

Second Regular Meeting of the Township Council.

The meeting commenced at 7:36 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 Maly – Present	Councilman Venezia – Present
Councilman Joanow – Present	Councilwoman Dunigan – Present
Councilman Ruane – Absent	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

Councilman Venezia introduced the following Proclamation:

RADON ACTION MONTH

WHEREAS; radon is a naturally occurring radioactive gas that is the second leading cause of lung cancer, causing a public health concern with as many as 500 lung cancer deaths annually in New Jersey; and

WHEREAS; elevated radon levels are found in many homes and pose a serious health threat to families residing in these homes; and

WHEREAS; the Board of Health understands that any home may have high levels of radon—even if neighboring homes do not; and

WHEREAS; radon testing is easy and inexpensive—and elevated levels of radon can be effectively reduced at the cost of a typical home repair; and

WHEREAS; the Bloomfield Department of Health and Human Services has received a grant to test over 150 homes at no cost to Bloomfield Township residents; and

WHEREAS; the Bloomfield Health Department will receive additional funding to provide free testing to families with newborns through the Nursing Division; and

WHEREAS; a significant number of homes in Bloomfield have a potential for having elevated levels of radon; and

WHEREAS; by identifying and mitigating homes with radon concentrations at or above 4 pCi/L in New Jersey, 140-250 lives are saved annually.

NOW, THEREFORE, I, RAYMOND J. McCARTHY, as Mayor of the Township of Bloomfield, and on behalf of the Bloomfield Township Council and the residents of Bloomfield, do hereby proclaim the month of February 2011 as **RADON ACTION MONTH.**

Mayor McCarthy then introduced the following Proclamation:

AMERICAN HEART MONTH

WHEREAS; cardiovascular diseases, including stroke, are our nation's Number 1 killer; and

WHEREAS; since 1963 Congress has required the President to proclaim February "American Heart Month" in the United States of America; and

WHEREAS; the American Heart Association works with the administration to draft and sign this annual Proclamation; and

WHEREAS; during American Heart Month, thousands of American Heart Association volunteers visit their neighbors with the goal of helping to raise funds for research and education and to pass along information about heart disease and stroke:

NOW, THEREFORE, I, RAYMOND J. McCARTHY, as Mayor of the Township of Bloomfield, along with the members of the Township Council, do hereby proclaim February 2011 as **AMERICAN HEART MONTH** in Bloomfield and urge everyone to support the American Heart Association and their mission to educate people about the importance of heart health in an effort to save lives, supporting their motto “Learn and Live.”

Mayor McCarthy stated that there were no Minutes from previous meetings to approve.

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

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

Mayor McCarthy then introduced the new Township Administrator, Mr. Yoshi Manale, to the gallery.

Mayor McCarthy called for the Reports of Special Council Committees – Appointments, for which there were none.

The Mayor then called for written communications.

The Municipal Clerk read aloud a letter from Lucious N. Riley, 440 North Arlington Avenue, East Orange, New Jersey, congratulating those firemen who had assisted an elderly gentleman who had locked his keys in his vehicle.

The Municipal Clerk read aloud a letter from James S. Simpson, Commissioner of the State of New Jersey Department of Transportation, wherein Commission Simpson informed the Township that it had been selected to receive funding from the New Jersey Department of Transportation's Fiscal Year 2011 Municipal Aid Program for the Montgomery Street/JFK Drive Intersection in the amount of \$291,883.00.

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

Lydia McDade, 15 Marcy Street, Bloomfield, New Jersey, took the microphone to discuss the staffing levels of the Township's Fire Department.

Steve Crooks, 97 Sylvan Road, Bloomfield, New Jersey took the microphone to invite everyone to Brookdale Park on March 6, 2011 at 1:00 p.m. to participate in an event to entice members of the community to volunteer.

