

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

June 11, 2024

The Workshop 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 7:00 PM.

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

Official Roll Call: (taken by the Municipal 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

Municipal Clerk, Breeanna Smith
Business Administrator, Michael Sondermeyer
Borough Attorney, Dawn Sullivan

Other Professionals Present: Joe Faccone, Samuel Klein & Company (Auditor)
Heather Barkenbush, CFO
Jasmin Azcona, Borough Treasurer

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 12, 2024; 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.

EARLY PUBLIC COMMENT

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

Linda Huntley – 86 Van Dam Ave, Bloomingdale
Made the following inquiries on **Resolution 2024-6.9:**

- 74 age restricted units
- 426 non-age restricted units
- 500 units total
- 320,000 sq ft of industrial/office use
- 12 acres is behind the DPW salt shed

Made the following inquiries on **Ordinance 14-2024:**

- Would like a copy of 'Exhibit A'
(for the record MEER TRACT REDEVELOPMENT PLAN
BLOCK: 5105 LOTS: 14.01, 53, 55, 58, 59, 61
BY: KYLE & MCMANUS ASSOCIATES (KMA))

DATE: JUNE 5, 2024)

Since there was no one else who wished to speak, HUDSON made a motion to close the meeting for public comment, seconded by DELLARIPA carried on voice vote, all in favor voting AYE.

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

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

- Library Board of Trustees
 - Paint & Sip – November 3rd
 - ‘Read to a Dog’ 4th Tuesday of every month
 - Adult Summer Reading June 15-August 24
 - Summer Reading – Zoophoria June 27th
 - Art Class June 24th age 5-11
 - Stephen King Book Club July 1st
 - *****Details for all programs are available on the Library website
- Tri-Boro First Aid Squad
 - 170 total calls for May, 53 of which were Bloomingdale; YTD 711
 - ‘An Evening of Mediumship’ (Spiritual Mediums) June 28 Tickets are \$35.00
 - Medical equipment available to the community
- BBYC:
 - Football & Cheer registration is open for 2024 season; closes August 31
 - Summer workouts begin in June 6:30PM // Memorial Practice Field
- Public Events
 - June 29th Town fireworks, many food vendors participating
- Senior Advisory Committee/Center:
 - June 19th Joey Zisa at Casa Bianca
 - June 21st Monmouth Raceway
 - Walking club held every Wednesday at 9AM
 - E-Z Pass discount available for Seniors
 - Monthly calendar and nutrition menu available on website

Councilman Ray Yazdi (Budget Committee) No report

Councilwoman, Dawn Hudson (BOH Liaison, Public Event Committee)

- BOH:
 - The board will be working on new ordinances with Health Officer
- Public/Borough Events:
 - Fireworks June 29th @ 6PM
 - Butler/Kinnelon Veteran Wreaths Fundraiser June 18th at Tastefully British
 - Borough Hall Closed on July 4th
- Rave (reverse911) & Recycle Coach sign up available on Borough Website
- Reminder to residents that ‘Service Requests’ can be submitted through the website

Council President, John Graziano (EDC Chairman)

- EDC
 - Sloan Park Festival was a great success – thanked all for making this a great event specifically Linda Bennet, Sally Basile, Gail Lavelle & Mike Sondermeyer, BPD, FD, Recreation
 - New business // ribbon cutting ‘DIVE 3d Printing’ & 3D Pets corner of Main Street & Reeve Avenue June 14th
 - Thanked budget committee, and CFO & Treasurer for their efforts involved with the 2024 budget

Councilman, Dominic Catalano (Planning Board Member, Recreation & Environmental Liaison)

- Planning Board – no report
- Environmental Commission – no report

- Recreation – Summer Camp is beginning soon, registration is open but is encouraged ASAP; price increases ‘next week’

Councilman, Richard Dellaripa (ROSE Fund Member, Budget Committee) No report

Business Administrator, Michael Sondermeyer No Report

Municipal Clerk, Breeanna Smith No Report

Borough Attorney, Dawn Sullivan No Report

Mayor, John D’Amato: No Report

CONSENT AGENDA

(Adoption of Resolutions No. 2024-6.1 – 2024-6.6)

Motion: Rich Dellaripa

Second: Ray Yazdi

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

RESOLUTION NO. 2024-6.1 OF THE GOVERNING BODY OF THE BOROUGH OF BLOOMINGDALE

*Accepting, Approving and/or Adopting the Consent Agenda of the
June 11, 2024 Council 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 7, 2024 – Regular Meeting
- May 21, 2024 – Regular Meeting

