

February 19, 2008

The Work Session Meeting of the Governing Body of the Borough of Bloomingdale was held on the above date in the Council Chambers of the Municipal Building. Mayor Steenstra called the meeting to order at 6:12 p.m.

SALUTE TO THE AMERICAN FLAG

The Salute to the American Flag was held. The Municipal Attorney led the recitation of the Governing Body prayer.

ROLL CALL

<i>In Attendance:</i>	Mayor:	William Steenstra
:	Council President:	Jennifer Altfield
	Council Members:	Linda Huntley Bernard H. Vroom Thomas Marinaro Dean Specchio
Absent:	Councilman:	Henry Slootmaker
<i>Professionals Present:</i>	Municipal Clerk:	Jane McCarthy, RMC
	Borough Attorney:	Joseph V. "Joe" MacMahon, Esq.*
	Borough Engineer	James Floystrop*
	Chief Financial Officer:	Donna Mollineaux

*Entered later

PUBLIC NOTICE STATEMENT

Mayor Steenstra stated that adequate notice of this meeting was posted in the Bloomingdale Municipal Building and provided to The Suburban Trends; The North Jersey Herald & News; and all other local news media on December 17, 2007, and amended on February 14, 2008.

EARLY PUBLIC COMMENT

Councilwoman Altfield moved that the meeting be opened to Early Public Comment; seconded by Councilman Vroom and carried on voice vote with all members present voting YES. ABSENT: Councilman Slootmaker (Excused)

Tom Tintle, 87 Van Dam Avenue, spoke in regard to the purchase of the wood chipper by the DPW Department and objected to it being paid out of the ROSE Fund.

Mayor Steenstra noted that the Borough Auditor and Borough Attorney stated that it was appropriate and legal to charge this item to the ROSE Fund.

Discussion followed in regard to appropriations of the ROSE Fund.

Borough Engineer James Floystrop entered the meeting at this time, 6:15 p.m.

Mayor Steenstra stated that the ROSE Fund Advisory Board approved the expenditure and the action by the ROSE Fund in approving the expenditure makes the expenditure presumptively warranted.

Mr. Tintle felt the ordinance was violated and asked that justification as to how the expenditure was approved be put in writing.

GOAL SETTING WORKSHOP

At this time, the Borough Administrator, the Mayor and Council went over Department by Department as to their prioritized items and goals which he has compiled into an interoffice report for the Mayor and Council to review and prioritize.

Discussion followed as to needs for each Department's requests and the prioritization of goals.

RECESS

Councilwoman Altfield moved for a recess at this time, 8:15 p.m.; seconded by Councilman Vroom and carried on voice vote with all Council Members present voting YES. ABSENT: Councilman Sloodmaker (Excused)

RECONVENED

Mayor Steenstra reconvened the meeting at this time, 8:22 p.m.

Presentation by Recreation/Rose Fund Commission

At this time, Jonathan Dunleavy, 51 Morse Lakes Road, President of Bloomingdale Recreation and Chairman of the ROSE Fund Commission spoke in regard to the various programs which are offered by the Recreation Commission and noted that the ROSE Fund existence allows for the biggest expenses for recreation field maintenance.

Mr. Dunleavy went over the first committee of the ROSE Fund and fact that it is for open space and recreation. Mr. Dunleavy noted that Mr. Tintle was on the first committee who did the formulation for the committee and noted that the recommendations have not changed to this date

as to the original breakdown formula; which was 25% for open space; 25% Recreation; 25% Recreation Maintenance and 25% Discretionary.

Mr. Dunleavy noted that the ROSE Fund Committee is an advisory board who makes recommendations to the Mayor and Council who then approve any expenditure; maintenance issues fall under the umbrella.

In regard to the purchase of the chipper, the ROSE fund has spent \$4,000 just for tree surface removal for Recreation; DPW hires someone for bush removal. The chipper was purchased from the interest in the ROSE Fund and the annual budget for chipper services was \$15,000.

Councilwoman Huntley spoke about a purchase prior to authorization.

