

First 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 asked for a moment of silence to honor a fallen New Jersey police officer who was killed in the line of duty a few days earlier.

Mayor McCarthy introduced Bishop Paul G. Bootkoski, of the Diocese of Metuchen, who gave the Invocation.

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 Frederick C. Carr  
Township Attorney Brian Aloia  
Township Engineer Paul Lasek

Councilman Hamilton moved, and Councilman Ruane seconded, the introduction of the following Proclamation:

**MARTIN LUTHER KING, JR.'S BIRTHDAY**

**WHEREAS;** during the month of January, America celebrates a national holiday in honor of the birthday of the Reverend Doctor Martin Luther King, Jr. We do so in memory of a man who asked to be recalled by his countrymen not for any earthly honors he had won but as “a drum major for justice.” That title he deemed greater than any other because earning it would mean that he had not lived his life in vain; and

**WHEREAS;** America does remember Dr. King as a drum major for justice, as a giant whose life was far from being in vain. In a sermon on the eve of his assassination, he surely described his own mission when he asked, “Who is it that is supposed to articulate the longings and aspirations of the people more than the preacher? Somehow the preacher must be an Amos, and say, ‘Let justice roll down like waters and righteousness like a mighty stream;’ and

**WHEREAS;** Martin Luther King, Jr., did exactly that. He gave eloquent voice and powerful leadership to the long-cherished hopes of millions as he headed a crusade to end bigotry, segregation, and discrimination. In our land; to foster equal opportunity; and to make universal America’s promise of liberty and justice for all; and

**WHEREAS;** Dr. King’s work is not done, but neither is his witness stilled. He urged again and again that all of us come to love and befriend one another, to live in brotherhood and reconciliation, to nourish each and every individual’s dignity and self-respect. We must reaffirm in every generation the lessons of justice and charity that Dr. King taught with his unflinching determination, his complete confidence in the redeeming power of love, and his utter willingness to suffer, to sacrifice, and to serve; and

**WHEREAS;** we must, and we can, all be drum majors for justice. This is our duty and our glory as Americans. On Martin Luther King, Jr. Day and every day let us unite in prayer and promise to be true to the American Dream he loved and renewed:

**NOW, THEREFORE, I, RAYMOND J. McCARTHY,** along with the members of the Township Council, do hereby proclaim that the Township of Bloomfield joins Essex County, the State of New Jersey and these United States in recognition of the Dr. Martin Luther King, Jr., National Holiday.

Vote on the Proclamation 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 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 called for the Reports of Special Council Committees – Appointments, for which there were none.

Mayor McCarthy then declared that the Resolutions pertaining to appointment of personnel would follow.

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

**2011 RESOLUTION – APPOINTING CHIEF OF POLICE CHRISTOPHER GOUL**

**WHEREAS,** the table of organization of the Township of Bloomfield requires the appointment of a Chief of Police to perform all of the duties and responsibilities set forth in the

Charter of the Township of Bloomfield, its by-laws, ordinances and laws of the State of New Jersey; and

**WHEREAS**, a vacancy exists in the Bloomfield Police Department for the position of Police Chief; and

**WHEREAS**, the Department of Civil Service of the State of New Jersey has certified a list of eligible candidates, who qualified by competitive examination for appointment to the position of Police Chief; and

**WHEREAS**, Christopher Goul appears in the first position on the list of eligible candidates; and

**WHEREAS**, the Mayor and Council of the Township of Bloomfield have determined that it is in the best interest of the Township of Bloomfield to appoint Christopher Goul as Chief of Police.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that Christopher Goul is hereby appointed Chief of Police effective immediately.

Vote showed the following:

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

After the adoption of the above Resolution, Christopher Goul was sworn in as the Police Chief of the Township of Bloomfield Police Department by Mayor McCarthy and Bishop Bootkoski.

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

**2011 RESOLUTION – APPOINTMENT OF LIEUTENANT**

**WHEREAS**, vacancies in the rank of Lieutenant became available in the Township of Bloomfield on July 1, 2009; and

**WHEREAS**, on July 1, 2009, Sergeant Krentz was the number one ranking candidate on the Lieutenant list Symbol PM2528H and Certification No. PL090708; and

**WHEREAS**, the Lieutenant list Symbol PM2528H expired on March 2, 2010; and

**WHEREAS**, Sergeant Krentz filed a promotional appeal with the Civil Service Commission (“CSC”) against the Township, CSC Docket No. 2011-3 challenging the Township’s failure to promote him; and

**WHEREAS**, the Township and Sergeant Krentz desire to settle the promotional appeal filed with the CSC, and finally settle all differences and claims between them regarding the promotional aspect of this matter; and

**WHEREAS**, as such, the Township has agreed to promote Sergeant Krentz subject to the terms outlined in this resolution and the attached agreement; and

**WHEREAS**, Sergeant Krentz accepts this promotion subject to the terms and conditions in the attached agreement and recognizes the promotion is subject to the approval of the Civil Service Commission; and

**WHEREAS**, Sergeant Krentz recognizes and agrees that if the attached agreement and promotion are not approved he shall return to his previous position without receipt of any additional salary for being conditionally promoted and he can continue to process case, CSC Docket Nos. 2011-3.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that Sergeant Krentz is hereby promoted to

Lieutenant of the Bloomfield Police Department effective July 1, 2009 subject to the terms and conditions outlined in this resolution and the attached agreement; and

**BE IT FURTHER RESOLVED** that Sergeant Krentz acknowledges that he shall not be entitled to receive any additional salary based upon this conditional promotion until it is approved by the Civil Service Commission.

Councilwoman Maly inquired as to whether the proposed promotion had been approved by the Civil Service Commission, to which the Town Attorney responded.

Councilwoman Maly then questioned the status of the Civil Service list, to which the Town Attorney responded.

Vote showed the following:

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

Councilman Joanow attempted to make a comment, but was told by Mayor McCarthy that the time for commenting was over as the roll call vote had already begun.

After the adoption of the above Resolution, Joseph Krentz was sworn in as a Lieutenant of the Township of Bloomfield Police Department by Mayor McCarthy.

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

**2011 RESOLUTION - APPOINTMENT OF SERGEANT**

**WHEREAS**, Officer Sierchio filed a promotional appeal with the Civil Service Commission (“CSC”) against the Township, CSC Docket No. 2011-4 challenging the Township’s failure to promote him; and

**WHEREAS**, the Township and Officer Sierchio desire to settle the promotional appeal filed with the CSC, and finally settle all differences and claims between them regarding the promotional aspect of this matter; and

**WHEREAS**, as such, the Township has agreed to promote Officer Sierchio subject to the terms outlined in this resolution and the attached agreement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that Officer Sierchio is hereby promoted to Sergeant of the Bloomfield Police Department effective December 7, 2009 subject to the terms and conditions outlined in this resolution and the attached agreement.

Vote showed the following:

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

After the adoption of the above Resolution, John G. Sierchio was sworn in as a Sergeant of the Township of Bloomfield Police Department by Mayor McCarthy.

Mayor McCarthy moved for a five minute recess, after which Councilman Ruane moved, and Councilman Venezia seconded, the adoption of the following Resolution:

**2011 RESOLUTION – APPOINTMENT, MUNICIPAL COURT ADMINISTRATOR**

**WHEREAS**, the Township of Bloomfield needs a Municipal Court Administrator in the Municipal Court to perform all of the duties and responsibilities set forth in the Charter of the Township of Bloomfield, its by-laws, ordinances and laws of the State of New Jersey; and

**WHEREAS**, the current Municipal Court Administrator is retiring effective March 1, 2011; and

**WHEREAS**, Deputy Court Administrator Robin Grasso has requested consideration for the position; and

**WHEREAS**, the Chief Judge recommends that Robin Grasso be appointed to the position of Municipal Court Administrator effective March 1, 2011; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that Robin Grasso be and is hereby appointed Municipal Court Administrator effective March 1, 2011 at the appropriate step in the salary ordinance of the Township of Bloomfield for that position based upon her experience and years of service with the Township.