B. Resolution No. 2024-6.2: Forfeit of Road Opening Bond

C. Resolution No. 2024-6.3: Approval of Change Order #1 (WTB Tennis Courts)

D. Resolution No. 2024-6.4: Renewal of ABC Liquor Licenses

E. Resolution No. 2024-6.5: Approval of Tax Exemption for Disabled Vet

F. Resolution No. 2024-6.6: Authorize Refund of Tax Overpayment

MUNICIPAL BUDGET

A. Second/Final Reading & Public Hearing:

Ordinance No. 10-2024: Index Rate CAP Bank Ordinance

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

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

The Municipal Clerk read the following Ordinance by title:

**BOROUGH OF BLOOMINGDALE
CALENDAR YEAR 2024
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 up 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 Governing Body of the Borough of Bloomingdale, in the County of Passaic, finds it advisable and necessary to increase its CY 2024 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 Governing Body hereby determines that a 3.5% increase in the budget for said year, amounting to \$98,890.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body 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 Governing Body 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 CY 2024 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 \$346,115.00, and that the CY 2024 municipal budget for the Borough of Bloomingdale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, 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; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be uploaded on the FAST System for 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 uploaded on the FAST System for the said Director within 5 days after such adoption.

Introduced: May 7, 2024
Public Hearing: June 11, 2024
Adopted: June 11, 2024

I, HEREBY certify that the foregoing is a true copy of an Ordinance adopted by the Governing Body of the Borough of Bloomingdale, New Jersey at a meeting on the 11th day of June, 2024.

Breeanna Smith, Municipal Clerk

Public Hearing:

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

Adoption:

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

B. Budget Presentation

Jasmin Azcona, Treasurer, presented the 2024 Municipal Budget highlighting the Borough's goal when putting together the budget, budget challenges, tax breakdown, year-to-year overall expenditures & revenues, and capital projects.

C. Public Hearing & Adoption for 2024 Municipal Budget

Public Notice Statement read by the Municipal Clerk

Adoption of Resolution No. 2024-6.7: Read Budget by Title

Motion: Ray Yazdi

Second: Rich Dellaripa

Roll Call Vote: GRAZIANO (YES), HUDSON (YES), SCHUBERT (NO), YAZDI (YES), CATALANO (YES), DELLARIPA (YES)

Mayor read Public Hearing procedure

- Motion to open Public Hearing on Municipal Budget was made by HUDSON and seconded by CATALANO

Linda Huntley – 86 Van Dam Ave, Bloomingdale

Made the following inquiries:

- Tax Assessor salary/wages reduced (pg. 13)
- Police salary/wages increased (pg. 15)
- Road Repair Maintenance salary & wages decreased (pg 15a)
- Employee Group Health insurance increased (pg 15b)
- Webmaster increased (pg 17)
- Contingent increased (pg 17a)
- Interest on Bonds & notes increased (pg 27)
- Inquired on potential PILOT funds being used to pay off debt
- does not support the proposed budget overall

The Mayor, Borough Treasurer, and Business Administrator responded to the inquiries.

- Motion to close Public Hearing on Municipal Budget was made by HUDSON and seconded by YAZDI

The Municipal Clerk read Section 2 into the record which is available at the end of this document under resolutions.

Resolution No. 2024-6.8: Adoption of the 2024 Municipal Budget (Section 2)

Motion: John Graziano

Second: Ray Yazdi

Roll Call Vote: HUDSON (YES), SCHUBERT (NO), YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES)

Council Discussion

(which took place before the roll call vote on the adoption of the budget)

Richard Dellaripa – This was a difficult budget for the committee. Losing the local fiscal recovery funds impacted the budget as well increased mandatory obligations. Would prefer more services for residents at a lower cost. Thanked the Finance department for their guidance. Thanked Ms. Huntley for her questions.

Dawn Hudson – Thank you to the Finance Department & budget committee. It's difficult to pass a budget that increases taxes but would like to remind everyone that council members are residents as well who also feel the impact. Encourage residents to attend BOE/school meetings to see where 55% of their tax dollars are expended. Commended those who brought in shared services to offset expenditures.

Dominic Catalano – Agree that no member of the Governing Body wants to charge residents more money for the services they receive. The Borough also experiences inflation and has done a great job of stabilizing taxes. This is still a strongly thought-out budget.

