

Thirteenth Regular Meeting of the Township Council.

The meeting commenced at 7:39 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.

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

Roll Call showed:

Councilwoman Litterio – 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
Assistant Township Engineer Steve Coppola

Before proceeding with the rest of the Agenda, Mayor McCarthy called upon the Council to move certain Resolutions on the Agenda, specifically those items wherein members of the Bloomfield Fire Department were to be promoted.

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

2011 RESOLUTION – FIRE APPOINTMENT

WHEREAS, a vacancy exist in the Bloomfield Fire Department in the position of Deputy Fire Chief; and

WHEREAS, the Civil Service Commission of the State of New Jersey has promulgate a list of eligible candidates, who have qualified by competitive examination for appointment to the position of Deputy Fire Chief in the Bloomfield Fire Department of the Township of Bloomfield; and

WHEREAS, Cliff McCulloch appears on the list of eligible candidates; and

WHEREAS, the Fire Chief recommends that Cliff McCulloch be appointed to the position of Deputy Fire Chief, effective August 19, 2011; and

WHEREAS, the Finance Director has certified that funding is available to promote this employee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that Cliff McCulloch be and is hereby appointed Deputy Fire Chief in the Fire Department of the Township of Bloomfield effective August 19, 2011 at the annual salary in effect in the salary ordinance, subject to confirmation by the Civil Service Commission and in accordance with this resolution; and

BE IT FURTHER RESOLVED, that beginning August 19, 2011, Cliff McCulloch shall begin the contractually required 3 month (90 day) training period.

Vote showed the following:

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

Thereafter, Cliff McCulloch was presented with the Resolution appointing him a Deputy Fire Chief in the Township of Bloomfield Fire Department.

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

2011 RESOLUTION – FIRE APPOINTMENT

WHEREAS, a vacancy exist in the Bloomfield Fire Department in the position of Fire Captain; and

WHEREAS, the Civil Service Commission of the State of New Jersey has promulgate a list of eligible candidates, who have qualified by competitive examination for appointment to the position of Fire Captain in the Bloomfield Fire Department of the Township of Bloomfield; and

WHEREAS, Steven Zurlo appears on the list of eligible candidates; and

WHEREAS, the Fire Chief recommends that Steven Zurlo be appointed to the position of Fire Captain, effective August 19, 2011; and

WHEREAS, the Finance Director has certified that funding is available to promote this employee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that Steven Zurlo be and is hereby appointed Fire Captain in the Fire Department of the Township of Bloomfield effective August 19, 2011 at the annual salary in effect in the salary ordinance.

Vote showed the following:

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

Thereafter, Steven Zurlo was presented with the Resolution appointing him a Captain in the Township of Bloomfield Fire Department

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

2011 RESOLUTION – FIRE APPOINTMENT

WHEREAS, a vacancy exist in the Bloomfield Fire Department in the position of Fire Captain; and

WHEREAS, the Civil Service Commission of the State of New Jersey has promulgate a list of eligible candidates, who have qualified by competitive examination for appointment to the position of Fire Captain in the Bloomfield Fire Department of the Township of Bloomfield; and

WHEREAS, John Gray appears on the list of eligible candidates; and

WHEREAS, the Civil Service Commission held that on March 26, 2011, John Gray held the position of provisional Fire Captain; and

WHEREAS, the Fire Chief recommends that John Gray be permanently appointed to the position of Fire Captain, effective August 19, 2011; and

WHEREAS, the Finance Director has certified that funding is available to promote this employee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that John Gray be and is hereby permanently appointed Fire Captain in the Fire Department of the Township of Bloomfield effective August 19, 2011 at the annual salary in effect in the salary ordinance.

Vote showed the following:

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

Thereafter, John Gray was presented with the Resolution appointing him a Captain in the Township of Bloomfield Fire Department.