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

**2011 RESOLUTION – PART-TIME CLERICAL STAFF IN THE BLOOMFIELD COURT**

**WHEREAS**, the Municipal Court of the Township of Bloomfield needs to hire staff because long time employees have retired; and

**WHEREAS**, Mary Andrews has indicated a willingness to work part-time (twenty (20) hours per week at the rate of \$ 15.00 per hour) and she understands she will not receive health benefits; and

**WHEREAS**, the Director of Finance has certified that funding is available for this part-time position in account number 1-01-33-830-010.

**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 appointment of Mary Andrews as a part-time employee at a rate of \$15.00 per hour commencing January 19, 2011 for a maximum of 20 hours per week.

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

**2011 RESOLUTION – APPOINTMENT OF BOARDS AND COMMISSIONS**

**WHEREAS**, there exists a need to appoint the following people to vacant positions that exist on the following Boards and Commissions; and

**WHEREAS**, the Mayor and/or Council have recommended that the following individuals/employees fill these vacancies; and

**WHEREAS**, these individuals/employees have indicated that they are willing to act as a member of the Board or Commission listed below.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield that the individuals/employees listed below are hereby appointed to the Board or Commission listed next to their name effective January 1, 2011 for the term indicated.

<b>BOARD</b>	<b>FIRST NAME</b>	<b>LAST NAME</b>	<b>TERM DATE</b>
Joint Meeting For the Maintenance of the Third River Sewer Liaison	Councilman Bernard	Hamilton	12/31/11
Joint Meeting Second River Supplementary Union Outlet Sewer Liaison	Councilman Bernard	Hamilton	12/31/11
Zoning Board	Thessalonia	Prince	12/31/14

Zoning Board Alt #1	Leo	Scurman	12/31/12
Division of Health	Martha	Felix	12/31/12
Division of Health	Kathleen	DeMarino	12/31/13
Division of Health	James	McLaughlin	12/31/13
Division of Health Liaison	Councilwoman Peggy	Dunigan	12/31/11
Bloomfield CATV Program	Joseph	Wannat	12/31/13
Bloomfield CATV Program	Justin	Johanson	12/31/13
Bloomfield CATV Program Liaison	Councilman Bernard	Hamilton	12/31/11
Business Advisory Board	Russ	Moserowitz	12/31/11
Business Advisory Board Liaison	Mayor Raymond	McCarthy	12/31/11
Library Board of Trustees	Lou	Acocella	12/31/15
Library Board of Trustees	Kathleen	Hughes	12/31/14
Library Board of Trustees	Rosemary	Vetrano	12/31/14
Library Board of Trustees Liaison	Mayor Raymond	McCarthy	Term
Bloomfield Municipal Youth Guidance Council	Brian	McFarland	12/31/13
Bloomfield Municipal Youth Guidance Council	Derek	Hernandez	12/31/13
Bloomfield Municipal Youth Guidance Council	Carlos	Bernard	12/31/11
Bloomfield Municipal Youth Guidance Council Liaison	Councilman Michael	Venezia	12/31/11
Board of Recreation	Louis	Felix	12/31/15
Board of Recreation	Steve	Jenkins	12/31/15
Board of Recreation Liaison	Mayor Raymond	McCarthy	12/31/11
Bloomfield Civil & Human Rights Commission	Sondra	King	12/31/13
Bloomfield Civil & Human Rights Commission	Cynthia	Harrington	12/31/13
Bloomfield Civil & Human Rights Commission	Stephanie	Chasi	12/31/13
Bloomfield Civil & Human Rights Commission	Lewanda	Pleasant	12/31/13
Bloomfield Civil & Human Rights Commission	Roberto	Alvarez	12/31/13
Bloomfield Civil and Human Rights Commission Liaison	Mayor Raymond	McCarthy	12/31/13
Open Space Trust Fund	Antonia	Rodriquez	12/31/11
Open Space Trust Fund	Joann	Castro	12/31/11
Open Space Trust Fund	John	Palomaki	12/31/13
Open Space Trust Fund	Councilman Bernard	Hamilton	12/31/11
Recycling Commission	Jane	Califf	12/31/12
Recycling Commission	Rosemary	Brown	12/31/11

Recycling Commission	Mark	Stulbaum	12/31/12
Recycling Commission	Councilman Bernard	Hamilton	12/31/11
Planning Board	Alan	LaQuaglia	12/31/14
Planning Board	Russ	Zimmerman	12/31/14
Planning Board Alt. #1	Richard	Stephan	12/31/12
Planning Board Liaison	Councilman Bernard	Hamilton	12/31/11
Planning Board Liaison	Mayor Raymond	McCarthy	12/31/13
Planning Board Municipal Rep.	Paul	Lasek	12/31/13
Parking Authority	Thomas	Johnston, Esq.	12/31/15
Parking Authority Liaison	Mayor Raymond	McCarthy	12/31/11

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	

After the adoption of the above Resolution, Mayor McCarthy asked all new board and committee members who were present to rise. All those who were present were sworn in, en masse, by Mayor McCarthy.

The Mayor then called for written communications.

The Municipal Clerk read aloud a letter from Lois Ross, 488 Broughton Avenue, Bloomfield, New Jersey, dated January 17, 2011, in which Ms. Ross expressed her disappointment that certain committee members had not been reappointed.

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

Susan Mullins, 110 Mountain Avenue, Bloomfield, New Jersey, took the microphone to express her disappointment that certain committee/board members had not been reappointed.

Jane Califf, 500 Broughton Avenue, Bloomfield, New Jersey, took the microphone to express her disappointment that certain committee/board members had not been reappointed.

Trish Comstock, 170 Davey Street, Bloomfield, New Jersey took the microphone to ask Mayor McCarthy if the meeting with the owner of Troy Towers had occurred.

Mayor McCarthy responded by stating that a mutually convenient date and time had just been arranged for the meeting.

Bob Thorne, 210 Franklin Street, Bloomfield, New Jersey, took the microphone and spoke of Dr. Martin Luther King, Jr.'s death.

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

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 Joanow 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 (285 N. 17<sup>th</sup> STREET AND 29 LA FRANCE AVENUE)**

**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:

- (394) N. 17<sup>th</sup> Street, west side, starting at a point 153 feet south of the southerly curb line of Bloomfield Avenue and running 20 feet south there from (285 N. 17<sup>th</sup> Street).
- (395) La France Avenue, west side, starting at a point 330 feet south of the southerly curb line of Bloomfield Avenue and running 20 feet south there from (29 La France Avenue).