Mayor McCarthy thanked all of the speakers and asked for a motion to close the oral portion of the meeting. Councilwoman Maly 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 – Absent	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

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

Councilman Hamilton submitted the following Ordinance on first reading:

AN ORDINANCE TO AMEND CHAPTER 5, "ADMINISTRATION OF GOVERNMENT," ARTICLE III "Township Council," § 5-16 "Agenda," IN THE CODE OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY

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 5, "ADMINISTRATION OF GOVERNMENT," ARTICLE III "Township of Business," § 5-16 "Agenda, Section A and Section C of the Code of the Township of Bloomfield, County of Essex, State of New Jersey, is hereby amended to read as follows:

§ 5-16 Agenda.

- A. The agenda of the Township Council shall consist of a list of all matters upon the order of business to come before each meeting of the Council. The agenda shall be prepared by the Township Clerk not later than 4:00 p.m. on the Thursday preceding each meeting of the Council. Except for emergency matters, which may be added to the agenda at any time with the approval of the Mayor, the agenda for each regular meeting of the Council shall include only such matters of Council business as have been presented or delivered to the Township Clerk not later than 12:00 noon on the Thursday preceding the meeting.

- C. The Township Administrator shall prepare and submit to the Township Clerk, not later than 12:00 noon on Thursday preceding each regular meeting, an agenda of the items the Administrator desires to bring before the Council at such meeting. Each department head shall submit to the Administrator prior to 4:00 p.m. in the afternoon on the Wednesday preceding each regular meeting any matter he recommends for presentation to the Council. The Administrator shall include on the agenda such matters so recommended as he deems ready for such presentation. The Administrator's agenda shall be annexed to and become a part of the Council's agenda for each meeting.

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 Hamilton and seconded by Councilwoman Maly, same was passed on first reading.

Vote showed the following:

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

Councilwoman Dunigan submitted the following Ordinance on first reading:

AN ORDINANCE TO AMEND CHAPTER 5, "ADMINISTRATION OF GOVERNMENT," ARTICLE III "Township Council," § 5-15 "Order of business," IN THE CODE OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY

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 5, "ADMINISTRATION OF GOVERNMENT," ARTICLE III "Township of Business," § 5-15 "Order of business, Section A of the Code of the Township of Bloomfield, County of Essex, State of New Jersey, is hereby amended to read as follows:

§ 5-15 Order of Business

Regular and special meetings. All regular and special meetings of the Council shall be open to the public. The Township Administrator, Attorney, Clerk, Engineer and such other Township officers and employees as may be required by general or special order of the Council shall attend regular and special meetings of the Council. The business of the Council at regular meetings and, so far as applicable, at special meetings shall be taken up for consideration and disposed of in the following order:

(1)

Quorum roll call.

(2)

Approval of minutes of previous meeting.

(3)

Opening and reading of bids.

(4)

Administrative agenda presented by the Township Administrator.

(5)

Reports of special Council committees, administrative officers and bodies.

(6)

Communications, both written and oral (limited to five minutes per speaker); also, petitions and hearings, including improvement assessments, zoning and planning matters.

(7)

Introduction of proposed ordinances.

(8)

Hearing upon and adoption or amendment of proposed ordinances on second reading.

(9)

Introduction and adoption of resolutions (including Consent Agenda).

(10)

Other unfinished business.

(11)

New business.

(12)

Miscellaneous.

(13)

Adjournment.

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 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 – Absent | Councilman Hamilton – Yes |
| Mayor McCarthy – Yes | |

Councilman Venezia submitted the following Ordinance on first reading:

AN ORDINANCE TO AMEND CHAPTER 254, “VEHICLES AND TRAFFIC”, by ARTICLE VI “Schedules” § 254-62 “Schedule XXII: Bus Stops.”

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 254 “Vehicles and Traffic”, ARTICLE VI “Schedules”, § 254-62 “Schedule XXII: Bus Stops.” of the Code of the Township of Bloomfield, County of Essex, State of New Jersey, is hereby amended, as follows:

DELETED BUS STOPS:

Name of Street	Side	Location
Broad Street	North	Bellevue Avenue (mid-block), beginning 315 feet south of the southerly curb line of Bellevue and extending 135 feet southerly there from

ADDED BUS STOPS

Name of Street	Side	Location
Broad Street	North	Broadacres Drive (far side), beginning at the northerly curb line of Broadacres Drive and extending 100 feet northerly there from

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 which was seconded by Councilwoman Dunigan, same was passed on first reading.

