

Seventh Regular Meeting of the Township Council.

The meeting commenced at 7:34 PM.

The meeting was called to order by Mayor Raymond J. McCarthy.

Notice of time, date, location and agenda of this meeting, to the extent then known was provided at least forty eight (48) hours prior to the commencement of this meeting in the following manner pursuant to the provisions of Chapter 231 of the Law of 1975 (The Open Public Meetings Act).

1. By posting such notice on the bulletin board in the Municipal Building, and
2. By mailing such notice to the offices of the Independent Press, Bloomfield Life and the Star Ledger.

This was followed by the Pledge of Allegiance, which was led by members of the Boy Scouts. Mayor McCarthy then asked for a moment of silence in memory of Pamela Walsh, a Township employee, who had passed away over the previous weekend.

Mayor McCarthy moved to the order of business and asked the Municipal Clerk to call the roll.

Roll Call showed:

Councilwoman Maly – Present	Councilman Venezia – Present
Councilman Joanow – Present	Councilwoman Dunigan – Present
Councilman Ruane – Present	Councilman Hamilton – Present
Mayor McCarthy – Present	

Also present were the following:

Municipal Clerk Louise M. Palagano
Township Administrator Yoshi Manale
Township Attorney Brian Aloia
Township Engineer Paul Lasek

Mayor McCarthy asked for a motion to approve the Minutes of previous meetings. As such, Councilwoman Maly moved, and Councilman Joanow seconded, the approval of the following:

March 15, 2010 Regular Meeting Minutes
April 5, 2010 Regular Meeting Minutes
April 19, 2010 Regular Meeting Minutes
April 4, 2011 Regular Meeting Minutes

Vote showed the following:

Councilwoman Maly – Yes

Councilman Venezia – Yes

Councilman Joanow – Yes

Councilwoman Dunigan – Yes

Councilman Ruane – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Mayor McCarthy then stated that there were no bids to be opened or read.

Mayor McCarthy stated that there was no business to be considered or discussed under the Administrative Agenda, presented by the Township Administrator.

Mayor McCarthy stated that there were no Reports of Special Council Committees or any Appointments by Council.

The Mayor called for written communications, to which the Municipal Clerk read aloud a letter received from Mr. and Mrs. Federick Testa, 62 Golf Road, Bloomfield, New Jersey, commending the Township's Health Department, specifically the Nursing Department; a letter from Major Dennis P. McNulty, Emergency Management Section of the Department of Law and Public Safety, State of New Jersey, West Trenton, New Jersey, informing the Township that the Emergency Operations Plan submitted meets the State's criteria and is approved; and a letter from Governor Chris Christie, Trenton, New Jersey, informing the Township that the Green Acres Application it had submitted was approved, and the State would provide the Township with \$900,000 in matching funds for the Restoration of Foley Field.

Thereafter, the oral portion of the meeting was called by the Mayor.

Michael Minta, 17 John Street, Bloomfield, New Jersey, took the microphone to discuss proposed reductions in staffing and funding within the Bloomfield Fire Department.

Lydia McDade, 15 Marcy Street, Bloomfield, New Jersey, took the microphone to discuss proposed reductions in staffing and funding within the Bloomfield Fire Department.

James P. O'Connell, 93 Darling Avenue, Bloomfield, New Jersey, took the microphone to discuss the proposed change in funding for the Open Space Trust Fund.

Russell Mollica, 179 Stonehouse Road, Bloomfield, New Jersey, took the microphone to discuss the proposed tax abatements to be given to the redevelopers of the Block 228 project and the Oakes Pond project.

Brian Henecker, 53 Spring Street, Bloomfield, New Jersey, took the microphone to discuss proposed reductions in staffing and funding within the Bloomfield Fire Department.

Steven Motzer, President, Local 219, FMBA, 1 Municipal Plaza, Bloomfield, New Jersey, took the microphone to discuss proposed reductions in staffing and funding within the Bloomfield Fire Department.

Brian McDade, 15 Marcy Street and President, Local 19, FMBA, Bloomfield, New Jersey, took the microphone to discuss proposed reductions in staffing and funding within the Bloomfield Fire Department.

Gary Jacobacci, 252 Franklin Street, Bloomfield, New Jersey, took the microphone to discuss proposed reductions in staffing and funding within the Bloomfield Fire Department, and to discuss Resolution 9(e), on the evening's agenda.

Mayor McCarthy stated that the scheduled Public Hearing concerning an ABC License for Moon Palace was deferred and would not be heard.

Mayor McCarthy thanked the speakers and asked the Council for a motion to close the oral portion of the meeting. Councilman Ruane so moved and the motion was seconded by Councilman Joanow.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

The Mayor then called for the introduction of proposed Ordinances on first reading.

Councilman Venezia submitted the following Ordinance on first reading;

AN ORDINANCE TO AMEND CHAPTER 42, FUNDS, ARTICLE II “OPEN SPACE TRUST FUND § 42-11 “ESTABLISHMENT OF OPEN SPACE TRUST FUND.”