**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 Joanow and 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 – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilman Venezia submitted the following Ordinance on first reading:

**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**

**WHEREAS**, the Mayor and Council (“Mayor and Council”) of the Township of Bloomfield (the “Township”), adopted a resolution on November 16, 2009 authorizing and directing the Planning Board of the Township (the “Planning Board”) to investigate whether the properties identified in **Exhibit A** hereto (collectively, the “Study Area”) constitutes is an area in need of redevelopment pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.* (the “LRHL”); and

**WHEREAS**, Phillips Preiss Grygiel, LLC (the “Planning Consultant”), a firm of licensed New Jersey professional planners, was retained to review the Study Area to determine whether it met one or more of the criteria for designation as an area in need of redevelopment set forth in the LRHL, specifically, N.J.S.A. 40A:12A-5; and

**WHEREAS**, the Planning Board directed the Planning Consultant initially to review the portion of the Study Area known as Area 3, which consists of the properties designated 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 and 35, and Block 220, Lot 40 (collectively, “Area 3”); and

**WHEREAS**, the Planning Consultant prepared a map showing the boundaries of Area 3 and prepared a report setting forth its observations and conclusions with respect to Area 3, both of which were available for public review in the office of the Municipal Clerk and in the office of the secretary of the Planning Board; and

**WHEREAS**, the Planning Board held a public hearing on June 22, 2010 and September 23, 2010 in connection with the potential designation of Area 3 as an area in need of redevelopment, consistent with the requirements of the LRHL, specifically, N.J.S.A. 40A:12A-6; and

**WHEREAS**, after the September 23, 2010 public hearing, the Planning Board determined that all of Area 3 met one or more of the criteria set forth in the LRHL and voted to recommend to the Mayor and Council that all of Area 3 be designated as an area in need of redevelopment and, at that meeting, the Planning Board adopted a resolution memorializing its recommendation that all of Area 3 be designated an area in need of redevelopment and thereafter forwarded said resolution to the Mayor and Council; and

**WHEREAS**, on October 18, 2010, the Mayor and Council adopted a resolution designating all of Area 3 (hereinafter the "Redevelopment Area") as an area in need of redevelopment pursuant to the LRHL; and

**WHEREAS**, the Planning Consultant, at the direction of the Planning Board, then prepared a redevelopment plan for the Redevelopment Area (the "Redevelopment Plan"); and

**WHEREAS**, at a special meeting held on December 22, 2010, the Planning Board held a public hearing to review the proposed Redevelopment Plan; and

**WHEREAS**, at the public hearing, the Planning Board heard testimony with respect to the Redevelopment Plan from the Planning Consultant; and

**WHEREAS**, at the conclusion of the public hearing, the Planning Board adopted a resolution of findings and conclusions (the “Planning Board Resolution”), determining, among other things, that (i) the Redevelopment Plan is consistent with the Township’s Master Plan adopted by the Planning Board in November 2002 and with the Master Plan Update adopted by the Planning Board on October 14, 2008, (ii) the proposed Redevelopment Plan effectuates the recommendations and goals of the 2008 Master Plan Update and will facilitate the mixed-use, high-density development that is essential for the revitalization of the area, (iii) it is confident that the Redevelopment Plan will begin the process of fulfilling the promise for Bloomfield Center when the area was designated a Transit Village by the State of New Jersey; and (iv) it endorses and recommends final adoption of the Redevelopment Plan; and

**WHEREAS**, the Mayor and Council hereby find that the Redevelopment Plan is in the best interests of the Township and now desires to approve and adopt the Redevelopment Plan with the changes set forth below; and

**WHEREAS**, the Mayor and Council desire to make the changes set forth below in order to: (i) acknowledge the role of the Bloomfield Parking Authority (the “Parking Authority”), which, using its parking expertise and the services of its professional parking consultant to conduct shared parking analyses, will be responsible for determining parking needs in the Redevelopment Area; and (ii) clarify that the standards governing the fire wall separation are set forth in the New Jersey Uniform Construction Code, rather than the International Building Code.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length herein.

2. The Redevelopment Plan, a copy of which is on file with the Municipal Clerk and is incorporated herein by reference, is hereby approved pursuant to N.J.S.A. 40A:12A-7 with the following changes:
  - a. Section 3.D. on Page 8 is amended in its entirety to read as follows: "In light of the role of the Parking Authority in the construction of a parking garage to address the required parking needs in the Redevelopment Area, the number of parking spaces that will be required shall be based upon a shared parking analysis to be submitted by the Parking Authority to the Planning Board as a part of any site plan application. Provided the parking garage has at least as many parking spaces as is determined to be necessary in such shared parking analysis, the parking requirements of the proposed project shall be deemed satisfied."
  - b. Section 4.G. on Page 14, in the subsection entitled "Separation from Adjacent Uses", the last sentence of the first full paragraph thereunder is amended to read as follows: "In instances where there must be a connection between the garage and residential use, a proper fire wall separation should be provided in accordance with the New Jersey Uniform Construction Code."
3. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.
4. A copy of this Ordinance shall be available for public inspection at the offices of the Municipal Clerk.
5. This ordinance shall take effect after the first publication thereof after final adoption, as provided by law.

On motion of Councilman Venezia and 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 – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Mayor McCarthy informed the Council that there were no ordinances listed for Hearing, Adoption or Amendment of Proposed Ordinances on Second Reading.

Councilwoman Maly moved, and Councilman Joanow seconded, the adoption of the following 29 Consent Agenda Resolutions:

**2011 RESOLUTION – BLOOMFIELD CENTER ALLIANCE, INC. - 2011 BUDGET**

**WHEREAS**, the Bloomfield Center Alliance, Inc., has requested the Township of Bloomfield approve their 2011 budget; and

**WHEREAS**, the Mayor and Council of the Township of Bloomfield has reviewed the 2011 budget of the Bloomfield Center Alliance, Inc.; and

**WHEREAS**, the Bloomfield Center Alliance, Inc., is presenting their 2011 budget to the Council and requests a public hearing on said budget be held no less than 28 days from this first reading and adoption.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that the Bloomfield Center Alliance, Inc. 2011 budget is adopted and a hearing is scheduled for February 22, 2011.

**2011 RESOLUTION – TO RATIFY THE 2011 RECREATION PROGRAM FEES**

**WHEREAS**, the Recreation Board has approved the fees listed below for the Township of Bloomfield Board of Recreation; and

**WHEREAS**, the Township's Auditors have indicated that it is necessary and proper for the Township Council to ratify the Recreation program fees.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby ratifies the 2011 Recreation Program Fees listed below.

**Recreation program fees**

	<b>2011</b>
Acting and Drama	\$40.00
Adult Aerobics	\$50.00
Adult Pilates	\$50.00
Adult Yoga	\$50.00
Advance Art	\$35.00
Alphabet Art	\$35.00

Baton Twirling Class	\$30.00
Basketball (Mens)	\$30.00
Basketball Open Gym	\$325/Team + \$25/out of town
Belly Dance Workout	\$50.00
Children's Art Class	\$35.00
Children's Bowling	Pre-reg. \$10.00 Weekly \$8.00
Flag Football	\$45.00
Gymnastics	\$40.00
Intown Basketball	\$45.00
Pee-Wee Football	\$45.00
Pee-Wee Basketball	\$25.00
Karate	Pre-reg. \$10.00 Weekly \$7.00
Hip-Hop Dance	\$40.00
Intro to Sports	\$35.00
Intro to Tee Ball	\$35.00
Intro-To-Dance	\$40.00
Magic Class	\$50.00
Mommy & Me Art	\$50.00
Music in Motion	\$40.00
Peppermint Softball	\$45.00
Softball (Mens/Womens)	TBA
Suburban Basketball	\$60.00
Suburban Softball	\$60.00
Suburban Wrestling	\$45.00
Suburban Track & Field	\$45.00
Summer Camps	\$95/215
Summer Sports Clinics	\$30.00
Tennis Cure	\$45.00
Tumble Tots	\$35.00
Volleyball	\$125 Team
Yoga	\$50.00
Zumba	\$50.00
Skate Park Season Pass	Residents \$15.00 Non-Residents \$30.00

## **2011 RESOLUTION – PRINT MANAGEMENT AGREEMENT**

**WHEREAS**, the Director of Information Systems recommends the Township of Bloomfield enter into a contract with Altanticare Managed Print Services for the Township's toner supplies; and

**WHEREAS**, the contract shall not exceed the bid threshold; 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 agreement with Atlanticare Managed Print Services, 134 West 26<sup>th</sup> Street, New York, New York 10001.