Vote showed the following:

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

Councilman Hamilton 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 (36 OLIVE 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 387-2 “Restricted parking”, of the Code of the Township of Bloomfield is hereby amended to read as follows:

Any person parking a motor vehicle in a restricted parking space without a special vehicle identification card shall be liable to a fine of \$250 for the first offense and, for subsequent offenses, a fine of at least \$250 and up to 90 days’ community service on such terms and in such form as the court shall deem appropriate, or any combination thereof.

Section 2. 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 adding the follows:

(396) Olive Street, north side, starting at a point 428 feet east of the easterly curb line of Prospect Street and running 20 feet east there from (36 Olive Street).

Section 3. All ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the law.

On motion of Councilman Hamilton which was seconded by Councilman Venezia, same was passed on first reading.

Vote showed the following:

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

Councilwoman Maly submitted the following Ordinance on first reading:

AN ORDINANCE TO AMEND CHAPTER 353, MASSAGE, BODYWORK AND SOMATIC THERAPY BUSINESSES, § 353-8 Therapist Permit Fee WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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 353 “MASSAGE, BODY WORK AND SOMATIC THERAPY BUSINESSES”, § 353-8 “Therapist permit fee”, of the Code of the Township of Bloomfield, County of Essex, State of New Jersey, is hereby amended to read as follows:

§ 353-8. Therapist permit fee.

B A renewal for all expired permits of \$75 shall become due on the first day of January each year. The applicant for a renewal shall also be required to re-execute a waiver and consent to allow criminal background check by the Township Police Department. Failure to execute such a waiver and sent shall result in the denial of a permit. A permit shall be denied to any person who has been convicted of any crime or disorderly persons offense, other than traffic violations.

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 Councilwoman Maly which was 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 – Absent	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 AND SUPPLEMENT CHAPTER 387 OF THE BLOOMFIELD TOWNSHIP CODE, PROVIDING PARKING FOR PHYSICALLY LIMITED PERSONS (285 N. 17TH STREET AND 29 LA FRANCE AVENUE)

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

Mayor McCarthy called for comments from the public and Council. There being none, the Mayor 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 – Absent	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

The Municipal Clerk read the following Ordinance by title:

ORDINANCE OF THE TOWNSHIP OF BLOOMFIELD, IN THE COUNTY OF ESSEX, ADOPTING A REDEVELOPMENT PLAN FOR A PORTION OF THE BLOOMFIELD CENTER REDEVELOPMENT AREA LOT 228 AND LOT 220, BLOCK 40

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

Mayor McCarthy called for comments from the public and Council. There being none, the Mayor 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 – Absent	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilwoman Dunigan moved, and Councilman Hamilton seconded, the adoption of the following 8 Consent Agenda Resolutions:

2011 RESOLUTION - AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR A PROFESSIONAL WBMA STATION MANAGER

WHEREAS, the Township of Bloomfield needs the services of a Station Manager/Consultant for the local television Channel 35; 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 Administrator has determined that the value of these services will exceed \$17,500; and

WHEREAS, this contract will end on December 31, 2011; and

WHEREAS, Robert W. Duthaler, 186 Springbrook Trail, Sparta, New Jersey 07871 has submitted a proposal indicating he will provide the services at a cost of \$52,500.00; and

WHEREAS, Robert W. Duthaler has completed and submitted the attached Business Entity Disclosure Certification which certifies that he has 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 Robert W. Duthaler from making any reportable contributions through the duration of this contract; and

WHEREAS, the Director of Finance has certified that funds are available to cover the cost of this service.

NOW, THEREFORE, BE RESOLVED, that the Mayor and Council of the Township of Bloomfield authorizes the Township Administrator to enter into a contract with Robert W. Duthaler as described herein; and

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

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification, the Township Administrator's Determination of Value, the proposal of Robert W. Duthaler 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 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 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.