BE IT ORDAINED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, as follows:

Section 1. Chapter 42, Funds, Article II “Open Space Trust Fund § 42-11 “Establishment of Open Space Trust Fund,.” paragraph B “Funding” section (2) of the Code of the Township of Bloomfield, County of Essex, State of New Jersey is hereby amended to read as follows:

B. Funding.

- (2) Effective January 1, 2011 and for the calendar years 2011 and 2012 the Open Space Trust Fund shall be funded through the dedication to the fund of an amount of one half of one cent (\$0.005) per \$100 of assessed valuation of the annual tax levy. Effective January 1, 2013 and every year after, the Open Space Trust Fund Shall be funded through the dedication of the Fund of an amount of one cent (\$0.01) per \$100.00 of the assessed valuation of each annual tax levy. The Open Space Trust Fund shall also be permitted to accept donations and testamentary bequests. The monies accumulated within Open Space Trust Fund may be utilized for the acquisition of land and/or easements. Any and all interest accruing shall remain in the Open Space Trust Fund and may be utilized for the above-described purpose. Effective January 1, 2011.

Section 2. All ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

On motion of Councilman Venezia, and seconded by Councilman Joanow, same was passed on first reading.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilman Ruane submitted the following Ordinance on first reading:

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 387 OF THE BLOOMFIELD TOWNSHIP CODE, PROVIDING PARKING FOR PHYSICALLY LIMITED PERSONS (136 JEROME PLACE, 136 JEROME PLACE (ACROSS FROM), 25 CROSS STREET AND 259 NORTH 17TH STREET)

BE IT ORDAINED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, as follows:

Section 1. Chapter 387, entitled: “PARKING FOR HANDICAPPED”, Section 387-4A “Enumeration of restricted parking areas”, of the Code of the Township of Bloomfield is hereby amended by the addition of the following:

- (403) Jerome Place, north side, starting at a point 88 feet west of the westerly curb line of Berkeley Avenue and running 20 feet west there from (136 Jerome Place).
- (404) Jerome Place, south side, starting at a point 122 feet west of the westerly curb line of Berkeley Avenue and running 20 feet west there from (136 Jerome Place).
- (405) Cross Street, north side, starting at a point 33 feet west of the westerly curb line of Charles Street and running 20 feet west there from (25 Cross Street).
- (406) Chester Avenue, south side, starting at a point 37 feet west of the westerly curb line of North 17th Street and running 20 feet west there from (259 North 17th Street).

Section 2. All ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

On motion of Councilman Ruane, and seconded by Councilman Venezia, same passed on first reading.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilwoman Dunigan submitted the following Ordinance on first reading:

ORDINANCE OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, NEW JERSEY APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR TAX EXEMPTION OF BLOOMFIELD CENTER URBAN RENEWAL, L.L.C. FOR THE CONSTRUCTION OF A REDEVELOPMENT PROJECT LOCATED IN THE BLOCK 228 REDEVELOPMENT AREA

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), the Township of Bloomfield (the “Township”) designated the properties identified on the Township’s tax maps as Block 228, Lots 1, 4, 5, 7, 8, 10, 11, 13, 14, 15, 16, 17, 18, 19, 21, 24, 27, 28, 29, 30, 31, 33 & 35, and Block 220, Lot 40 (the “Redevelopment Area”) as an “area in need of redevelopment” and adopted a redevelopment plan, entitled the “Redevelopment Plan for Block 228 and Block 220, Lot 40 Redevelopment Plan Area” (as the same may be amended and supplemented, the “Redevelopment Plan”), for the Redevelopment Area [and for certain adjacent, Township-owned parcels (the “Additional Parcels”) which the Township designated as an area in need of rehabilitation pursuant to the Redevelopment Law]; and

WHEREAS, on February 22, 2011, the Township Council of the Township (the “Township Council”) adopted a resolution (i) designating Bloomfield Center Urban Renewal, LLC (the “Entity”), a limited-dividend, urban renewal entity created under the New Jersey Long Term Tax Exemption

Law, N.J.S.A. 40A:20-1 *et seq.* (the “Long Term Tax Exemption Law), as the redeveloper of the portion of the Redevelopment Area constituting all of the lots on Block 228 and the Additional Parcels (collectively, the “Project Site”) and (ii) authorizing the execution of a redevelopment agreement with the Entity in connection with the redevelopment of the Project Site; and

WHEREAS, the Township and the Entity entered into a Redevelopment Agreement (the “Redevelopment Agreement”) in order to implement the development, design, financing and construction of the Redevelopment Project (defined below); and

WHEREAS, the Redevelopment Agreement provides for, among other things, the construction on the Project Site of a project consisting of: (i) (A) approximately 60,000 square feet of retail space, including approximately 10,000 square feet of restaurant space (the “Retail Project”) and (B) approximately 224 residential units (the “Residential Project” and together with the Retail Project, the “BCUR Project”) on the portion of the Project Site depicted in **Exhibit A** hereto (the “BCUR Project Site”); and (ii) an approximately 450 space parking garage (the “Parking Garage” and, together with the BCUR Project, the “Redevelopment Project”) on the portion of the Project Site depicted in **Exhibit B** hereto (the “Parking Garage Site”); and