**2011 RESOLUTION - AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR CONSULTANT TO PREPARE QUARTERLY NEWSLETTER**

**WHEREAS**, the Township of Bloomfield needs the services of a Consultant to prepare a quarterly newsletter; and

**WHEREAS**, the Township desires to make this appointment under the provisions *N.J.S.A. 19:44A-20.4*, as a non-fair and open contract; and

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

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

**WHEREAS**, Patric Communications, 204 South Branch Drive, Whitehouse Station, New Jersey (hereinafter "Professional") has submitted a proposal indicating they will provide the services at a cost not to exceed \$4,200.00 per publication; and

**WHEREAS**, Patric Communications has completed and submitted the attached Business Entity Disclosure Certification which certifies that 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 Patric Communications 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 Patric Communications 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 Patric Communications 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 – TOWING CONTRACT**

**WHEREAS**, sealed bids were received by the Purchasing Committee of the Township of Bloomfield for 2011 Towing Service on Thursday, November 18, 2010 in the Council Chambers of the Municipal Building, Bloomfield, New Jersey, at 10:00 A.M.; and

**WHEREAS**, all bids received were referred to Officer in Charge Mark Leonard; and

**WHEREAS**, Officer in Charge Mark Leonard after due consideration to each of the bids submitted, recommends that the contract be awarded to the lowest responsible bidder, which is E.C.R.B., 329 Broad Street, Bloomfield, NJ 07003 at a rate of \$15.00 per tow.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that the contract be awarded to the lowest responsible bidder as recommended by Office in Charge Mark Leonard.

**2011 RESOLUTION – MAINTENANCE OF TOWNSHIP-OWNED UNDERGROUND STORAGE TANKS (UST’S)**

**WHEREAS**, after the required legal advertising was published, sealed bids were received in the Council Chambers of the Municipal Building, Bloomfield, New Jersey on November 23, 2010 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 the Maintenance of Township-Owned Underground Storage Tanks (UST’s); and

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

**WHEREAS**, the low bid was submitted by Independence Constructors, Inc., 1200 Route 22, Bridgewater, New Jersey 08807 for a total contract price of \$22,440.00; and

**WHEREAS**, after a favorable review of the qualifications of the bidder, the Township Engineer recommends that the contract be awarded to Independence Constructors, Inc., 1200 Route 22, Bridgewater, New Jersey 08807 for a total contract price of \$22,440.00; and

**WHEREAS**, the Director of Finance has indicated that funding is available in Township Account Number C-04-55-924-950.

**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 Maintenance of Township-Owned Underground Storage Tanks to Independence Constructors, Inc., 1200 Route 22, Bridgewater, New Jersey 08807 for a total contract price of \$22,440.00.

**2011 RESOLUTION – BUILDING CLEANING SERVICES FOR TOWNSHIP-OWNED BUILDINGS**

**WHEREAS**, sealed bids were received by the Purchasing Committee of the Township of Bloomfield for Cleaning Services for the Municipal Building, Law Enforcement Building, Central Communications and Civic Center on November 23, 2010 in the Council Chambers of the Municipal Building, Bloomfield, New Jersey; and

**WHEREAS**, all bids were referred to the Township Engineer; and

**WHEREAS**, the Township Engineer, after due consideration of the bids submitted, recommends that the contract be awarded to Ocean Clean, 41 Sunset Terrace, Cedar Grove, New Jersey 07009 for the base bid and alternate bid at a price of \$11.70 per man-hour for a period ending December 31, 2011; and

**WHEREAS**, this rate is subject to the requirements of the bid specifications; and

**WHEREAS**, the Township Engineer also recommends award of the unit prices for stripping and waxing of floors (\$0.27 per square foot), steam cleaning of carpets (\$0.20 per square foot) and other cleaning (\$0.35 per square foot).

**WHEREAS**, the Director of Finance has indicated that funding is available within the operating budget of the Engineering Department for this service.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield that in accordance with the recommendation of the Township Engineer that the contract for the Cleaning Services for the Municipal Building, Law Enforcement Building, Central Communications, and the Civic Center is hereby awarded to Ocean Clean.

**2011 RESOLUTION – AWARD OF CONTRACT – PURCHASE OF EQUIPMENT- ONE NEW & UNUSED FOUR-WHEEL DRIVE CAB/CHASSIS WITH DUMP BODY & SNOW PLOW**

**WHEREAS**, after the required legal advertising was published, sealed bids were received in the Council Chambers of the Municipal Building, Bloomfield, New Jersey on December 1, 2010 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 the Purchase of Equipment - One New & Unused Four-Wheel Drive Cab/Chassis With Dump Body & Snow Plow; and

**WHEREAS**, two bids were received from the following bidders and were subsequently referred to the Township Engineer and the Township Director of Public Works for review: Beyer Bros. Corp., 109 Broad Avenue, Fairview, NJ 07022 of a Base Bid Amount: \$ 41,780.00 with a Alt.: \$ 4,320.00 for a TOTAL: \$ 46,100.00 and Gabrielli Kentworth of NJ, LLC, 2300 Route 130 N, Dayton, NJ 08810 of a Base Bid Amount: \$ 48,168.00 with a Alt.: \$ 5,563.00 for a TOTAL: \$53,731.00; and

**WHEREAS**, after review of the bids by the Township Engineer and Director of Public Works it was recommended that a contract for the purchase of this equipment be awarded to Beyer Bros. Corp., 109 Broad Avenue, Fairview, NJ 07022 for the base bid and Alternate in the total amount of \$ 46,100.00; and

**WHEREAS**, the Director of Finance has certified that funds are available within Capital Account #C-04-55-826-969.

**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 purchase with Beyer Bros. Corp., 109 Broad Avenue, Fairview, NJ 07022 for the base bid and Alternate in the total amount of \$46,100.00.

**2011 RESOLUTION – REJECTION OF BIDS FOR INSTALLATION OF LED STREETLIGHTS ON BROAD STREET (NORTH CENTER)**

**WHEREAS**, after the required legal advertising was published, sealed bids were received in the Council Chambers of the Municipal Building, Bloomfield, New Jersey on November 23, 2010 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 the Installation of LED Streetlights on Broad Street (North Center); and

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

**WHEREAS**, a total of four (4) bids were submitted to the Township Engineer for review and recommendation; and

**WHEREAS**, after careful review of the bids, the lowest responsible bidder was Liberty Construction & Developing, Inc., 641 Route 601, Belle Meade, New Jersey 08502 for a lump sum price of \$257,600.00; and

**WHEREAS**, the Engineer’s Estimate for this project was \$150,650.00 which is significantly lower than the lowest bid and exceeds the funding budgeted for this project; and

**WHEREAS**, the Township Engineer recommends that all bids be rejected and the project be re-bid after review of the project scope and revisions to the contract documents; and

**WHEREAS**, the Mayor and Council hereby accepts the recommendation of the Township Engineer.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, hereby reject all bids for the Installation of LED Streetlights on Broad Street (North Center) and authorize the Township Engineer to re-bid the project after modification to the scope of work.

