

Nineteenth Regular Meeting of the Township Council.

The meeting commenced at 7:41 p.m. and 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 Star Ledger.

This was followed by the Pledge of Allegiance.

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

Roll call showed:

Councilwoman Litterio – Absent	Councilman Venezia – Present
Councilman Joanow – Present	Councilwoman Dunigan – Present
Councilman Ruane – Present	Councilman Hamilton – Present
Mayor McCarthy – Present	

Also present were the following:

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

Mayor McCarthy stated that there were no presentations to be made at the meeting.

Mayor McCarthy asked if there were Minutes to approve. Councilman Joanow moved, and Councilman Venezia seconded, the approval of the Minutes of November 9, 2011 Council

Meeting.

Vote showed the following:

Councilwoman Litterio - Absent	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 bids to be read or opened.

Mayor McCarthy announced that under the Administrative Agenda presented by the Township Administrator that three firefighters previously appointed by the Council would be officially sworn in.

Mayor McCarthy called upon Patrick J. Fazzini, who was then sworn in as a Firefighter for the Township of Bloomfield by Mayor McCarthy.

Mayor McCarthy then called upon Joseph Critchley, who was then sworn in as a Firefighter for the Township of Bloomfield by Councilman Ruane.

Mayor McCarthy then called upon Robert Powell, who was then sworn in as a Firefighter for the Township of Bloomfield by Mayor McCarthy.

Mayor McCarthy took the opportunity to congratulate each of the firefighters on their appointment.

He then called for a five-minute recess, after which the Council returned from recess and the Meeting resumed.

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

Mayor McCarthy then called for communications.

The Municipal Clerk stated that there were no written communications.

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

Eleanor Sloboda, 40 Conger Street, Bloomfield, New Jersey, took the microphone to ask the Mayor and Council to reconsider enacting the rent control Ordinance presented by Councilman Hamilton, as opposed to the Resolution on the evening's agenda.

Kevin Lindahl, 40 Conger Street, Bloomfield, New Jersey, took the microphone to express his disappointment that the rent control Ordinance presented by Councilman Hamilton had not been adopted.

Patricia Comstock, 170 Davey Street, Bloomfield, New Jersey, took the microphone to ask the Mayor and Council to reconsider enacting the rent control Ordinance presented by Councilman Hamilton, as opposed to the Resolution on the evening's agenda.

Christopher Stanziale, 46 Este Place, Bloomfield, New Jersey, took the microphone to express to the Mayor and Council his dissatisfaction with the recent reassessment of his property.

Aurora Castaner, 79 Spruce Street, Bloomfield, New Jersey, took the microphone to encourage the Mayor and Council to enact rent control so that the senior citizens of the Township would be protected.

Gabe Fisch, 40 Conger Street, Bloomfield, New Jersey, took the microphone to express to the Mayor and Council his disappointment that a rent control Resolution was being adopted as opposed to a rent control Ordinance.

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

Vote showed the following:

Councilwoman Litterio - Absent	Councilman Venezia - Yes
Councilman Joanow - Yes	Councilwoman Dunigan - Yes
Councilman Ruane - Yes	Councilman Hamilton - Yes
Mayor McCarthy - Yes	

Mayor McCarthy called for the Introduction of Proposed Ordinances on First Reading.

Councilwoman Dunigan submitted the following Ordinance on First Reading:

AN ORDINANCE TO AMEND THE TOWNSHIP OF BLOOMFIELD ORDINANCE ADOPTING TITLES FOR EMPLOYEES AND FIXING SALARY RANGES (UNREPRESENTED EMPLOYEES)

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

Section 1. Section 2 of an ordinance entitled "AN ORDINANCE ADOPTING TITLES FOR EMPLOYEES, FIXING SALARY RANGES THEREFORE, FIXING THEIR DUTIES AND QUALIFICATIONS AND FIXING SALARIES, ADOPTED JULY 21, 1941" that has been amended and supplemented previously multiple times, is hereby further amended and supplemented adjusting the salaries of the positions listed below to read as follows:

<u>POSITION TITLE</u>	Salary Range Per Annum Effective <u>December 31, 2011</u>	
<u>DEPARTMENT OF ADMINISTRATION</u>		
Township Administrator	123,000	153,750
Secretary to Mayor & Council	37,834	57,632
Confidential Secretary	37,834	60,712
<u>DIVISION OF ACCOUNTS & CONTROL</u>		
Executive/Confidential Secretary to Director of Finance	53,148	88,692
Comptroller	66,634	102,747
<u>DEPARTMENT OF LAW</u>		
Director of Law - Township Attorney	95,753	106,152
First Assistant Director of Law	84,824	96,285
Chief Municipal Prosecutor	21,919	48,183
Senior Clerk Typist	30,222	44,156

Assistant Prosecutor		19,188
Administrative Clerk/Law	37,834	60,712

MUNICIPAL CLERK/PLANNING

Municipal Clerk	74,219	105,045
Deputy Municipal Clerk	56,225	65,079

DEPARTMENT OF FINANCE

Tax Collector	53,665	89,553
Director of Finance	118,482	146,121

MUNICIPAL COURT

Municipal Court Clerk	69,828	83,840
Deputy Municipal Court Clerk	56,225	65,079
Chief Municipal Judge of the Municipal Court (PT)		45,000
Judge of the Municipal Court		42,596
Public Defender		15,990

**DEPARTMENT OF UNIFORM CONSTRUCTION
 CODE/HOUSING INSP./ BLDG INSPECTOR**

Construction Officer	59,726	96,088
Zoning Officer		12,822

**DEPARTMENT OF PUBLIC WORKS DIVISION OF
 ENGINEERING**

Assistant Municipal Engineer	66,634	102,747
Secretary Board/Commission	40,448	63,949

DEPARTMENT OF INFORMATION SYSTEMS

Management Information System Director	88,709	101,381
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COMMUNITY DEVEL./SECTION 8

Director of CDBG/Sect 8/Code Enforcement	104,826	131,034
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DEPARTMENT OF ENGINEERING

Township Engineer	101,434	119,335
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DEPARTMENT OF PUBLIC WORKS & PARKS

Director of Public Works & Parks	123,000	133,250
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DEPARTMENT OF RECREATION

Director of Recreation	64,459	99,007
Senior Citizens Trans. Proj. - Dir. (PT)		5,804
Recreation Supervisor	39,241	52,546

DEPARTMENT OF ASSESSMENTS

Assessor 65,906 102,599

Section 2. All employees hired after January 1, 1977 shall have a salary range of seven steps, except those positions indicated or those positions without a salary range.

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

Section 4. All ordinances inconsistent herewith are hereby repealed.

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

Vote showed the following:

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

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

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND CHAPTER 363, MOTOR VEHICLE SALES, § 363-4, License fees; duration of license; revocation WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 526, TAXICABS AND LIMOUSINES, ARTICLE I, Taxicabs AND ARTICLE II, Limousines and Autocabs WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND CHAPTER 443, “SALES, SPECIAL”, ARTICLE I “Going-Out-Of-Business Sales” § 443-4 “License required” WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND CHAPTER 318, LANDSCAPERS, § 318-5, License and decals fees; terms of license; renewal, PARAGRAPH A WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 374, NEWSRACKS, § 374-5 Registration by owners; fees WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 408, PEDDLING AND SOLICITING, ARTICLE II, HAWKERS, PEDDLERS AND TRANSIENT MERCHANTS § 408-10 Applications for licenses; investigations; issuance; classes; number WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

AN ORDINANCE TO AMEND CHAPTER 128, “AMUSEMENTS AND AMUSEMENT DEVICES”, ARTICLE I, § 128-3, “Fees; expiration of license.” AND ARTICLE II, § 128-5, “Expiration of License.” WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF BLOOMFIELD, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,537,600 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,410,720 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

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

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

Vote showed the following:

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

The Municipal Clerk read the following Ordinance by title:

2011 ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY APPROVING AMENDMENTS TO THE BLOOMFIELD CENTER REDEVELOPMENT PLAN - PHASE I AND THE BLOOMFIELD CENTER REDEVELOPMENT PLAN - PHASE II

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

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

Vote showed the following:

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

Mayor McCarthy called for the Consent Agenda Resolutions.