WHEREAS, the Entity submitted to the Mayor of the Township (the “Mayor”) an application for tax exemption, which is on file with the Township Clerk (the “Application”), requesting an exemption of the improvements constituting the BCUR Project and a portion of the land upon which the BCUR Project will be constructed (representing the portion of said land upon which the Residential Project will be constructed, which portion shall be known as the “Residential Land”), pursuant to the Long Term Tax Exemption Law; and

WHEREAS, the Entity also submitted to the Mayor a form of financial agreement (the “Financial Agreement”, a copy of which is attached hereto as **Exhibit C**) establishing the rights, responsibilities and obligations of the Entity; and

WHEREAS, the Mayor submitted the Application and Financial Agreement to the Township Council with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

WHEREAS, the Township Council has determined that the BCUR Project represents an undertaking permitted by the Long Term Tax Exemption Law, and has further determined that the BCUR Project constitutes improvements made for the purposes of clearance, re-planning, development or redevelopment of an area in need of redevelopment within the Township, as authorized by the Redevelopment Law and the Long Term Tax Exemption Law.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Township of Bloomfield, New Jersey as follows:

Section 1. The Application and Financial Agreement are hereby approved.

Section 2. The Mayor is hereby authorized to execute the Financial Agreement substantially in the form attached hereto as **Exhibit C**, subject to minor modification or revision, as deemed necessary and appropriate after consultation with counsel.

Section 3. The Clerk of the Township is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.

Section 4. The executed copy of the Financial Agreement shall be certified by and be filed with the Office of the Township Clerk. Further, the Clerk of the Township shall file certified copies of this ordinance and the Financial Agreement with the Tax Assessor of the Township and the Director of the Division of Local Government Services with the Department of Community Affairs, in accordance with Section 12 of the Long Term Tax Exemption Law.

Section 5. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 6. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are hereby rescinded.

Section 7. This ordinance shall take effect in accordance with applicable law.

On motion of Councilwoman Dunigan, and seconded by Councilman Hamilton, same was passed on first reading.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilman Hamilton submitted the following Ordinance on first reading:

ORDINANCE OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, NEW JERSEY APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR TAX EXEMPTION OF BLOOMFIELD BELLEVILLE ASSOCIATES URBAN RENEWAL, L.L.C. FOR THE CONSTRUCTION OF A RESIDENTIAL PROJECT LOCATED IN THE OAKES POND REDEVELOPMENT AREA

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.* (the “Redevelopment Law”), the Township of Bloomfield (the “Township”) designated the properties identified on the Township’s tax maps as Block 544, Lots 40 and 61 (the “Redevelopment Area”) as an “area in need of redevelopment” and adopted a redevelopment plan, entitled the “Redevelopment Plan for: 221-225 Belleville Avenue (Block 544, Lots 40 and 61) - Oakes Pond Redevelopment Plan Area” (as the same may be amended and supplemented, the “Redevelopment Plan”), for the Redevelopment Area and for certain adjacent, Township-owned parcels which the Township designated as an area in need of rehabilitation pursuant to the Redevelopment Law; and

WHEREAS, the Township and the Redeveloper entered into a Redevelopment Agreement (the “Redevelopment Agreement”) in order to implement the development, design, financing and construction of the Project (defined below); and

WHEREAS, in accordance with the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 *et seq.*, as amended and supplemented (the “Long Term Tax Exemption Law”), the Redeveloper formed Bloomfield Belleville Associates Urban Renewal, L.L.C. (the “Entity”), for the purpose of undertaking the redevelopment of the Project Site pursuant to the Redevelopment Plan; and

WHEREAS, the Redevelopment Agreement provides for, among other things, the redevelopment of the Property including approximately 348 residential units (the “Residential Component”), along with certain common improvements that will be accessible to the Township upon completion (the “Common Improvement” and, together with the Residential Component, the “Project”); and

WHEREAS, the Entity submitted to the Mayor of the Township (the “Mayor”) an application for tax exemption which is on file with the Township Clerk (the “Application”) requesting an exemption of the land and improvements constituting the Residential Component, pursuant to the Long Term Tax Exemption Law; and

WHEREAS, the Entity also submitted to the Mayor a form of financial agreement (the “Financial Agreement”, a copy of which, as revised, is attached hereto as *Exhibit A*) establishing the rights, responsibilities and obligations of the Entity; and

WHEREAS, the Mayor submitted the Application and Financial Agreement to the Township Council with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

WHEREAS, the Township Council has determined that the Project represents an undertaking permitted by the Long Term Tax Exemption Law, and has further determined that the Project constitutes improvements made for the purposes of clearance, re-planning, development, or

redevelopment of an area in need of redevelopment within the Township, as authorized by the Redevelopment Law and the Long Term Tax Exemption Law.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Township of Bloomfield, New Jersey as follows:

Section 1. The Application of Bloomfield Belleville Associates Urban Renewal, L.L.C. for the development, maintenance and operation of a residential housing project and public amenities and Financial Agreement recommended by the Mayor are hereby approved.

Section 2. The Mayor is hereby authorized to execute the Financial Agreement substantially in the form attached hereto as *Exhibit A*, subject to minor modification or revision, as deemed necessary and appropriate after consultation with counsel.