**2011 RESOLUTION – MUNICIPAL BUILDING PARKING LOT IMPROVEMENTS  
CHANGE ORDER NO. 1 - FINAL**

**WHEREAS**, the Township of Bloomfield entered into a contract for the Municipal Building Parking Lot Improvements with Stanziale Construction, LLC, P.O. Box 2597, Bloomfield, New Jersey 07003 (hereinafter “the Contractor”); and

**WHEREAS**, during the course of construction, unforeseen, subsurface site conditions were encountered, as well as the need to address drainage concerns, which required modifications to the scope of work; and

**WHEREAS**, the Township Engineer has reviewed and agrees with the changes as presented in Change Order No. 1 - Final; and

**WHEREAS**, Change Order No. 1 - Final represents an increase in the cost of the contract in the amount of \$22,608.10 or 8.7%; 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.

**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. 1 - Final, is hereby approved and the Financial Officer of the Township of Bloomfield is hereby authorized to adjust payment for this work.

**2011 RESOLUTION – 2009 CDBG ROADWAY PROGRAM – CHANGE ORDER NO. 1-FINAL**

**WHEREAS**, the Township of Bloomfield entered into a contract for the 2009 CDBG Roadway Program with Stanziale Construction, LLC, P.O. Box 2597, Bloomfield, New Jersey 07003 (hereinafter “the Contractor”); and

**WHEREAS**, during the course of construction, unforeseen site conditions were encountered, which required modifications to the scope of work; and

**WHEREAS**, the project consultant, Hatch Mott MacDonald recommended that the changes enumerated in Change Order No. 1 – final be made; and

**WHEREAS**, the Township Engineer has reviewed and agrees with the project consultant and opines that the changes as presented in Change Order No. 1 – Final were necessary and should be paid; and

**WHEREAS**, Change Order No. 1 - Final represents an increase in the cost of the contract in the amount of \$22,004.32 or 11.8%; and

**WHEREAS**, the Mayor and Council, based on the recommendation of the Township Engineer, are 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 within the 2009 CDBG-R Grant awarded to Bloomfield for this cost.

**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. 1 - Final, is hereby approved and the Financial Officer of the Township of Bloomfield is hereby authorized to adjust payment for this work.

**2011 RESOLUTION – SANITARY SEWER REHABILITATION PROGRAM –  
PROGRESSIVE PIPELINE MANAGEMENT, LLC – CHANGE ORDER NO. 1 & 2 - FINAL**

**WHEREAS**, the Township of Bloomfield entered into a contract for the rehabilitation of sanitary sewers at various locations throughout the township with Progressive Pipeline Management, LLC, 134-B Farview Road, Rockaway, New Jersey 07866 (hereinafter “the Contractor”); and

**WHEREAS**, during the course of construction, unforeseen, subsurface site conditions were encountered which required modifications to the scope of work; and

**WHEREAS**, the project consultant, Birdsall Services Group and the Township Engineer have reviewed and agree with the changes as presented in Change Order No. 1 & 2 - Final; and

**WHEREAS**, Change Order No. 1 & 2 – Final represents a reduction in the cost of the contract in the amount of \$65,174.97 or 12.7%; 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 acting Director of Finance has certified that the funds are available.

**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. 1 & 2 - Final is hereby approved and the Financial Officer of the Township of Bloomfield is hereby authorized to adjust payment for this work.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A WORKERS' COMPENSATION ATTORNEY**

**WHEREAS**, the Township of Bloomfield requires the services of a Workers' Compensation Attorney and has advertised the need 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 Township Administrator has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Florio & Kenny LLP, 100 Hudson Street, PO Box 771, Hoboken, NJ 07030 (hereinafter "Professional") has submitted a proposal indicating they will provide the services at a rate of \$140.00 per hour; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A LABOR ATTORNEY**

**WHEREAS**, the Township of Bloomfield requires the services of a Labor Attorney and has advertised the need 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 Township Administrator has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Weiner Lesniak LLP, 629 Parsippany Road, Parsippany, New Jersey (hereinafter "Professional") has submitted a proposal indicating they will provide the services at of \$140.00 per hour; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR AN APPRAISAL CONSULTANT**

**WHEREAS**, the Township of Bloomfield has a need for an Appraisal Consultant, 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 Township's Assessor has determined that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, McNerney & Associates, 266 Harristown Road – Suite 301, PO Box 67, Glen Rock, NJ 07452 (hereinafter “Professional”) has submitted a proposal indicating they will provide the services for a rate of \$125.00 per hour; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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

**2011 RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A WATER & SEWER OPERATOR**

**WHEREAS**, the Township of Bloomfield has a need to acquire professional Engineering Services for licensed operation of the Township's water and sewer system 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 Township Engineer has certified in writing that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Marucci Engineering Associates, (hereinafter "Professional") 116 Whippany Road, Whippany, New Jersey 07981 has submitted a proposal indicating they will provide the necessary services for a total price, not to exceed \$36,000.00, and an hourly rate of \$90.00 per hour for services not covered under the scope of water and sewer operation; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Township Engineer to enter in 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 Requirement for Professional Services and no minimum payment is implied or guaranteed: and

**BE IT FURTHER RESOLVED**, that all of terms contained in the Standardized Requirement 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 contracts 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.

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

**2011 RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR BOND COUNSEL**

**WHEREAS**, the Township of Bloomfield has a need for Bond Counsel 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 Township Administrator has certified that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, McManimon and Scotland, LLC, One Riverfront Plaza, Fourth Floor, Newark, NJ, (hereinafter "Professional"), has submitted a proposal indicating they will provide the necessary services in accordance with their proposal dated December 15, 2010 and attached hereto; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Township Administrator 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR AN ACCOUNTING SERVICES**

**WHEREAS**, the Township of Bloomfield has a need for an Accounting Consultant 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 Finance has determined that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Robert Bachstadt (hereinafter "Professional") has submitted a proposal indicating he will provide the necessary service for a cost not to exceed \$50,400.00; and

**WHEREAS**, the Director of Finance has reviewed the proposal submitted by the Professional and recommends that the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available to cover the cost of these services; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Director of Finance 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR TREASURY SERVICES**

**WHEREAS**, the Township of Bloomfield requires a Treasury Service Consultant and has advertised the need 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 Finance has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Russell Jarger, 102 Lake Drive East, Wayne, New Jersey (hereinafter "Professional") has submitted a proposal indicating he will provide the services at a cost not to exceed \$14,040.00; and

**WHEREAS**, the Director of Finance has reviewed the proposal submitted by the Professional and recommends that the Mayor and Council approve entering into an agreement with the Professional based upon his response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Finance 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR AN INSURANCE BROKER**

**WHEREAS**, the Township of Bloomfield has a need for an Insurance Broker 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 term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Fairview Insurance Agency Assoc., 25 Fairview Avenue, Verona, NJ 07044 (hereinafter "Professional") has submitted a proposal indicating a desire to act as the Township's Insurance Broker of Record; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Director of Finance 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A MUNICIPAL AUDITOR**

**WHEREAS**, the Township of Bloomfield has a need for a Municipal Auditor 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 Finance has determined that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Samuel Klein and Company, 550 Broad Street, 11<sup>th</sup> Floor, Newark, NJ, 07102-4543 (hereinafter "Professional") has submitted a proposal indicating they will provide the necessary services at a cost not to exceed \$58,650.00; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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.