Mr. Dunleavy noted that \$2,800 to \$3,200 a year is spent just for mulching (not used for playgrounds) to service the open space areas and with the \$4,000 in tree removal and brush removal from the ball fields; this was approximately \$7,000/year for these two items. Under the maintenance description of the ROSE Fund, it is impossible to define your absolute items.

Mr. Dunleavy noted that there is a beautification line item for mulching, i.e. flowerbeds and facilities.

At this time, Mr. Dunleavy presented a proposed concept to erect a new Recreation Center on Ballston Street and noted that they are looking for private donations; cost would be approximately \$350,000.

RECESS

Councilman Vroom moved for a recess at this time, 9:15 p.m.; seconded by Councilman Marinaro and carried on voice vote with all members voting YES. ABSENT: Councilman Sloomaker (Excused)

RECONVENED

Mayor Steenstra reconvened the meeting at 9:32 p.m.

GOAL SETTING PRESENTATION (Continued)

At this time, the Borough Administrator continued with the list of prioritized Department goals.

PROFESSIONAL REPORTS

Municipal Clerk

Paris Grant Survey – Municipal Clerk thanked all Departments for their cooperation in getting through the Paris Grant Survey; report should be forthcoming.

Borough Administrator

Goal Setting – Noted that the Mayor and Council need to take home the Goal Setting Sheet which he prepared last meeting and prioritize the list and we will discuss at another meeting.

Website – Borough Administrator stated that he is waiting for a proposal from BEKI Services for enhancement of our website.

DPW Superintendent and Water/Sewer Superintendent – Borough Administrator reported that they will be starting their certification classes on Thursday.

Borough Attorney

Borough Attorney stated that he has two additional items for Executive Session.

PENDING BUSINESS

Governmental Operations Committee

Open Vacancies on Boards and Commissions

Following appointments and vacancies will be on the next Regular Meeting for consideration:

- Resignation of Lori Marciano/Municipal Alliance
- Appointment of James Van Genderen/Environmental Commission

Adoption of Resolution #2008-2.1: Appointment of Certified Public Works Manager

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

BOROUGH OF BLOOMINGDALE

RESOLUTION #2008-2.1

RE-APPOINTING BENJAMIN STELTZER AS CERTIFIED PUBLIC WORKS MANAGER

BE IT RESOLVED, that the Borough Council of the Borough of Bloomingdale hereby re-appoints Benjamin Steltzer, CPWM, as the Borough of Bloomingdale's Certified Public Works Manager in accordance with NJSA40A:9-154 et seq. for a term of one year ending on December 31, 2008, to be paid as follows:

Year 2008	\$2,500
Year 2009	\$2,700
Year 2010	\$3,000

Councilman Vroom seconded the motion, and it carried as per the following roll call: Council members: Altfield; Vroom; Huntley; Marinaro and Specchio all YES. ABSENT: Councilman Sloomaker (Excused)

Request for Land Easements/Birch Road Residents

Consensus that this will be on next Work Session.

Borough Logo

Borough Attorney noted that we are not looking to change the corporate seal; no real issue of notification; this is to just change the decals on the vehicles.

Zoning/Avalon Bay – Introduction of Ordinance #2-2008

Discussion as to Ordinance #2-2008 for the rezoning of Avalon Bay.

Consensus to have representatives from Avalon Bay at the March 11, 2008 Work Session to give their presentation to the public again.

AN ORDINANCE AMENDING CHAPTER 92, THE ZONING ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, PASSAIC COUNTY, NEW JERSEY TO ESTABLISH A NEW IMF, INCLUSIONARY MULTI-FAMILY, ZONE ENCOMPASSING BLOCK 57, LOTS 43 AND 43.1

was introduced by title by Councilwoman Altfield who moved that second and final reading and Public Hearing be held on March 25, 2008 at 7:30 p.m.

