

Seventeenth Regular Meeting of the Township Council.

The meeting commenced at 7:32 p.m. and was called to order by Mayor Raymond 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 to call the roll.

Roll call showed:

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

Also present were the following:

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

Mayor McCarthy stated that a presentation would be made by the NJ 211 Partnership, after which Councilman Joanow introduced Laura Zink Marx, the Director of the organization. Ms. Marx proceeded to give the Councilmembers and the public a fifteen minute oratory on what the NJ 211 Partnership does, and how the organization helps those individuals with a myriad of

problems, issues and concerns.

After the presentation, Mayor McCarthy thanked Ms. Marx for her insightful presentation.

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

Minutes of October 3, 2011 Regular Council Meeting
Minutes of April 11, 2011 Conference Meeting

Vote showed the following:

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

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

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

Mayor McCarthy stated that there was one appointment to the Restaurant Week Committee.

Councilman Venezia moved, and Councilwoman Dunigan seconded, the appointment of Andres Quesada to the Restaurant Week Committee.

Vote showed the following:

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

Mayor McCarthy stated that Mr. Quesada was not present, and therefore would be sworn in at a later date.

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 the Mayor.

Robert Nighland, 31 Park Street, Bloomfield, New Jersey, took the microphone and informed the Mayor and Council that the crosswalk at the intersection of Broad Street and Park Street was in a terrible state of disrepair.

Patricia Comstock, 170 Davey Street, Bloomfield, New Jersey, took the microphone and addressed the Mayor and Council concerning the state of the economy, and also to urge the Council to reinstate rent control in the Township.

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

Vote showed the following:

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

Mayor McCarthy stated that there were no Ordinances to be introduced on First Reading.

Mayor McCarthy then stated that there were no Ordinances for Hearing, Adoption or Amendment on Second Reading.

Mayor McCarthy called for the Consent Agenda Resolutions.

Councilman Hamilton moved, and Councilwoman Litterio seconded, the adoption of the following six (6) Consent Agenda Resolutions:

2011 RESOLUTION – PROVISIONAL TECHNICAL ASSISTANT TO THE CONSTRUCTION OFFICIAL

WHEREAS, the Director of Inspections has indicated a need to hire an employee to the position of Technical Assistant to Construction Official; and

WHEREAS, Jackie Cardona is currently hired a Senior Clerk Typist in the Inspection Department, and has indicated a desire to be the Technical Assistant to the Construction Official; and

WHEREAS, Jackie Cardona has indicated that if provisionally appointed to Technical Assistant to the Construction Official position and she will comply with all of the requirements to become permanently appointed to the position; and

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

WHEREAS, the Director of Inspection recommends that Jackie Cardona be provisionally appointed to the position of Technical Assistant to the Construction Official; and

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

NOW, THEREFORE BE IT RESOLVED, that Jackie Cardona is hereby appointed to the position of provisional Technical Assistant to the Construction Official at Step 1 of salary ordinance for that position, or the next step of the ordinance that provides her with a raise effective October 18, 2011.

2011 RESOLUTION – STIPEND FOR SENIOR CITIZEN TRANSPORTATION COORDINATOR

WHEREAS, Michael Scurman is performing the duties and responsibilities of Senior Citizen Transportation Coordinator; and

WHEREAS, the Mayor and Council have determined that he should receive a stipend for performing this work; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey hereby authorizes that Michael Scurman is appointed to Senior Citizen Transportation Coordinator effective October 18, 2011.

2011 RESOLUTION – TEMPORARY RECORDS MANAGER

WHEREAS, Robert Lipinski, the Township’s current Records Manager, will be leaving on October 13, 2011; and

WHEREAS, the Township Municipal Clerk has recommended that JoAnn Bruno be permitted to work overtime when necessary to help perform this work; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, hereby approves JoAnn Bruno to work overtime when necessary to perform her duties and complete the work to which she is assigned.

2011 RESOLUTION FOR THE PURCHASE OF A SEWER INSPECTION CAMERA FROM PIERCE EQUIPMENT COMPANY IN THE AMOUNT OF \$29,695.00

WHEREAS, after the required legal advertising was published, sealed bids were received in the Council Chambers of the Municipal Building, Bloomfield, New Jersey on September 27, 2011 at 10:00 a.m. 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 a Sewer Inspection Camera; and

WHEREAS, a single bid was received from Pierce Equipment Company, 3388 Route 22 West, Branchburg, New Jersey 08876 in the amount of \$29,695.00; and

WHEREAS, after review of the bid by the Township Engineer it was determined that the bid price was reasonable and met the technical specifications for the equipment as specified in the bid documents; and

WHEREAS, the Director of Finance has certified that funds are available within capital account #C-04-55-967-986 and C-04-55-919-986.

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 Pierce Equipment Company, 3388 Route 22 West, Branchburg, New Jersey 08876 in the amount of \$29,695.00.