**2011 RESOLUTION - AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A WORKERS' COMPENSATION THIRD PARTY ADMINISTRATOR**

**WHEREAS**, the Township of Bloomfield requires the services of a Workers' Compensation Third Party Administrator and has advertised the need 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 Township Administrator has certified that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Cannon Cochran Management Services, Inc., 3535 Route 66, Building 6, Neptune, NJ 07753 (hereinafter "Professional") has submitted a proposal offering to provide the service for a flat fee of \$21,000 and a fee of \$3,000 for OSHA Reporting; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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.

**2011 RESOLUTION - AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A GENERAL LIABILITY THIRD PARTY ADMINISTRATOR**

**WHEREAS**, the Township of Bloomfield requires the services of a General Liability Third Party Administrator and has advertised the need 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 Township Administrator has certified that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Cannon Cochran Management Services, Inc., 3535 Route 66, Building 6, Neptune, NJ 07753 (hereinafter "Professional") has submitted a proposal offering to provide the service for a flat fee of \$19,000; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available to cover the cost of these services; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Township Administrator 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A RISK MANAGEMENT CONSULTANT**

**WHEREAS**, the Township of Bloomfield requires the services of a Risk Management Consultant and has advertised the need 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 Township Administrator has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Fairview Insurance Agency Associates, Inc, 25 Fairview Ave, Verona, New Jersey 07044 (hereinafter "Professional") has submitted a proposal indicating they will provide the services at a cost of 6% of the assessment paid by the Joint Insurance Fund; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Finance 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.

**2011 - RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT PURSUANT TO THE FAIR AND OPEN PROCESS FOR A PART-TIME FORESTRY CONSULTANT**

**WHEREAS**, the Township of Bloomfield requires the services of a part-time Forestry Consultant and has advertised the need 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 Township Engineer has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one year and will end on December 31, 2011; and

**WHEREAS**, First Mountain Arboriculture, LLC., Stephen Schuckman, 37 Oak Road, Caldwell, NJ (hereinafter "Professional") has submitted a proposal indicating he will provide the services for a standard hourly rate of \$75.00 per hour; an emergency, call-back rate of \$100.00 per hour and attendance at meetings of \$250.00 per meeting; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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.

**2011 RESOLUTION – APPOINTMENT, DIRECTOR OF LAW/TOWNSHIP ATTORNEY**

**BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that pursuant to and in accordance with Article VI, Law Department, § 5-40 et seq., of the Code of the Township of Bloomfield, the following appointment is hereby made commencing January 1, 2011, for a term of one (1) year at the respective annual salary for such

position as established in the general salary ordinance of the Township of Bloomfield:

<u>NAME</u>	<u>POSITION</u>
Brian J. Aloia	Director of Law/Township Attorney

**2011 RESOLUTION – APPOINTMENT, ASSISTANT DIRECTOR OF LAW**

**BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that pursuant to and in accordance with Article VI, Law Department, § 5-40 et seq., of the Code of the Township of Bloomfield, the following appointment is hereby made commencing January 1, 2011, for a term of one (1) year at the respective annual salary for such position as established in the general salary ordinance of the Township of Bloomfield:

<u>NAME</u>	<u>POSITION</u>
Steven J. Martino	Assistant Director of Law

**2011 RESOLUTION - APPOINTMENT, PROSECUTOR**

**BE IT RESOLVED** by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that pursuant to and in accordance with N.J.S.A 2B:25-4 et seq., and Article VI, Law Department, § 5-40 et seq. of the Code of the Township of Bloomfield, the following appointment is hereby made commencing January 18, 2011, for a term of one (1) year at the respective annual salary for such position as established in the general salary ordinance of the Township of Bloomfield:

<u>NAME</u>	<u>POSITION</u>
Richard DiLascio	Municipal Prosecutor

**2011 RESOLUTION – APPOINTMENT, PUBLIC DEFENDER**

**WHEREAS**, in accordance with State law municipalities are required to appoint a Public Defender to represent indigent defendants; and

**WHEREAS**, Harold Savage, has performed the duties of the Township's Public Defender for the past year and has indicated a willingness to continue to perform the duties of Public Defender.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey that Harold Savage, is hereby appointed to the position of Public Defender commencing January 1, 2011 for a term of one (1) year at the respective annual salary for such position as established in the general salary ordinance of the Township of Bloomfield.

Councilwoman Maly moved, and Councilman Joanow seconded, the adoption of all 29 Resolutions listed above.

Vote on the above 29 Resolutions showed:

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

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

**2011 RESOLUTION – RETIREMENT, DIRECTOR**

**WHEREAS**, Gerald MacIntyre, Director of the Public Works of the Township of Bloomfield, has retired from that position effective December 31, 2010 after completing over four (4) plus years of service to the Township of Bloomfield and its inhabitants; and

**WHEREAS**, Gerald MacIntyre enlisted in the United States Marine Corp in 1970 and served with honor and distinction until 1979 achieving the rank of Staff Sergeant (SSG); and

**WHEREAS**, Gerald MacIntyre upon his return to New Jersey enlisted in the New Jersey Army National Guard, attended Officers Candidate School training in Sea Girt, New Jersey and received his commission shortly thereafter; and

**WHEREAS**, Gerald MacIntyre served in the 104<sup>th</sup> Engineer Battalion (CBT) Army New Jersey National Guard as an Engineer Officer in a variety of both command and staff positions, eventually retiring from the New Jersey National Guard with the rank of Captain; and

**WHEREAS**, Gerald MacIntyre as Director of Public Works also served as the Recycling Coordinator, assisting the Township in becoming one of the recycling leaders in proactive recycling efforts in both Essex County and the State of New Jersey; and

**WHEREAS**, prior to his employment in the Township of Bloomfield, he served in Woodbridge as the Director of Public Works during the time of 1992 to 2006; and

**WHEREAS**, the record of Gerald MacIntyre achievements in the performance of his duties is deserving of 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 Gerald MacIntyre for his 4 plus years of dedicated service to the community and wish him all the best in his future endeavors. **SEMPER FI. ESSAYONS.**

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 Resolution:

**2011 RESOLUTION – RETIREMENT, DPW SUPERVISOR**

**WHEREAS**, Robert Bissett, Supervisor of Sewers in Department of the Public Works of the Township of Bloomfield, has retired from that position effective December 1, 2010 after completing over forty-two (42) plus years of service to the Township of Bloomfield and its inhabitants; and

**WHEREAS**, Robert Bissett took great pride in his extensive knowledge of the sewer system throughout the Township of Bloomfield and that knowledge proved to be a very invaluable asset to the Department of Public Works and the citizens of Bloomfield; and

**WHEREAS**, the record which Robert Bissett has achieved in the performance of his duties is deserving of 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 Robert Bissett for his 42 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	

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

**2011 RESOLUTION – WITHDRAW APPEAL DOCKET NO: A-003169-09T4**

**WHEREAS**, on February 11, 2010, the Mayor filed an action in the Superior Court, Docket No. ESX-L-293-10 to confirm his power to veto resolutions; and

**WHEREAS**, on March 3, 2011, Judge Hollar-Gregory rendered the attached decision confirming the Mayor's power to veto resolutions; and

**WHEREAS**, on March 9, 2010, the Council filed an appeal of Judge Hollar-Gregory's decision; and

**WHEREAS**, after much reflection the Council has concluded that it is in the best interest of the Township to withdraw that appeal; and

**WHEREAS**, the Council recognizes the Mayor's ability to veto resolutions as outlined in the Township Charter; and

**WHEREAS**, the Mayor also believes that it is in the best interest of the Township to end the litigation and have the appeal withdrawn.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield that the Township Attorney is directed to order Robert Renaud counsel for the Council members, and Matt Priore, counsel for Mayor, to immediately withdraw the appeal of Judge Hollar-Gregory's decision, Docket No. A-003169-09T4; and

**BE IT FURTHER RESOLVED**, that once the appeal has been withdrawn both attorney's are directed to close their files and submit their final bill to the Township for payment; and

**BE IT FURTHER RESOLVED**, that the Director of Finance is authorized to pay the reasonable legal fees charged by Matt Priore and Robert Renaud for the services they rendered with regard to this matter.