Councilman Specchio seconded the motion, and it carried as per the following roll call: Council Members: Vroom; Huntley; Marinaro; Specchio and Altfield all YES. ABSENT: Councilman Sloomaker (Excused)

Ordinance Review Committee

Councilman Vroom stated that the Chief of Police has put in a request to take a look at regulating dumpsters placed in the roadways on the downtown parking lots; it was noted that there is no need to regulate it further as it is regulated by state statute.

Ratables and Revenues

Councilman Marinaro stated that the Committee is setting goals as to land use; housing, economic development; transportation, eco-tourism and Senior housing and noted that there are seven areas they would like to focus on:

- Finalize rezoning of Union Avenue
- Strategic revitalization plan
- Cost effective community design for Union Avenue and Main Streets

- Choose an expert for Municipal Planner
- Positive ratable limiting initiative program
- Promote eco-tourism
- Senior Housing for 55 and older

Grant Writers Committee

Councilwoman Huntley stated that the Borough Attorney attended a meeting in Trenton for the Office of Smart Growth; applications are due March 8 and the Office of Smart Growth now requires that it be involved in the process of obtaining consultants. Per Borough Attorney, they are anticipating grants in the \$50,000 range..

INTRODUCTION OF NEW BUSINESS

Governmental Operations Committee

Following Resolutions will be on the next meeting agenda for consideration.

- Tax Title Liens #475 and #458
- Resolution Opposing Revisions to the Wrongful Death Statute
- Resolution Awarding Contract to Action Data Services, Inc.
- Resolution re Uncashed Refunds/Municipal Court Bail Account
- Resolution in Opposition of Governor's Toll Hike Proposal
- Resolution re Homeowners and Bank Protection Act.
- Letter from County of Passaic re 2008 Road Resurfacing Program

Adoption of Resolution #2008-2.2: Recycling Act Tonnage Grant Application

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

**RESOLUTION #2008-2.2
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

**Authorizing Submission of State of New Jersey Department of Environmental Protection
Mandatory Source Separation and Recycling Act Tonnage Grant Application
on Behalf of the Borough of Bloomingdale**

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that the Mandatory Source Separation and Recycling Act (“Act”), P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, the Governing Body further finds and declares that it is the intent and spirit of the Act that municipalities use tonnage grants to continue and expand existing municipal recycling programs and to develop new programs designed to promote recycling; and

WHEREAS, the Governing Body further finds and declares that the New Jersey Legislature has empowered the State of New Jersey Department of Environmental Protection (“NJDEP”) to implement the Act through the promulgation of regulations that impose upon municipalities, as a condition for applying for such tonnage grants, certain requirements that include compiling and maintaining accurate, verifiable records of materials collected and claimed by each such municipality; and

WHEREAS, the Governing Body further finds and declares its intention that this Official Resolution shall serve to memorialize the Borough’s continuing commitment to recycling and the Borough’s acceptance of its obligations under the requirements imposed by the Act and its implementing regulations;

WHEREAS, the Governing Body further finds and declares that its intention that this Official Resolution shall also serve to memorialize the formal designation by Mayor William Steenstra confirmed by the Borough Council, and Borough Administrator Ted Ehrenburg as the Borough’s Recycling Coordinator and duly authorized representative, entrusted with the responsibility to ensure that the Borough’s Recycling Tonnage Grant Application under the Act is properly completed and timely filed with NJDEP:

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby authorize the submission on behalf of the Borough of a Recycling Tonnage Grant Application to the State of New Jersey Department of Environmental Protection under the Mandatory Source Separation and Recycling Act and does hereby confirm the appointment of the Borough’s Recycling Coordinator, DPW Superintendent Al Gallagher, as the duly authorized representative of the Borough who shall be entrusted with the responsibility to ensure that said Application shall be properly completed and timely filed with NJDEP; and

BE IT FURTHER RESOLVED that the Governing Body of the Borough of Bloomingdale does hereby direct all necessary and appropriate municipal officials to cause any and all funds received pursuant to said Application to be deposited in a dedicated recycling trust fund to be appropriated solely for the promotion of recycling with the Borough.