Evelyn Schubert – Is not happy about the budget and has attended school board meetings. Bloomingdale residents can choose to go wherever they want since the Borough does not have a high school. Felt the Governing Body 'gave away' land on Glade Road. Commends the committee for working hard but feel better allocations should be made.

Mayor John D’Amato – compared his municipal tax bill from 2020 (\$3,121) to 2023 (\$3,164) which shows a \$40 increase over the years and shows this Governing Body has kept the municipal portion of taxes stable. The school increased \$600 in this time frame. The members do the best they can to keep taxes from increasing. The Board of Education does the same and does a great job.

PENDING ITEMS

GRAZIANO / YAZDI stepped out of the chambers at 8:00PM

A. Second/Final Reading & Public Hearing:

Bond Ordinance No. 12-2024: Reconstruction of Catherine St & Bailey Ave

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

Councilwoman Hudson moved that the Ordinance be read by title; seconded by CATALANO and carried on voice vote: Catalano, Dellaripa, Hudson, Schubert voted AYE in favor, Graziano & Yazdi recused from the vote.

[For the record, Council members Graziano & Yazdi left the meeting for business relating to Bond Ordinance 12-2024.]

The Municipal Clerk read the following Ordinance by title:

**BOROUGH OF BLOOMINGDALE
PASSAIC COUNTY, NEW JERSEY
BOND ORDINANCE NUMBER 12-2024**

BOND ORDINANCE PROVIDING FOR THE RECONSTRUCTION OF CATHERINE STREET AND BAILEY AVENUE, BY AND IN THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY; APPROPRIATING \$805,000 THEREFOR (INCLUSIVE OF A STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$416,130) AND AUTHORIZING THE ISSUANCE OF \$805,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Bloomingdale, in the County of Passaic, State of New Jersey (the “Borough”). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$805,000, which amount includes a \$416,130 grant expected to be received from the Department of Transportation of the State of New Jersey (the “DOT Grant”). No down payment for said improvements or purposes is required pursuant to Section 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”), as this bond ordinance involves a project funded by the DOT Grant, which is a grant provided by the State of New Jersey.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet said \$805,000 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in a principal amount not exceeding \$805,000 pursuant to, and within the limitations prescribed by, the

Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$805,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and the purposes for which said bonds or notes are to be issued is for the reconstruction of the entire length or portions of Catherine Street and Bailey Avenue within the Borough. Such improvements or purposes are to include, but are not limited to, as applicable, demolition and excavation, milling, paving, resurfacing and reconstruction of the roadways, roadway painting and striping, the repairing and/or removal and installation of sidewalks, driveway aprons, curbing, retaining walls and curb ramps, guardrails, storm water improvements, concrete improvements, and all other related improvements, design work, preparation of plans and specifications, permits, bid documents, contract administration, work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans and specifications on file in the Office of the Clerk of the Borough and available for public inspection.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$805,000.

(c) The estimated cost of said improvements or purposes is \$805,000.

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

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of

payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

(b) The period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$805,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$150,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

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

SECTION 9. The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any

bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued under this bond ordinance on a tax-exempt basis.

SECTION 11. The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough, which are authorized herein, and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

Public Hearing:

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

Line Huntley – 86 Van Dam Avenue, Bloomingdale NJ

Made the following inquires:

- Confirmed that sidewalks are not a part of this road project; curbs, paving & some drainage only

Mayor & members discussed their analysis to not include sidewalks.

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

Adoption:

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

*During the roll call vote members Graziano & Yazdi were not in the chambers, it was considered that these members were recusing themselves from the vote.

**During her vote, Councilwoman Schubert asked if this grant could be moved to different street. It was noted these streets were designated in the grant application & the award must be used on these streets. Other streets can be named in future grant applications.

NEW BUSINESS

- A. Adoption of Resolution No. 2024-6.9:** Authorizing an application in Passaic County Superior Court to Amend its Affordable Housing Consent Order as it relates to Block 5105, Lot 14.01
Motion: Ray Yazdi
Second: Dawn Hudson
Roll Call Vote: YAZDI (YES), CATALANO (YES), DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES)

- B. Introduction of Ordinance No. 13-2024:** Ch 2-80 Municipal Fees (Overnight Parking Permits)