Councilman Ruane moved, and Councilman Hamilton seconded, the adoption of the following seven (7) Consent Agenda Resolutions:

2011 RESOLUTION PROVIDING FOR THE INSERTION OF SPECIAL ITEMS OF REVENUE AND APPROPRIATION IN THE BUDGET CHAPTER 159/7

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

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

WHEREAS, after the 2011 budget was adopted, the Township of Bloomfield became informed of the availability of revenue in the amount of \$58,305.00 from the New Jersey Economic Development Authority - Account # 1-01-08-359-000.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Bloomfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the year 2011 in the sum of \$58,305.00 as an anticipated revenue from the New Jersey Economic Development Authority - Account # 1-01-08-359-000.

BE IT FURTHER RESOLVED, that a like sum of \$58,305.00 be and the same is hereby appropriated under the Budget of the Township of Bloomfield for the HDSRF, Public Entity Grant Program - Account #1-01-40-359-028; and

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

2011 RESOLUTION PROVIDING FOR THE INSERTION OF SPECIAL ITEMS OF REVENUE AND APPROPRIATION IN THE BUDGET CHAPTER 159/8

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

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

WHEREAS, after the 2011 budget was adopted, the Township of Bloomfield became informed of the availability of revenue in the amount of \$11,065.73 from the State of New Jersey Division of Criminal Justice for Body Armor - Account # 1-01-08-309-000.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council authorizes the Township Administrator to execute any documents necessary to receive the \$11,065.73 grant to purchase Body Armor; and

BE IT FURTHER RESOLVED, that the Township of Bloomfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the year 2011 in the sum of \$11,065.73 as an anticipated revenue from

the State of New Jersey Division of Criminal Justice - Account # 1-01-08-309-000.

BE IT FURTHER RESOLVED, that a like sum of \$11,065.73 be and the same is hereby appropriated under the Budget of the Township of Bloomfield for FY 2011 Body Armor Grant - Account #1-01-40-309-053; and

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

2011 RESOLUTION – TREE REMOVAL CONTRACT

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 1, 2011 by the Purchasing Committee of the Township of Bloomfield in accordance with N.J.S.A. 40A:11-1 et seq., “Local Public Contracts Law” for Tree Removal; and

WHEREAS, a total of one (1) bid was received and referred to the Township Engineer for review; and

WHEREAS, after review of the bid submitted the Township Engineer indicated that the total price bid by the contractor was competitive and reasonable; and

WHEREAS the Township Engineer hereby recommends that the contract be awarded to the bidder, Andy-Matt, Inc., 11 Scrub Oaks Road, Mine Hill, New Jersey 07830 at a total cost in the amount of \$30,059.00; and

WHEREAS, the Director of Finance has indicated that funding is available under Capital Account No. C-04-55-813-988 for this work.

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 tree removal with Andy-Matt, Inc., 11 Scrub Oaks Road, Mine Hill, New Jersey 07830 at a total cost in the amount of \$30,059.00.

RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF BLOOMFIELD IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF THE 2010 AND 2011 TAX APPEAL ENTITLED 9-11 DODD STREET ASSOCIATES V. TOWNSHIP OF BLOOMFIELD, DOCKET NOS.: 0011331-2010 AND 003304-2011 OF THE TAX ASSESSMENT OF BLOCK 92, LOT 1, KNOWN AS 9-11 DODD STREET, IN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY

WHEREAS, an appeal of the real property tax assessment for tax years 2010 and 2011, involving Block 92, Lot 1, has been filed by the Taxpayer, 9-11 Dodd Street Associates; and

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

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

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

1. Settlement of the 2010 tax appeals are hereby authorized as reflected in the attached Stipulation of Settlement which is summarized as follows:

9-11 Dodd Street

Years: 2010

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$820,000	N/A	\$820,000
Imprvts:	\$1,041,900	N/A	\$966,800
Total :	\$1,861,900	N/A	\$1,786,800