Section 3. The Clerk of the Township is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.

Section 4. The executed copy of the Financial Agreement shall be certified by and be filed with the Office of the Township Clerk. Further, the Clerk of the Township shall file certified copies of this ordinance and the Financial Agreement with the Tax Assessor of the Township and the Director of the Division of Local Government Services with the Department of Community Affairs, in accordance with Section 12 of the Long Term Tax Exemption Law.

Section 5. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 6. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are hereby rescinded.

Section 7. This ordinance shall take effect in accordance with applicable law.

On motion of Councilman Hamilton, and seconded by Councilwoman Maly, same was passed on first reading.

Vote showed the following:

Councilwoman Maly – Yes

Councilman Joanow – No

Councilman Ruane – Yes

Councilman Venezia – Yes

Councilwoman Dunigan – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Councilwoman Maly submitted the following Ordinance on first reading:

AN ORDINANCE TO AMEND TOWNSHIP OF BLOOMFIELD’S ORDINANCE ADOPTING TITLES FOR EMPLOYEES AND FIXING SALARY RANGES FOR 2009

BE IT ORDAINED by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey:

Section 1. Section 2 of an ordinance entitled "AN ORDINANCE ADOPTING TITLES FOR EMPLOYEES, FIXING SALARY RANGES THEREFORE, FIXING THEIR DUTIES AND QUALIFICATIONS AND FIXING SALARIES" as amended and supplemented, is hereby further amended and supplemented so that the same shall read as follows:

<u>POSITION TITLE</u>	<u>Salary Range Per Annum Effective JANUARY 1, 2008</u>	<u>Salary Range Per Annum Effective JANUARY 1, 2009</u>
<u>DEPARTMENT OF RECREATION</u> Senior Citizens Trans. Proj. – Dir. (PT)	5,444	5,662

Section 2. All employees hired after January 1, 1977 shall have a salary range of seven steps, except those positions indicated.

Section 3. Those employees whose salaries are fixed and determined by this ordinance, terminating their services with the Township, shall be paid one-twelfth (1/12) of their annual salary for each complete month employed by the Township. Such employees working a part of a month shall be paid for the actual days worked in the final month of employment to be calculated at the rate of one-tenth (1/10) of the bi-weekly salary multiplied by the actual number of days worked in the final month of employment.

Section 4. All ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect according to law.

On motion of Councilwoman Maly, and seconded by Councilman Joanow, same was passed on first reading.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Mayor McCarthy then called for those Ordinances listed for Hearing, Adoption or Amendment of Proposed Ordinances on Second Reading.

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND CHAPTER 122, ALCOHOLIC BEVERAGES, ARTICLE I, GENERAL PROVISIONS, §122-2 LICENSE FEES, PARAGRAPH B WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

Councilman Joanow moved that the Ordinance be adopted on final reading, which was seconded by Councilman Venezia.

Mayor McCarthy then called for comments from the public or Council. There being none, he asked the Municipal Clerk to poll the Council.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Abstained
Mayor McCarthy – Yes	

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE APPROVING THE INTERSECTION IMPROVEMENTS FROM DODD STREET AND JFK DRIVE – NORTH IN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY

Councilman Ruane moved that the Ordinance be adopted on final reading, which was seconded by Councilman Hamilton.

Mayor McCarthy called for comments from the public.

Gary Iacobacci, 252 Franklin Street, Bloomfield, New Jersey, took the microphone to ask if this intersection was a county intersection, to which the Mayor responded in the negative.

Mayor McCarthy called for comments from the Council. There being none, he then asked the Municipal Clerk to poll the Council.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

The Municipal Clerk read the following Ordinance by title:

ORDINANCE OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, NEW JERSEY AMENDING CHAPTER 112 OF THE TOWNSHIP CODE (AFFORDABLE HOUSING)

Councilman Venezia moved that the Ordinance be adopted on final reading, which was seconded by Councilwoman Dunigan.

Mayor McCarthy called for comments from the public or Council. There being none, he asked the Municipal Clerk to poll the Council.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilwoman Maly moved, and Councilman Joanow seconded, the adoption of the following 6 Consent Agenda Resolutions:

2011 RESOLUTION – ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATES

WHEREAS, P.L. 1997 Chapter 520, requires the authorization of the governing body for replacement and issuance of a duplicate tax sale certificate held by a third-party lien holder which has been destroyed or lost; and

WHEREAS, Virgo Municipal Finance Fund LP has indicated that he was provided with tax sale certificates which have been either lost or destroyed.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, hereby authorizes the Tax Collector upon receipt of an appropriate affidavit from the owner of the certificate to prepare a replacement for the following certificate for Tax Sale Certificate #10-00013, 10-00050, 10-00061, 10-00068 and 10-00086 and issue to the original lien holder known as Virgo Municipal Finance Fund LP, c/o Series 2, P.O. Box 1227, Hoboken, NJ 07003; and

BE IT FURTHER RESOLVED, that these replacement certificates, duplicated in original form, shall be marked as “duplicate”, and a \$25 fee will be assessed to the above mentioned lien holder for the preparation of said duplicate certificate; and

BE IT FURTHER RESOLVED, that a copy of said duplicate certificate shall be attached herewith, and a certified copy shall be forwarded to the Tax Collector and lien holder.