Councilman Hamilton made a motion to amend the above Resolution so that it would include language which would allow the attorney representing Mayor McCarthy to oppose any application filed by any potential intervener in the matter.

Councilwoman Maly commented that she believed that the appeal should not be withdrawn and that the matter should proceed through the Appellate Court until a decision was rendered.

Councilman Joanow commented that the case should continue through the Appellate Court process.

Councilman Hamilton again stated his request to amend the Resolution.

Township Attorney Brian Aloia responded to the Councilman with suggested language for the amended Resolution.

Vote on amending the Resolution to include additional language showed the following:

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

Following is the amended Resolution which was signed Mayor McCarthy and the Municipal Clerk:

**2011 RESOLUTION – WITHDRAW APPEAL DOCKET NO: A-003169-09T4**

**WHEREAS**, on February 11, 2010, the Mayor filed an action in the Superior Court, Docket No. ESX-L-293-10 to confirm his power to veto resolutions; and

**WHEREAS**, on March 3, 2011, Judge Hollar-Gregory rendered the attached decision confirming the Mayor's power to veto resolutions; and

**WHEREAS**, on March 9, 2010, the Council filed an appeal of Judge Hollar-Gregory's decision; and

**WHEREAS**, after much reflection the Council has concluded that it is in the best interest of the Township to withdraw that appeal; and

**WHEREAS**, the Council recognizes the Mayor's ability to veto resolutions as outlined in the Township Charter; and

**WHEREAS**, the Mayor also believes that it is in the best interest of the Township to end the litigation and have the appeal withdrawn; and

**WHEREAS**, the Township has received an application filed by Mark Leonard to intervene in this matter for force the Court to continue the litigation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Bloomfield that the Township Attorney is directed to order Robert Renaud counsel for the Council

members, and Matt Priore, counsel for Mayor, to immediately withdraw the appeal of Judge Hollar-Gregory's decision, Docket No. A-003169-09T4; and

**BE IT FURTHER RESOLVED**, that Matt Priore is hereby authorized to oppose Mark Leonard's application for intervention and any other intervention applications filed so that this litigation will be concluded as the Council has internally settled and resolved this conflict; and

**BE IT FURTHER RESOLVED**, that once the appeal has been withdrawn both attorney's are directed to close their files and submit their final bill to the Township for payment; and

**BE IT FURTHER RESOLVED**, that the Director of Finance is authorized to pay the reasonable legal fees charged by Matt Priore and Robert Renaud for the services they rendered with regard to this matter.

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

**2011 RESOLUTION – APPROVAL OF COLLECTIVE BARGAINING AGREEMENTS BETWEEN THE BLOOMFIELD POLICEMEN'S BENEVOLENT ASSOCIATION AND THE BLOOMFIELD SUPERIOR OFFICER ASSOCIATION**

**WHEREAS**, the Mayor and Council of the Township of Bloomfield and the Bloomfield Policemen's Benevolent Association and the Bloomfield Superior Officer Association have entered into negotiations for a Collective Negotiations Agreement for the period of January 1, 2010 through December 31, 2012; and

**WHEREAS**, the Bloomfield Policemen Benevolent Association and the Bloomfield Superior Officer Association have met with their Union members and have voted to accept the terms and conditions outlined in the attached agreement; and

**WHEREAS**, the Mayor and Council have reviewed the agreement and believe it is in the best interest of the Township to approve the terms and conditions outlined therein; and

**WHEREAS**, the Director of Finance has certified 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 the attached agreement and to agreements drafted between the Township of Bloomfield and the Bloomfield Policemen Benevolent Association and the Bloomfield Superior Officer Associations for the period January 1, 2010 through December 31, 2012 that incorporate the terms and conditions outlined in the attached agreement.

Councilwoman Maly commented that the agreement should be valid for only one year, not three, because of the volatility of the financial climate.

Vote showed the following:

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

Councilwoman Dunigan moved, and Councilman Hamilton 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 A GRANTS CONSULTANT**

**WHEREAS**, the Township of Bloomfield requires the services of a Grants Consultant and has advertised the need 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 Township Administrator has certified that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Millennium Strategies, 60 Roseland Avenue, Caldwell, NJ 07006 (hereinafter “Professional”) has submitted a proposal indicating they will provide the necessary service for a total price not to exceed \$72,000.00; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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 – No	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

Councilman Venezia moved, and Councilman Hamilton 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 A TAX ATTORNEY**

**WHEREAS**, the Township of Bloomfield requires the services of a Tax Attorney and has advertised the need 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 Township's Assessor has certified that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, O'Donnell McCord PC, 12 Mount Kemble Avenue, Morristown, NJ 06960 (hereinafter "Professional") has submitted a proposal offering to provide the service for the amount of \$150.00 per hour; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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	

Councilwoman Maly moved, and Councilman Joanow 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 A REDEVELOPMENT ATTORNEY**

**WHEREAS**, the Township of Bloomfield requires the services of a Redevelopment Attorney and has advertised the need 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 Township Administrator has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one year and will end December 31, 2011; and

**WHEREAS**, McManimon & Scotland, LLC, 1037 Raymond Boulevard, Suite 400, Newark, New Jersey 07102 (hereinafter "Professional") has submitted a proposal indicating they will provide the services at a rate of \$185.00 per hour; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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 – Yes

Councilman Joanow – Yes

Councilman Ruane – Yes

Councilman Venezia – Yes

Councilwoman Dunigan – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Councilwoman Dunigan moved, and Council 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 A REDEVELOPMENT ATTORNEY**

**WHEREAS**, the Township of Bloomfield requires the services of a Redevelopment Attorney and has advertised the need 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 Township Administrator has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one year and will end on December 31, 2011; and

**WHEREAS**, Florio, Perrucci, Steinhardt & Fader L.L.C., 218 Route 17 North Rochelle Park, New Jersey 07662 (hereinafter "Professional") has submitted a proposal indicating they will provide the services at a rate of \$150.00 per hour; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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 commented that it was her understanding that the Township would refrain from hiring too many consultants and, as such, she questioned the need for an additional redevelopment attorney.

Councilman Hamilton stated that it was in the best interests of the Township to have more than one redevelopment attorney because it would save money.

Councilman Joanow concurred with the statement of Councilman Hamilton.

Councilman Ruane also concurred with the statement of Councilman Hamilton.

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 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 A REDEVELOPMENT ATTORNEY**

**WHEREAS**, the Township of Bloomfield requires the services of a Redevelopment Attorney and has advertised the need 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 Township Administrator has certified that the value of the service will exceed \$17,500; and

**WHEREAS**, the term of this contract is one year and will end on December 31, 2011; and

**WHEREAS**, Scarinci & Hollenbeck, 1100 Valley Brook Avenue, PO Box 790, Lyndhurst, New Jersey 07071-0790 (hereinafter "Professional") has submitted a proposal indicating that they will provide the services at a rate of \$190.00 per hour with a cap of \$250,000.00; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Administrator 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 Joanow asked the Township Administrator and Township Attorney if the fee proposed by this vendor could possibly be reduced.

Township Attorney Aloia indicated that he would look into the possibility of having the vendor reduce their hourly fee.