2. Settlement of the 2011 tax appeal is hereby authorized as follows:

9-11 Dodd Street

Years: 2011

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$820,000	N/A	\$820,000
Imprvts:	\$1,041,900	N/A	\$823,900
Total:	\$1,861,900	N/A	\$1,643,900

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

RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF BLOOMFIELD IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF THE 2010 AND 2011 TAX APPEAL ENTITLED 554 BLOOMFIELD LLC V. TOWNSHIP OF BLOOMFIELD, DOCKET NOS.: 0011394-2010 AND 00362-2011 OF THE TAX ASSESSMENT OF BLOCK 153, LOT 19, KNOWN AS 554 BLOOMFIELD AVENUE, IN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY

WHEREAS, an appeal of the real property tax assessment for tax years 2010 and 2011, involving Block 92, Lot 1, has been filed by the Taxpayer, 554 Bloomfield LLC; and

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

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

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

1. Settlement of the 2010 tax appeals are hereby authorized as reflected in the attached Stipulation of Settlement which is summarized as follows:

554 Bloomfield Avenue

Years: 2010

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$762,300	N/A	\$762,300
Imprvts:	\$1,144,400	N/A	\$811,000
Total:	\$1,906,700	N/A	\$1,573,300

2. Settlement of the 2011 tax appeal is hereby authorized as follows:

554 Bloomfield Avenue

Years: 2011

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement Amount</u>
Land:	\$762,300	N/A	\$762,300
Imprvts:	\$544,400	N/A	\$544,400
Total:	\$1,306,700	N/A	\$1,306,700

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

TEMPORARY PART-TIME CLERICAL STAFF IN THE BLOOMFIELD POLICE DEPARTMENT

WHEREAS, on January 10, 2011 the Mayor and Council approved a resolution authorizing the hiring of a temporary part-time clerical employee in the Bloomfield Police Department Records Bureau; and

WHEREAS, based upon the amount of work in the Records Bureau of the Bloomfield Police Department the Administrator requests that the Council approve the temporary reappointment of this part-time position for another year until November 20, 2012; and

WHEREAS, Lisa Ann Farniella has indicated a willingness to work twenty (20) hours per week at the rate of \$14.89 per hour and she understands she will not receive health benefits;

and

WHEREAS, the Lisa Ann Farniella has agreed to be employed by the Township as temporary part-time help in the Records Bureau until November 20, 2012 and understands that her employment will terminate on that date; and

WHEREAS, the Director of Finance has certified that funding is available for this part-time position in the Police Department Budget provided the Mayor and Council approve the funding.

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 Lisa Ann Farniella as temporary part-time temporary help at the rate of \$14.89 per hour commencing immediately and ending November 20, 2012 at a maximum of 20 hours per week; and

BE IT FURTHER RESOLVED, that said employment will automatically terminate on November 20, 2012 with no further action by the Mayor and Council.

APPOINTMENT - SCHOOL TRAFFIC GUARDS

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

WHEREAS, the following individuals have complied with all of the requirements for the position of School Traffic Guards: Kristina M. Rivera of Bloomfield; Rebecca Briggs of Bloomfield and Maria Luna of Bloomfield; and

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

NOW, THEREFORE, BE IT RESOLVED, that Mayor and Council, of the Township of Bloomfield, County of Essex, State of New Jersey hereby appoints Kristina M. Rivera; Rebecca Briggs and Maria Luna to the position of alternate School Traffic Guard for the Township of Bloomfield, effective December 1, 2011.

Vote on the preceding seven (7) Consent Agenda Resolutions showed the following:

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

Mayor McCarthy then called for Resolutions.