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

2011 RESOLUTION – FIRE APPOINTMENT

WHEREAS, a vacancy exist in the Bloomfield Fire Department in the position of Fire Captain; and

WHEREAS, the Civil Service Commission of the State of New Jersey has promulgate a list of eligible candidates, who have qualified by competitive examination for appointment to the position of Fire Captain in the Bloomfield Fire Department of the Township of Bloomfield; and

WHEREAS, Kevin Nelson appears on the list of eligible candidates; and

WHEREAS, the Fire Chief recommends that Kevin Nelson be appointed to the position of Fire Captain, effective August 19, 2011; and

WHEREAS, the Finance Director has certified that funding is available to promote this employee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that Kevin Nelson be and is hereby appointed Fire Captain in the Fire Department of the Township of Bloomfield effective August 19, 2011 at the annual salary in effect in the salary ordinance.

Vote showed the following:

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

Thereafter, Kevin Nelson was presented with the Resolution appointing him a Captain in the Township of Bloomfield Fire Department.

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

2011 RESOLUTION – FIRE APPOINTMENT

WHEREAS, a vacancy exist in the Bloomfield Fire Department in the position of Fire Captain; and

WHEREAS, the Civil Service Commission of the State of New Jersey has promulgate a list of eligible candidates, who have qualified by competitive examination for appointment to the position of Fire Captain in the Bloomfield Fire Department of the Township of Bloomfield; and

WHEREAS, Jim McMann appears on the list of eligible candidates; and

WHEREAS, the Fire Chief recommends that Jim McMann be appointed to the position of Fire Captain, effective August 19, 2011; and

WHEREAS, the Finance Director has certified that funding is available to promote this employee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that Jim McMann be and is hereby appointed Fire Captain in the Fire Department of the Township of Bloomfield effective August 19, 2011 at the annual salary in effect in the salary ordinance.

Vote showed the following:

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

Thereafter, James McMann was presented with the Resolution appointing him a Captain in the Township of Bloomfield Fire Department.

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

2011 RESOLUTION – FIRE APPOINTMENT

WHEREAS, a vacancy exist in the Bloomfield Fire Department in the position of Fire Captain; and

WHEREAS, the Civil Service Commission of the State of New Jersey has promulgate a list of eligible candidates, who have qualified by competitive examination for appointment to the position of Fire Captain in the Bloomfield Fire Department of the Township of Bloomfield; and

WHEREAS, James McCarthy appears on the list of eligible candidates; and

WHEREAS, the Fire Chief recommends that James McCarthy be appointed to the position of Fire Captain, effective August 19, 2011; and

WHEREAS, the Finance Director has certified that funding is available to promote this employee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that James McCarthy be and is hereby appointed Fire Captain in the Fire Department of the Township of Bloomfield effective August 19, 2011 at the annual salary in effect in the salary ordinance.

Vote showed the following:

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

Thereafter, James McCarthy was presented with the Resolution appointing him a Captain in the Township of Bloomfield Fire Department.

Mayor McCarthy commended each of the appointees for their dedicated years of service, and congratulated each of them on their promotion.

Mayor McCarthy, after a brief five minute recess, returned to the Agenda, at which time Daryl Blowes, Chief Executive Officer for IQM2 Intelligent Meeting Management Software, gave a presentation to the Mayor, Council, and public, on software that would assist the Clerk's Office, and the Township as a whole, and would make the Township become more transparent to the public. After responding to questions posed by Councilman Hamilton, Mr. Blowes was thanked by Mayor McCarthy on the presentation.

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

July 11, 2011 Regular Meeting Minutes
June 27, 2011 Conference Meeting Minutes
February 14, 2011 Conference Meeting Minutes

Vote showed the following:

Councilwoman Litterio – 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 Administrator Agenda to be presented by the Township Administrator.

Mayor McCarthy stated that there were no Reports of Special Council Committees.

The Mayor called for written communications, to which the Municipal Clerk responded there were none.

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

Kevin Lindahl, 40 Conger Street, Bloomfield, New Jersey, took the microphone to urge the Mayor and Council to implement a temporary rent freeze in the Township until the Rent Advisory Committee was established, claiming that such a rent freeze was not illegal, to which both Mayor McCarthy and Brian Aloia, the Township Attorney, responded.

Barbara Minwalla, 128 Broad Street, Bloomfield, New Jersey, took the microphone to urge the Mayor and Council to implement a temporary rent freeze in the Township.

Trish Comstock, 170 Davey Street, Bloomfield, New Jersey, took the microphone in support of the Mayor and Council imposing a temporary rent freeze in the Township.