2011 RESOLUTION – AUTHORIZATION TO SIGN CHECKS

WHEREAS, Section 5-51 (E) of the "Bloomfield Township Code," effective November 15, 1987, adopted by the Bloomfield Township Council on November 2, 1987 provides that disbursements of the Township Funds shall be made by an individual warrant check for each bill, claim, wage and salary payment, as approved by the Township Administrator, and that each warrant check shall bear the signatures of the Mayor, the Township Administrator, or Acting Township Administrator, and the Township Treasurer/Chief Financial Officer or Acting

Township Treasurer, as the case may be; it being understood that each warrant check shall bear three (3) signatures.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that the following named individuals be and are hereby authorized to sign checks, drafts, notes, etc., and receipts for the payment of money when necessary co-jointly with the Mayor and/or the Township Administrator, and/or the Township Treasurer, when the appointees to each respective position shall be absent upon authorized to leave, or in the event of a vacancy in such office or position:

1. Raymond McCarthy Mayor
2. Louise M. Palagano Municipal Clerk
3. Robert Renna Treasurer/Chief Financial Officer/ Comptroller
4. Cindy Prochilo Township Tax Collector
5. Yoshi Manale Township Administrator

BE IT FURTHER RESOLVED, that pursuant to regulation promulgated by the Local Finance Board by Resolution adopted by it on September 28, 1971, that commencing January 1, 1972, the Mayor of the Township of Bloomfield must affix his signature on all checks of the municipality for the payment of claims, regardless of type of local government.

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, Mohsen B. Razavi 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 #08-00116 and issue to the original lien holder known as Moshen B. Razavi, 91 Hobson Street, Bloomfield, 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 – LAW ENFORCEMENT BUILDING – EXTERIOR WINDOW & WALL REPLACEMENT

WHEREAS, after the required legal advertising was published, sealed bids were received in the Council Chambers of the Municipal Building, Bloomfield, New Jersey on January 6, 2011 by the Purchasing Committee of the Township of Bloomfield in accordance with N.J.S.A. 40A:11-1 et seq., “Local Public Contracts Law” for Law Enforcement Building – Exterior Window & Wall Replacement; and

WHEREAS, the bids received were referred to the Township Engineer for review; and

WHEREAS, after review of the bids submitted, the Township Engineer hereby recommends that the contract be awarded to the lowest responsible bidder, Billy Contracting & Restoration, Inc., 12 Maple Avenue, Building F, Pine Brook, New Jersey 07058 for a total contract cost of \$232,687.00; and

WHEREAS, the Director of Finance has indicated that funding is available through Capital Account No. C-04-55-810-947 and C-04-923-947.

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 Township Engineer and he may enter into a contract for the above work with Billy Contracting & Restoration, Inc., 12 Maple Avenue, Building F, Pine Brook, New Jersey 07058 for a total contract cost of \$232,687.00.

2011 AUTHORIZING RESOLUTION FOR THE ACCEPTANCE OF A NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, HAZARDOUS DISCHARGE SITE REMEDIATION FUND (HDSRF) GRANT FOR CONTINUED SITE REMEDIATION AT THE BLOOMFIELD DEPARTMENT OF PUBLIC WORKS FACILITY KNOWN AS BLOCK 38, LOT 363, 230 GROVE STREET

WHEREAS, the Bloomfield Department of Public Works Site at 230 Grove Street has received approval from the New Jersey Department of Environmental Protection for a Remedial Investigation Workplan (RIW), dated June 15, 2007; and

WHEREAS, the Remedial Investigation Workplan requires the Township to perform a Site Investigation (SI), including a Remedial Investigation Report; and

WHEREAS, said remedial investigations are eligible for grants under the NJDEP Hazardous Site Remediation Fund; and

WHEREAS, the Township was awarded a grant on December 21, 2010 in the amount of \$58,305.00.

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 Mayor to execute a certification of acceptance for grant funding from the Hazardous Discharge Site Remediation Fund and all pertinent documentation related to this grant.