2011 RESOLUTION – LEASE OF MOTOR CYCLES, POLICE DEPARTMENT

WHEREAS, the Chief of Police is recommending that the Township continues to lease two (2) 2011 Harley Davidson Road Kings for the Bloomfield Police Traffic Bureau; and

WHEREAS, the lease is thru Sparta Commercial Services, 462 7th Avenue, New York, New York; and

WHEREAS, Sparta Commercial, has submitted a proposal to lease two (2) 2011 Harley Davidson Road Kings for the Bloomfield Police Department at a total cost of \$716.52 per month for 53 months; and

WHEREAS, the Director of Finance has certified funds are available in the Operating budget.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is authorized to sign and the Clerk to attest an agreement to continuing to lease two (2) 2011 Harley Davidson Road Kings with Sparta Commercial Services, 462 7th Avenue, New York, New York.

2011 RESOLUTION – FIRE ALARM SYSTEM & INTEGRATED SECURITY ALARM SYSTEM – CHANGE ORDER NO. 2

WHEREAS, the Township of Bloomfield entered into a contract for the Fire Alarm System & Integrated Security Alarm System with T & R Alarm Systems, Inc., 189 Sargent Avenue, Clifton, New Jersey 07013 (hereinafter “the Contractor”); and

WHEREAS, during the course of construction, additional panic buttons were requested by various departments within the municipal building to meet new, unforeseen security concerns; and

WHEREAS, these items were not considered in the original scope of the project because they did not exist at that time; and

WHEREAS, the Township Engineer has reviewed and agrees with the changes as presented in Change Order No. 2 for an increase of \$12,180.00; and

WHEREAS, Change Order No. 2 and the previous Change Order No. 1 represents an increase in the cost of the contract in the amount of \$27,380.00 or and increase of 12.8 percent; and

WHEREAS, the Mayor and Council, based on the recommendation of the Township Engineer is satisfied that the specified changes should be approved; and

WHEREAS, this Change Order was found to be beneficial and necessary; and

WHEREAS, the Director of Finance has certified that the funds are available in CDBG Account # H-21-11-821-096 and Capital Account #C-04-55-923-947.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that Change Order No. 2 is hereby approved and the Financial Officer of the Township of Bloomfield is hereby authorized to adjust payment for this work.

2011 RESOLUTION – INTER-LOCAL AGREEMENT WITH THE BOROUGH OF GLEN RIDGE FOR 2011

WHEREAS, the Borough of Glen Ridge has a need to have their streets swept up to five (5) times a year; and

WHEREAS, the Township of Bloomfield has offered to provide street sweeping services to the Borough of Glen Ridge for \$2,000.00 per sweep; and

WHEREAS, the Borough Glen Ridge has agreed to allow the Township of Bloomfield Department of Public Works (DPW) to use Glen Ridge's vehicle wash as needed for the removal of winter salt, dirt, etc. from their vehicles in order to comply with the State mandated Stormwater Management Program.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby authorize the Township Administrator to enter into an agreement with the Borough of Glen Ridge wherein the Township will sweep Glen Ridge's street up to five (5) times per year at a cost of \$2,000.00 per sweep.

BE IT FURTHER RESOLVED, that the Borough of Glen Ridge will allow the Township of Bloomfield DPW to use Glen Ridge's vehicle wash as needed for the removal of winter salt, dirt, etc.

2011 RESOLUTION AUTHORIZING THE AWARD OF A ONE -YEAR CONTRACT FOR MUNICIPAL BUILDING AIR CONDITIONING SERVICE CONTRACT

WHEREAS, in accordance to N.J.S.A 40A:11-3 a contract may be awarded without public advertisement if the contract amount is under \$21,000.00 in any given contract year; and

WHEREAS, the Township Engineering Department did solicit for prices to perform maintenance and service on the municipal building air conditioner; and

WHEREAS, the Township did receive one proposal from Basic Refrigeration Heating and AC, 414 Broad Street, Bloomfield, New Jersey 07003 for a 1 Year Maintenance Contract at a cost of \$3,520.00; hourly rates are broken down to normal working hours: \$110.00 per hour and emergency working hours are \$165.00 per hour; and

WHEREAS, Basic Refrigeration Heating and AC were found to be qualified to perform this work and their prices were found to be reasonable and competitive by the Township Engineer; and

WHEREAS, the Director of Finance has indicated that funding is available to perform this work in the budget for Municipal Buildings and Grounds Account # 1-01-26-772-024; and

WHEREAS, the proposal documents were reviewed by the Township Engineer and recommended for award.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that a one-year service contract for the Municipal Building Air Conditioning be awarded to Basic Refrigeration Heating and AC, 414 Broad Street, Bloomfield, New Jersey 07003 as described herein.

