

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

September 3, 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

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.

NON-AGENDA:

1. **Resolution No. 2024-9.6:** Shared Service Agreement with Board of Education – Internet Repeaters

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. Since there was no one who wished to speak DELLARIPA made a motion to close the meeting for public comment, seconded by CATALANO 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
 - Kids Programs:
 - ‘Read to a Dog’ 4th Tuesday of every month
 - Adult Programs:
 - ABC Murder Book Club

- Stephen Kind Book Club
- Cook book Club
- *****Details for all programs are available on the Library website
- Tri-Boro First Aid Squad
 - Lifesaving Skills Class September 18th at 7PM
 - Medical equipment available to the community
- BBYC:
 - Pep Rally @ Delazier 9/5
 - Retro FroYo Dine to Donate 9/6
 - Picture Day 9/7
 - Tag Day
 - Fundraiser (calendar raffle)
- Senior Advisory Committee/Center:
 - Walking club held every Wednesday at 9AM
 - E-Z Pass discount available for Seniors
 - Passaic County Nutrition available for \$1.25
 - Center open daily from 9AM-1PM
 - Turtle Back Zoo & McLoone's Boathouse September 27th
 - Octoberfest at Black Forest Inn October 4th
 - 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 unanimously approved a shared service agreement with the County of Passaic to provide Public Health Services beginning January 1, 2025.
- Public/Borough Events:
 - September 8th – Glenwild Lake Thank You Picnic (for council)
 - September 11th – Candlelight walk
 - September 21st – Bloomingdale Celebration Day
 - October 19th – Expedition Bloomingdale (scavenger hunt)
- Rave & Recycle Coach sign up available on Borough Website

Council President, John Graziano (EDC Chairman)

- EDC
 - September 8th – Thank You gathering for Gail Lavelle

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

- Planning Board: no report
- Noted first day of school for Bloomingdale, that you to all who ensure the children's safety

Councilman, Richard Dellaripa (ROSE Fund Member, Budget Committee)

- **Prostate Cancer Awareness Month** – noted early detection can be lifesaving in prevention and protection

Business Administrator, Michael Sondermeyer

- Hilltop Terrace – working on grass near the surrounding sidewalks
- Senior Pavilion is completed

Municipal Clerk, Breeanna Smith: *no report*

Borough Attorney, Dawn Sullivan: *no report*

Mayor, John D'Amato:

- Van Dam culvert cleanout job is completed, the county will reimburse the Borough for these services. The work done helped during the most recent rain; it did not stop the flooding of that area,

- 10th Annual Bob Kochka 5K –September 21 to kick off Celebration Day, over 60 participants are signed up; thank you to all sponsors

CONSENT AGENDA

(Adoption of Resolutions No. 2024-9.1 – 2024-9.4)

Motion: Dawn Hudson

Second: Ray Yazdi

Council Discussion: *Members thanked Matt Redfield for his contributions to the EDC.*

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

RESOLUTION NO. 2024-9.1 OF THE GOVERNING BODY OF THE BOROUGH OF BLOOMINGDALE

*Accepting, Approving and/or Adopting the Consent Agenda of the
September 3, 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. Proclamation** – Prostate Cancer Awareness Month
- B. Proclamation** – Ovarian Cancer Awareness Month
- C. Proclamation** – Library Card Sign-Up Month
- D. Motion to Remove:** M. Redfield, EDC member
- E. Resolution No. 2024-9.2:** DMC Land Surveying Services (Senior Center)
- F. Resolution No. 2024-9.3:** Advanced Plumbing (Bailey Brook Culvert Clean Out)
- G. Resolution No. 2024-9.4:** Appoint Search & Rescue Member (J. Hill)

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 September 3, 2024.

Breeanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

NEW BUSINESS

- A. Adoption of Resolution No. 2024-9.5:** DMC Land Surveying Services (Municipal Stormwater Mapping Update)
Motion: Dominic Catalano
Second: Ray Yazdi
Roll Call Vote: DELLARIPA (YES), GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES)

- B. Introduction of Ordinance No. 16-2024:** Amend Ch. 11 (Uniform Construction Code Fees)

A motion was made by HUDSON to read and introduce the Ordinance by title; second and final reading/ public hearing will be on September 17, 2024 at 7PM; the motion was

seconded by YAZDI 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 11 “BUILDING & HOUSING”, SECTION 11-1.2 “FEES” OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

NON-AGENDA:

- 1. Adoption of Resolution No. 2024-9.6:** Shared Service Agreement with Board of Education – Internet Repeaters
Motion: Ray Yazdi
Second: Dominic Catalano
Roll Call Vote: GRAZIANO (YES), HUDSON (YES), SCHUBERT (YES), YAZDI (YES), CATALANO (YES), DELLARIPA (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. Since there was no one who wished to speak, HUDSON moved that it be closed; second by YAZDI and carried on voice vote all members voting (AYE), none were opposed.

GOVERNING BODY SCHEDULE

- A. September 17, 2024 – Regular Meeting**
- B. October 1, 2024 – Workshop Meeting**
- C. October 15, 2024 – Regular Meeting**

EXECUTIVE SESSION

Adoption of Resolution No. 2024-9.7: Motion for Executive Session
One matter: Eric Harrison, Special Counsel
One matter: Board of Education Discussion

Motion: Dawn Hudson

Second: Ray Yazdi

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

[entered at 7:30PM]

[resumed in open session at 8:22PM]

ADJOURNMENT:

Since there was no further business to be conducted, GRAZIANO moved to adjourn at 8:22PM; seconded by HUDSON and carried on voice vote with all Council Members voting AYE.