**2011 RESOLUTION – CONTRACT AMENDMENT FOR 6-POINT INTERSECTION
IMPROVEMENT DESIGN**

WHEREAS, the Township of Bloomfield had a need to acquire professional services for urban design, planning and project management for the design of the Bloomfield Center Streetscape which included the 6-Point Intersection; and

WHEREAS, the consulting firm of Newwork, 744 Broad Street, Suite 3000, Newark, NJ 07102, hereinafter known as “the Consultant,” was awarded a professional service contract in the amount of \$119,100.00 for urban design, planning and project management related to the Bloomfield Center Streetscape which included the area known as the 6-Point Intersection Improvements; and

WHEREAS, during the bidding process it became necessary to reject and re-bid the project due to the bid prices exceeding the Engineer’s estimate and funding allocation; and

WHEREAS, prior to re-bidding the project, the Consultant was requested to revise the scope of the project in an effort to reduce the estimated costs of construction; and

WHEREAS, this resulted in an additional cost to the Consultant for labor and materials in the amount of \$4,985.00 to revise and re-print the contract documents; and

WHEREAS, these expenses were reviewed by the Township Engineer and were found to be reasonable; and

WHEREAS, the Director of Finance has certified that funds are available to cover this cost within Account No. C-04-55-952-999.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey authorize payment to Newwork, 744 Broad Street, Suite 3000, Newark, NJ 07102 for additional expenses in the amount of \$4,985.00.

2011 RESOLUTION - FINAL PAYMENT FOR 6-POINT INTERSECTION IMPROVEMENT DESIGN

WHEREAS, the Township of Bloomfield had a need to acquire professional services for urban design, planning and project management for the design of the Bloomfield Center Streetscape which included the 6-Point Intersection; and

WHEREAS, the consulting firm of Newwork, 744 Broad Street, Suite 3000, Newark, NJ 07102, hereinafter known as "the Consultant," was awarded a professional service contract in the amount of \$119,100.00 for urban design, planning and project management related to the Bloomfield Center Streetscape which included the area known as the 6-Point Intersection Improvements; and

WHEREAS, the contract included an item for expenses and reimbursements in the amount up to five percent of the total contact price or \$5,955.00; and

WHEREAS, the consultant submitted a request for expenses and reimbursements in the amount of \$4,092.45; and

WHEREAS, these expenses were reviewed by the Township Engineer and were found to be reasonable and within the five percent limit of the contract; and

WHEREAS, the Director of Finance has certified that funds are available to cover this cost within Account No. C-04-55-952-999.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey authorize payment to Newwork, 744 Broad Street, Suite 3000, Newark, NJ 07102 for expenses and reimbursements in the amount of \$4,092.45.

2011 RESOLUTION – REJECTING THE RESPONSES TO THE REQUEST FOR PROFESSIONAL SERVICES FOR OPEN SPACE PLANNING

WHEREAS, the Township of Bloomfield advertised for an Open Space Planner 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 Mayor and Council reviewed the responses received; and

WHEREAS, after reviewing the bids the Mayor and Council decided not to accept any of these responses as after consideration the Mayor and Council have determined that there is not a need to appoint any professional to this position based upon the lack of new projects planned for the immediate future.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby rejects of all bids received for the Open Space Planning.

Councilwoman Dunigan moved, and Councilman Hamilton seconded, the adoption of all 8 Resolutions listed above.

Vote on the above 8 Resolutions showed:

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

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

2011 RESOLUTION - “BLACK HISTORY MONTH”

WHEREAS, the Mayor and Township Council honors the heritage of African Americans and acknowledges their many contributions to our Nation; and

WHEREAS, Dr. Carter Godwin Woodson established Black History Week in February of 1926, choosing a month that marks the birthdays of two important men who greatly impacted the American black population, Abraham Lincoln and Frederick Douglass; and

WHEREAS, in the year 1976, the observance was expanded to Black History Month; and

WHEREAS, the month of February holds significance from the many milestones it contains: on February 23, 1868, the Civil Rights leader and co-founder of the National Association for the Advancement of Colored People (NAACP), W.E.B DuBois, was born; on February 3, 1870, the 15th Amendment, granting blacks the right to vote, was passed; on February 25, 1870, the first black U.S Senator, Hiram R. Revels, took his oath of office; on February 12, 1909, the NAACP was founded in New York City; on February 1, 1960, a civil-rights movement milestone occurred when a courageous group of black college students began a sit-in at a segregated Woolworth's lunch counter in Greensboro, NC; and