2011 RESOLUTION – PROVISIONAL RECREATION SUPERVISOR

WHEREAS, the Director of Recreation has indicated a need to hire an employee to the position of Recreation Supervisor; and

WHEREAS, Megan Schaffer is currently hired as a part-time employee as Recreation Coordinator in the Recreation Department, and has indicated a desire to become a Recreation Supervisor; and

WHEREAS, Megan Schaffer has indicated that if provisionally appointed to Recreation Supervisor that she will comply with all of the requirements to become permanently appointed to the position; and

WHEREAS, Megan Schaffer recognizes and agrees that if she does not get permanently appointed to the position of Recreation Supervisor she will be moved back to the position of Recreation Coordinator and her salary will be adjusted accordingly; and

WHEREAS, Megan Schaffer also recognizes that the Civil Service Commission may call for a test for this position and/or generate a list of eligible candidates, and if she does not appear in the top three spots on a list of eligible candidates, or if she does and is not selected for the position, she will be moved back to the position of Recreation Coordinator and her salary will be adjusted accordingly; and

WHEREAS, the Director of Recreation Department recommends that Megan Schaffer be provisionally appointed to the position of Recreation Supervisor; and

WHEREAS, the Finance Director has certified that funds are available to make this provisional promotion.

NOW, THEREFORE BE IT RESOLVED, that Megan Schaffer is hereby appointed to the position of provisional Recreation Supervisor for the Bloomfield Recreation Department, effective April 19, 2011.

Vote on the preceding six Consent Agenda Resolutions showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilman Hamilton made a motion to defer the following Consent Agenda Resolution, which was seconded by Councilman Joanow:

2011 RESOLUTION – GASB 45 (AGREEMENT)

WHEREAS, Aquarius Capital is the Townships Actuarial Consulting Service Company for 2011; and

WHEREAS, the Director of Finance has received and reviewed a proposal submitted by Aquarius Capital and recommends that the Township enter into an agreement with Aquarius Capital to perform Actuarial services relating to GASB 43/45 for a fee of \$6,000.00; and

WHEREAS, the Director of Finance has certified that funding is available.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to sign and the Clerk to attest and affix the seal of the Township of Bloomfield to an agreement between the Township of Bloomfield, and Aquarius Capital Actuarial Consulting Service Company to provide said service for an amount not to exceed \$6,000.00.

Councilwoman Maly asked the Councilman why the Resolution should be deferred.

Councilman Hamilton responded by stating that it was his opinion that the work did not need to be outsourced; that it could be done by the Township's Finance Department.

Vote to defer the Consent Agenda Resolution showed the following:

Councilwoman Maly – Yes

Councilman Venezia – Yes

Councilman Joanow – Yes

Councilwoman Dunigan – Yes

Councilman Ruane – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Mayor McCarthy stated that the above Consent Agenda Resolution was deferred.

Mayor McCarthy called for Resolutions.

Councilwoman Maly moved, and Councilman Joanow seconded, the adoption of the following Resolution:

2011 RESOLUTION – RETIREMENT, DETECTIVE

WHEREAS, Detective David Maisto, a police officer in the Police Department of the Township of Bloomfield, has retired from that position effective March 1, 2011 after completing eighteen plus (18) years of service to the Township of Bloomfield and its inhabitants; and

WHEREAS, the record which Detective David Maisto has achieved in the performance of his duties is deserving of a suitable recognition and commendation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that on behalf of the people of the Township, we hereby commend and recognize Detective David Maisto for his 18 plus years of dedicated service to the community.

Vote showed the following:

Councilwoman Maly – Yes

Councilman Venezia – Yes

Councilman Joanow – Yes

Councilwoman Dunigan – Yes

Councilman Ruane – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Thereafter, Mayor McCarthy called Mr. Maisto to the podium to accept his Commendation, after which Mr. Maisto took the microphone to thank the Mayor, Council, and residents of the Township.

Councilman Ruane moved, and Councilwoman Dunigan seconded, the adoption of the following Resolution:

2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR REDEVELOPMENT PLANNERS

WHEREAS, the Township of Bloomfield has a need for an Redevelopment Planner, and has advertised a request for this professional service on the Township of Bloomfield's website as part of the fair and open process pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Director of CDBG has determined that the value of the service may exceed \$17,500; and

WHEREAS, Beacon Planning and Consulting Services, 315 Highway 34, Suite 129, Colts Neck, NJ 07722 (hereinafter "Professional") has submitted a proposal indicating they will provide the services for a fee of \$135.00 per hour; and

WHEREAS, the Mayor and Council approve entering into an agreement with the Professional based upon the recommendation of the Director of CDBG; and

WHEREAS, the Director of Finance has certified that funds are available in the CDBG program to cover the cost of these services.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Director of CDBG to enter into a contract/retainer agreement with the Professional within 10 days as described herein; and

BE IT FURTHER RESOLVED, that this contract/retainer agreement is entered into in accordance with the Standardized Submission Requirements for Professional Services and no minimum payment is implied or guaranteed; and

BE IT FURTHER RESOLVED, that all of the terms contained in the Standardized Submission Requirements for Professional Services are incorporated into the Professional's contract/retainer unless specifically excluded; and

BE IT FURTHER RESOLVED, that in accordance with Standardized Submission Requirements the Township reserves the right to cancel this contract upon thirty (30) days notice and the Professional shall only be paid for the work completed or on a pro-rated amount if the contract calls for a monthly retainer; and

BE IT FURTHER RESOLVED, that the Professional's response to the request for Professional Services shall be placed on file with this resolution and a copy of the contract/retainer agreement entered into; and

BE IT FURTHER RESOLVED, that the contract should incorporate the terms and conditions contained in Professional's response to the request for Professional Services.