A motion was made by YAZDI to read and introduce the Ordinance by title; second and final reading/ public hearing will be on June 25, 2024 at 7PM; the motion was seconded by DELLARIPA and carried on the following voice vote: all members present voting AYE, in favor; none were opposed.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 2 “ADMINISTRATION”, ARTICLE VIII “POLICIES AND PROCEDURES”, SECTION 2-80 “FEES CHARGED FOR MUNICIPAL SERVICES” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

- C. Introduction of Ordinance No. 14-2024:** Adopting Redevelopment Plan For Block 5105, Lots 14.01, 53, 55, 58, 59 And 61

A motion was made by YAZDI to read and introduce the Ordinance by title; second and final reading/ public hearing will be on August 20, 2024 at 7PM; the motion was seconded by GRAZIANO and carried on the following voice vote: all members present voting AYE, in favor; none were opposed.

The Municipal Clerk read by Title:

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY, ADOPTING THE REDEVELOPMENT PLAN FOR BLOCK 5105, LOTS 14.01, 53, 55, 58, 59 AND 61

LATE PUBLIC COMMENT:

HUDSON opened the meeting to late public comment; seconded by CATALANO and carried on voice vote, all in favor voting AYE. Since there was no one who wished to speak, YAZDI moved that it be closed; second by DELLARIPA and carried on voice vote all members voting (AYE), none were opposed.

GOVERNING BODY SCHEDULE

- A. June 25, 2024 – Regular Meeting**
- B. July 16, 2024 – Regular Meeting**
- C. August 20, 2024 – Regular Meeting**

ADJOURNMENT:

Since there was no further business to be conducted, HUDSON moved to adjourn at 8:11PM; seconded by YAZDI and carried on voice vote with all Council Members voting AYE.

Breeanna Smith, RMC
Municipal Clerk

June 11, 2024 RESOLUTIONS

**RESOLUTION NO. 2024-6.2
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION ACCEPTING FORFEITED CASH BOND FOR ROAD OPENING
PERMIT #12-2022 FOR 48 LAKESIDE AVENUE**

WHEREAS the Municipal Clerk received an application for a road opening permit from Arrow Sewer & Drain for 48 Lakeside Avenue indexed as permit #12-2022; and

WHEREAS, per the Borough Code Ch. 20-11.5, the application for an excavation permit to perform excavation work under this section shall be accompanied by a cash bond in the amount of \$200.00; and

WHEREAS, the applicant was advised that the road repairs were not satisfactory and needed to be redone; and

WHEREAS, to date the applicant has not redone the road repairs and the Borough Engineer recommends the Governing Body consider the cash bond for this permit application to be forfeited.

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 cash bond in the amount of \$200.00 for road opening permit #12-2022 for 48 Lakeside Avenue be considered forfeited.
2. The Municipal Clerk can deem the road opening permit application for 48 Lakeside Avenue closed.
3. The Borough Treasurer is hereby authorized to issue a purchase order to the Borough to receive the funds as miscellaneous revenue.

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 June 11, 2024.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-6.3
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF
PASSAIC AND STATE OF NEW JERSEY AUTHORIZING CHANGE ORDER #1
FOR THE CONTRACT AWARDED TO MIKE FITZPATRICK CONTRACTORS,**

INC. FOR THE WALTER T. BERGEN TENNIS COURTS REHABILITATION PROJECT

WHEREAS, the Borough of Bloomingdale and Mike Fitzpatrick Contractors, Inc., have entered into a contract in the amount of **\$307,155.00** for the Walter T. Bergen Tennis Courts Rehabilitation project via Resolution No. 2022-10.17; and,

WHEREAS, it has been recommended by the Borough Engineer, Thomas A. Boorady of Darmofalski Engineering Associates, Inc., that certain changes to this contract are necessary & were unknown or unforeseen at the time of plan preparations. The additional work and material as noted below were unforeseen at the time of bidding. The work is within the project limits.

Non-Contract Work Items – (unforeseen work within project limits)

	Additional Cost
Change Order #1 (asphalt)	\$ 3,333.84
Total Net Change Order:	\$ 3,333.84
Percentage Increase:	1.085%

; and

WHEREAS, the original contract amount was **\$307,155.00**; the amended contract amount based upon Change Order #1 \$310,488.84 which is 1.085% increase from the original contract amount; and,

WHEREAS, in accordance with N.J.A.C. 5:30-11.3, the change orders have not caused the originally awarded contract price to be exceeded by more than 20 percent; and,