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	

Councilwoman Maly moved, and Councilman Joanow 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 GENERAL ENGINEERING CONSULTANTS**

**WHEREAS**, the Township of Bloomfield has a need for a General Engineering Consultant 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 Township Administrator has determined that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, CME Associates, 3141 Bordentown Avenue, Parlin, NJ 08859 (hereinafter “Professional”) has submitted a proposal indicating that they will provide the services in accordance with the attached proposal; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Engineer 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 – Yes

Councilman Venezia – Yes

Councilman Joanow – Yes

Councilwoman Dunigan – Yes

Councilman Ruane – Yes

Councilman Hamilton – Yes

Mayor McCarthy – Yes

Councilman Hamilton 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 GENERAL ENGINEERING CONSULTANTS**

**WHEREAS**, the Township of Bloomfield has a need for a General Engineering Consultant 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 Township Administrator has determined that the value of the service may exceed \$17,500; and

**WHEREAS**, the term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, Alaimo Group Engineers, 200 High Street, Mt. Holly, NJ 08060 (hereinafter "Professional") has submitted a proposal indicating they will provide the services in accordance with the attached proposal; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response; and

**WHEREAS**, the Director of Finance has certified that funds are available 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 Township Engineer 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	

Councilwoman Dunigan moved, and Councilman Hamilton 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 A DENTAL INSURANCE BROKER**

**WHEREAS**, the Township of Bloomfield has a need for a Dental Insurance Broker 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 term of this contract is one (1) year and will end on December 31, 2011; and

**WHEREAS**, RD Parisi Associates, Inc., 100 Executive Dr., Suite 338, West Orange, NJ 07052, (hereinafter "Professional") has submitted a proposal indicating a desire to act as the Township's Dental Insurance Broker of Record; and

**WHEREAS**, the Mayor and Council approve entering into an agreement with the Professional based upon their response.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Township of Bloomfield authorizes and directs the Director of Finance 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 – Yes	Councilman Venezia – Yes
Councilman Joanow – Yes	Councilwoman Dunigan – Yes
Councilman Ruane – Yes	Councilman Hamilton – Yes
Mayor McCarthy – Yes	

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

**2011 RESOLUTION AUTHORIZING RENEWAL OF INACTIVE PLENARY RETAIL CONSUMPTION LICENSE 0702-33-062-003**

**WHEREAS**, application has been made to the Township of Bloomfield for a plenary retail consumption license renewal for Smith Michael in a timely manner, for the year beginning July 1, 2010 and ending June 30, 2011 accompanied by a statutory fee of \$2,500.00; and

**WHEREAS**, the license has been duly located at 16 Prospect Street in Bloomfield and has been inactive and the license holder has submitted a verified petition to the State of New Jersey Department of Public Safety, Division of Alcoholic Beverage Control for a Special Ruling under N.J.S.A. 33:1-12.39; and

**WHEREAS**, the Township has received a copy of the Special Ruling granted by the Director of the Division of Alcoholic Beverage Control permitting the license be reviewed by the Township for renewal, for the period of 2010-2011.

**NOW, THEREFORE, BE IT RESOLVED**, that a plenary retail consumption license be granted to Smith Michael, License # 0702-33-062-003 as an inactive license for the year beginning July 1, 2010 and ending June 30, 2011; and

**BE IT FURTHER RESOLVED**, that the Municipal Clerk is directed to issue the necessary license pursuant to this resolution and that a certified copy of this resolution be forwarded to the Director of Alcoholic Beverage Control of the State of New Jersey, provided that payment of the \$200.00 filing fee has been made to the Division of Alcoholic Beverage Control in accordance with P.L. 1970, Chapter 77.

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	

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

**2011 RESOLUTION - APPROVAL ANNUAL AUDIT**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to make an annual audit of its books, accounts and financial transactions; and

**WHEREAS**, the Annual Report of Audit for the year 2009 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

**WHEREAS**, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per N.J.S.A. 52:27B-34; and

**WHEREAS**, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled General Comments and Recommendations; and

**WHEREAS**, such resolution shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of N.J.S.A. 52:27B-52 - to wit:

N.J.S.A. 52:27B-52 - "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office;" and

**WHEREAS**, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board.

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Township of Bloomfield, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey as described herein and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Councilman Hamilton commented that the penalty section of the aforesaid Resolution should be followed.

Councilwoman Maly commented that she disagreed with the penalty section of the Resolution.

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 was no unfinished business to be discussed at the meeting.

Councilman Venezia moved that the following be awarded Licenses:

Licenses for January 18, 2011:

Raffle Licenses

Demarest HSA  
465 Broughton Ave  
Bloomfield, NJ 07003  
On-Premise Merchandise, March 26, 2011

Demarest HSA  
465 Broughton Ave  
Bloomfield, NJ 07003  
On-Premise 50/50, March 26, 2011

HSA St. Thomas the Apostle School  
60 Byrd Ave.  
Bloomfield, NJ 07003  
On-Premise 50/50 February 4, 2011

HSA St. Thomas the Apostle School  
60 Byrd Ave.  
Bloomfield, NJ 07003  
Off-Premise 50/50 April 15, 2011

Parents Guild of Lacordaire Academy  
155 Lorraine Ave.  
Upper Montclair, NJ 07043  
Off-Premise 50/50, April 2, 2011

Parents Guild of Lacordaire Academy  
155 Lorraine Ave.  
Upper Montclair, NJ 07043  
Tricky Tray, April 2, 2011

Bloomfield HS HSA  
160 Broad Street  
Bloomfield, NJ 07003  
Calendar Raffle, March, April and May

Dance Hall License

Mi Pueblo (Renewal)  
24 Broad Street  
Bloomfield, NJ 07003

Taxicab Operator License

Panagiotis Efilis  
15 Crescent Ave  
Totowa, NJ 07512  
Driving for Bloomfield Taxi

George D. Catala  
16 Fitzherbert St.  
Bloomfield, NJ 07003  
Driving for Bloomfield Taxi

Kenneth John Waite  
550 Centre Street, Apt. B-14  
Nutley, NJ 07110

Frank Dedicini  
87 Roseland Ave., Apt.  
Caldwell, NJ 07006

Taxicab Business License

Bloomfield Taxi (Renewal)  
570 Bloomfield Ave.  
Bloomfield, NJ 07003

Automatic Amusement Device License  
Mi Pueblo Bar and Restaurant (Renewal)  
24 Broad Street  
Bloomfield, NJ 07003

Limousine Operator's License  
Asparouh I. Petrov (Renewal)  
40 Conger Street, Apt. 1508-A  
Bloomfield, NJ 07003

Limousine Business License  
AIP Chauffeurs LLC (Renewal)  
40 Conger Street, Apt. 1508-A  
Bloomfield, NJ 07003

Music Machine License  
Mi Pueblo Bar and Restaurant (Renewal)  
24 Broad Street  
Bloomfield, NJ 07003

Massage/Body Work/ Somatic Therapist License  
Erin Claire Abel  
144 Lindbergh Blvd  
Bloomfield, NJ 07003  
Working for Serenity Spa

Anna Marie Squatrito  
14 Stag Trail  
Fairfield, NJ 07004  
Working for Serenity Spa

Joachim Julius Becker  
29 Glenwood Ave  
Bloomfield, NJ 07003  
Working for Serenity Spa

Said motion was seconded by Councilwoman Dunigan 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, after stating that there was no additional business to discuss, asked for a motion to Adjourn.

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

Respectfully submitted,

  
Louise M. Palagano, Municipal Clerk