Councilman Ruane stated that he would vote in support of this Resolution only because it would further the redevelopment project.

Councilman Joanow commented that he would like to know what project this vendor would be responsible for.

Mayor McCarthy responded by stating that the Township needed the additional planners because of one new redevelopment project which was about to move forward.

Vote showed the following:

Councilwoman Maly – No

Councilman Joanow – Yes

Councilman Ruane – Yes

Councilman Venezia – Yes

Councilwoman Dunigan – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Councilman Venezia moved, and Councilwoman Dunigan seconded, the adoption of the following Resolution:

2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR REDEVELOPMENT PLANNERS

WHEREAS, the Township of Bloomfield has a need for an Redevelopment Planner, and has advertised a request for this professional service on the Township of Bloomfield's website as part of the fair and open process pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Director of CDBG has determined that the value of the service may exceed \$17,500; and

WHEREAS, Phillips Preiss Grygiel LLC, 33-41 Newark Street, Third Floor, Suite D, Hoboken, NJ 07030 (hereinafter "Professional") has submitted a proposal indicating they will provide the services for a fee of \$150.00 per hour; and

WHEREAS, the Mayor and Council approve entering into an agreement with the Professional based upon the recommendation of the Director of CDBG; and

WHEREAS, the Director of Finance has certified that funds are available in the CDBG program to cover the cost of these services.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Director of CDBG to enter into a contract/retainer agreement with the Professional within 10 days as described herein; and

BE IT FURTHER RESOLVED, that this contract/retainer agreement is entered into in accordance with the Standardized Submission Requirements for Professional Services and no minimum payment is implied or guaranteed; and

BE IT FURTHER RESOLVED, that all of the terms contained in the Standardized Submission Requirements for Professional Services are incorporated into the Professional's contract/retainer unless specifically excluded; and

BE IT FURTHER RESOLVED, that in accordance with Standardized Submission Requirements the Township reserves the right to cancel this contract upon thirty (30) days notice and the Professional shall only be paid for the work completed or on a pro-rated amount if the contract calls for a monthly retainer; and

BE IT FURTHER RESOLVED, that the Professional's response to the request for Professional Services shall be placed on file with this resolution and a copy of the contract/retainer agreement entered into; and

BE IT FURTHER RESOLVED, that the contract should incorporate the terms and conditions contained in Professional's response to the request for Professional Services.

Councilwoman Maly asked why the price per hour proposed for this vendor was higher than that contained in the redevelopment Resolution which was just adopted, to which Glenn Dominick, Director of Community Development, responded.

Vote showed the following:

Councilwoman Maly – No	Councilman Venezia – No
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilwoman Dunigan moved, and Councilman Venezia seconded, the adoption of the following Resolution:

2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR REDEVELOPMENT PLANNERS

WHEREAS, the Township of Bloomfield has a need for an Redevelopment Planner, and has advertised a request for this professional service on the Township of Bloomfield's website as part of the fair and open process pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Director of CDBG has determined that the value of the service may exceed \$17,500; and

WHEREAS, Joseph M. Muniz, Q.P.A, Remington, Vernick & Arango Engineers, Inc., 300 Penhorn Avenue, Secaucus, NJ 07094 (hereinafter "Professional") has submitted a proposal indicating they will provide the services for a fee of \$135.00 per hour; and

WHEREAS, the Mayor and Council approve entering into an agreement with the Professional based upon the recommendation of the Director of CDBG; and

WHEREAS, the Director of Finance has certified that funds are available in the CDBG program to cover the cost of these services.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Director of CDBG to enter into a contract/retainer agreement with the Professional within 10 days as described herein; and

BE IT FURTHER RESOLVED, that this contract/retainer agreement is entered into in accordance with the Standardized Submission Requirements for Professional Services and no minimum payment is implied or guaranteed; and

BE IT FURTHER RESOLVED, that all of the terms contained in the Standardized Submission Requirements for Professional Services are incorporated into the Professional's contract/retainer unless specifically excluded; and

BE IT FURTHER RESOLVED, that in accordance with Standardized Submission Requirements the Township reserves the right to cancel this contract upon thirty (30) days notice and the Professional shall only be paid for the work completed or on a pro-rated amount if the contract calls for a monthly retainer; and

BE IT FURTHER RESOLVED, that the Professional's response to the request for Professional Services shall be placed on file with this resolution and a copy of the contract/retainer agreement entered into; and

BE IT FURTHER RESOLVED, that the contract should incorporate the terms and conditions contained in Professional's response to the request for Professional Services.