WHEREAS, the Borough Engineer, Thomas A. Boorady of Darmofalski Engineering Associates, Inc., has reviewed the change order and recommended to the Governing Body that it modify its agreement with Mike Fitzpatrick Contractors, Inc., subject to the certification of funds, as a result of the above-referenced changes of condition which have occurred on the project; and,

WHEREAS, Borough Chief Financial Officer or their designee has certified the funds in the annexed certification; and,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey, that Change Order #1 is hereby approved in the contract between the Borough of Bloomingdale and Mike Fitzpatrick Contractors, Inc. as follows:

Original Contract	\$ 307,155.00
Change Order #1	<u>\$ 3,333.84</u>
New Contract Total:	\$ 310,488.84

Increase 1.085%

This Resolution will take effect immediately upon approval and certification of funds.

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 June 11, 2024.

Brecanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-6.4
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

Renewal of Alcoholic Beverage Licenses for 2024-2025 Term

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 application is accompanied by the necessary municipal fee; and

WHEREAS, the licensees have filed an application online with 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 the 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 this renewal 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 license of the following place:

PLENARY RETAIL CONSUMPTION

Licensee:	Establishment:	Address:	License Number:
SALINA INC.	<i>(inactive / pocket)</i>	N/A	1601-33-012-006
NLS MGMT LLC	River of Beer Saloon	133 & 135 Main Street	1601-33-008-012
LLSTI INC	Stumble Inn	231 Hamburg Tpke	1601-33-009-004
CAFÉ CHAMELEON	Cafe Chameleon	60/60A Main St	1601-33-007-012
HVBM INC	Turnpike Liquors	139 Hamburg Tpke	1601-33-001-006

PLENARY RETAIL DISTRIBUTION

Licensee:	Establishment:	Address:	License Number:
GB KRISHNA LLC	Bloomingdale Discount Liquor	82 Main Street	1601-44-004-005
HMT INC.	USA Wine Traders Club	29 Main Street	1601-44-005-008

CLUB LICENSE

Licensee:	Establishment:	Address:	License Number:
BLOOMINGDALE FIRE DEPT INC.	Bloomingdale Fire Department Inc.	97 Hamburg Turnpike	1601-31-013-001

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 June 11, 2024.

Brecanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-6.5
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC,
STATE OF NEW JERSEY AUTHORIZING REFUND OF OVERPAYMENT(S)**

WHEREAS, there appears on the tax records overpayments as shown below and the Tax Collector recommends the refund of such overpayment.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

REASON:

- | | |
|----------------------|-------------------------------|
| 1. Incorrect Payment | 6. Tax Appeal County Board |
| 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| 3. Senior Citizen | 8. 100% Disabled Veteran |
| 4. Veteran Deduction | 9. Replacement Check |
| 5. Homestead Rebate | 10. Tax Exempt |

Block/Lot	Name	Amount	Year	Reason
3030 / 29	Brian Thomas Rzucidlo 108 Hamburg Turnpike Bloomingdale, NJ 07403	\$108.05	2024	8

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 June 11, 2024.

Brecanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-6.6
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**APPROVAL OF CLAIM FOR PROPERTY TAX EXEMPTION FOR 108 HAMBURG
TURNPIKE FOR A DISABLED VETERAN PER N.J.S.A. 54:4-3.30**

WHEREAS, N.J.S.A. 54:4-3.30 et seq. and N.J.A.C. 18:28-1.1 et seq. grants property tax exemptions on dwellings wholly or partial owned by disabled veterans, or their surviving spouse; and

WHEREAS, the Tax Assessor has received and approved a claim (form D.V.S.S.E.), effective May 6, 2024, for this property tax exemption from:

Claimant Name:	Brian Thomas Rzucidlo
Property:	Block 3030 / Lot 29
Address:	108 Hamburg Turnpike

Bloomingtondale, NJ 07403

WHEREAS, it has been determined Brian Thomas Rzucidlo owns & holds legal title to 100% of 108 Hamburg Turnpike; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingtondale that they hereby accept the Tax Assessor's approval of the claim for a 100% property tax exempt for Brian Thomas Rzucidlo for 108 Hamburg Turnpike; and authorize the Tax Collector to cancel taxes as appropriate.

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 Bloomingtondale at an Official Meeting held on June 11, 2024.

Brecanna Smith, RMC
Municipal Clerk, Borough of Bloomingtondale

**RESOLUTION NO. 2024-6.7
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGTONDALE**

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 Bloomingtondale 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 2024 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 Bloomingtondale at an Official Meeting held on June 11, 2024.