Councilwoman Altfield seconded the motion, and it carried as per the following roll call:
Council Members: Huntley; Marinaro; Specchio; Altfield; and Vroom all YES.
ABSENT: Councilman Sloomaker (Excused)

Adoption of Resolution #2008-2.3: Awarding Contract to Baker & Taylor

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

**RESOLUTION #2008-2.3
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing Execution of FY2007 Professional Service Agreement

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”), acting in open, public session at an Official Meeting held on Tuesday, February 26, 2008, confirmed the following professional appointment:

- Baker & Taylor, Inc.

WHEREAS, the Governing Body finds and declares that it is in the best interests of the citizens of the Borough to enter into written professional services agreement with Baker & Taylor, Inc., 2550 West Tyvola Road, St e. 300, Charlotte, NC 28217 for the term of January 1, 2008 to December 31, 2008;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bloomingdale that the appropriate municipal officials be and are hereby authorized to execute professional services agreement with the foregoing professional appointee upon the completion of legal review of the form and content of each such agreement.

Councilman Vroom seconded the motion, and it carried as per the following roll call: Council Members: Marinaro; Specchio; Altfield; Vroom and Huntley all YES. ABSENT: Councilman Sloomaker (Excused)

2008 Road Resurfacing Program

Borough Administrator noted that we have given the county a list of roads to be improved which includes parts of Union and Glenwild Avenue.

Adoption of Resolution #2008-2.4: Part-Time Crossing Guard for Police Department

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

RESOLVED, that authorization is given to hire Andrea Vollaro as a Crossing Guard for the Police Department as recommended in the memorandum from Police Chief Joseph Borell dated February 5, 2008.

Councilman Vroom seconded the motion, and it carried as per the following roll call: Council Members: Specchio; Altfield; Vroom; Huntley and Marinaro all YES. ABSENT: Councilman Sloomaker (Excused)

Ordinance Review Committee

Request from the Animal Control Officer to amend Ordinance #23-2007 to change the amount charged for unaltered dogs from \$16 to \$15 will be on the next meeting for introduction.

Ratables & Revenues Committee

Corridor Enhancement Program

Discussion followed in regard to this County program and consensus that it will be on the next work session for discussion.

LATE PUBLIC COMMENT

Councilman Vroom opened the meeting to Late Public Comment; seconded by Councilman Specchio and carried on voice vote with all members voting YES. ABSENT: Councilman Sloomaker (Excused)

Ron Caputo, 42 Bogue Drive, as if when the mayor was on the Budget committee he authorized taking surplus from the water/sewer and the Mayor indicated no.

Since there was no one who wished to speak under public comment, Councilman Vroom moved that it be closed; seconded by Councilman Specchio and carried on voice vote with all members voting YES. ABSENT: Councilman Sloomaker (Excused)

Adoption of Resolution #2008-2.5: Authorizing Executive Session

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

**RESOLUTION #2008-2.5
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

Authorizing the Convening of an Executive Session

WHEREAS, the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares that Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Governing Body is of the opinion that such circumstances presently exist;

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 public shall be excluded from discussion of, and action upon, the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
3. The general nature of the subject matter to be discussed is as follows:

- A. Negotiations – 2 matters
- 4. Minutes will be taken.
- 5. It is anticipated at this time that minutes of the above-referenced subject matter will be made public when it is in order to do so.
- 6. This Resolution shall take effect immediately.

Councilman Marinaro seconded the motion, and it carried on voice vote with all members voting YES. ABSENT: Councilman Sloomaker (Excused)

(At this time, the Mayor and Council went into Late Executive Session)

RECONVENED

Mayor Steenstra reconvened the meeting at 11:31 p.m. and noted that no action was taken during the Executive Session.

ADJOURNMENT

Because there was no further public business to be conducted, Councilwoman Alfield moved to ADJOURN the meeting at 11:32 p.m.; seconded by Councilman Marinaro and carried on voice vote with all members voting YES. ABSENT: Councilman Sloomaker

Jane McCarthy, RMC
Municipal Clerk