Vote showed the following:

Councilwoman Maly – No	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilman Hamilton moved, and Councilwoman Maly seconded, the adoption of the following Resolution:

2011 RESOLUTION – AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN-HOLDER

WHEREAS, at past Municipal Tax Sales, liens were sold on outstanding property taxes, water charges, and landscaping charges to outside lien-holders; and

WHEREAS, these liens were redeemed by parties of interest as of April 18, 2011 for the redemption and return of premium totaling \$60,383.45.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby authorizes the Treasurer to issue a check, made payable to the lien-holders for the redemption of the tax sale certificates plus any premiums held on that account.

Councilman Ruane stated that he did not support the adoption of the Resolution.

Vote showed the following:

Councilwoman Maly – Yes

Councilman Joanow – Yes

Councilman Ruane – No

Councilman Venezia – Yes

Councilwoman Dunigan – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Councilwoman Maly moved, and Councilman Venezia seconded, the adoption of the following Resolution:

2011 RESOLUTION - TOWNSHIP OF BLOOMFIELD TO READ BUDGET BY TITLE

WHEREAS, N.J.S.A. 40A:4-8 as amended provides that the Budget 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 in the free public library, if any of the municipality and in the free county libraries or regional libraries located in the municipality or, if no county libraries or regional libraries are located in the municipality, the county or regional library of the county in which the municipality is located, and the public officer delegated responsibility for delivering copies of the approved budget to such library shall forward the Mayor and Council an attestation that each such delivery was made; and
 - (b) is made available to each person requesting the same, during said week and during the public hearing; and

WHEREAS, the Director of Finance has certified that the conditions of N.J.S.A. 40A:4-8, as amended and set forth in subsections 1(a) and 1 (b) above have been met.

NOW, THEREFORE, BE IT RESOLVED, by a majority of the full membership of the Mayor and Council of the Township of Bloomfield that because the Director of Finance has certified that the conditions of N.J.S.A. 40A:4-8, as amended and set forth in subsections 1(a) and 1 (b) above have been met, the Budget for 2011 shall be read by title only at the hearing currently scheduled for May 2, 2011.

Vote showed the following:

Councilwoman Maly – Yes

Councilman Joanow – Yes

Councilman Ruane – No

Councilman Venezia – Yes

Councilwoman Dunigan – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Mayor McCarthy stated that there was no unfinished business to be discussed at the meeting.

Councilwoman Joanow moved that the following be awarded Licenses:

LICENSES FOR MONDAY, APRIL 18, 2011

LANDSCAPER'S LICENSES

Anthony Loffredo
Loffredo Landscaping, Inc.
133 Laauwe Avenue
Wayne, New Jersey 07470

Robert J. Cruise
Cultivated Grounds, LLC
908A Liberty Street
Belvidere, New Jersey 07823

Jenny M. Rodriguez
MJB Landscaping Design, LLC
21 Alva Street – 2nd Floor
Bloomfield, New Jersey 07003

OUTDOOR CAFÉ LICENSE

Frank Grauso d/b/a
Hot Bagels Abroad
1129 Broad Street
Bloomfield, New Jersey 07003

Anthony DePersio
Bar Cara
1099 Broad Street
Bloomfield, New Jersey 07003

AUTOMATIC AMUSEMENT DEVICE LICENSE

Robert Petrin, Jr. d/b/a
Town Pub
378 Broad Street
Bloomfield, New Jersey 07003

James Corrao, Jr. d/b/a
Heartbreakers Bar
611 Bloomfield Avenue
Bloomfield, New Jersey 07003

RAFFLE LICENSES

St. Valentine Altar & Rosary Sodality
125 N. Spring Street
Bloomfield, New Jersey 07003
Off Premises 50/50 – September 11, 2011

Neighbor to Neighbor Network, Inc.
1 Municipal Plaza – Room 213
Bloomfield, New Jersey 07003
Off Premises 50/50 – May 11, 2011

Knights of Columbus #1 Chapter of New Jersey
318 East Broad Street
Westwood, New Jersey 07090

HAWKERS AND PEDDLERS LICENSE

Mayobanex Vargas
20 Curtis Street
Bloomfield, New Jersey 07003

Katia Vargas
20 Curtis Street
Bloomfield, New Jersey 07003

DANCE HALL LICENSE

Heartbreakers Bar
611 Bloomfield Avenue
Bloomfield, New Jersey 07003

TAXICAB OPERATORS LICENSE

Joseph John A. Maione
224 Baldwin Street
Bloomfield, New Jersey 07003

LIMOSUINE & LIVERY LICENSE

Hanan AB Hakim, LLC
(Hanan Abdelhakim)
98 Curtis Street
Bloomfield, New Jersey 07003

LIMOSUINE OPERATOR'S LICENSE

Khaled J. Fawzy – driver for
Hanan AB Hakim, LLC
40 Clinton Street
Bloomfield, New Jersey 07003

Said motion was seconded by Councilman Ruane and carried.

Vote showed the following:

Councilwoman Maly – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Mayor McCarthy stated that there were no Ad Authorizations to be discussed.

Mayor McCarthy stated that there were no Miscellaneous items to discuss.

Thereafter the Mayor called for a Motion to Adjourn the meeting.

Councilman Ruane motioned, and Councilman Joanow seconded, the Adjournment of the meeting. The meeting adjourned at 8:28 p.m.

Respectfully submitted,


Louise M. Palagano, Municipal Clerk