Breanna Smith, RMC
Municipal Clerk

September 3, 2024 RESOLUTIONS

**RESOLUTION NO. 2024-9.2
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 PROFESSIONAL SERVICES AGREEMENT WITHOUT COMPETITIVE BIDDING TO DMC ASSOCIATES, INC. FOR LAND SURVEYING SERVICES (SENIOR CENTER)

WHEREAS, the Borough has appointed DMC Associates, Inc. as the Borough's Land Surveyor; and

WHEREAS, the Borough Engineer recommends the Borough considers land surveying services pertaining to the Bloomingdale Senior Center's exterior location and interior of the building; and

WHEREAS the Borough desires to retain DMC Associates, Inc. to prepare the survey in accordance with their proposal dated August 22, 2024; and

WHEREAS, funds are available for this purpose as evidenced in the annexed certification of funds in an amount not to exceed \$3,500.00; 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 must be available for public inspection.

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

Section 1. This contract with DMC 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. DMC Associates, Inc. shall provide land surveying services as set forth in the proposal dated August 22, 2024 at a cost not to exceed \$3,500.00.

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

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			

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Brecanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-9.3
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 PROFESSIONAL SERVICES AGREEMENT WITHOUT COMPETITIVE BIDDING TO ADVANCED PLUMBING FOR MAINTENANCE OF THE BAILEY BROOK CULVERTS

WHEREAS, by way of Resolution 2024-7.2 the Borough entered into an agreement with the County of Passaic for the maintenance of the Bailey Brook culverts located at Oak Street, Chestnut Street, Tice Street, Van Dam Street, Poplar Street, and Walnut Street; and

WHEREAS, per the agreement, the Borough of Bloomingdale performs the removal of debris from the above-described culverts, and the County reimburses the Borough of Bloomingdale for the cost of services rendered; and

WHEREAS the Borough wishes to retain Advanced Plumbing & Drain Cleaning, Inc. to perform the culvert cleaning services in accordance with their proposal; and

WHEREAS, funds are available for this purpose as evidenced in the annexed certification of funds in an amount not to exceed \$30,800.00; 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 must be available for public inspection.

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

Section 1. This contract with Advanced Plumbing & Drain Cleaning, 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. Advanced Plumbing & Drain Cleaning, Inc. shall provide services to clean out the Bailey Brook culverts as set forth in the proposal at a cost not to exceed \$30,800.00.

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

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			

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Breeanna Smith, RMC Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-9.4
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC
AND STATE OF NEW JERSEY, APPOINTING MEMBERS TO THE
BLOOMINGDALE SEARCH AND RESCUE TEAM**

WHEREAS, Residents' safety is enhanced by the Bloomingdale Search and Rescue Team ('BSAR'); and

WHEREAS, the Search and Rescue Team assists in supervising and coordinating the civilian defense and disaster control activities of the Borough;

WHEREAS, the Search and Rescue Team helps train their members to be better prepared to respond to emergency situations in their communities that require them to find lost individuals. When emergencies happen, Search and Rescue Team members can provide immediate assistance to subjects, and organize spontaneous volunteers at a disaster site.

WHEREAS, the Search and Rescue Team members search for and provide aid to people who may be in distress, imminent danger, or lost.

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

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			

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Breeanna Smith, RMC, Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-9.6
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING AND AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF BLOOMINGDALE AND BLOOMINGDALE BOARD OF EDUCATION FOR BROADBAND INTERNET DEVICE SERVICES

WHEREAS, the Board is party to a contract with Optimum (“Service Provider”), through which Service Provider provides broadband internet services to the Bloomingdale School District (“District”) (“Network” shall refer to the District’s broadband internet service network.); and

WHEREAS, the Bloomingdale Police Department (“BPD”), Fire Department, the Bloomingdale Fire Department (“BFD”), and Public Works Department (“DPW”) utilize repeater devices for certain Borough communications which must connect to broadband internet to function (“Repeaters”); and

WHEREAS, the Board agrees to permit the Borough to place the Repeaters on the roofs of two (2) District schools, Walter T. Bergen Middle School (“Bergen School”) and Martha B. Day Elementary School (“Day School”) (collectively, “Repeater Schools”); and

WHEREAS, in enacting the “Uniform Shared Services and Consolidation Act,” N.J.S.A. §40A:65-1 *et seq.*, the New Jersey Legislature has permitted municipalities to enter into agreements to provide or receive services to/from one another or other local units as a means to reduce municipal expenses; and

WHEREAS, accordingly, the Borough of Bloomingdale and the Bloomingdale Board of Education desire to enter into a Shared Services Agreement (“Agreement”) pursuant to the terms and conditions therein; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Shared Services Agreement with the Bloomingdale Board of Education for broadband internet equipment services; and

BE IT FURTHER RESOLVED that the Interlocal Shared Services Agreement shall take effect upon the adoption of appropriate resolutions by all the parties thereto, and execution of agreements authorized thereunder as set forth in the Agreement.

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			
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Brecanna Smith, RMC
Municipal Clerk, Borough of Bloomingdale

**RESOLUTION NO. 2024-9.7
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

MOTION FOR EXECUTIVE SESSION

WHEREAS, 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.
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.
8. Personnel matters.
9. Deliberations occurring 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).*

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale, pursuant to the Open Public Meetings of the State of New Jersey, as follows:

- 1) The Borough Council shall hold a closed session from which the public shall be excluded on September 3, 2024.
- 2) The general nature of the subjects to be discussed at said closed session shall be related to N.J.S.A. 10:4-12(b)(7). The matters:
 - (1) Special Counsel
 - (2) BOE

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			

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