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

RESOLUTION AUTHORIZING THE TOWNSHIP OF BLOOMFIELD TO ESTABLISH A COOPERATIVE PRICING SYSTEM AND TO ENTER INTO COOPERATIVE PRICING AGREEMENTS WITH OTHER CONTRACTING UNITS

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes two or more contracting units to establish a Cooperative Pricing System and to enter into a Cooperative Pricing Agreement for its administration; and

WHEREAS, the Township of Bloomfield, County of Essex, State of New Jersey is desirous of establishing a Cooperative Pricing System and entering into a Cooperative Pricing Agreement with other contracting units; and

WHEREAS, the Township of Bloomfield has agreed to serve as the Lead Agency for a Cooperative Pricing System; and

WHEREAS, on November 21, 2011, the governing body of the Township of Bloomfield, County of Essex, State of New Jersey duly considered the establishment of a Cooperative Pricing System for the provision and performance of goods and services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

COOPERATIVE PRICING SYSTEM ESTABLISHED

The Township of Bloomfield hereby authorizes the creation of a Cooperative Pricing System to be known as the Bloomfield Solar Renewable Energy Cooperative with the Township of Bloomfield serving as the Lead Agency.

COOPERATIVE PRICING AGREEMENT

The Township Administrator is hereby authorized to enter into separate Cooperative Pricing Agreements with the participating contracting units and said Agreement shall be deemed a single Agreement.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby approves this resolution and authorizes the Township Clerk to send a copy of this resolution to the Division of Local Government Services.

Vote showed the following:

Councilwoman Litterio – Absent	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:

BLOOMFIELD CROSSING GUARDS CONTRACT AGREEMENT

WHEREAS, the Township had an agreement that expired on December 31, 2009 with the Bloomfield Crossing Guards Association, controlling certain terms and conditions of employment for the employees covered under the agreement; and

WHEREAS, the Township has negotiated a successor agreement covering the period of January 1, 2010 through December 31, 2013; and

WHEREAS, the Bloomfield Crossing Guards Association, voted and its members ratified the changes as contained in the attached Memorandum of Agreement.

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 Memorandum of Agreement and to an agreement between the Township of Bloomfield and the Bloomfield Crossing Guards Association, for the period January 1, 2010 through December 31, 2013 incorporating the terms and conditions of employment as outlined in the attached Memorandum of Agreement.

Vote showed the following:

Councilwoman Litterio – Absent	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:

FOLEY FIELD - CHANGES TO LEASE AGREEMENT

WHEREAS, the Mayor and Council passed a resolution with the Board of Education to enter into a lease agreement regarding Foley Field; and

WHEREAS, Cathy Elliott-Shaw, Supervisor of Urban Acquisition and Statewide Park Development Team, with the Department Environmental Protection has requested certain changes within the agreement; and

WHEREAS, in accordance with the Department Environmental Protection's instructions the Township has made the required changes which are reflected in the attached lease agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby authorizes the Mayor to execute the attached Lease Agreement between the Township of Bloomfield and the Bloomfield Board of Education.

Vote showed the following:

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

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

2011 RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY PREVENTING UNCONSCIONABLE RENTAL INCREASES IN THE TOWNSHIP OF BLOOMFIELD

WHEREAS, the Mayor and Council recognize that the residents of the Township of Bloomfield that live in rental properties need direction as how to deal with unscrupulous landlords that try to raise rents in unconscionable amounts; and

WHEREAS, the Department of Community Affairs, Division of Codes and Standards has provided information pertaining to the landlord-tenant relationship through publications, bulletins and communication media; and

WHEREAS, the renting residents need to know that there is a process which landlords must follow in order to increase a tenant's rent. This process is based on common law, which is set by common practice and case law; and

WHEREAS, the landlord can increase the rent provided a written notice of the rent increase. The Notice to Quit ends the existing tenancy of a month to month tenant. However, being served with a Notice to Quit does not require the tenant to vacate the rental premises; and

WHEREAS, the Security deposit should be limited to 1 month and ½ of the agreed upon rental payment for the said rental unit; and

WHEREAS, the landlord may only increase the rent at the beginning of the term of the lease. The landlord should not increase the rent or any such fees related to the dwelling while a current lease exists. The landlord must offer the tenant the option of entering into a new lease, should there be an increased rental rate; and

WHEREAS, renting residents in Housing Developments owned or subsidized by the U.S. Department of Housing and Urban Development (HUD), the New Jersey Housing and Mortgage Finance Agency (HMFA) or regulated by the N.J. Public Housing and Development Authority can call (973) 622-7900, ext. 3400 and (609) 278-7400 for HMFA buildings, for proper procedures for notice and comments or rent increases.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, hereby encourages residents to review this information and know their rights as it is illegal for a landlord to raise the rent by an unconscionable amount; and

BE IT FURTHER RESOLVED, that the Advisory Committee is encouraged to meet and study the issues presented before the Council and make a determination of what action, if any, should be taken to further ensure Bloomfield's rent residents are protected by unscrupulous landlords.