WHEREAS, all of these events and historic visionary leaders such as Frederick Douglass, Thurgood Marshall and Martin Luther King, Jr., blazed a trail for freedom, equality and opportunity and symbolize why we celebrate Black History Month; and

WHEREAS, we also remember the life of Coretta Scott King, widow of Dr. Martin Luther King, Jr., who continued her husband's vision of racial peace and nonviolent social change throughout her life.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby recognizes Black History Month 2011, which honors the many achievements and contributions made by African Americans to our economic, cultural, spiritual and political development; and

BE IT FURTHER RESOLVED, a copy of this resolution shall be sent to Senators Frank Lautenberg and Robert Menendez and Congressmen William J. Pascrell, Jr.

Councilwoman Maly commented that the above Resolution should be integrated into the Township's school curriculum and that a copy of the Resolution should be sent to the Board of Education for the Township of Bloomfield.

Vote showed the following:

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

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

2011 RESOLUTION – SCHOOL TRAFFIC GUARDS

WHEREAS, the Township of Bloomfield Police Department has a need to appoint five alternate School Traffic Guards; and

WHEREAS, the following individuals have complied with all of the requirements for the position of School Traffic Guards: Michael Patti of Wayne; Frank Del Corso of Bloomfield; Anthony Ugaro of Bloomfield; Vincent Queli of Bloomfield; and Madeline Dominguez of Bloomfield; and

WHEREAS, Lieutenant Rocco of the Traffic Division has recommended the hiring of these five alternate School Traffic Guards.

NOW, THEREFORE, BE IT RESOLVED, that Mayor and Council, of the Township of Bloomfield, County of Essex, State of New Jersey hereby appoints Michael Patti, Frank Del Corso, Anthony Ugaro, Vincent Queli and Madeline Dominguez to the position of alternate School Traffic Guard for the Township of Bloomfield, effective February 8, 2011.

Vote showed the following:

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

Mayor McCarthy then stated that the following Resolution was deferred until the next Council meeting:

2011 RESOLUTION – PART-TIME ZONING OFFICER IN THE BLOOMFIELD INSPECTIONS DEPARTMENT (DEFERRED TO NEXT COUNCIL MEETING)

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

2011 RESOLUTION – CLERICAL STAFF IN THE CLERK’S OFFICE

WHEREAS, the Municipal Clerk has indicated that there is a need to fill a vacancy in the position of Clerk typist; and

WHEREAS, due to the amount of work in the Clerk’s Office the Municipal Clerk would like to hire Joann Bruno to fill this vacancy; and

WHEREAS, the Director of Finance has certified that funding is available for this position in the Clerk’s Office Budget.

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 Municipal Clerk to hire Joann Bruno effective February 8, 2011 at Step 1 of the salary range for that title as set forth in the salary ordinance of the Township of Bloomfield; and

Vote showed the following:

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

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

2011 RESOLUTION - AUTHORIZING TRANSFERS BETWEEN BUDGET APPROPRIATIONS

WHEREAS, under N.J.S.A. 40A:4-59 transfers are permitted between budget appropriations during the first three months of the fiscal year; and

WHEREAS, the Director of Finance recommends the Mayor and Council approve the following transfers:

<u>ACCOUNT NO.</u>	<u>TITLE</u>	<u>FROM</u>	<u>TO</u>
0-01-32-827-127	Garb. & Trash Removal	150,000.00	
0-01-26-778-014	Snow Removal OT		150,000.00
		150,000.00	150,000.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield in the County of Essex, State of New Jersey, that the transfers between 2010 Budget Appropriations be made as follows:

TOWNSHIP OF BLOOMFIELD
BUDGET TRANSFERS # 2

<u>ACCOUNT NO.</u>	<u>TITLE</u>	<u>FROM</u>	<u>TO</u>
0-01-32-827-127	Garb. & Trash Removal	150,000.00	
0-01-26-778-014	Snow Removal OT		150,000.00
		150,000.00	150,000.00

Vote showed the following:

Councilwoman Maly – Yes

Councilman Venezia – Yes

Councilman Joanow – Yes Councilwoman Dunigan – Yes
Councilman Ruane – Absent Councilman Hamilton – Yes
Mayor McCarthy – Yes

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

2011 RESOLUTION –TELECOMMUNICATOR/DISPATCHER

WHEREAS, the Township, like many other municipalities, is under severe budgetary constraints as a result of declining revenues, unfunded mandates and contractual obligations; and

WHEREAS, the Township has taken drastic measures to ensue that every budget item including staffing is evaluated thoroughly to insure cost efficient services, without a reduction of services, if possible; and

WHEREAS, on January 4, 2010 the Mayor and Council passed a resolution to have a hiring and promotion freeze for the Township of Bloomfield; and

WHEREAS, in the January 4, 2010 resolution the Mayor and Council recognized that it maybe necessary to fill certain positions that become vacant in order for the Township to run efficiently, effectively and safely not withstanding the hiring and promotional freeze; and

WHEREAS, vacancies exist in the Bloomfield Police Department in the position of Police 911/Telecommunicator/Dispatchers; and

WHEREAS, on December 7, 2010, the Mayor and Council approved the hiring of two Police 911/Telecommincator/Dispatchers; and

WHEREAS, one of the Police 911/Telecommincator/Dispatchers did not accept the position with the Township of Bloomfield Police Department leaving a vacancy; and

WHEREAS, Suzette Peyton-Israel of Bloomfield, New Jersey has all of the necessary certificates required for the position of Police 911/Telecommincator/Dispatcher for the Bloomfield Police Department in the Township of Bloomfield; and

WHEREAS, Chief Christopher Goul recommends that Suzette Peyton-Israel be appointed to the position of Police 911/Telecommincator/Dispatcher effective February 8, 2011; and

WHEREAS, the Director of Finance has certified that funding is available for this position in the Police Department Budget.

NOW, THEREFORE BE IT RESOLVED, that Suzette Peyton-Israel is hereby appointed to the position of Police 911/Telecommincator/Dispatchers for the Bloomfield Police Department, effective February 8, 2011 in the annual salary in effect for such position.

Vote showed the following:

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

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

Councilwoman Dunigan moved that the following be awarded Licenses:

Licenses for February 7, 2011

Massage/Body Work/ Somatic Therapist License

Kacie Joanna Batistoni (Renewal)
108 Yacht Club Drive
Lake Hapatcong, NJ 07849
Working for Flic Spa

Nicole Marie DeRisi (Renewal)
28 Harrison Place
Parlin, NJ 08859
Working for Flic Spa

Lorne A. Johnson (New)
5 Hilltop Place
Monclair, NJ 07042
Working for Flic Spa

Raffle Licenses

HSA Franklin School
85 Curtis Street
Bloomfield, NJ 07003
Off-Premise 50/50

Sacred Heart Church
76 Broad Street
Bloomfield, NJ 07003
Off-Premise 50/50

Brookdale HSA Inc.
1230 Broad Street
Bloomfield, NJ 07003
Off-Premise 50/50

Taxicab Operator

Michael J. Onorato
817 Valley Brook Ave.
Lyndhurst, NJ 07071

Said motion was seconded by Councilman Hamilton and carried.

Vote showed the following:

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

Mayor McCarthy stated that there were no Ad Authorizations before the Council.

Councilwoman Maly asked the Mayor and Council if the Council Meeting scheduled for February 14, 2011 could possibly be moved to February 15, 2011 because February 14th was Valentine's Day. After a brief discussion between the Town Attorney, the Mayor and the Council, it was decided that the meeting would not be rescheduled and would stay on the calendar for February 14, 2011.

Bloomfield, New Jersey 07003
February 7, 2011
Regular Meeting

Mayor McCarthy, after stating that there was no additional business to discuss, asked for a motion to Adjourn.

Councilman Joanow motioned, and Councilman Hamilton seconded, the Adjournment of the meeting. The meeting adjourned at 8:11 p.m.

Respectfully submitted,


Louise M. Palagano, Municipal Clerk