2011 RESOLUTION – AWARD OF CONTRACT – WRIGHT’S FIELD PLAY AREA CONSTRUCTION

WHEREAS, after the required legal advertising was published, sealed bids were received in the Council Chambers of the Municipal Building, Bloomfield, New Jersey on September 20, 2011 at 10:00 a.m. 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 Wright’s Field Play Area Project; and

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

WHEREAS, after review of the bids it was determined that the low bidder was Louis Barbato Landscaping, Inc. Holbrook, New York for a Base bid in the amount of \$95,116.50;

Alternate #1 in the amount of \$10,370.00 and Alternate #2 in the amount of \$8,780.00 for a total contact amount of \$49,250.00; and

WHEREAS, after further review of the bid from Louis Barbato Landscaping, Inc., it was confirmed that they would be utilizing a sub-contractor to perform the installation of the safety surface due to the fact that they were not certified to install the surface themselves; and

WHEREAS, failure to provide the names of sub-contractor and providing their Business Registration and Public works Certificates is a reason for rejection of the bid; and

WHEREAS, it is therefore the recommendation of the Township Engineer that the bid submitted by Louis Barbato Landscaping, Inc. be considered unresponsive and rejected; and

WHEREAS, the second lowest bidder, Whirl Construction, Inc., P.O. Box 110, Port Monmouth, New Jersey 07758 did provide a complete and responsive bid package and is certified by the manufacturer to install the specified safety surface for a total contract amount for the Base Bid and Alternate #1 of \$114,566.70; and

WHEREAS, it is the recommendation of the Township Engineer that the contract be awarded to Whirl Construction, Inc., P.O. Box 110, Port Monmouth, New Jersey 07758 for a total contract amount for the Base Bid and Alternate #1 of \$114,566.70; and

WHEREAS, the Director of Finance has indicated that funding is available in Township Account # B-19-10-361-028.

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 project with Whirl Construction, Inc., P.O. Box 110, Port Monmouth, New Jersey 07758 for a total contract amount for the Base Bid and Alternate #1 of \$114,566.70.

2011 AUTHORIZING RESOLUTION FOR THE EXECUTION OF AN APPLICATION FOR A NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION TREATMENT WORKS APPROVAL - CBS CORPORATION - 40-80 ARLINGTON AVENUE, BLOCK 64, LOT 5

WHEREAS, CBS Corporation, formerly Westinghouse Electric Company, 20 Stanwix Street, Pittsburg, PA 15222, hereafter referred to as “the Applicant” has been operating a groundwater treatment facility at 40-80 Arlington Avenue, Bloomfield, NJ since 1995; and

WHEREAS, this facility has been authorized by the New Jersey Department of Environmental Protection (NJDEP) to discharge treated groundwater into the township’s storm drainage system under an approved remedial action work plan identified as NJ SRP ID #86070; and

WHEREAS, this facility has been out of operation since 2007 and now requires upgrading to commence operation; and

WHEREAS, commencement of operation requires that the facility be relocated and upgraded thereby requiring a modification to the remedial action work plan; and

WHEREAS, this modification further requires that the Applicant file a treatment works approval from the NJDEP; and

WHEREAS, a Treatment Works Approval application requires execution of a Statement of Consent (Form WQM-003) by the governing body in which the project is located which is the Township of Bloomfield; and

WHEREAS, the plans and application materials were reviewed and approved by the Township Engineer and were found to be acceptable.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the Mayor of the Township of Bloomfield is hereby authorized to execute the Statement of Consent (Form WQM-003) and any other required documents for submission of a New Jersey Department of

Environmental Protection Treatment Works Approval for the upgrading of a groundwater treatment facility at 40-80 Arlington Avenue, Bloomfield, NJ.

Vote on the preceding six (6) Consent Agenda Resolutions showed the following:

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

Mayor McCarthy then called for Resolutions.

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

2011 RESOLUTION - APPOINTMENT, ASSISTANT PROSECUTOR

WHEREAS, The Township of Bloomfield accepts the resignation of Julio Morejon in his position as the Assistant Prosecutor, effective October 12, 2011.

NOW, THEREFORE, 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 October 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>
John E. Cerza	Assistant Municipal Prosecutor

Vote showed the following:

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

Mayor McCarthy then stated that the Resolution on the Agenda entitled, “2011 Resolution – IT Director” had been deferred.

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

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

LICENSES FOR OCTOBER 17, 2011

TAXICAB OPERATOR’S LICENSE

Carl Wright
9 Dodd Street
Bloomfield, New Jersey 07003
(Bloomfield Taxi)

Hassan Khalil
100 South Feltus Street
Perth Amboy, New Jersey 08879
(Bloomfield Taxi)

OUTDOOR/SIDEWALK CAFÉ LICENSE

Michael Natiello
d/b/a Taqueria Authentica
1035 Broad Street
Bloomfield, New Jersey 07003

RAFFLE LICENSES

Parents Guild of Lacordaire Academy
155 Lorraine Avenue
Upper Montclair, New Jersey 07043
Off Premise Cash Raffle - March 10, 2012

Parents Guild of Lacordaire Academy
155 Lorraine Avenue
Upper Montclair, New Jersey 07043
Off Premise Tricky Tray - March 10, 2012

Vote showed the following:

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

Councilman Joanow moved to approve the request for an Ad Authorization for the 2011 Tree and Stump Removal Program, which was seconded by Councilman Hamilton.

Vote showed the following:

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

Mayor McCarthy took the opportunity to congratulate Councilman Venezia on his recent marriage, and to welcome the Councilman back after his honeymoon.

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

Councilwoman Dunigan moved, Councilman Joanow seconded, and all the Councilmembers agreed to the Adjournment of the meeting. The meeting adjourned at 8:04 p.m.

Respectfully submitted,


Louise M. Palagano, Municipal Clerk