Alan Hammer, a property owner and landlord in the Township, took the microphone to urge the Mayor and Council not to impose a rent freeze in the Township, stating that it would punish good landlords.

Matt Yar, 15 Perry Road, Bloomfield, New Jersey, took the microphone to comment upon the IQM2 Intelligent Meeting Management Software presentation, and also upon the 20 year tax abatement to be granted to a Heritage Village, the redeveloper of a portion of the downtown area.

Michael Greenberg, a property owner and landlord in the Township, took the microphone in opposition to the imposition of a temporary rent freeze in the Township.

Anthony Lauro, a property manager with Affiliated Management, who manages properties in the Township, took the microphone in opposition to the imposition of a temporary rent freeze in the Township, and to inform the Mayor and Council that a rent control ordinance recently enacted by the Township of New Milford had taken over two years to investigate and debate before it was finalized.

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

Vote showed the following:

Councilwoman Litterio – 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 Ordinances listed for first reading.

The Mayor then stated that the Council would be moving items listed on the Agenda out of order because certain Resolutions and Ordinances needed to be adopted in a certain order.

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

2011 RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY APPROVING THE EXECUTION OF A REDEVELOPMENT AGREEMENT BETWEEN THE TOWNSHIP OF BLOOMFIELD AND HERITAGE VILLAGE AT BLOOMFIELD URBAN RENEWAL, LLC FOR THE DEVELOPMENT OF BLOCK 311, LOT 13, WITHIN THE BLOOMFIELD CENTER REDEVELOPMENT PHASE II 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”), by way of Resolution approved on August 10, 2009, designated the entire Township as an “area in need of rehabilitation”; and

WHEREAS, by way of ordinance approved on November 9, 2009, the Township adopted a redevelopment plan for certain properties within the Township (the “Redevelopment Plan Area”), entitled the “Bloomfield Center Redevelopment Plan Phase II” (as the same may be amended and supplemented, the “Redevelopment Plan”) pursuant to the Redevelopment Law; and

WHEREAS, pursuant to the Redevelopment Law and Section 8.2, page 65 of the Redevelopment Plan and by way of resolution, Heritage Village at Bloomfield Urban Renewal, LLC (the “Entity”) has been designated as the redeveloper of Block 311, Lot 13 (the “Project Site”), a parcel within the Redevelopment Plan Area and subject to the Redevelopment Plan; and

WHEREAS, pursuant to Section 8.2, page 65 of the Redevelopment Plan, it is necessary for the Township and the Entity to enter into a Redevelopment Agreement (the “Redevelopment Agreement”) in order for the Entity to be designated as the redeveloper of the Project Site and in order to implement the development, design, financing and construction of the Project Site, which will include approximately 82 low income, age restricted, residential units (the “Project”); and

WHEREAS, the Township Mayor and Council have determined that the Project is consistent with the Redevelopment Plan and Redevelopment Agreement as required by Section 8.5, page 65 of the Redevelopment Plan; and

WHEREAS, the Township Mayor and Council have now determined that it is in its best interests to approve the execution of a Redevelopment Agreement with the Entity in order to proceed with the designation of the Entity as the redeveloper of the Project Site and with the development of the Project upon receipt of any and all local, county, state and federal approvals, including, but not limited to the Township Planning Board.

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

Section 1. The above WHEREAS paragraphs are hereby incorporated herein by reference as though specifically set forth herein below.

Section 2. The Mayor is hereby authorized to execute the Redevelopment 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 Redevelopment 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 Redevelopment Agreement shall be certified by and be filed with the Office of the Township Clerk.

Section 5. If any part(s) of this resolution 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 the ordinance are hereby rescinded.

