain | Absent |
| Costa | X |  |  |  | Hudson | X |  |  |  |
| D’Amato | X |  |  |  | Sondermeyer | X |  |  |  |
| Dellaripa | 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 June 26, 2018.

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Breeanna Calabro, R.M.C.

Municipal Clerk, Borough of Bloomingdale