Councilman Joanow stated that he was not satisfied with the language of the Resolution, and indicated that he would not support its adoption.

Councilman Ruane stated that he was not satisfied with the language of the Resolution and insisted that rent control must be reinstated in the Township.

Councilman Hamilton stated that the decision to adopt a rent control Resolution, as opposed to a rent control Ordinance, was made after conferring with the Township Attorney.

Councilman Ruane commented that it was his opinion that some members of the Council had forgotten the role of elected officials.

Mayor McCarthy responded to comments made by some of the speakers earlier in the evening.

Thereafter, Mayor McCarthy and Councilman Ruane engaged in a heightened discussion concerning the matter, after which Mayor McCarthy asked the Municipal Clerk to poll the Council.

Vote showed the following:

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

Mayor McCarthy stated that there was no Unfinished Business to be discussed.

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

LICENSES FOR NOVEMBER 21, 2011

TAXICAB OPERATOR'S LICENSE

James G. Hill
27 Watsessing Avenue
Apartment 14
Bloomfield, New Jersey 07003
(Renewal - Bloomfield Taxi)

OPEN AIR PARKING STATION LICENSE

Michael Cozzolongo d/b/a
Mike's Auto Body Shop, Inc.
128 Orange Street
Bloomfield, New Jersey 07003
(License is for the year 2011)

Louis Gatto d/b/a
Clinton Square
223 Broad Street
Bloomfield, New Jersey 07003
(License is for the year 2011)

MASSAGE/BODY WORK/SOMATIC THERAPIST (INDIVIDUAL) LICENSE

Joachim Becker
29 Glenwood Avenue
Bloomfield, New Jersey 07003
(Renewal - 2012 - Serenity Spa)

Anna Marie Squatrito
14 Stag Trail
Fairfield, New Jersey 07004
(Renewal - 2012 - Serenity Spa)

NEWSRACK LICENSE

Auto Shopper & Truck Shopper
Showcase Publications
90 Irons Street
Toms River, New Jersey 08753
(2012 License - 8 News racks)

Vote showed the following:

Councilwoman Litterio - Absent	Councilman Venezia - Yes
Councilman Joanow - Yes	Councilwoman Dunigan - Yes
Councilman Ruane - Yes	Councilman Hamilton - Yes
Mayor McCarthy - Yes	

Councilman Ruane moved to approve the request by the Township Engineer for an Ad Authorization for the Maintenance and Security of Foreclosed Structures, which was seconded by Councilman Venezia.

Vote showed the following:

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

Councilman Ruane moved to approve the request of the Township Engineer for an Ad Authorization for an Asphalt-Hauling Trailer, which was seconded by Councilman Venezia.

Vote showed the following:

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

Councilman Ruane moved to approve the request of the Township Engineer for an Ad Authorization for Third Party Elevator Inspections, which was seconded by Councilwoman Dunigan.

Vote showed the following:

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

Mayor McCarthy asked if there was any Miscellaneous Business to discuss.

Councilman Hamilton stated that he concurred with the concerns raised by Mr. Stanziale concerning the reassessment of his property, and asked that the Township Tax Assessor be present at the next Council Conference Meeting to give a presentation on the reassessment plan.

Councilman Joanow stated that he also concurred that a presentation by the Tax Assessor regarding the reassessment plan be given, and also stated that the PowerPoint presentation on the Bicentennial Celebration would be rescheduled for Monday, November 28, 2011.

Councilman Ruane commented that in the future he would like to see all documents submitted by a Councilmember placed on the agenda.

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

Councilman Joanow moved, Councilwoman Dunigan seconded, and all the Councilmembers who were present agreed to the Adjournment of the meeting. The meeting adjourned at 8:38 p.m.

Respectfully submitted,

Louise M. Palagano, Municipal Clerk