Vote showed the following:

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

The Municipal Clerk then read the following Ordinance by title:

2011 ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY, APPROVING THE EXECUTION OF A FINANCAL AGREEMENT BETWEEN THE TOWNSHIP OF BLOOMFIELD AND HERITAGE VILLAGE AT BLOOMFIELD URBAN RENEWAL,

**LLC FOR A LONG TERM TAX EXEMPTION RELATIVE TO BLOCK 311, LOT 13,
WITHIN THE BLOOMFIELD CENTER REDEVELOPMENT PHASE II AREA**

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

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

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

**2011 RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF
BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY DESIGNATING
HERITAGE VILLAGE AT BLOOMFIELD URBAN RENEWAL, LLC AS THE
REDEVELOPER OF BLOCK 311, LOT 13 WITHIN THE BLOOMFIELD CENTER
REDEVELOPMENT PHASE II 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”), by way of Resolution approved on August 10, 2009, designated the entire Township as an “area in need of rehabilitation”; and

WHEREAS, by way of ordinance approved on November 9, 2009, the Township adopted a redevelopment plan for certain properties within the Township (the “Redevelopment Plan Area”), entitled the “Bloomfield Center Redevelopment Plan Phase II” (as the same may be amended and supplemented, the “Redevelopment Plan”) pursuant to the Redevelopment Law; and

WHEREAS, pursuant to the provisions of the Redevelopment Law and the Redevelopment Plan, the Township is authorized to designate redeveloper(s) of the Redevelopment Plan Area; and

WHEREAS, Heritage Village at Bloomfield Urban Renewal, LLC (the “Entity”) has expressed an interest in implementing the development, design, financing and construction of approximately 82 low income, age restricted, residential units on Block 311, Lot 13, a parcel of property within the Redevelopment Plan Area that is governed by the Redevelopment Plan; and

WHEREAS, the Township Mayor and Council have determined that it is in the best interests of the Township to designate the Entity as the redeveloper of Block 311, Lot 13 and that all requirements of the Redevelopment Law and Redevelopment Plan have been met to enable them to do so, including, but not limited to, the approval and execution of a redevelopment agreement between the Township and the Entity.

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

Section 1. The above WHEREAS paragraphs are hereby incorporated herein by reference as though specifically set forth herein below.

Section 2. Heritage Village at Bloomfield Urban Renewal, LLC is hereby designated as the redeveloper of Block 311, Lot 13, a parcel within the Redevelopment Area and as such, is subject to all rights and obligations of the Redevelopment Law and the Redevelopment Plan.

Section 3. If any part(s) of this resolution shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this resolution.

Section 4. All resolutions and ordinances or parts thereof inconsistent with the resolution are hereby rescinded.

Section 5. This resolution shall take effect in accordance with applicable law.

Vote showed the following:

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

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

2011 RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY REGARDING CONSIDERATION OF RECOMMENDATIONS OF THE TOWNSHIP OF BLOOMFIELD PLANNING BOARD REGARDING THE AMENDMENT TO THE BLOOMFIELD CENTER REDEVELOPMENT PLAN PHASE II

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”), by way of Resolution approved on August 10, 2009, designated the entire Township as an “area in need of rehabilitation”; and

WHEREAS, by way of ordinance approved on November 9, 2009, the Township adopted a redevelopment plan for certain properties within the Township (the “Redevelopment Plan Area”), entitled the “Bloomfield Center Redevelopment Plan Phase II” (as the same may be amended and supplemented, the “Redevelopment Plan”) pursuant to the Redevelopment Law; and

WHEREAS, on July 11, 2011, the Township Mayor and Council approved a Resolution which, among other things, directed the Township Planning Board (the “Board”) to review the Redevelopment Plan and propose amendments to the Township Mayor and Council for their consideration pursuant to N.J.S.A. 40A:12A-7(f); and

WHEREAS, in an effort to encourage and stimulate development of the Redevelopment Plan Area during these strained economic times and fulfill the primary goal of the Redevelopment Plan to “revitalize Downtown Bloomfield,” the Township Mayor and Council have determined that it is necessary to take immediate action pursuant to N.J.S.A. 40A:12A-7(e) amend the Redevelopment Plan to permit the granting of exceptions, design waivers and variances from the requirements of the Redevelopment Plan; and

WHEREAS, on July 25, 2011, the Township Mayor and Council referred this amendment to the Redevelopment Plan to the Board for review and recommendation in accordance with N.J.S.A. 40A:12A-7(e); and

WHEREAS, the Board held a public hearing to consider public comments and review the proposed amendment to the Redevelopment Plan and prepared a report outlining its findings and recommendations, a copy of which is annexed hereto; and

WHEREAS, the Redevelopment Law provides that “the governing body, when considering the adoption of a redevelopment plan or revisions or amendments thereof, shall review the report of the planning board and may approve or disapprove or change any recommendation by a vote of a majority of its full authorized membership and shall record in its minutes the reasons for not following the recommendations.”

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

Section 1. The above WHEREAS paragraphs are hereby incorporated herein by reference as though specifically set forth herein below.

Section 2. The recommendations of the Planning Board are hereby approved.

Section 3. If any part(s) of this resolution shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this resolution.

Section 4. All resolution and resolutions or parts thereof inconsistent with the ordinance are hereby rescinded.

Section 5. This resolution shall take effect in accordance with applicable law.

Vote showed the following:

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

The Municipal Clerk then read the following Ordinance by title:

2011 ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY, APPROVING AN AMENDMENT TO BLOOMFIELD CENTER REDEVELOPMENT PHASE II

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

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 Litterio – 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:

2011 ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 387 OF THE BLOOMFIELD TOWNSHIP CODE, PROVIDING PARKING FOR PHYSICALLY LIMITED PERSONS (132 JEROME PLACE AND 221 AMPERE PARKWAY)

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 Litterio – 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:

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 03-37 OF THE TOWNSHIP OF BLOOMFIELD, IN THE COUNTY ESSEX, NEW JERSEY, FINALLY ADOPTED OCTOBER 7, 2003, IN ORDER TO AMEND THE DESCRIPTION OF THE PROJECT

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

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

Mayor McCarthy called for the Consent Agenda Resolutions.

Councilwoman Litterio moved, and Councilman Joanow seconded, the adoption of the following eight (8) Consent Agenda Resolutions:

2011 RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF BLOOMFIELD IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF THE 2010 TAX APPEAL ENTITLED 379 REALITY LLC V. TOWNSHIP OF BLOOMFIELD, DOCKET NO.: 016838-2010 OF THE TAX ASSESSMENT OF BLOCK 336, LOT 11, KNOWN AS 379 BLOOMFIELD AVENUE, IN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY

WHEREAS, an appeal of the real property tax assessment for tax year 2010, involving Block 336, Lot 11, has been filed by the Taxpayer, 379 Realty, LLC; and

WHEREAS, the attached proposed settlement agreement has been reviewed and recommended by the Township Tax Assessor; and

WHEREAS, the Finance Director has certified that funding is available; and

WHEREAS, settlement of said matter as more fully set forth below is in the best interest of the Township of Bloomfield.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Bloomfield, New Jersey, as follows:

1. Settlement of the 2010 tax appeal is hereby authorized as follows:

379 Bloomfield Avenue
Year: 2010

	Original Assessment	County Board Judgment	Settlement Amount
Land:	\$229,100	N/A	\$229,100
Imprvts:	\$413,100	N/A	\$395,900
Total:	\$642,200	N/A	\$625,000

- 2 All municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes the Special Tax Counsel to enter into the Stipulation as provided by Taxpayer.

2011 RESOLUTION PROVIDING FOR THE INSERTION OF SPECIAL ITEMS OF REVENUE AND APPROPRIATION IN THE BUDGET CHAPTER 159/1

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any items of appropriation for an equal amount; and

WHEREAS, after the 2011 budget was adopted, the Township of Bloomfield became informed of the availability of revenue in the amount of \$24,057.00 from the County of Essex Division of Senior Services - Account # 1-01-08-325-000.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Bloomfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the year 2011 in the sum of \$24,057.00 as an anticipated revenue from the County of Essex Division of Senior Services - Account # 1-01-08-325-000; and

BE IT FURTHER RESOLVED, that a like sum of \$24,057.00 be and the same is hereby appropriated under the Budget of the Township of Bloomfield Visiting Nurse – Account # 0-01-40-325-000; and

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services, Department of Community Affairs.

2011 RESOLUTION - COUNTY-WIDE CRIMINAL JUSTICE INFORMATION SYSTEM

WHEREAS, the goal of the County-Wide Criminal Justice Information System (CJIS) access network is to provide a cost effective, secure, County-wide public safety network that facilitates electronic information exchange, quick access to data and improved information sharing with proper security and access controls; and

WHEREAS, the County-Wide Criminal Justice Information System (CJIS) Network, including its related products, services support and recurring line charges, allows for the connectivity of a municipal police department to the County via a private IP Network; and

WHEREAS, the County of Essex will support the initial startup costs implementing the Essex County CJIS network system through February 29, 2012; and

WHEREAS, starting March 1, 2012 the Township of Bloomfield Police Department is required to begin paying an annual per line charge of \$15,000.00 to access the CJIS access network. This cost includes the recurring line costs and the associated maintenance and support costs.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey authorizes the Township Administrator to execute a shared services agreement with the County of Essex for Bloomfield Police Department's access to the County-Wide Criminal Justice Information System Network.

BE IT FURTHER RESOLVED, that this agreement is contingent upon funds being available in the 2012 budget.

2011 RESOLUTION TO REFUND PROPERTY TAX OVERPAYMENTS

WHEREAS, property taxes on certain properties in the Township have been overpaid; and

WHEREAS, the overpayments require a refund in a total of \$21,950.16 for 2009, \$22,054.61 for 2010 and \$803.64 made in 2011.

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 Township Treasurer to issue refund checks totaling of \$21,950.16 for 2009, \$22,054.61 for 2010, and \$803.64 made in 2011.

2011 RESOLUTION TO REFUND TAX OVERPAYMENT DUE TO TAX APPEAL

WHEREAS, a New Jersey State or County Board Judgment has been favorably awarded to some Township of Bloomfield property owners after filing tax appeals; and

WHEREAS, such judgments have resulted in overpayment of taxes on the properties.

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 Township Treasurer to issue checks totaling \$7,499.20 for 2007, \$15,307.442 for 2008, \$16,096.09 for 2009 and \$8,867.20 for 2010, for the overpayment of property taxes in accordance with the tax appeal judgments entered; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Tax Collector and Township Treasurer.

2011 RESOLUTION – CODE RED SERVICE AGREEMENT

WHEREAS, The Township of Bloomfield utilizes the service of Code RED Emergency Notification System to communicate matters of public interest and concern to its residents; and

WHEREAS, The Director of Information Systems has requested BIDs for providers of this system; and

WHEREAS, The Director of Information Systems has reviewed these BIDs and recommends that the Township of Bloomfield enter into two (2) agreements with Emergency Communications Network (ECN) to provide these services for the Township; and

WHEREAS, The Director of Finance has indicated that funding is available for these services.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Council, of the Township of Bloomfield, County of Essex, State of New Jersey that the Township Administrator is hereby authorized to enter into the attached two (2) agreements with Emergency Communications Network, (ECN), 9 Sunshine Blvd, Ormond Beach, Florida 32174.

2011 RESOLUTION – AWARD OF CONTRACT – SOUND AND RECORDING SYSTEM – COUNCIL CHAMBERS

WHEREAS, the Council Chambers sound and recording system is in need of an upgrade; and

WHEREAS, the Clerk's office requested proposals from various vendors to upgrade the system; and

WHEREAS, three proposals were received and referred to the Municipal Clerk's office for review; and

WHEREAS, after reviewing the proposals submitted, the Municipal Clerk, hereby recommends that the contract be awarded to the lowest responsible bidder, Gramco Business Communication, 1149 Bloomfield Avenue, Clifton, NJ 07012-2314 for a total contract cost of \$11,353.00; and

WHEREAS, the Director of Finance has indicated that funding is available through Capital Accounts No. C-04-55-959-915 and C-04-55-902-915.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby accepts the recommendation of the Municipal Clerk and she may enter into a contract for the above work with Gramco Business Communication, 1149 Bloomfield Avenue, Clifton, NJ 07012-2314 for a total contract cost of \$11,353.00.

2011 RESOLUTION - AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PREPARATION OF A CAPITAL IMPROVEMENTS MASTER PLAN FOR THE NORTH CENTER BUSINESS DISTRICT

WHEREAS, the Township of Bloomfield has a need to acquire professional services for preparation of a Capital Improvements Master Plan for the North Center Business district; and

WHEREAS, the Township desires to make this appointment under the provisions *N.J.S.A. 19:44A-20.5*, as a non-fair and open contract; and

WHEREAS, the Township Engineer has determined that the value of these services may exceed \$17,500; and

WHEREAS, this contract will end upon the completion of this project; and

WHEREAS, Arterial, LLC, 1055 Grove Street, Suite 11, Montclair, New Jersey 07042 (hereinafter "Professional") has submitted the attached proposal indicating they will provide the necessary services; and

WHEREAS, the Professional has completed and submitted a Business Entity Disclosure Certification which certifies they have not made any reportable contributions to a political or candidate committee in the Township of Bloomfield in the previous one year and that the contract will prohibit the Professional from making any reportable contributions during the term of the contract; and

WHEREAS, the Director of Finance has certified that funds are available to cover the cost of these services within the Township's Community Development Block Grant Account.

NOW, THEREFORE, BE RESOLVED, that the Mayor and Council of the Township of Bloomfield authorizes the Township Engineer to enter into a contract with the Professional as described herein; and

BE IT FURTHER RESOLVED, that no minimum payment is implied or guaranteed; and

BE IT FURTHER RESOLVED, that the Business Entity Disclosure Certification, the Township Administrator's Determination of Value, the proposal of the Professional and the contract itself be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that the above documents shall be available for public inspection at the office of the Township Clerk during regular business hours; and

BE IT FURTHER RESOLVED, that 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 contracts calls for a monthly retainer; and

BE IT FURTHER RESOLVED, that a notice of this action shall be printed once in the official newspaper of the Township of Bloomfield.

Vote to adopt the preceding eight (8) Consent Agenda Resolutions showed the following:

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

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

2011 RESOLUTION – DESIGNATION OF DEPOSITORIES

BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that pursuant to N.J.S.A. 40A:5-14 of the laws of New Jersey, PNC Bank National Association, The Provident Bank, Investors Savings Bank, Sovereign Bank, the State of New Jersey Cash Management Fund, Wachovia Bank NA, Wells Fargo, Enterprise National Bank N.J., Valley National Bank, TD Bank, NJ/ARM, NA are hereby designated as the depositories wherein all public monies and other funds of the Township of Bloomfield shall be kept.

Prior to the deposit of any municipal funds in the above mentioned depositories, said bank shall file with the Director of Finance a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

Vote showed the following:

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

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

2011 RESOLUTION – PLENARY RETAIL CONSUMPTION LICENSE

BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that a Plenary Retail Consumption License, expiring June 30, 2010, shall be renewed for the year 2009 – 2010 and be issued to the following named persons or corporations for the location set opposite their respective names:

DISERIO, INC., d/b/a
Parkside Pizzeria – Casa Turano Resturant
License # 0702-33-046-008
455 Broad Street
Bloomfield, New Jersey

Vote showed the following:

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

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

2011 RESOLUTION – PLENARY RETAIL CONSUMPTION LICENSE

BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County
of Essex, State of New Jersey that a Plenary Retail Consumption License, expiring June 30,
2010, shall be renewed for the year 2010 – 2011 and be issued to the following named persons or
corporations for the location set opposite their respective names:

TARR, Inc. d/b/a
OOPS!
License # 0702-32-011-005
7 Watsessing Avenue
Bloomfield, New Jersey 07003

DISERIO, INC., d/b/a
Parkside Pizzeria – Casa Turano Resturant
License # 0702-33-046-008
455 Broad Street
Bloomfield, New Jersey

Vote showed the following:

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

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

2011 RESOLUTION – PLENARY RETAIL CONSUMPTION LICENSE

BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that a Plenary Retail Consumption License, expiring June 30, 2011, shall be renewed for the year 2011 – 2012 and be issued to each of the following named persons or corporations for the location set opposite their respective names:

TARR, Inc. d/b/a OOPS!
License # 0702-32-011-005
7 Watsessing Avenue
Bloomfield, New Jersey 07003

MBA HOLDING, LLC
License # 0702-33-051-005
Pocket License
Bloomfield, New Jersey 07003

DISERIO, INC. d/b/a Parkside Pizzeria –
Casa Turano Resturant
License # 0702-33-046-008
455 Broad Street
Bloomfield, New Jersey

JAMDAM ASSOCIATES, LLC d/b/a
Heartbreakers
License # 0702-33-007-006
611 Bloomfield Avenue
Bloomfield, New Jersey

ADO ASSOCIATES, LLC d/b/a
Ash Bar & Grill
License # 0702-33-061-009
140-144 Bloomfield Avenue
Bloomfield, New Jersey

Vote showed the following:

Councilwoman Litterio – Yes

Councilman Joanow – Yes

Councilman Ruane – Yes

Councilman Venezia – Yes

Councilwoman Dunigan – Yes

Councilman Hamilton – Abstained

Mayor McCarthy – Yes

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

2011 RESOLUTION – AWARD OF CONTRACT – IQM2 INTELLIGENT MEETING MANAGEMENT SOFTWARE

WHEREAS, the Township of Bloomfield has demonstrated a continued commitment to reducing costs, open government and improving public access through technology, and

WHEREAS, the Township of Bloomfield desires to automate the legislative and public meeting process so as to reduce the overall time preparing agendas, minutes and servicing open records requests (OPRA), and

WHEREAS, the Municipal Clerk has meet with Carahsoft Technology and recommends utilization of their agenda automaton technology; and

WHEREAS, the Municipal Clerk, hereby recommends that a contract be awarded to Carahsoft Technology Corp, 12369 Sunrise Valley Drive, Suite D2, Reston, Virginia 20191 for a total contract cost of \$16,300.00 to automate the Township’s agenda process; and

WHEREAS, New Jersey participates in the Federal General Services Administration Program (40A:11-12B) and IQM2’s Minute Traq software will be purchased through the Federal GSA program using number GS-35F-0131R at a cost of \$16,300.00, and

WHEREAS, the Chief Financial Officer has certified that funding is available through Capital account number C-04-55-800-915 and C-04-55-815-915, and

WHEREAS, IQM2's MinuteTraq software provides these capabilities as demonstrated to the Township Council on August 8th, 2011 for their approval

NOW THEREFOR BE IT RESOLVED, that the Township Council approves the purchase of the MinuteTraq including setup, four days of on-site training, travel expenses and one year maintenance contract in an amount of \$16,300.00.

Vote showed the following:

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

Mayor McCarthy stated that there was no Unfinished Business.

Under New Business, Councilman Ruane moved that the following individuals be issued Licenses, which was seconded by Councilman Venezia:

LICENSES FOR AUGUST 8, 2011

TOWING COMPANY LICENSE

Edward Milkewicz d/b/a
Ed's Towing Service
157 Montgomery Street
Bloomfield, New Jersey 07003

Joseph C. Carella
Carella Towing
18 Marcy Street
Bloomfield, New Jersey

TAXICAB OPERATOR LICENSE

Robert F. Lande
24 Devonshire Drive
Clifton, New Jersey

LIMOUSINE & LIVERY (OWNER) LICENSE

Vitaliy Chernyshov
249 Belleville Avenue
Bloomfield, New Jersey
d/b/a Classic Express

Mario F. Ortiz
23 Mill Street
Bloomfield, New Jersey
d/b/a Mario Ortiz

LIMOUSINE OPERATOR'S LICENSE

Vitaliy Chernyshov
249 Belleville Avenue
Bloomfield, New Jersey

Mario F. Ortiz
23 Mill Street
Bloomfield, New Jersey

RAFFLE LICENSE

Unico National NJ Bloomfield Chapter
21 Leo Terrace
Bloomfield, New Jersey 07003
Off Premises 50-50
November 23, 2011

Roll call vote showed the following:

Councilwoman Litterio – 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 approve, and that there was no Miscellaneous Business to be discussed. However, Mayor McCarthy took the opportunity to commend the Bloomfield Police Department, and specifically Police Chief Goul, on the apprehension of serious offender who had been targeting women within the Township.

Bloomfield, New Jersey 07003

August 8, 2011

Regular Meeting

There being no further business to discuss, Mayor McCarthy called for a Motion to Adjourn the meeting.

Councilman Venezia moved, and Councilwoman Dunigan seconded, the Adjournment of the meeting. The meeting adjourned at 8:53 p.m.

Respectfully submitted,

Louise M. Palagano, Municipal Clerk