Brecanna Smith, RMC
Municipal Clerk, Borough of Bloomingtondale

*****MUST IMPORT RESOLUTION 2024-6.8*****

SECTION 2 - UPON ADOPTION FOR YEAR 2024

RESOLUTION

COUNCIL MEMBERS

BOROUGH

Be it Resolved by the BLOOMINGDALE, County of PASSAIC of the BOROUGH that the budget hereinbefore set forth is hereby

adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 8,216,697.17 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ 182,831.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ - (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ 389,632.00 (Item 5 Below) Minimum Library Tax

RECORDED VOTE
(Insert last name)

Ayes

CATALANO
DELLARIPA
GRAZIANO
HUDSON
YAZDI

Nays

SCHUBERT

Abstained

Absent

1. General Revenues

SUMMARY OF REVENUES

Surplus Anticipated		08-100	\$	1,250,000.00
Miscellaneous Revenues Anticipated		13-099	\$	4,353,887.60
Receipts from Delinquent Taxes		15-499	\$	206,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSED (Item 6(a), Sheet 11)		07-190	\$	8,216,697.17
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:				
Item 6, Sheet 42	07-195	\$	-	
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	-	
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY			\$	-
4. To Be Added to THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:				
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		\$	389,632.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX	07-192		\$	14,416,216.77
Total Revenues	13-299		\$	14,416,216.77

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:		XXXXXX	XXXXXXXXXXXXXXXXXX
<u>Within "CAPS"</u>		XXXXXX	XXXXXXXXXXXXXXXXXX
<u>(a & b) Operations Including Contingent</u>		34-201	\$ 8,347,987.00
<u>(e) Deferred Charges and Statutory Expenditures - Municipal</u>		34-209	\$ 1,798,892.00
<u>(g) Cash Deficit</u>		46-885	\$ -
Excluded from "CAPS"		XXXXXX	XXXXXXXXXXXXXXXXXX
<u>(a) Operations - Total Operations Excluded from "CAPS"</u>		34-305	\$ 2,551,877.67
<u>(c) Capital Improvements</u>		44-999	\$ 261,000.00
<u>(d) Municipal Debt Service</u>		45-999	\$ 1,115,278.00
<u>(e) Deferred Charges - Municipal</u>		46-999	\$ 54,000.00
<u>(f) Judgments</u>		37-480	\$ -
<u>(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)</u>		29-405	\$ -
<u>(g) Cash Deficit</u>		46-885	\$ -
<u>(k) For Local District School Purposes</u>		29-410	\$ -
<u>(m) Reserve for Uncollected Taxes</u>		50-899	\$ 287,182.10
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)		07-195	
Total Appropriations		34-499	\$ 14,416,216.77

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 11th day of June, 2024. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2024 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 11th day of June, 2024, bsmith@bloomingtondenj.net Signature, Clerk

**RESOLUTION NO. 2024-6.9
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing the Borough to file an application in Passaic County Superior Court to amend its affordable housing Consent Order as it relates to Block 5105, Lot 14.01

WHEREAS, the Borough of Bloomingdale previously entered into a Consent Order and a contract for the sale of 28 +/- acres formerly known as the “Meer Tract” in accordance with the Borough’s third round affordable housing plan; and

WHEREAS, the Borough planned on retaining approximately 12 acres of land; and

WHEREAS, the Borough seeks to request the consent of Fair Share Housing and the Court in the event it wishes to sell and develop the remaining land in order to support a more viable development and to adequately plan for the future of the Borough.

NOW, THEREFORE, BE IT RESOLVED, that in an effort to continue to redevelop the “Meer Tract” and the accessory lots, the Borough Attorney is authorized to make an application to the Court to obtain the flexibility in its affordable housing plan, if it so chooses, to enter into a contract, subject to public hearing, in accordance with the law, for the sale and development of the additional 12 acres and up to an additional 74 age restricted senior housing units and up to 320,000 sq ft of industrial/office use, if the Council believes that such is in the best interest of the Borough.

BE IT FURTHER RESOLVED, that if the Consent Order is entered by the Court under Passaic Docket No. PAS-L-2360-15, it shall require the Borough and any subsequent owner of the property to comply with the Court Order in a manner consistent with the Borough’s affordable housing plan and settlement.

This Resolution shall take effect immediately.

Adopted:

Breeanna Smith, Borough Clerk

John D’Amato, Mayor

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 June 11, 2024.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale