

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
JANUARY 23, 2007**

The regular meeting of the Bloomsbury Borough Council was held on January 23, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:00 PM by the reading of the Sunshine Law by Acting Borough Clerk, Lisa Burd.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel - excused
Vicky Papics	Martha Tersigni
Mark Peck, Mayor	Eric Weger
Steve Ross - arrived 7:25	William Edleston, Esq.

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mr. Weger to approve the regular meeting minutes of November 28, 2006. All ayes. Motion carried.

A motion was made by Mrs. Tersigni, seconded by Mrs. Papics to approve the executive session meeting minutes of November 28, 2006. All ayes. Motion carried.

A motion was made by Mrs. Tersigni, seconded by Mrs. Papics to approve the re-organization meeting minutes of January 1, 2007, as amended. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Tersigni moved Council approve the Tax Collector's Report of December 13, 2006 seconded by Mrs. Flink

ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

Mr. Weger moved Council approve the Tax Collector's Report of January 3, 2007, seconded by Mrs. Papics.

ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

Council reviewed a letter from Jane Heater, Tax Collector dated December 20, 2006 advising Council of a tax sale held on December 6, 2006 for unpaid municipal liens.

APPROVAL OF BILL LIST

Mrs. Tersigni moved Council approve the bill list of January 23, 2007, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

V. Papics:

Recreation -

- Mrs. Papics reported attending the Recreation Commission Meeting.

Scott Parker presented Council will an updated list of Recreation Commission members and their term expirations. There are two open alternate positions.

Mr. Parker submitted a letter requesting that the annual payment be made to the Greenwich Recreation.

Mr. Parker reported that the 2nd Annual girl's softball tournament was held in June 2006. Speedy Dry was purchased and used on the fields due to rain. Greenwich spent approximately \$1,300 to cover three playing venues and have asked that Bloomsbury pay the portion used on pour fields totaling \$312.00

Mrs. Papics moved Council approve the payment of \$312.00 to cover the cost of the Speedy Dry used on the Bloomsbury fields, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

Mr. Parker reported that the door on the snack shack is still broken. Mayor Peck reported that Bob Heinrich is aware of the problem and will be making the needed repairs.

Bloomsbury Celebrations Committee -

- Mrs. Papics reported that the BCC has received all required permits to conduct the Christmas tree Bon fire at the park on January 26, 2007.
- Mr. Weger questioned who would be in charge of traffic and parking. Mrs. Papics will report back to the clerk by January 25, 2006.

C. Flink:

Rescue-

- Rescue reported 341 calls to date.
- The Rescue Squad will bring the new rescue vehicle to the February 27th Council meeting at 6:45 pm.

Fire Department-

- The Hose Company Responded to 142 call in 2006, 44 in the Borough.

OEM-

- The Flood Mitigation plan questionnaire has been submitted to the Delaware River Basin Commission. There were \$70,000 mitigation cost in Bloomsbury, but they were not sure

of the source of the problem. No significant flooding has been noted in Bloomsbury. We need to develop a hazardous mitigation plan.

- The Hunterdon County Utility Authority will not be collecting computers this year, but will be working with good will locations in the County and these locations will be announced with other collection information.

M. Tersigni:

Planning Board-

- Annual Planning Board re-organization was held on January 16, 2007.

The following appointments were made:

Tom Reilly will serve as Chairman and Todd Mickey will serve as Vice-Chairman.

Steve Gruenberg was appointed Planning Board attorney.

Robert Zederbaum was appointed Borough Engineer.

Martha Tersigni - Class III member, 1-year term

George Allen - Class IV member, 3 year term

Tom Reilly - Class IV member, 3 year term

Chris Smith - Class II member, 1 year term

- The Board approved a variance application for a Fawn Run property which led to a detailed discussion on the Fawn Run Zoning. The Board believes that the zone should be amended as a new zone or an overlay zone to solve the problem of the building envelopes created when the development went in.
- Mayor Peck advised that the Board requested Mr. Gruenberg review the zone and consider amending the ordinance.
- The TA application was deemed administratively incomplete and they have requested to be on the March agenda.

Administration-

- Borough audit is underway this week.
- The Clerk has received all food license applications except one.
- Dog licensing is underway and the rabies clinic will be held this Saturday. Mrs. Tersigni reminded everyone that printed materials must be submitted to the Clerk for review before distribution.

M. Peck:

Water Department-

- Mayor Peck reported that the Water Company has exceeded its water allocation for years and more than half of the water has been unaccounted for.

The Mayor and Robert Zederbaum met with representatives from the DEP on December 12th to discuss a plan for improvements to the water company and the renewal of our permit.

Prior to the meeting in December an aggressive leak repair program began. 10-12 leaks have been repaired and the Mayor reported that they have seen a dramatic improvement and the DEP is pleased with the effort made.

Mayor Peck explained that the water company will be replacing every water meter in the Borough and Mrs. Tersigni has been researching grants for which we will apply for the replacement of the meters and the installation of external reads.

The Borough must submit a report by the end of January outlining our plan for continued improvements.

The Mayor reported that the Water Company Clerk, Jill Homa, suddenly resigned Christmas week and Lisa, Kim and Martha have been working together to keep operations moving. While the water company is re-structured, Lisa and Kim will be paid a proportionate amount of the water clerks salary.

STATE POLICE REPORT

Mayor Peck reported Council will be reviewing an ordinance for the installation of stop signs in the Borough and requested that the State Police assist in the monitoring and enforcement of these additional signs. Sergeant Sofhauser stated that Council must make sure that the signs are installed properly with stop lines painted on the roadway and the appropriate curbing painted yellow.

Sergeant Sofhauser reported that individual troopers will be assigned to patrol each municipality.

Ilse Goshen reported that people are using paint ball guns in the woods at Mayor Tuxhorn Park. Sergeant Sofhauser suggested that anyone who observes this must call the State Police immediately.

MILL REDEVELOPMENT

Mayor Peck stated that Mr. Louw was in Costa Rica during the month of December and he has been unable to reach him to discuss the status of the Mill project.

FIRST READING - ORDINANCE # 101-07- AN ORDINANCE SETTING THE SALARIES FOR EMPLOYEES OF THE BOROUGH OF BLOOMSBURY, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FOR THE YEAR 2007

BE IT ORDAINED by the Mayor & Common Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey.

Section 1. This ordinance shall fix the salaries of the employees named herein for the year 2007.

Section 2. Salaries for the year 2007 are as follows:

a. Borough Clerk/Administrator	\$18,000 - \$33,000
b. Deputy Clerk	\$9.00 per hour
c. Chief Financial Officer	\$9,000 - \$18,000
d. Tax Assessor	\$5,000 - \$9,500
e. Tax Collector	\$5,000 - \$10,500
f. Public Works Superintendent	\$6,500 - \$16,000
g. Public Works Laborer #1	\$5,000 - \$14,500
h. Public Works Laborer #2	\$3,600 - \$8,000
i. Public Works Laborer #3	\$3,000 - \$7,500
j. Water Superintendent	\$6,000 - \$13,000
k. Filter Plant Attendant	\$3,600 - \$6,500
l. Assistant Laborer (Water)	\$3,000 - \$7,000
m. Clerk/Water Department	\$4,500 - \$9,000
n. Planning Bd. Secretary	\$1,500 - \$3,000
o. Code Enforcement Officer	\$5,000 - \$8,000
p. Assistant Code Enfor. Officer	\$13.00 per hour
q. Emergency Mgt. Coordinator	\$2,000 - \$4,000
r. Assistant EMC	\$7.50 per hour
s. School Crossing Guard	\$28.30 per day
t. Regular Laborer	\$14.95 per hour
u. Seasonal Laborer	\$9.60 per hour
v. "Call to Dig" Coordinator (Water)	\$800 per year
w. Water line mark-outs	\$25.00 each

Section 3. All salaries and hourly wages contained herein shall be retroactive as of January 1, 2007 and shall include a 4 % increase.

Section 4. All ordinances inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication according to law.

Mr. Ross moved Ordinance # 101-07 be adopted on first reading and published in the Hunterdon County Democrat, as amended, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papis-aye; Ross-aye; Tersigni-aye; Weger-aye; Scheffel-absent. Motion Carried.

FIRST READING ORDINANCE # 102-07 - AN ORDINANCE SUPPLEMENTING THE ORDINANCES OF THE BOROUGH OF BLOOMSBURY ENTITLED "VEHICLES AND TRAFFIC" BY ESTABLISHING STOP SIGNS AT CERTAIN INTERSECTING STREETS WITHIN THE BOROUGH.

BE IT RESOLVED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and the State of New Jersey as follows:

The following stop signs are hereby authorized at the following intersecting streets within the Borough of Bloomsbury.

1. Stop sign facing Church Street at the intersection of Center Street and North Street.
2. Stop signs facing Church Street and Route 173 at the intersection of Center Street and Main Street.
3. Stop sign facing Church Street at the intersection of Center Street and Brunswick Avenue.
4. Stop signs facing Church Street and Route 173 at the intersection of Brunswick Avenue and Gardner Street.
5. Stop signs facing Church Street and Route 173 at the intersection of Wilson Street and Main Street.

BE IT FURTHER RESOLVED the Mayor, Borough Attorney, and Borough Clerk are hereby authorized to take such steps as necessary to obtain all County and State approvals for the same.

Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

Mr. Ross moved Ordinance # 102-07 be adopted on first reading and published in the Hunterdon County Democrat, as amended, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Ross-aye; Tersigni-aye; Weger-aye; Scheffel-absent. Motion Carried.

RESOLUTION # 14-07 - BLOOMSBURY HOSE COMPANY # 1 INC. OFF-PREMISE 50/50 RAFFLE

WHEREAS, the Bloomsbury Hose Company #1 Inc. is the licensee on the application to conduct an Off-Premise 50/50 Raffle on May 18, 2007 to be held at the Bloomsbury Hose Company, 91 Brunswick Avenue, from 6:30 PM – 10:30 PM.

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid off-premise 50/50 raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

1. The off-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mrs. Papics moved Council adopt Resolution # 14-07, seconded by Mr. Weger. All ayes. Motion carried.

ALTERNATE SNOW PARKING

Mrs. Tersigni questioned if alternate parking arrangements have been made for residents during snow days. The Mayor stated that he has not received a response from the property owner on North Street to date.

APPROPRIATION OF FUNDS FOR STREETS AND ROADS PROJECTS

Mr. Weger requested Council consider appropriating \$20,000 - \$25,000 for either chip and seal or sidewalk repair and installation. Mr. Weger stated that the funds could be used to cover engineering fees associated with plans for such project completion. Mayor Peck, Mr. Weger, and Mr. Zederbaum will discuss and Mr. Weger will report back to Council at the February meeting.

CORRESPONDENCE

Mayor Peck reported that the Borough has received the second payment for the Stormwater Management Grant.

OPEN TO THE PUBLIC

Richard Lipski, 119 Main Street stated that on December 6th, his truck was towed because it was parked on the street during street sweeping. Mr. Lipski admitted receiving notice about the No Parking rule that was in effect, but stated that it slipped his mind and that as a result, his wife and

three week old son were left at home without transportation for an entire day. Mr. Lipski further stated that in the past, someone would have knocked at the door and asked them to move the truck.

Ilse Goshen stated that she and other members of the Environmental Commission had published the notice in two newsletters, and posted notices at the post office and on every telephone pole in town. She further stated that the morning of street sweeping, they placed notices on the windshields of vehicles remaining in the street and also asked people to move their cars when the owner could be located. Discussion followed.

Mr. Lipski requested the Council rescind the \$54.00 ticket and reimburse him the \$202.00 towing charge. Discussion followed.
No official action was taken.
Mr. Lipski will follow up with Mayor Peck.

Mr. Edleston left the meeting at 8:28 pm.

Ilse Goshen reported that the Environmental Commission will be presenting the Environmental Resource Inventory on January 31, 2007 from 7-9 PM at the Bloomsbury Elementary School.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Ross, seconded by Mr. Weger. All ayes, motion carried. Meeting adjourned at 8:31 PM.

Respectfully Submitted,

Lisa A. Burd,
Acting Borough Clerk

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
FEBRUARY 27, 2007**

The regular meeting of the Bloomsbury Borough Council was held on February 27, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:00 PM by the reading of the Sunshine Law by Mayor, Mark R. Peck.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink
 Vicky Papics
 Mark Peck, Mayor
 Steve Ross - excused

Marc Scheffel
Martha Tersigni
Eric Weger
William Edleston, Esq.

FLAG SALUTE

OATH OF OFFICE

Mr. Edleston administered the Oath of Office to Councilman Marc Scheffel.

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mr. Weger to approve the regular meeting minutes of January 23, 2007 as amended. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Tersigni moved Council approve the Tax Collector's Report of January 31, 2007 seconded by Mrs. Papics.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

APPROVAL OF BILL LIST

Mr. Weger moved Council approve the bill list of February 27, 2007, seconded by Mr. Scheffel.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

C. Flink:

Rescue-

- Rescue reported 22 calls to date.
- The Rescue Squad requested they be placed on the April agenda instead of the March agenda and will be bringing the new rescue vehicle to Borough Hall prior to the start of the meeting.

Fire Department-

- The Hose Company Responded to 8 calls to date.

OEM-

- Mrs. Flink reported that the Borough does not have to complete a flood mitigation plan, but will be responsible for an all hazards mitigation plan. Mr. Flink will be attending a meeting in March and will report back to Council with details of the requirements.
- Mrs. Flink reported that all Council members must complete the ICS-402 training and that a class will be held on March 28th in Union Township. All Council members must let Lisa know if they will be attending. Mrs. Flink will update Council on the availability of other classes and locations at the next meeting.

M. Tersigni:

Planning Board-

- An additional ERI presentation was given at the February meeting. The Board discussed the inclusion of the ERI into our Master Plan and there was discussion about a Planner who may be able to provide some services free of charge.
- The Board would like Council to consider the installation of sidewalks as mentioned in the letter from The Hunterdon County Engineer's Office dated January 23, 2007, in reference to the Rt. 579 Bridge improvement project. Council reviewed the letter and brief discussion followed. Mayor Peck will contact the County for additional information.

Administration-

- Cable franchise fees increased slightly over last year and the Borough received \$2,434.00. The Borough also received \$103,500.00 for Sprint cell tower rent for the next five years.
- Mrs. Tersigni reminded Council that the newsletter information is due and nothing has been received from any group in the Borough.
- Council discussed the available mailboxes on the Borough phone system. Brief discussion followed. The Clerk will work with Embark to eliminate unnecessary mailboxes and make changes to others.
- Mrs. Tersigni reported that parking spaces on East Street for the municipal offices are continually used for non borough business. The clerk pulled a letter dated January 2003, from the Borough Engineer stating that the parking along East Street is in the municipal right of way and therefore parking rules need to be enforced by the Borough. The Mayor will discuss this issue with Mrs. Tersigni and report back to Council next month.
- The Water Department bills have been mailed out and the next meter reading cards will be sent on time. Mrs. Tersigni reported that she is currently working on Water Department funding paperwork for the meter replacement program.

V. Papics:

Bloomsbury Celebrations Committee -

- Mrs. Papics reported low turnout at the BCC Bon fire due to the extreme cold weather.
- The BCC will assist the Fire Company with their 100th Anniversary Celebration.

E. Weger:

Mr. Weger reported that the roads are fine and Mr. Heinrich is doing a great job.

M. Scheffel:

No report.

M. Peck:

Water Department-

- Water Department job descriptions have been drafted and the meter replacement program as well as the job descriptions will be discussed later in the agenda.

STATE POLICE REPORT

No report.

BLOOMSBURY HOSE COMPANY 100th ANNIVERSARY CELEBRATION

The Bloomsbury Hose Company will host a celebration over the weekend of August 3rd & 4th beginning with a formal banquet at the Firehouse on Friday night. A parade with local fire departments and rescue squads will be held in the Borough on Saturday, August 4th with a celebration to follow at Ed Tuxhorn Park. The evening will end with a fireworks display provided funding is available.

The Hose Company submitted a list of preliminary requests for assistance from the Borough and will provide appropriate updates to Council as planning continues.

Mrs. Tersgni moved Council support the efforts of the Hose Company in the planning of their Centennial Celebration, seconded by Mrs. Papics.
All ayes. Motion carried.

SECOND READING - ORDINANCE # 101-07- AN ORDINANCE SETTING THE SALARIES FOR EMPLOYEES OF THE BOROUGH OF BLOOMSBURY, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FOR THE YEAR 2007

Mayor Peck proposed the following changes:

Section 2.

- v. Call to dig Coordinator range changed from \$1,200 - \$2,000 to \$800.00/ year
- w. Water line mark - outs change from \$20.00 each to \$25.00 each.

Mrs. Papics moved discussion be opened to the public, seconded by Mr. Weger. No public comment. Mr. Weger moved Council close discussion the public hearing, seconded by Mrs. Papics. Mrs. Papics moved Council adopt Ordinance # 101-07 as amended, seconded by Mrs. Flink.

ROLL CALL VOTE: Flink-aye, Papics-aye, Scheffel,-aye, Tersigni-aye, Weger-aye.

SECOND READING ORDINANCE # 102-07 - AN ORDINANCE SUPPLEMENTING THE ORDINANCES OF THE BOROUGH OF BLOOMSBURY ENTITLED "VEHICLES AND TRAFFIC" BY ESTABLISHING STOP SIGNS AT CERTAIN INTERSECTING STREETS WITHIN THE BOROUGH.

Mrs. Tersigni questioned the amount of parking spaces which may be eliminated in curbing is painted appropriately, prohibiting parking within 50 feet of the stop signs.

Mrs. Papics moved discussion be opened to the public, seconded by Mrs. Flink.

Ilse Goshen - 69 Main Street

Mrs. Goshen stated that she didn't think the installation of the stop signs on Center will alter the parking situation significantly.

Mike Galluppo- 26 Main Street

Mr. Galluppo stated that the 50 feet of no parking applies only to the side of the street that the stop sign is located on. Discussion followed.

Mrs. Papics moved Council close discussion the public hearing, seconded by Mr. Weger. Mr. Scheffel moved Council adopt Ordinance # 102-07, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye, Papics-aye, Scheffel,-aye, Tersigni-aye, Weger-aye.

BLOOMSBURY WATER DEPARTMENT

The Mayor reported that the Bloomsbury Water Department must undergo certain changes. Job descriptions have been drafted and must be adopted for all Water Department employees including a Licensed Operator, Water Department Supervisor, Water Department Assistant, and Water Department Clerk. The vacant positions will then be advertised so that the Water Department will be appropriately staffed.

Discussion followed. The title "Water Company" will be changed to "Water Department" throughout the job descriptions.

Mr. Weger moved Council adopt the Water Department Job Descriptions, as amended, seconded by Mr. Scheffel.

ROLL CALL VOTE: Flink-aye, Papics-aye, Scheffel,-aye, Tersigni-aye, Weger-aye.

Mayor Peck reported that the Water Department has had approximately 50% unaccounted for water over the past ten years, outlining the following action which has been taken and issues which remain:

- Leaks have been identified and repaired -dramatic water savings has been realized.
- Non-profit organizations will be reminded of the requirement to report their water usage.
- Consumer reporting is being looked at to ensure accurate reading and the Water Department has hired someone to read every meter in the Borough.
- All water meters need to be replaced - most of them are fifty years old unless recently changed due to breakage.
- Billing system is outdated and needs to be upgraded.
- New meters installed with remote read capability so that each location will be read by water department employee eliminating the "honor system".

Mr. Peck reported the Borough has applied for a DEP grant, but if it is necessary to finance the entire project, it can be spread out over a period of several years. The anticipated increased revenue generated from tightening up billing procedures may prevent a water rate increase.

Mr. Peck stated that he would like the project to go out for bid by end of March if possible. and would anticipate the meter replacement project to begin by mid-summer.

Mr. Weger moved Council authorize Bill Edleston and Robert Zederbaum to prepare a bid package for the purpose of getting of new meters and external read transmitters, seconded by Mr. Scheffel.

All ayes. Motion carried.

Mr. Edleston explained that the bid will prepared with options, including meters, remote transmitter units, read software, billing software, and installation costs.

MILL REDEVELOPMENT

Mr. Louw reported that the DEP application for waiver from the Highlands Exemption was reviewed and after 90 days it was returned requesting five parking spaces be eliminated. Mr. Louw made the appropriate changes and returned the application two days later.

Mr. Louw reported that Marcia Karrow's office has been following up about the progress of the project.

Preliminary septic plans were taken to the Health Department to see if there is anything that needs to be changed and Mr. Louw is looking into alternative septic systems.

The Health Department wants 10 foot clearance between septic field and neighboring property. Without this distance, Mr. Louw would be required to submit another application to the DEP

which may delay the project by another 6 months. The removal or relocation of the small shed on the property may prevent this. Discussion followed.

The architectural plans will be ready in approximately three weeks

Mrs. Tersigni questioned if the agreement between the Borough and Mr. Louw should be amended to reflect the altered timeline. Discussion followed. Mr. Edleston will look at the current agreement and report back to Council at the March meeting.

RESOLUTION # 15-07- BLOOMSBURY HOSE COMPANY # 1 INC. ON PREMISE 50/50 RAFFLE

WHEREAS, the Bloomsbury Hose Company #1 Inc. is the licensee on the application to conduct an On-Premise 50/50 Raffle on March 10, 2007 to be held at the Bloomsbury Hose Company, 91 Brunswick Avenue, from 4:00 PM – 11:30 PM.

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid on-premise 50/50 raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

1. The on-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mr. Weger moved Council adopt Resolution # 15-07, seconded by Mr. Scheffel.
All ayes. Motion carried.

RESOLUTION # 16-07 - BLOOMSBURY ELEMENTARY SCHOOL P.T.O. ON PREMISE 50/50 RAFFLE AND ON PREMISE DRAW RAFFLE

WHEREAS, the Bloomsbury Elementary School P.T.O. is the licensee on the application to conduct an On-Premise 50/50 Raffle and On-Premise Draw Raffle on April 27, 2007 to be held at the Bloomsbury Elementary School, 20 Main Street, Bloomsbury, NJ from 7:00 - 11:00 PM; and

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid on-premise 50/50 raffle and on-premise draw raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

2. The on-premise 50/50 raffle and on-premise draw raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mrs. Papics moved Council adopt Resolution # 16-07, seconded by Mr. Weger.
All ayes. Motion carried.

RESOLUTION # 17-07 - RESOLUTION FOR PARTICIPATION IN PARIS GRANT PROGRAM

BE IT RESOLVED, by the Mayor and Council of Bloomsbury Borough, that:

WHEREAS, the State of New Jersey has launched its pioneering Public Archives and Records Infrastructure Support (PARIS) grant program to meet the strategic records management, preservation, and storage needs of county and municipal governments; and

WHEREAS, a top priority of the PARIS grants program is to achieve efficiencies of cost and operation through shared services and to create a service structure for municipalities that do not have the resources to create one for themselves; and

WHEREAS, in the 2007-08 grant cycle, priority funding will be given to county projects to perform municipal inventories for all of their municipalities; and

WHEREAS, Bloomsbury Borough desires to collaborate with the county in the performance of an archives and records management inventory, needs assessment, and strategic plan; and

WHEREAS, Bloomsbury Borough urges the county to develop a proposal to perform county-wide municipal inventories, needs assessments, and strategic plans; and

WHEREAS, Bloomsbury Borough is acknowledging that the county would be both the lead agency and the applicant for such a proposal; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of Bloomsbury Borough that Bloomsbury Borough does support and commit to cooperation and participation in the PARIS grant for the purposes set forth above, and to execute and deliver all documents required incident thereto.

Mr. Weger moved Council adopt Resolution # 17-07, seconded by Mrs. Papics.
All ayes. Motion carried.

RESOLUTION # 18-07- RESOLUTION AUTHORIZING APPLICATION FOR A LOAN FROM THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM

WHEREAS, the Borough of Bloomsbury intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the Bloomsbury Water Department Compliance Upgrade including the installation of new water meters, replacement of outdated water meters, and the purchase of new meter reading and other associated and necessary equipment.

NOW, THEREFORE BE IT RESOLVED, that, Mark R. Peck, Mayor be authorized to act as the Authorized Representative to represent the Borough of Bloomsbury in all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at 91 Brunswick Avenue, Bloomsbury, NJ 08804 or by phone at 908-479-4200.

Mr. Scheffel moved Council adopt Resolution # 18-07, seconded by Mr. Weger.
All ayes. Motion carried.

HUNTERDON COUNTY CHAMBER OF COMMERCE

Council reviewed a letter from the Hunterdon County Chamber of Commerce dated February 1, 2007 requesting the Borough contribute \$100.00 administration fee for our membership on the Council.

Mr. Weger moved Council authorize payment of \$100.00 to the Chamber of Commerce, seconded by Mr. Scheffel.

ROLL CALL VOTE: Flink-aye, Papics-aye, Scheffel,-aye, Tersigni-nay, Weger-aye.

CORRESPONDENCE

Council reviewed correspondence.

OPEN TO THE PUBLIC

Kathy Foulk - 82 Main Street
Asked when the filing date for someone to run for Mayor is.

CHURCH OF THE ANNUNCIATION

Stacy Pincus requested Council approval to allow the Youth Ministry to lead Stations of the Cross down Main Street on Good Friday, April 6, 2007, beginning at 3:00. Ms. Pincus will designate a few adults to ensure the group is able to cross the street safely and provide the Borough Clerk with this information prior to April 6th.

Mr. Weger moved Council give approval for the vent, seconded by Mrs. Papics. All ayes.
Motion carried.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Weger, seconded by Mr. Scheffel. All ayes, motion carried. Meeting adjourned at 8:58 PM.

Respectfully Submitted,

Lisa A. Burd,
Acting Borough Clerk

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
MARCH 27, 2007**

The regular meeting of the Bloomsbury Borough Council was held on March 27, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:01 PM by the reading of the Sunshine Law by Mayor, Mark R. Peck.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel
Vicky Papis - excused	Martha Tersigni
Mark Peck, Mayor	Eric Weger
Steve Ross - excused	William Edleston, Esq.

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mr. Weger, seconded by Mrs. Tersigni to approve the regular meeting minutes of February 27, 2007. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mr. Scheffel moved Council approve the Tax Collector's Report of March 7, 2007 seconded by Mrs. Tersigni. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mrs. Tersigni moved Council approve the bill list of March 27, 2007, seconded by Mr. Weger.
ROLL CALL VOTE: Flink-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

E. Weger:

Mr. Weger requested Mr. Francisco provide a copy of the street lights bills so that he may review them. Mr. Francisco will provide appropriate information.

Streets and Roads-

Mr. Weger suggested that streets be examined for deterioration prior to scheduling another street sweeping.

Mr. Weger asked Council consider purchasing a new push mower for use by public works. Discussion followed. The Clerk will let Mr. Heinrich know that he is authorized to purchase a new mower.

Mr. Weger, Mr. Heinrich and Mayor Peck will meet to discuss road repairs and report back to council.

Mr. Scheffel asked Council consider having a spring leaf pick up. Mrs. Tersigni explained that the leaves collected in the fall are taken to a farm where they are tilled into the ground and that would not be possible in the spring when crops are planted. The Clerk will mention the idea to Mr. Heinrich and see if it would be possible to have a spring leaf collection.

C. Flink:

OEM-

- Training to be held on March 28th and a make up date has been scheduled for April 13th in Readington Township.
- Mrs. Flink reported that there has been some discussion of the possible removal of the damn in Bloomsbury by the Delaware River Waterbasin Commission.

Fire Department-

- The Bloomsbury Hose Company No. 1 reported 10 runs in February; 4 fire, 1 structure fire, 1 miscellaneous assist and 4 motor vehicle accidents. A total of 44 man hours and 98 vehicle miles.

Hunterdon County Utilities Authority-

- Mrs. Flink reported a 6% decrease in tonnage to date this year over 2006.
- Additional materials will be added to the list of mandatory recycling items and the County anticipates this to increase the total materials recycled by 35%.

Rescue-

- The Rescue Squad will be bringing the new rescue vehicle to Borough Hall prior to the start of the April 24th meeting. All Council members are encouraged to attend.

M. Tersigni:

Planning Board-

- The Board has asked that Eloise Hagaman calculate the open space and respond to a request from the County.
- Board approved moving ahead with phase II review of the master plan. No cost cap was built in and discussion continued about a planner who may be able to assist the Borough at little or no cost
- The Borough engineer was unable to attend the March Planning Board meeting and therefore, the Verizon public hearing was continued to the April meeting.
- The Travel Centers Application was deemed administratively complete.

Administration-

- **Audit is complete.**
- **The Budget will be presented tonight for approval**
- 4,000 funding from clean communities funding
- Funding application for upgrades to the water system. than you Lisa for assistance in getting this completed.
- ERI is available for
- Pools must be filled on odd/ even days - according to house numbers.
- Recycling tonnage report due to the state in April
- Financial Disclosure statements are due by April 15th.

M. Peck:

Water Department-

- Mr. Peck explained that there has been a vacancy in the Water Department Clerk position since the end of 2006 and that the Borough Clerk has been the acting water clerk.

Mr. Weger moved Lisa be appointed water clerk, seconded by Mrs. Flink. All ayes.
Motion carried.

- Mayor Peck reported that Steve Ross has resigned from Council. The seat will remain vacant until the November election. Mr. Ross' responsibility for the quarterly Borough Newsletter will once again fall on Lisa and the Mayor requested that Council members double efforts to provide her with content in a timely manner.

BOROUGH STREET SIGNS

Mr. Edleston reported that Mr. Zederbaum has stated that the DOT will not be in favor of the installation of the additional stop signs in the Borough. Mr. Zederbaum stated that we would have to redesign the Borough Streets which is not economically feasible. Mayor Peck stated that he feels that it would be necessary to notify drivers of the anticipated traffic pattern changes.

STATE POLICE REPORT

No report.

2007 BUDGET

Mr. Francisco reported that there are a few line item increases in this years budget including about 6,000 across the board for salaries, increased donation to the fire and rescue squad, 2,000 for a new computer for the office and an 11% increase for our insurance, or about \$5,000.

He explained that the overall budget increase is about \$11,000 or one tax point in the Borough. Last year our rate was \$0.21 and the proposed budget would go to \$0.02.

Mr. Schroeder explained that his recommendation to Council is to adopt this minimum increase to help maintain the fund balance of \$166,000 giving consideration to the new regulations limiting the tax rate increase to 4% per year.

ORDINANCE # 103-07 - AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the Borough of Bloomsbury in the County of Hunterdon finds it advisable and necessary to increase its CY 2007 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and the citizens; and

WHEREAS, the Governing Body hereby determines that a one percent increase in the budget for said year, amounting to \$5,042.94 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Borough of Bloomsbury, County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2007 budget year, the final appropriations of the Borough of Bloomsbury shall, in accordance with this ordinance and N.J.S.A. 40A:40-45.14, be increased by 3.5% amounting to \$17,650.32, and that the CY 2007 municipal budget for the Borough of Bloomsbury be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote thereon, be filed with said Director within 5 days after such adoption.

Mr. Weger moved Ordinance # 103-07 be adopted on first reading and published in the Hunterdon County Democrat, seconded by Mr. Scheffel.

ROLL CALL VOTE: Flink-aye; Papics-absent; Scheffel-aye, Tersigni-aye; Weger-aye.

Motion Carried.

RESOLUTION # 19-07 - 2007 SELF EXAM RESOLUTION

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.S.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5, the Borough of Bloomsbury has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2006 budget year, so

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bloomsbury that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges.
 - b. Deferred charges and statutory expenditures.
 - c. Cash deficit of preceding year.
 - d. Reserve for uncollected taxes.
 - e. Other reserves and non-disbursement items.
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth.
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVELD, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

Mrs. Tersigni moved Council adopt Resolution # 19-07; seconded by Mr. Weger.
ROLL CALL VOTE: Flink-aye; Scheffel-aye, Tersigni-aye; Weger-aye.

BUDGET INTRODUCTION

Mr. Scheffel moved Council Introduce the Budget with the 1% increase, as proposed with the public hearing to be held on April 24, 2007; seconded by Mr. Weger.
ROLL CALL VOTE: Flink-aye; Scheffel-aye, Tersigni-aye; Weger-aye.

MILL REDEVELOPMENT

Mayor Peck reported that Mr. Louw has received his exception from the highlands Council. Mr. Edleston will draft an amendment to the contract to extend the deadline dates appropriately.

RESOLUTION # 20-07 - RESOLUTION REQUESTING THE HUNTERDON COUNTY RESOLUTION REQUESTING THE HUNTERDON COUNTY BOARD OF CHOSEN FREEHOLDERS TO BANK AND RESERVE FUNDS ALLOCATED FOR THE BOROUGH OF BLOOMSBURY IN THE OPEN SPACE TRUST FUND

WHEREAS, the Borough of Bloomsbury Common Council is requesting the Hunterdon County Board of Chosen Freeholders to Bank and Reserve the Open Space Trust Fund amount of \$4,571.64 for Calendar Year 2006 and \$5,234.24 for Calendar Year 2007 allocated for the Borough of Bloomsbury for further consideration.

Mrs. Tersigni moved Council adopt Resolution # 20-07, seconded by Mr. Weger. All ayes.
Motion carried.

ACCIDENT INSURANCE POLICY

Mayor Peck stated that Council is desirous of renewing this accident policy each year as part of the annual insurance package and moving forward, there will be no need to seek annual approval for the expenditure of \$350.00 for said coverage. All ayes.

BLOOMSBURY FINE ARTS AND CRAFTS FESTIVAL

RESOLUTION # 22-07 - STREET CLOSURE FOR BLOOMSBURY FINE ART & FINE CRAFT FESTIVAL

WHEREAS, the Bloomsbury Fine Art & Fine Craft Festival is a Bloomsbury PTO fundraiser for the Bloomsbury Elementary School, and

WHEREAS, the festival will be held on Borough streets on September 22nd and 23rd, 2007, and

WHEREAS, to ensure safety, it is necessary and proper to close Main Street from Church Street to East Street and Center Street from Brunswick Avenue to North Street to vehicular traffic beginning at 3:30 pm on September 21st and ending at 7:00pm on September 23rd.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, as follows:

1. The Bloomsbury Fine Arts and Fine Crafts Festival is hereby endorsed.
2. The partial closure of Main and Center Streets will be in effect during the times above recited.
3. Vehicles not removed from the above mentioned street will be ticketed and towed at the owners expense.
4. The Borough Clerk shall notify the State Police of this action.
5. This Resolution shall be posted in (5) conspicuous spots within the Borough.

Mrs. Tersigni moved Council adopt Resolution #22-07; seconded by Mr. Weger. All ayes. Motion carried.

Mrs. Skapinetz reported having tendered her resignation as Arts Festival Director effective the end of the 2007 festival as she and her husband plan to move early next year. A letter has been mailed out to parents to request help to continue the festival.

Mayor Peck wanted to Thank Mrs. Skapinetz for all of her hard work with the start up and continued success of the Festival. Mayor Peck requested the Clerk include an invitation to participate in the festival operations in the next Borough Newsletter.

Mrs. Skapinetz wanted to express the importance of the festival in providing much needed funding for Bloomsbury Elementary School Programs.

ENVIRONMENTAL COMMISSION

The Bloomsbury Environmental Commission will host a Borough Park Clean Up on Earth Day, Sunday, April 22, 2007 from 12:00 - 4:00 pm. Clean Communities Grant money will be used to pay for the dumpster used.

RESOLUTION FOR A JOINT TASK FORCE

WHEREAS, there have been several recent automobile accidents and fatalities involving teenage and younger drivers on and along state, county and municipal roadways in southern Warren County; and

WHEREAS, there is a need to promote safe driving and ensure safe roadways for all area residents, travelers and guests; and

WHEREAS it is the intention of the area municipalities to work in conjunction with one another and with State and local law enforcement and Phillipsburg High School educators to address this need; now, therefore, be it,

RESOLVED, that the Borough of Bloomsbury does hereby subscribe to and desire to participate in a Joint Task Force on Teenage Driving; and be it further

RESOLVED, that the Mayor and Chief of Police, if any, of the Borough of Bloomsbury is hereby authorized to and consult with and participate in the Joint Task Force on Teenage Driving and to coordinate Joint Task Force efforts by and among the subscribing members; and be it further

RESOLVED, that the Borough of Bloomsbury does hereby allocate and pledge the sum of \$5,000.00 to the operation of the Joint Task Force on Teenage Driving, which funds shall be expended within this Town, Township or Borough, and shall not be exceeded without the express consent of this Council or Committee; and be it further

RESOLVED, that it is the intention of this Joint Task Force to work in conjunction with Phillipsburg high School educators, the NJ State Police and the subscribing community's law enforcement departments to conduct a general assembly at Phillipsburg High School for all driving age students in attendance and to actively enforce all safe and legal driving law pertaining to new and teenage drivers in particular and all motor vehicle operators in general; and be it further

REVOLVED, that it is the intention of this Joint Task Force to conduct this assembly and begin this enforcement in advance of the Spring prom and senior banquet seasons; and be it further

RESOLVED, that it is sincere hope of this Council or Committee that this Joint Task Force, by and through this municipality's participation, can promote safe driving and safer roadways for its children, drivers, residents, travelers and guests.

No motion was made in support of the Resolution for a Joint Task Force. Council discussed the Borough's inability to contribute \$5,000 due to limited resources. Council requested the Mayor send a letter of support.

125 MAIN STREET

Erica Edwards appeared, representing Sandra Schuler, 125 Main Street.

Ms. Edwards stated that this is more than an ongoing problem, it has been a long standing problem, that her client, Ms. Schuler had no idea that this is what she would experience when she purchased her home.

Mayor Peck stated that he has advised Ms. Schuler on several occasions that she may have a right of action against her predecessor in title for failure to disclose a material condition.

Ms. Edward explained that her client is seeking for both an immediate short term as well as a long term solution. She asks the Council to commit to a short term and long term remedy for this problem.

Discussion followed.

Mayor Peck reported discussing the issue with Mr. Zederbaum, who indicated that a comprehensive study would cost \$5,000. Mayor Peck asked Mr. Edleston to what extent is the Borough obligated or if so inclined to what extent, can the Borough take action and spend tax dollars to benefit one tax payer.

Discussion followed.

Mr. Weger questioned what action the property owner has taken to remedy the situation that exists on her property. Mrs. Tersigni explained that the earliest complaint was made in April of 2005 and Council is unaware of any action taken to date.

Mr. Edleston will work with the Clerk to review any files which may contain information about the property or work completed which may have impacted this situation and report back to Council.

The Clerk advised Ms. Edwards that all inspections would be handle by the State Code office.

CORRESPONDENCE

Council discussed a letter from Shaun Van Doren, President of North Hunterdon Municipal Court dated March 22, 2007 asking if Bloomsbury would be interested in joining their court effective January 1, 2008. Mayor Peck will reach out to them to gather additional information.

OPEN TO THE PUBLIC

Karen Murray stated that the Board of Education will be distributing a Budget Newsletter. She further stated that she would like Council to be aware that she and her family have also had to deal with runoff from the mountain during storms.

Kathleen Jordan, 56 North Street stated that as a tax payer she would not endorse the spending of tax dollars to conduct a study into the flooding which is affecting 125 Main Street.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mrs. Tersigni, seconded by Mr. Scheffel. All ayes, motion carried. Meeting adjourned at 8:32 PM.

Respectfully Submitted,

Lisa A. Burd,
Acting Borough Clerk

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
APRIL 24, 2007**

The regular meeting of the Bloomsbury Borough Council was held on April 24, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:08 PM by the reading of the Sunshine Law by Mayor, Mark R. Peck.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel
Vicky Papics	Martha Tersigni
Mark Peck, Mayor	Eric Weger
William Edleston, Esq. - arrived	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mr. Weger to approve the regular meeting minutes of March 27, 2007, as amended. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Tersigni moved Council approve the Tax Collector's Report of April 4, 2007 seconded by Mrs. Papics. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mrs. Tersigni asked if the zoning officer classes required a separate vote by council.

Mr. Scheffel moved Council approve the bill list of April 24, 2007, with the exception of the zoning officer classes expenditure, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

Mayor Peck stated that Kathleen Jordan would like to enroll in three classes through Rutgers including Zoning I, Zoning II and How to Reach Site Plans, for a total cost of \$1,055.00. Mayor Peck asked for a motion to approve these classes subject to the condition that if she leaves her position as zoning officer in the first year of completing these classes, she will reimburse the Borough for 100% of the cost of classes, if in the next two years, she will reimburse the Borough for 2/3 the cost, and if within the third year, she will reimburse the Borough for 1/3 the cost. Mrs. Jordan agreed to the reimbursement schedule if she leaves her position as zoning officer.

Mr. Weger moved Council approve the zoning officer classes, seconded by Mrs. Flink.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

C. Flink:

Fire Department-

- 3 fire alarms
- 51 man hours for a grand total of 161 man hours, including drills.
- 222 vehicle miles

Rescue-

- 26 calls in March, 11 in the Borough: 5 medical, 4 vehicle, 2 fire related
- Mrs. Flink will draft a letter of appreciation to the Rescue Squad for the presentation of the new rescue vehicle given tonight.

M. Tersigni:

Planning Board-

- The Verizon public hearing resulted in Board approval to co-locate at our cell tower location.
- The public hearing for Travel Centers of America involving the re-design and relocation of the gasoline island and canopy and some major changes to signage. A lengthy discussion followed and the hearing will be continued at the May planning board meeting.
- Mrs. Tersigni reported completing the annual tonnage grant application and requested that all Council members be sure to have all mail and correspondence concerning the Borough sent to the Borough and not to home addresses.

V. Papics:

BCC-

- The townwide yard sale will be held on June 9, 2007 from 8:00 am - 2:00 pm.

Recreation-

- Mrs. Papics reported that the Recreation Commission request for field maintenance was passed on to Mr. Heinrich who has completed what he is able to do.

E. Weger:

Streets and Roads-

- Mr. Weger reported that he is still working on the street light audit.

M. Scheffel:

Board of Education-

- Mr. Scheffel reported that the school budget passed.

M. Peck

Water Department-

- The Borough stormdrains will be cleaned out and the Environmental Commission has some funds available for this purpose.
- Mayor Peck reported that the enforcement of the existing water ordinance has been rocky and the clerk has caught some grief enforcing procedures which have been in place but collections are up.

STATE POLICE REPORT

No report.

2007 BUDGET

SECOND READING - ORDINANCE # 103-07 - AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the Borough of Bloomsbury in the County of Hunterdon finds it advisable and necessary to increase its CY 2007 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and the citizens; and

WHEREAS, the Governing Body hereby determines that a one percent increase in the budget for said year, amounting to \$5,042.94 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation

in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Borough of Bloomsbury, County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2007 budget year, the final appropriations of the Borough of Bloomsbury shall, in accordance with this ordinance and N.J.S.A. 40A:40-45.14, be increased by 3.5% amounting to \$17,650.32, and that the CY 2007 municipal budget for the Borough of Bloomsbury be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote thereon, be filed with said Director within 5 days after such adoption.

Mr. Scheffel moved discussion be opened to the public, seconded by Mrs. Papics. No public comment. Mrs. Papics moved Council close discussion the public hearing, seconded by Mr. Scheffel. Mrs. Tersigni moved Council adopt Ordinance # 103-07, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye, Papics-aye, Scheffel,-aye, Tersigni-aye, Weger-aye.

Mr. Scheffel moved the public hearing of the 2007 Budget be opened, seconded by Mrs. Papics. All ayes. Motion carried. No public comment. Mrs. Tersigni moved Council close the public hearing, seconded by Mrs. Papics.

2007 Municipal Budget
of the Borough of Bloomsbury, County of Hunterdon, for the fiscal year 2007

Revenue and Appropriation Summaries
Summary of Revenues Anticipated

	2007	2006
1. Surplus	165,967	165,600
2. Total Miscellaneous Revenues	111,304	114,988
3. Receipts from Delinquent Taxes	58,000	55,000
4. a) Local Tax for Municipal Purposes	276,828	264,003
b) Addition to Local District School Tax		

Total Amount to be Raised by Taxes	276,828	264,003
Total General Revenues	612,099	599,591
Summary of Appropriations	2007 Budget	Final 2006 Budget
1. Operating Expenses: Salaries & Wages	138,010	131,535
1. Operating Expenses: Other Expenses	376,529	372,016
2. Deferred Charges & Other Appropriations	21,060	20,540
3. Capital Improvements	500	500
4. Debt Service (Include for School Purposes)		
5. Reserve for Uncollected Taxes	76,000	75,000
Total General Appropriations	612,099	599,591
Total Number of Employees	14	14

2006 Dedicated Water Utility Budget
Summary of Revenues

	2007	2006
1. Surplus 58,000 57,000		
2. Total Miscellaneous Revenues	114,000	115,000
3. Deficit (General Budget)		
Total General Revenues	172,000	172,000

Summary of Appropriations	2007 Budget	Final 2006 Budget
1. Operating Expenses: Salaries & Wages	52,400	47,400
1. Operating Expenses: Other Expenses	114,200	112,600
2. Capital Improvements	1,000	8,000
3. Debt Service		
4. Deferred Charges and Other Appropriations	4,400	4,000
5. Surplus (General Budget)		
Total General Appropriations	172,000	172,000
Total Number of Employees	3	3

Balance of Outstanding Debt

	General	Water Utility	Sewer Utility	Utility-Other
Interest				
Principal				
Outstanding Balance				

As of the date of introduction of this budget, the Local School and County tax rates have not been determined. Therefore, the 2007 tax rate and levies are subject to revision when final certification is made by the County Board of Taxation.

	Amount	Tax Rate	2007 Estimate)	2006 Actual
Local Taxes	276,828	0.227	264,003	\$0.217
Local School Taxes	*	*	1,460,000	\$1.196

County Taxes	*	*	406,607	\$0.337
	*	*	2,130,610	\$1.750

* County and school taxes have not been determined at this time.

Mrs. Papics made a motion to adopt the 2007 Budget, seconded by Mrs. Flink.

ROLL CALL VOTE: Flink-aye, Papics-aye, Scheffel,-aye, Tersigni-aye, Weger-aye.

2006 AUDIT

RESOLUTION # 23-07 - GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2006 has been filed by a Registered Municipal Accountant with the Borough Clerk pursuant to N.J.S.A.40a:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, 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 section of the annual audit entitled "Comments and Recommendation"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, specifically the section of the Annual Audit entitled "Comments and Recommendation", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; 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; and

WHEREAS, failure to comply with the regulations 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 R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date of fixed 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.

NOW, THEREFORE BE IT RESOLVED, that the Common Council of the Borough of Bloomsbury, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Mr. Weger moved Council adopt resolution # 23-07, seconded by Mrs. Papics.
ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye.

MILL REDEVELOPMENT

Council reviewed the addendum to agreement for the Mill redevelopment.

ADDENDUM TO AGREEMENT FOR RENOVATION AND REHABILITATION OF BLOOMSBURY MILL

THIS ADDENDUM IS ENTERED INTO BY AND BETWEEN the Borough of Bloomsbury, a Municipal Corporation of the State of New Jersey, with Municipal Offices located at 91 Brunswick Avenue, Bloomsbury, New Jersey 08804 and Bloomsbury Black Mill, LLC, having offices located 1029 Route 173, Asbury, New Jersey 08802.

WHEREAS, the parties have heretofore entered into an Agreement dated July 18, 2006 for the renovation and rehabilitation of the Bloomsbury Mill, located at Block 16, Lot 6.01 on the Bloomsbury tax map; and

WHEREAS, the Agreement established certain timelines for the developer to obtain government approvals and commence construction; and

WHEREAS, the Agreement provided the Developer the right to request an extension of up to 90 days of the timelines based upon delays in obtaining said government approvals; and

WHEREAS, the developer was delayed in obtaining government permits and approvals and has requested the Mayor and Council to extend the dates by 90 days accordingly and the Mayor and Council have deemed the request justified;

NOW THEREFORE, the parties agree to amend the Agreement as follows:

1. Paragraph 6A is hereby amended to provide that the Developer shall have until April 30, 2007, in which to obtain all governmental approvals.

2. Paragraph 8 is hereby amended to provide that construction shall commence May 1, 2007 and shall be substantially completed by November 1, 2008.
3. In all other respects the Agreement shall remain in full force and affect and the terms shall not otherwise be amended by this Addendum.

IN WITNESS WHEREOF, the parties hereto have cause this Agreement to be properly executed and their corporate seals (where applicable) affixed and attested to this 27th day of April, 2007.

Mrs. Tersigni moved Council execute the addendum agreement, seconded by Mr. Scheffel.
All ayes. Motion carried.

RESOLUTION # 21-07 - TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which a tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulation impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the municipality to apply for such tonnage grants (for calendar year 2006) will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough of Bloomsbury to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED by the Common Council of the Borough of Bloomsbury that the Borough of Bloomsbury hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Carol Flink, Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

Mr. Scheffel moved Council adopt resolution # 21-07, seconded by Mr. Weger. All ayes. Motion carried.

ORDINANCE # 104-07 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE GENERAL ORDINANCES OF THE BOROUGH OF BLOOMSBURY BY ESTABLISHING A PERMITTING PROCEDURE FOR APPLICATIONS RELATING TO SIDEWALK REPAIR, REPLACEMENT OR CONSTRUCTION

Council reviewed the proposed sidewalk ordinance. Discussion followed. Council will continue the discussion at the May 22, 2007 meeting.

OEM REPORT

Hunterdon County Animal Rescue-

Mr. Flink reported that the state has mandated that every municipality must have an animal rescue to care for domestic pets and farm animals in the event of an emergency. Franklin Township already has a rescue shelter. Hunterdon County has cooperated with Franklin Township to make their facility available to all Hunterdon County municipalities and will be looking for a municipal liason from each municipality to be involved in the program.

Mr. Flink reported that on the 24th and 28th of April, the Power Company will be using a helicopter to inspect power lines in and around the Borough and residents should be aware this not an emergency situation.

MUNICIPAL OFFICE LEASE AGREEMENT

The lease agreement will be on the May Council agenda.

CORRESPONDENCE

Council discussed correspondence.

OPEN TO THE PUBLIC

125 MAIN STREET

Sandra Schuler, 125 Main Street asked if Council has reached any conclusion with regard to her flooding situation. Mayor Peck reported that at the last meeting Council agreed to ask Mr. Edleston to review any municipal records to determine what was done when North Street was

extended. Mayor Peck stated that Mr. Edleston has been delayed and therefore Council does not know what if any conclusion he has reached in this matter. In the event that Mr. Edleston does not arrive, Mayor Peck will contact him and report back to Ms. Schuler.

Ms. Schuler presented Council with a letter from Gerald Johnston, Norfolk Southern Corporation, dated April 18, 2007. Ms. Schuler read the letter into the record and provided a copy to Mayor Peck.

Ms. Schuler stated that the bottom line is that Block 25, Lot 28, the first house that was built by Venditti and Company was a case where a developer took a short cut and a town that let him do it. She further stated that when the pipe discussed in the letter from Norfolk Southern is disconnected, it will put that area back to the natural state, minus the swale which used to be there, and this will give the town an opportunity to divert the water correctly.

Ms. Schuler stated that there are four property owners who will be directly flooded when the pipe is removed.

Mayor Peck will ask Mr. Edleston and Mr. Zederbaum to respond to the letter from Mr. Johnston at the next Council meeting.

Carl Modica, 141 Main Street stated that he would like to see the town do something about the flooding problem. He stated that one man caused the problem and sold his house and then the Borough Engineer was supposed to solve the problem, but never did. Mr. Modica said this problem has existed for two years.

Mayor Peck stated that it comes down to determining who the responsible party is.

PET WASTE

Diane Frankenfield, 5 Deer Path asked if the Borough Pet Waste Ordinance can be amended to include cats. Mrs. Frankenfield explained that cats are allowed to run loose and they are destroying her property by digging in her flower beds and that cat waste is a real problem.

Mrs. Tersigni stated that the Ordinance already states that cats must be kept on the owner's property. Discussion followed. Mayor Peck suggested that Mrs. Frankenfield try to take a picture of the cats and then forward this information to Code Enforcement Officer.

Mrs. Jordan explained that she can send a violation notice to the pet owner and if they do not correct the situation, then the complainant must file a complaint against the pet owner at the Bloomsbury- Bethlehem Court.

Mr. Edleston arrived.

BLOOMSBURY ENVIRONMENTAL COMMISSION

Ilse Goshen reported that the Environmental Commission had their Earth Day clean up event.

She stated that members found large pieces of black top stacked in the woods. Mayor Peck will follow up and see if it was put there by the Borough Public Works Department.

Mr. Scheffel asked if the Bloomsbury Elementary School may be able to conduct a community service day and have the teenagers participate in a park clean up. Mr. Scheffel will follow up and report back to Council.

Mrs. Goshen stated that the Environmental Commission is preparing to schedule a spring street sweeping. Mr. Weger voiced concerns about deteriorating streets and the damage that may occur by sweeping the streets. Mrs. Goshen will discuss Mr. Weger's concerns with the Street Sweeper and report back to Council in May.

125 MAIN STREET

Mr. Edleston stated that he was unable to discuss this issue with Mr. Zederbaum.

Ms. Schuler stated that she had looked through the Planning Board files provided by the Clerk and that many documents that she was looking for, were not contained in the files.

Mr. Edleston will contact Mr. Zederbaum and report back to Council at the May meeting.

Ms. Schuler stated that she has placed hay bales on her property to divert the water away from her house as she has been instructed by an attorney not to make any permanent improvements.

Discussion followed.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Scheffel, seconded by Mr. Weger. All ayes, motion carried. Meeting adjourned at 8:30 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
MAY 22, 2007**

The regular meeting of the Bloomsbury Borough Council was held on May 22, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:08 PM by the reading of the Sunshine Law by Mayor, Mark R. Peck.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel
Vicky Papics	Martha Tersigni
Mark Peck, Mayor	Eric Weger - absent
William Edleston, Esq. - arrived 7:58	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mr. Scheffel, seconded by Mrs. Papics to approve the regular meeting minutes of April 24, 2007, as amended. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mr. Scheffel moved Council approve the Tax Collector's Report of May 7, 2007 seconded by Mrs. Tersigni. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mr. Scheffel moved Council approve the bill list of May 22, 2007, seconded by Mrs. Tersigni.
ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye. Motion carried.

COMMITTEE REPORTS:

V. Papics:

BCC-

- The Bloomsbury celebrations Committee members filled the flower baskets on the bridge and they look great.

Recreation-

- Mrs. Papics reported continued issues with the condition of the lower ball field and it will not be used this season. The Recreation Commission has requested that the field be roto-tilled and new infield mix be installed. Discussion followed.

The approximate cost of equipment rental, infield mix, and labor could exceed \$3,000.00.

Mrs. Tersigni expressed concern about the cost of the project and suggested that rather than donate money to other organizations, the Recreation Commission could keep their money to be used for projects like this.

Mayor Peck will let the President of the Recreation Commission know that they need to obtain quotes for completion of the project and report back to Council.

M. Scheffel:

Board of Education-

- Mr. Scheffel reported attending the Board of Education meeting.
- The Board of Education surveyed borough residents and received a small number of responses. This survey was compared to one taken in 2001 and Mr. Scheffel outlined the following results:

In reference to general feeling of school safety, people are a little more concerned about today.

When asked about a 5% raise to the budget, the public was general okay with this increase; however, when asked about a 10% raise, they were not in favor of it.

When asked about sending our children to Phillipsburg for High School, a substantial number were in favor of investigating sending our students to another High School.

C. Flink:

Fire Department-

- 2 Fire Alarms; 1 Brush Fire; One Pole Wire Fire; 2 Structure; 1 Vehicle; 1 Hazmat Response; 1 Misc. Assist. and 4 motor vehicle accidents - Totaling 195 man hours and 284 Vehicle miles for the month.

Rescue-

- No numbers in for this month.
- The Emergency Rescue Team is going to Country wide participation and they are currently interviewing applicants to fill the Team Captain position.

M. Tersigni:

Planning Board-

- No meeting held in May due to lack of pending business.

Administration-

- The State mandated animal census will be conducted within the next few months.
- June 1st is the newsletter submission deadline.
- The Borough has received \$4,000 for the Clean Communities Grant.

- The Borough will receive \$10,536 for the two new tower co-locators.
- Repeated additional complaints have been received about paintball wars in the Borough Park.
- Residents have reported continued dumping of yard debris and brush in the Borough Water Easement in Fawn Run. The Clerk will notify the Code Enforcement Officer and request she investigate.
- Council discussed the implementation of a meter replacement fee to cover labor and materials.
- Recent reports show the number of gallons of treated water used is down by .5 million gallons per month. This savings is due to leak repairs and more careful monitoring of the water level maintained in the reservoir.

M. Peck

Water Department-

- Mayor Peck reported that every consumer on the water shut off list has paid and no one was shut off.
- Several applicants were interviewed for the water department assistant position. Discussion will be continued in executive session.

DEPARTMENT OF PUBLIC WORKS - SEASONAL ASSISTANT

Mrs. Papics moved Council authorize Bob Heinrich to hire Ed Pacenti on an as needed basis, seconded by Mrs. Tersigni. All ayes. Motion carried.

ORDINANCE # 104-07 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE GENERAL ORDINANCES OF THE BOROUGH OF BLOOMSBURY BY ESTABLISHING A PERMITTING PROCEDURE FOR APPLICATIONS RELATING TO SIDEWALK REPAIR, REPLACEMENT OR CONSTRUCTION

Mayor Peck summarized Ordinance # 104-07 and the questions raised at the April meeting. Discussion followed. Mr. Weger was not present to present his findings and Council will continue the discussion at the June 26, 2007 meeting.

MUNICIPAL OFFICE LEASE AGREEMENT

Council reviewed the lease agreement and discussed the \$10,600 with no cleaning provisions included. In addition to the rental payment, the Borough pays 25% of the total building utilities which according to the 2007 budget worksheet will be approximately \$3,600 for the electric and \$3,100 for heating oil.

Mr. Scheffel moved Council accept the 2007 lease agreement and authorize the Mayor to execute said agreement; seconded by Mrs. Flink.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye.

ORDINANCE # 102-07- STOP SIGNS

Council discussed the anticipated installation of additional stop signs in the Borough.

**RESOLUTION # 24-07 - BLOOMSBURY HOSE COMPANY # 1 INC. ON PREMISE
DRAW RAFFLE AND OFF PREMISE 50/50 RAFFLE**

WHEREAS, the Bloomsbury Hose Company #1 Inc. is the licensee on the application to conduct an On-Premise Draw Raffle and Off-Premise 50/50 Raffle on August 4, 2007 to be held at the Ed Tuxhorn Municipal Park, Church Street, Bloomsbury, NJ from 2:00 PM – 10:00 PM.

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid on-premise draw raffle and off-premise 50/50 raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

1. The on-premise draw raffle and off-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mrs. Papics moved Council adopt resolution # 24-07; seconded by Mrs. Tersigni.
ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye. Motion carried.

RESOLUTION # 25-07 - BLOOMSBURY HOSE COMPANY LIQUOR LICENSE

Resolution # 25-07 was withdrawn from the agenda as the Tax Clearance Certificate required for the issuance of a liquor license has not been received from the Division of Taxation. The Clerk explained that numerous calls have been made and it is apparent that the certificate has been issued; however the Borough cannot pass the resolution with any conditions. The Mayor and Council agreed to hold a special meeting in June to adopt resolution # 25-07 if necessary.

**RESOLUTION # 26-07 - RESOLUTION OPPOSING A-3857, WHICH IF ENACTED
WOULD ELIMINATE RCA'S AS A TOOL TO FACILITATE MUNICIPAL
COMPLIANCE WITH MOUNT LAUREL**

WHEREAS, in the landmark 1975 decision commonly referred to as Mount Laurel I, the Supreme Court not only required developing municipalities to satisfy their fair shares, but also clearly implied that they could do so at least in part if a municipality could enter a “binding agreement” with another municipality (see Mount Laurel I at 189); and

WHEREAS, in Mount Laurel II, another landmark decision issued in 1983, the Supreme Court referenced with approval the principle embodied in Mount Laurel I that a municipality could satisfy a portion of its fair share if it could enter into a binding agreement with another municipality (see Mount Laurel II at 237-238); and

WHEREAS, in 1985, in the light of the landmark decisions referenced above, the Legislature enacted the Fair Housing Act, N.J.S.A. 52:27D-301 et seq., in which it specifically authorized a municipality to enter into a “binding agreement” with another municipality to create or rehabilitate deteriorated housing in the so called “receiving community”; and

WHEREAS, more specifically, N.J.S.A. 52:27D-312 expressly authorizes a “sending municipality” to satisfy up to 50 percent of its fair share by funding an agreement with a “receiving municipality”, and

WHEREAS, N.J.S.A. 52:27D-312 includes a series of safeguards to ensure that regional contribution agreements create a realistic opportunity for the creation of new or rehabilitated affordable housing within the receiving municipalities; and

WHEREAS, the creation of the right of a municipality to satisfy a portion of its responsibilities via RCAs fueled a firestorm of litigation with developers and nonprofits vigorously attacking RCAs and with sending and receiving municipalities vigorously defending this affordable housing technique; and

WHEREAS, a Mount Laurel trial judge upheld the constitutionality of RCAs in a case entitled Morris County Fair Housing Council v. Boonton Township 209 N.J. Super, 393, 431-32 (Law Div, October 1985) and the Supreme Court upheld the constitutionality of RCAs in Mount Laurel III, 103 N.J. 1 at 47 n. 13; and

WHEREAS, RCAs have proven to be an enormously useful and beneficial compliance technique to both sending and receiving municipalities and have also provided the an enormous benefit to those in need of affordable housing; and

WHEREAS, sending municipalities have committed to provide \$210,311,820 to fund the creation of 10,256 new or rehabilitated affordable units just in the RCAs COAH has approved to date (see COAH RCA Analysis at <http://www.state.nj.us/dca/coah/rcas.xls>); and

WHEREAS, in addition, many municipalities have included RCAs as an essential component of the affordable housing plans they have adopted, filed and sought approval of in response to their obligations under COAH’s Cycle III regulations; and

WHEREAS, receiving municipalities have realized an enormous much needed benefit as a result of the many millions of dollars paid or owed pursuant to RCAs COAH has already approved - benefits which are likely to increase dramatically as COAH approved the many RCAs “in the pipeline” in the hundreds of Cycle III plans awaiting Court or COAH approval; and

WHEREAS, sending municipalities have also benefited from RCAs in that this technique has facilitated the ability of sending municipalities to meet the enormous burden created by the substantial fair share responsibilities COAH has imposed in each of the three housing cycles; and

WHEREAS, many thousands of low and moderate households have also benefited from RCAs as a result of deteriorated housing being rehabilitated or new affordable housing being create - benefits that will grow dramatically as COAH approves new RCAs in cycle III plans and as monies are transferred pursuant thereto; and

WHEREAS, notwithstanding the benefit of RCAs, A-3857, which was introduced on December 14th, 2006 seeks to eliminate RCAs as a technique by which sending municipalities can satisfy their

affordable housing responsibilities and by which receiving communities can realize the benefit of the many RCAs that are essential components of many of the hundreds of municipalities that have adopted affordable housing plans and sought approval of same; and

WHEREAS, this bill, if enacted would radically undermine the affordable housing plans of numerous municipalities that have, at great effort and expense, adopted, filed and sought approval of their affordable housing plans from COAH or a court and which include RCAs as an essential component of the municipal strategy for compliance; and

WHEREAS, such an undermining of affordable housing plans would benefit developers who would seek to exploit the shortfalls that would result, but would not benefit municipalities or those in need of affordable housing who stand to benefit from approved plans and these agreements; and

WHEREAS, eliminating RCAs would also undermine a policy clearly embodied in COAH's Cycle III regulations: namely, that municipalities often find that it is preferable to create affordable housing by taking existing housing and making it affordable instead of having to zone for the flood of new housing that so typified affordable housing plans in the first and second housing cycles;

WHEREAS, for the reasons set forth above and other reasons, it is not in the interest of the State, the region or our communities that A-3857 be enacted.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Borough of Bloomsbury declares that A-3857 is not in the best interest of our State, our region, our community or lower income persons.
2. The Borough of Bloomsbury vigorously opposes A-3857.
3. The Borough Clerk is hereby directed to submit copies this Resolution to Governor Jon S. Corzine, Senator Lance, Assemblyman Doherty and Assemblywoman Karrow, the New Jersey State League of Municipalities, Senate President Codey and all municipalities in the County of Hunterdon to inform them of our strong views on this bill and to urge them to oppose the bill.

Mrs. Tersigni moved Council adopt resolution # 26-07; seconded by Mrs. Papics.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye. Motion carried.

**RESOLUTION # 27-07 - RESOLUTION OPPOSING ASSEMBLY BILL A-3899
REQUIRES MINUTES TO BE AVAILABLE WITHIN 30 DAYS OF MEETING**

WHEREAS, Assembly Bill No. 3899 ("A-3899") would amend the Open Public Meetings Act, N.J.S.A. 10:4-14, to require that minutes of all public meetings be available within 30 days of the date of the meeting, and would further require that a court award of attorney's fees and costs to any person who brings an action to compel compliance with this new provision; and,

WHEREAS, official minutes of public meetings are not made available to the public unless and until they are approved by the public body; and,

WHEREAS, typically, approval of minutes is scheduled for the regular meeting next following the meeting for which minutes are listed for approval; and,

WHEREAS, if a public body meets monthly, then approval of minutes for a meeting is typically scheduled for the meeting in the following month, and the next meeting date may or may not be within 30 days; and,

WHEREAS, under A-3899, a public body that meets on a monthly basis would be required to schedule additional meetings solely for the purpose of complying with this new statute, whether or not a meeting would be otherwise warranted; and,

WHEREAS, public bodies that meet less frequently would be required to move to a schedule which guarantees meetings at least once every 30 days, whether or not there is any business which would warrant a meeting; and,

WHEREAS, often meetings need to be re-scheduled to ensure a quorum or to meet an applicant's or board member's needs, and, under A-3899, meetings would be required to move forward no matter what; and,

WHEREAS, many public bodies consist entirely of volunteers, with volunteers being responsible for the preparation of minutes, and it is not always practical for minutes to be prepared, much less approved, within this arbitrary 30 day timeline; and,

WHEREAS, to expose public bodies to costs and attorney's fees under these circumstances is unfair; and,

WHEREAS, compliance with this new arbitrary deadline would impose additional unwarranted costs for municipalities, including advertising costs, professional costs (for attending additional meetings), and costs for retaining recording secretaries (in order to help meet the requirements of the legislation);

NOW THEREFORE, BE IT RESOLVED, that the Borough of Bloomsbury opposes Assembly Bill A-3899 and urges the Legislature to oppose the Bill for the reasons expressed herein; and,

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the sponsors of Assembly Bill A-3899, the members of the Assembly Housing, the legislators for Hunterdon County, the New Jersey State League of Municipalities, the Municipal Clerks' Association of New Jersey, Inc., and all Hunterdon County municipalities.

Mr. Scheffel moved Council adopt resolution # 27-07; seconded by Mrs. Tersigni.
ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye. Motion carried.

Mayor Peck restated that a special meeting will be held in June if needed to adopt resolution # 25-07 renewing the Bloomsbury Hose Company No. 1 Liquor License on July 1, 2007.

DESIGNATION OF THE MUNICIPAL CLERK

Mayor Peck stated that Lisa A. Burd be designated the municipal clerk as she has successfully passed her Registered Municipal Clerk's Exam and shall henceforth be known as the Borough Clerk and any formalities which may be required will be handled by the Borough Attorney at the June council meeting.

Mr. Scheffel moved Council adopt resolution # 29-07; seconded by Mrs. Papics. All ayes.
Motion carried.

Mr. Edleston arrived at 7:58 PM.

STATE POLICE REPORT

The Mayor reported that the problems of ATV riding and paintball wars in the park continue. Sergeant Sofhauser reported that Troopers are aware of these issues and continue to patrol the area and that one individual was after four-wheeling through the Borough property and traveling into Bethlehem Township.

Mr. Scheffel thanked Sergeant Sofhauser and all of the Troopers at Perryville for their continued good work in the Borough.

Mayor Peck requested Sergeant Sofhauser remind the Troopers about the curfew for juveniles in the Borough.

Mrs. Papics voiced concerns about the weigh station on Route 78 and Sergeant Sofhauser directed her to contact Lieutenant Jeff McCarthy with any questions.

CORRESPONDENCE

Council discussed correspondence.

OPEN TO THE PUBLIC

Tom Reilly, 38 Willow Avenue asked Council consider the adoption of Resolution # 28-07 with the understanding that they need to submit a copy of their Legalized Games of Chance Control Commission Gaming License.

RESOLUTION # 28-07 - CHURCH OF THE ANNUNCIATION OFF PREMISE 50/50 RAFFLE

WHEREAS, the Church of the Annunciation is the licensee on the application to conduct an Off-Premise 50/50 Raffle on June 9, 2007 to be conducted during the annual town wide yard

sale event, drawing to be held at the Church of the Annunciation at 80 Main Street, Bloomsbury, NJ from 10:00 AM - 5:00 PM; and

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid off-premise 50/50 raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

2. The off-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mrs. Papics moved Council adopt resolution # 28-07 provided that the Church provides the Clerk with the necessary proof of license; seconded by Mr. Scheffel.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye. Motion carried.

Mike Venditti, 119 North Street

Mr. Venditti stated that he understands that at the last Council meeting, a woman came and complained that there is water problem coming from his house.

Mayor Peck stated that the allegation is that the problem began either when the Venditti's built the house at 124 North Street or when the road was extended and the Borough's response is that we do not know what may have caused the problem or when it began.

Mr. Venditti stated that when the house that she lives in was built approximately 80 years ago, there was a storm and there was water up to the windows of the foundation.

Mr. Venditti stated that the Borough Engineer has been out to investigate the run off situation approximately 6 years ago and that the problem began with when Mr. Modica, 141 Main Street was unhappy about the building of their 124 North Street residence. The Venditti's and Mr. Modica never got along and Mr. Modica made complaints and accusations for almost a year. and that Mr. Venditti's attorney had to send him a letter to cease and assist. Mr. Venditti further stated that until the complainant can provide some proof to support her claim she needs to stop accusing them. Mr. Venditti stated that he feels that Mr. Modica has teamed up with the woman from 125 Main Street and now the situation is starting again.

Mr. Venditti stated that was a stone lined gully that ran next to the house at 125 Main Street which was filled in by the previous owner prior to selling his home.

Discussion followed. Questions were raised about the impact of the development in Bethlehem Township and the run off from the field and the stream beyond the railroad tracks. Mr. Venditti said that over the years several people have walked path and followed it up the mountain and all the way to a pond and there is no way to determine what is the ultimate cause of the water problem.

Mayor Peck stated that Ms. Schuler has submitted several records requests to the Borough Clerk and records have been furnished to her and the Borough will review any she presents.

Mr. Venditti stated that he would be more than happy to help her gather information about the flooding situation.

Discussion followed.

STOP SIGNS

Mayor Peck reopened the discussion of the installation of additional stop signs for comment from Mr. Edleston who arrived late.

Mr. Edleston will contact Mr. Zederbaum for his input and report back to Council.

RESOLUTION FOR AN EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a meeting, and

WHEREAS, the Mayor and Council of the Borough of Bloomsbury has deemed it necessary to go into a closed session to discuss certain matters which are exempted from the public,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Bloomsbury will go into closed session for the following reasons as outlined in N.J.S.A. 10:14-2 to discuss the Pending Litigation and contracts.

Mrs. Flink made a motion to go into closed session, seconded by Mrs. Papics. All ayes, motion carried.

Discussion followed.

Council returned from executive session at approximately 8:31 PM. No action was taken.

Mrs. Tersigni moved Council re-enter regular session, seconded by Mrs. Flink. All ayes. Motion carried.

Mayor Peck stated that he will make offer Tom Walsh the water department assistant position and an annual salary of \$6,000 per year with the expectation that he will work an average of 10 hours per week.

Mr. Scheffel moved Council authorize the hire of Tom Walsh as water department assistant, seconded by Mrs. Papics.

ROLL CALL VOTE: Flink-aye;l Papics-aye; Scheffel-aye; Tersigni-aye. Motion carried.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mrs. Tersigni, seconded by Mr. Scheffel. All ayes, motion carried. Meeting adjourned at 8:36 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administartor

**BOROUGH OF BLOOMSBURY
SPECIAL COUNCIL MEETING MINUTES
JUNE 11, 2007**

This Special Meeting of the Bloomsbury Borough Council was held on June 11, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:01 PM by the reading of the Sunshine Law by Lisa A. Burd, Clerk.

This Special Meeting was called pursuant to the provisions of the Open Public Meetings Act of 1975, and adequate notice of this meeting was faxed to the Hunterdon County Democrat and the Easton Express Times on June 7, 2007 and posted at the municipal building on the same date.

ROLL CALL: Carol Flink - absent
Vicky Papics
Mark Peck, Mayor

Marc Scheffel -absent
Martha Tersigni
Eric Weger

FLAG SALUTE

RESOLUTION # 25-07 - Bloomsbury Hose Company Liquor License 2007

WHEREAS, the Bloomsbury Hose Company is the holder of a liquor license which is to expire June 30, 2007,

WHEREAS, the appropriate application forms and renewal fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny renewal of the aforesaid liquor license,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

1. The liquor license of the Bloomsbury Hose Company No. 1 be renewed and the same is hereby extended for the one-year period beginning July 1, 2007 and terminating June 30, 2008.
2. Nothing herein shall be construed as relieving the license holder to the obligation to fully comply with all state and municipal regulations relating to the license holder.

Mrs. Papics moved Council adopt resolution # 25-07; seconded by Mr. Weger. All ayes. Motion carried.

OPEN TO THE PUBLIC

No comment.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Weger, seconded by Mrs. Papis. All ayes, motion carried. Meeting adjourned at 7:06 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
JUNE 26, 2007**

The regular meeting of the Bloomsbury Borough Council was held on June 26, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:00 PM by the reading of the Sunshine Law by Mayor, Mark R. Peck.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel
Vicky Papics	Martha Tersigni
Mark Peck, Mayor	Eric Weger - absent
William Edleston, Esq. - arrived 7:02	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mrs. Papics to approve the regular meeting minutes of May 22, 2007, as amended. All ayes. Motion carried.

A motion was made by Mrs. Papics, seconded by Mr. Scheffel to approve the executive session meeting minutes of May 22, 2007. All ayes. Motion carried.

A motion was made by Mrs. Papics, seconded by Mrs. Flink to approve special meeting minutes of June 11, 2007. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Flink moved Council approve the Tax Collector's Report of May 30, 2007 seconded by Mr. Scheffel. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mr. Scheffel moved Council approve the bill list of June 26, 2007, seconded by Mrs. Tersigni. ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye. Motion carried.

COMMITTEE REPORTS:

V. Papics:

Mrs. Papics reported opening Borough Hall for the Environmental Commission to hold their Meeting - nothing to report from that meeting.

Mrs. Papics reported receiving complaints from four Main Street residents about the Rescue Squad members speeding through town, washing their personal vehicles at the squad building and shooting paintballs at a tarp at 1:00 am.

Mrs. Tersigni stated that the water used at the Rescue squad building is metered and paid for.

Mr. Peck will contact Jim Anderson, Rescue Squad Chief and forward residents' concerns.

Mrs. Papics reported that she received complaints from residents about the condition of a few trees on Center Street near the corner of Main Street.

Ilse Goshen reported that the Borough has been awarded the Green Communities Challenge Grant which will fund a tree management plan for the Borough. Mrs. Goshen will be Council posted on the status of the funding.

M. Scheffel:

Board of Education-

- Mr. Scheffel reported he was unable to attend the Board of Education meeting, but did attend the eighth grade graduation and was impressed by the graduates.
- There will be vacant Board of Education seats in April and the PTO is always looking for volunteers.

C. Flink:

OEM-

- Norfolk Southern will get back to Peter about the removal of debris on the Bloomsbury side of the viaduct.

Rescue-

- 33 calls in May - 8 in the Borough, 20 transport, 6 ALS, 1 medevac
- The Emergency Rescue Team attended the National competition.

Rescue-

- 1 brush fire, 1 vehicle fire, 1 misc. fire, 1 motor vehicle accident for a total of 84 man hours and 358 vehicle miles.

M. Tersigni:

Administration-

- Mrs. Tersigni reported that we continue to work to provide the State with needed information for our application for meter replacement program funding.

Mr. Edleston stated that he had sent a draft invitation to bidders and feels that it will be necessary to have a meeting with Robert Zederbaum to discuss changes to the bid specifications. Mr. Edleston will contact Mr. Zederbaum and arrange a meeting in the next week.

- Mrs. Tersigni reported that Council must determine what the amount will be charged for meter replacement in situations where it is determined that the homeowners are responsible for the damage. Mr. Francisco reported that \$200.00 should cover the cost of the meter and labor in most cases.

Mr. Peck stated that Council will handle this under new business with an oral resolution which will be memorialized at the July meeting with a resolution prepared by Mr. Edleston.

- Mrs. Tersigni reported a complete set of new tax maps is missing from the Borough.
- Vicky Papics will act as liaison to the Environmental Commission until Steve Ross' seat is filled.
- Paintball continues to be an issue in the Borough and the Clerk's vehicle and the firehouse were hit recently.
- Stormdrain cleaning was conducted today and the Clerk will send a letter to the NJDOT to request that they clear the connecting cross pipe located under Route 173. A notice will be included in the next newsletter to encourage residents to help keep the stormdrains free of debris.
- Lisa continues to work on Paris Grant funding.

Planning Board-

- Mrs. Tersigni reported that there were two applications before the Board at the June meeting.

A Fawn Run resident was seeking approval for the installation of an above ground pool and the Board granted conditional approval requesting some additional information from the applicant be supplied to the board.

Travel Centers of America appeared for preliminary and final site plan approval as well as a sign variance. The site plan approval was granted and the sign variance was denied.

- Todd Mickey resigned from the Planning Board as he is moving out of the Borough.

M. Peck

- Mayor Peck reported the he will appoint Kathleen Jordan as Class II Planning Board member and Chris Smith will be a Class IV member.

Water Department-

- Tom Walsh was hired to fill the water department assistant position.

MILL REDEVELOPMENT

Mayor Peck reported that Lukas Louw has submitted a revised set of septic plans to the County Health Department.

ORDINANCE # 102-07- STOP SIGNS

Mayor Peck reported that the Borough Engineer is currently in contact with NJDOT for the installation of additional stop signs in the Borough. Mr. Zederbaum will report status of the project to Council.

RESOLUTION #29-07 THE APPOINTMENT OF LISA BURD AS BOROUGH CLERK

WHEREAS, Lisa Burd has served in the capacity of Acting Municipal Clerk since December 1, 2004 and then continuing initial for a one year term as authorized by N.J.S.A. 40A: 9-133 (c), as specified, following the resignation of the prior registered Municipal Clerk; and

WHEREAS, Ms. Burd was further reappointed as Acting Municipal Clerk for an additional one year period commencing January 1, 2006 and January 1, 2007; and

WHEREAS, following the date of the initial appointment and prior to the date of the subsequent reappointment, Ms Burd completed and passed all five (5) of the required courses for certification as a registered Municipal Clerk and, thereafter, took and satisfactorily passed the State exam for same on April 23, 2007 as required by N.J.S.A. 40A: 9-133.2; and

WHEREAS, by virtue of the foregoing Ms. Burd is eligible to be appointed as Municipal Clerk for a three (3) year term as authorized by N.J.S.A. 40A: 9-133;

NOW, THEREFORE, BE IT RESOLVED on this 26th day of June, 2007, that Lisa Burd is hereby appointed Municipal Clerk of the Borough of Bloomsbury for a three (3) year term effective April 23, 2007 through April 22, 2010.

Mr. Scheffel moved Council adopt Resolution # 29-07, seconded by Mrs. Tersigni. All ayes. Motion carried.

RESOLUTION # 30-07 TAX SALE CERTIFICATE REDEMPTION

WHEREAS, the Tax Collector of the Borough of Bloomsbury has been paid the necessary amount to redeem with interest calculated in accordance with the New Jersey Statutes and said payment has been deposited in the current account of the Borough of Bloomsbury on lands known on the Tax Maps and in the Tax Duplicate as the following:

Block Number 17

Lot Number 1

Tax Sale Certificate Number 01-06

Assessed to: Feigum, Winton L.

NOW, THEREFORE BE IT RESOLVED, on this 26th day of June 26, 2007
By the Mayor and Council of the Borough of Bloomsbury that the Chief Financial Officer is hereby authorized to issue a check for \$ 75,637.09 which includes Premium paid by lienholder of \$46,000.

Payable to lienholder: U.S. BANK-CUST/SASS MUNI V dtr

And that the Tax Collector is hereby authorized to cancel said lien from the records and forward cancelled Tax Sale Certificate to redeeming party.

Mrs. Tersigni moved Council adopt Resolution # 30-07, seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 31-07 - APPOINTMENT OF MUNICIPAL REGISTRAR

WHEREAS, the Borough of Bloomsbury is in need of a Certified Municipal Registrar, and

WHEREAS, Lisa A. Burd successfully completed the mandatory training requirements, and

WHEREAS, the New Jersey Department of Health and Senior Services, Bureau of Vital Statistics have issued her certification effective November 17, 2006 through November 17, 2009,

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey that Lisa A. Burd is hereby appointed Registrar of Vital Statistics for three years effective November 17, 2009.

Mrs. Tersigni moved Council adopt Resolution # 31-07, seconded by Mrs. Papics. All ayes. Motion carried.

Mayor Peck reported that the Borough is required to have a deputy registrar. The Clerk is looking into a possible shared service arrangement with Bethlehem Township.

RESOLUTION # 32-07 - ESTABLISHING METER REPLACEMENT FEES

A non-negotiable \$200.00 fee for meter replacement covering the cost of the meter and labor to install the same in cases where the water consumer is responsible for the need to replace the meter, and where is the Borough's fault, the Borough will pay for the replacement. Mr. Edleston will draft a formal resolution to be memorialized at the July meeting.

Mrs. Tersigni moved Council adopt Resolution # 32-07, seconded by Mr. Scheffel. All ayes. Motion carried.

STATE POLICE REPORT

No comment.

CORRESPONDENCE

Council reviewed a letter from Kelly & Ward, LLC dated May 31, 2007 in reference to a United Telephone Company petition to continue to use public rights-of-way. Mr. Edleston will prepare the appropriate Ordinance for introduction at the July meeting.

Council reviewed a letter from the New Jersey State Department of Transportation dated May 25, 2007 announcing applications for Municipal Aid Program are being accepted.

OPEN TO THE PUBLIC

Chris Prentice asked about the information on the water department meter cards. Discussion followed.

Chris Prentice asked Council consider using a portable speed monitoring device to help slow traffic in the Borough. Ms. Prentice stated that one is currently in use in the town of Clinton and she will contact them to find out how much the cost and report back to Council.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Scheffel, seconded by Mrs. Papis. All ayes, motion carried. Meeting adjourned at 7:43 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
JULY 16, 2007**

The re-scheduled July meeting of the Bloomsbury Borough Council was held on July 16, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:00 PM by the reading of the Sunshine Law by Borough Clerk, Lisa A. Burd.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on July 10, 2007 by providing notice to the Hunterdon County Democrat and the Easton Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink

Vicky Papics

Mark Peck, Mayor

William Edleston, Esq. - excused

Marc Scheffel - excused

Martha Tersigni - excused

Eric Weger

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Papics, seconded by Mrs. Flink to approve the regular meeting minutes of June 26, 2007. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

None submitted.

APPROVAL OF BILL LIST

Mrs. Papics moved Council approve the bill list of July 16, 2007, seconded by Mr. Weger.
ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-absent; Tersigni-absent; Weger-aye.
Motion carried.

COMMITTEE REPORTS:

V. Papics:

Environmental Commission-

- Mrs. Papics reported that the Bloomsbury Environmental Commission needs a resolution endorsing their grant application to the DEP which will be handled at tonight's meeting.

Recreation-

- A recreation meeting will be held this Wednesday at 7:30 PM everyone is welcome to attend.
- 20 yards of playground mulch were delivered to the park last week and the DPW will be distributing it around the park equipment this week.
- Anyone witnessing any mischievous behavior at the park or activity after dusk should contact the state police immediately due to recent park vandalism.

Water Department-

- Mrs. Papis reported a leak at a neighbors house last week and as a result, the water department located a leak between the house and the main which was repaired today. Mr. Seibert requested Mrs. Papis ask the Borough to consider an article in the next newsletter to include that if a resident hears a hissing sound near their water meter, vibration in the line, or experience low water pressure, they should report it to the water department immediately as it may indicate a water leak.

C. Flink:

OEM-

- Peter attended a County OEM meeting and addition information about planning for medicine distribution will follow.

Fire Department -

- The Bloomsbury Hose Company Centennial Celebration will be held on August 4, 2007 with a parade beginning at 2:00 pm.

M. Peck

Water Department-

- Mayor Peck reported that the water leak discussed earlier caused the reservoir water level to drop to 7 feet where 10 - 12 feet is normally maintained. The Clerk said that Tom Wyant had reported that the reservoir water level gained 3 inches since the repair was completed this afternoon and he will continue to monitor the level.

OLD BUSINESS

ORDINANCE # 104-07 - AN ORDINANCE ESTABLISHING A PERMITTING PROCEDURE FOR APPLICATIONS RELATING TO SIDEWALK REPAIR, REPLACEMENT OR CONSTRUCTION

Council discussed Ordinance # 104-07 briefly and the matter will be carried to the August meeting.

ORDINANCE # 102-07- STOP SIGNS

Council carried discussion of Ordinance 102-07 until the August meeting as no new information has been received from the Borough Engineer to date.

STATE POLICE REPORT

No comment.

RESOLUTION # 36-07 - RESOLUTION ENDORSING MUNICIPAL CONSENT TO PILOT TRAVEL CENTERS, L.L.C. APPLICATION FOR NJ POLLUTANT DISCHARGE ELIMINATION SYSTEM (NJPDES) PERMIT

WHEREAS, Pilot Travel Center, L.L.C. operates a facility within the Borough of Bloomsbury known as Pilot Travel Center No. 280; and

WHEREAS, the facility generates residual waste as a byproduct of wastewater treatment, the total amount generated on site at the facility consisting of 24,000 gallons, for which a NJPDES permit must be obtained with consent received from the municipal governing body therefor; and

WHEREAS, the applicant has requested municipal consent accordingly in connection with its permit application for an NJPDES T-1 permit; and

WHEREAS, the Mayor and Council deem the forgoing request to be in order;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and State of New Jersey, that the application of Pilot Travel Centers, L.L.C. for Municipal consent in connection with its submission for an application NJPDES T-1 permit, **BE AND THE SAME IS HEREBY GRANTED**;

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute the appropriate form signifying the municipal consent authorized by this Resolution.

Mrs. Flink moved Council adopt resolution # 36-07, seconded by Mrs. Papics. All ayes. Motion carried.

FIRST READING - ORDINANCE # 105-07 - AN ORDINANCE REGULATING THE STATUTORY AUTHORITY OF UNITED TELEPHONE COMPANY OF NEW JERSEY, INC., ITS SUCCESSORS AND ASSIGNS TO USE THE VARIOUS PUBLIC ROADS, STREETS, OR HIGHWAYS IN THE BOROUGH OF BLOOMSBURY, HUNTERDON COUNTY, NEW JERSEY, FOR ITS LOCAL AND THROUGH LINES AND OTHER COMMUNICATIONS FACILITIES AND PRESCRIBING THE CONDITIONS THEREOF.

STATEMENT OF PURPOSE: The Borough of Bloomsbury has received a petition to continue to use public rights-of-way by the United Telephone Company of New Jersey, Inc. d/b/a Sprint. The Ordinance affords United Telephone non-exclusive permission to continue to use the various rights-of-way both above and below the surface for construction maintenance and operation of its local and through lines and systems. New Jersey utilities are required to obtain

consent for their local and through lines with the communities with which they operate, which consent is then approved by the Board of Public Utilities. The petition requests permission to continue to use the public rights-of-way for fifty (50) years as permitted by statute. The Ordinance does not authorize United Telephone to construct wireless facilities nor switching stations in the Township's rights-of-way without separate permission.

BE IT ORDAINED by the Mayor & Council of the Borough of Bloomsbury, Hunterdon County, New Jersey as follows:

SECTION 1: Pursuant to the provisions of N.J.S.A. 48:17-10, N.J.S.A. 48:17-11, and N.J.S.A. 48:17-12, non-exclusive permission and consent is hereby granted to United Telephone of New Jersey, Inc., ("Company"), its successors and assigns, to erect, construct and maintain the necessary poles, wires/cables, conduits, or other fixtures in, upon, along, over or under any public street, road, or highway, and parts thereof, throughout their entire length, and to effect the necessary street openings and lateral connections to curb poles, property lines and other facilities in the Borough of Bloomsbury (the "Borough") for said Company's local and through lines in connection with the transaction of its business. This Ordinance does not authorize placement of wireless telecommunications facilities within the Township's rights-of-way. This Ordinance also does not authorize Company to construct switching stations in the Township's rights-of-way without separate permission.

SECTION 2: All poles and above-ground facilities hereafter located within the rights-of-way shall be placed back of the curb lines where shown on the official map(s) of the Borough or other filed maps, surveys or approved site plans that are necessary to establish the location of road rights-of-way. Said facilities shall be located in accordance with applicable standards, including, but not limited to, Borough ordinances, Residential Site Improvement Standards, and NJDOT standards, or at the points or places now occupied by the poles or other facilities of Company, or at such other convenient points or places in, upon, along, adjacent, or across the public streets and ways as may be mutually agreed upon between Borough and Company. Facilities to service all new residential sub-divisions will be constructed underground unless the property owner obtains the Borough's permission otherwise.

SECTION 3: Company may bury its facilities within the right-of-way of the various public streets and ways and at such locations as shall be mutually agreed upon by the parties. Underground conduits and associated facilities shall be placed at least eighteen (18) inches below the surface of said public streets and ways and, with the exception of lateral branches to curb poles and property lines and other facilities, the same shall generally not be constructed more than ten (10) feet from the curb line, unless obstructions make it necessary to deviate from such course or unless the parties mutually agree to another location. Manholes shall be located at such points along the line of underground conduits as may be necessary or convenient for placing, maintaining, and operating the facilities which Company may from time to time use in connection with its underground conduit system and shall be so constructed as to conform to the cross-sectional and longitudinal grade of the surface so as not to interfere with the safety or convenience of persons or vehicles.

SECTION 4: Any such area affected by United Telephone Company in constructing its facilities shall be restored to as good condition as it was before the commencement of work thereon. No public streets or ways shall be encumbered for a period longer than shall be reasonable to execute the work. Company shall continue to keep in effect a Permit Bond in the amount of Five Thousand Dollars (\$5,000.) as a performance guarantee for restoration of disturbed areas. For projects where the estimated cost of restoration exceeds Five Thousand Dollars (\$5,000.) the Borough may request a supplemental bond for the difference.

SECTION 5: Company agrees to indemnify and save harmless the Borough from and against all claims and liabilities resulting from any injury or damage to the person or property of any person, firm or corporation caused by or arising out of conditions resulting from any negligent or faulty excavation, installation or maintenance connected with its work or equipment. The provisions of this Section shall not be interpreted to relieve the Borough from liability to Company or third parties in the event of joint or concurring negligence or fault of Company and the Borough; provided, however, that the legal liability of the Borough, if any, shall be determined under applicable law, taking into account the privileges and immunities afforded a governmental entity.

SECTION 6: Whenever a curb line shall be established on streets where one does not now exist, or where an established curb line shall be relocated in order to change the width or realign an existing street in conjunction with road construction being performed by the Borough, Company shall change the location of its above-ground and below-ground facilities covered by this Ordinance, so that the same shall be back of, and adjacent to, the new curb line so long as the Borough has acted in accordance with applicable law and with reasonable care in establishing the new curb line and providing notice thereof. Company shall bear the costs so long as the relocation is not for aesthetic purposes or governed by N.J.S.A. 40A:26A-8.

SECTION 7: Any company or corporation having legal authority to place its facilities in the public streets and ways of the Borough may jointly use Company's poles, conduits or other fixtures for all lawful purposes, provided that Company consents to such use, on terms and conditions acceptable to Company and not inconsistent with the provisions of this Ordinance, and that said company or corporation has obtained consent from the Borough.

SECTION 8: If any or all of the said streets or ways are later taken over by the County of Hunterdon or the State of New Jersey, such County or State shall have the rights and privileges and be subject to the same terms, conditions and limitations of use as apply herein to the Borough, provided, however, that such satisfactory prior arrangements as may be necessary are made with the Borough and Company for the full protection of the respective interest of each.

SECTION 9: The term "Borough" as used in this Ordinance shall be held to apply to and include any form of municipality or government into which the Borough or any part thereof may at any time hereafter be changed, annexed, or merged.

SECTION 10: The permission and consent hereby granted shall apply to facilities, existing or hereafter constructed or operated by Company, its predecessors, successors, or assigns. This

Ordinance shall cancel and supersede all prior consent ordinances between the Borough and Company regarding the subject matter hereof.

SECTION 11: This Ordinance shall not affect the ability of the Borough to impose real property taxes on the facilities of Company under current law. Further, if in the future applicable law should change so as to enable the Borough to impose a franchise fee or other fee, tax, charge, or monetary obligation on Company's operations or facilities hereunder, Company agrees that the provisions of this Ordinance shall not preclude the Borough from imposing or collecting such fee, tax, charge or other monetary obligation which may be permitted by law.

SECTION 12: Company shall maintain its property within the Borough in good condition and shall comply with applicable law for the provision of safe, adequate and proper service at just and reasonable rates, and safeguard the public interest in continuous and uninterrupted service.

SECTION 13: Nothing contained in this Ordinance shall be construed to impose an obligation on the part of the Borough to open any street not heretofore dedicated or opened to public use, and nothing herein shall be construed as an acceptance by the Borough of any unaccepted street or any part thereof where any pole, wire, conduit, cable or other fixture may exist.

SECTION 14: In the event that any public street or way where any pole, conduit, cable or other fixture owned or used by Company exists is vacated by the Borough, the Borough agrees to reserve unto Company the rights granted by this Ordinance. Borough would have no further obligation or responsibility to maintain or provide access to the right-of-way.

SECTION 15: If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared to be unenforceable or invalid *for* any reason whatsoever, such decision or declaration shall not affect the remaining portions of this Ordinance, which shall continue in full force and effect; and to this end the provisions of this Ordinance are hereby declared severable.

SECTION 16: Company shall pay the expenses incurred for advertising required in connection with the passage of this Ordinance, after the date of its first reading, within thirty (30) days after Company has received a bill for said advertising.

SECTION 17: Following final passage of this Ordinance, the Borough Clerk shall provide Company with written notice thereof by certified mail. As provided by applicable law, this Ordinance, and any subsequent amendments, shall not become effective until acceptance by Company and approval by the Board of Public Utilities.

Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading by the Borough of Bloomsbury Council at its special meeting held on Monday, July 16, 2007 which Ordinance shall be given further consideration for final passage following a public hearing to be conducted thereon, at its regular monthly meeting to be held on Tuesday, August 28, 2007, which shall commence at 7:00 p.m. at the Borough of Bloomsbury Municipal Building, 91 Brunswick Avenue, Bloomsbury, New Jersey 08804.

Mrs. Papics moved Ordinance #105-07 be adopted on first reading and published in the Hunterdon County Democrat, seconded by Mrs. Flink.
ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-absent; Weger-aye; Scheffel-absent.
Motion Carried.

NORTH HUNTERDON MUNICIPAL COURT

Council discussed the North Hunterdon Municipal Court proposal letter dated June 25, 2007. Kim Francisco, CFO presented Council with a worksheet outlining current fees and expenses and those proposed if the Borough opts to join the North Hunterdon Court. Mr. Francisco explained that the Borough's share would be increasing by approximately \$15,000/ year. Council directed the Clerk to send a letter to North Hunterdon Court Committee requesting an extension to the July 31, 2007 response deadline to further consider their offer, express our interest in joining and our express our cost concerns.

RESOLUTION # 32-07 - A RESOLUTION ESTABLISHING A METER REPLACEMENT FEE

WHEREAS, the Borough has, in the past, replaced water meters where same have been damaged due to the actions or neglect of the water consumer served by those meters; and

WHEREAS, the Mayor and Council have determined that the cost for said water meter replacement should be borne by the water consumers whose actions or neglect have required the water meter replacement;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and State of New Jersey, that effective with the adoption of this Resolution a \$200 non-negotiable fee is hereby established for meter replacement covering the cost of the meter and labor to install same in instances where the water consumer is responsible for the need to replace the meter excluding these circumstances where it is the Borough's obligation to replace same due to ordinary wear and tear.

Mr. Weger moved Council adopt resolution # 32-07, seconded by Mrs. Papics. All ayes.
Motion carried.

RESOLUTION # 33-07 - RESOLUTION IN SUPPORT OF STATE LEGISLATION TO AMEND ABBOTT-BURKE FUNDING TO STREAMLINE ADMINISTRATION OF A MORE THOROUGH AND EFFICIENT EDUCATION THROUGHOUT THE STATE OF NEW JERSEY

WHEREAS, there has been extensive discussion through the Garden State regarding Abbott-Burke funding for deprived school districts within the State of New Jersey; and

WHEREAS, there have been attempts to discuss amendments to the legislation in order to guarantee a quality of education throughout the State of New Jersey; and

WHEREAS, in order to implement fair and equitable distribution of school funding to provide an equal and adequate education and regionally equalized property tax throughout the State, it would be necessary to undertake a comprehensive study of Abbott-Burke funding; and

WHEREAS, while the special needs of Abbott district students are recognized, Non-Abbott district residents should not be made to substantially supplement the normal, fair and usual property tax burden of Abbott districts residents. Henceforth, the property tax burden of Abbott districts residents should be adjusted to reflect the normal, fair and usual property tax burden within the surrounding region; and

WHEREAS, the New Jersey State Constitution, as well as State statute, calls for a thorough and fair education for all students, while the Abbott ruling is predicated in part upon the assumption that the children in the poorest districts deserve the same expenditure per student as the more fortunate districts; and

WHEREAS, these funding procedures appear to be discriminatory since the Abbott ruling substantially ignores all Non Abbott districts where expenditures per student fall below the richest districts, and also appears to qualify only urban districts, subsequently ignoring potentially needy rural/suburban districts; and

WHEREAS, finally, the Abbott Program fails to meet the real academic needs of the districts it serves inasmuch as these districts remain on the program indefinitely; and

WHEREAS, the Common Council of the Borough of Bloomsbury urges all other municipalities and school districts to adopt resolutions calling for the revamping of the Abbott-Burke qualification program to provide supplementary funding without discrimination to all districts; and

WHEREAS, the Common Council requests there be more accountability from the school administrators and contractors within the Abbott districts. Those administrators and contractors found guilty or responsible for the misuse of funds shall be prosecuted to the fullest extent of the law; and

WHEREAS, the Common Council supports one hundred percent State Funding for State mandated programs for all districts; and

WHEREAS, all programs implemented should be focused to measure progressively improving test scores within a five year mandatory period and provide for the termination under the Abbott-Burke funding for failure to demonstrate measured success and improvement during the program; and

WHEREAS, the Common Council of the Borough of Bloomsbury, urges all municipalities and school districts within the State of New Jersey to pass legislation requesting the State immediately convene a study of the Abbott-Burke Funding Program in order to guarantee a more thorough and efficient non-discriminatory education for all students in the State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, urges all entities to act upon said legislation and forward copies of same to Governor Jon S. Corzine, the New Jersey Department of Education, their respective New Jersey State Legislators, and all municipalities in the County of Hunterdon.

Mrs. Papiers moved Council adopt resolution # 33-07, seconded by Mrs. Flink. Mr. Weger abstained. All ayes. Motion carried.

RESOLUTION # 34-07 - RESOLUTION AUTHORIZING A FIREWORKS DISPLAY BY GARDEN STATE FIRE WORKS COMPANY, INC. AT THE BLOOMSBURY HOSE COMPANY NO. 1 CENTENNIAL CELEBRATION

WHEREAS, the Bloomsbury Hose Company is hosting a Centennial Celebration in the Borough of Bloomsbury to be held on August 4, 2007 at Mayor Tuxhorn Park in Bloomsbury; and

WHEREAS, there has been a request for a resolution of approval from the governing body of the Borough of Bloomsbury to have a fireworks display at the event; and

WHEREAS, an application for a permit to the New Jersey Department of Community Affairs, Division of Fire Safety, has been made by the Bloomsbury Hose Company No. 1 for a fireworks display on Saturday August 4, 2007; and

WHEREAS, Garden State Fireworks, a New Jersey operator approved by the Borough of Bloomsbury, will be displaying the fireworks and complying with the requirements of the New Jersey Division of Fire Safety's permit; and

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council, the Borough of Bloomsbury grants permission and endorses the public fireworks display at the Bloomsbury Hose Company No. 1 Centennial Celebration.

Mr. Weger moved Council adopt resolution # 34-07, seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 35-07 - RESOLUTION CLOSING BRUNSWICK AVENUE BETWEEN WILSON STREET AND CHURCH STREET, CHURCH STREET BETWEEN BRUNSWICK AND THE BOROUGH PARK, MAIN STREET FROM CHURCH STREET TO WILSON STREET, GARDNER STREET, AND NORTH STREET FROM GARDNER TO CHURCH STREET ON AUGUST 4, 2007 FROM 10:00 AM to 4:00 PM

WHEREAS, the Bloomsbury Hose Company No. 1 is going to host a Centennial Celebration Parade on Saturday, August 4, 2007 beginning at 2:00 p.m. starting on Main Street at Wilson Avenue, and

WHEREAS, the community is invited to attend; and

WHEREAS, to ensure safety, it is necessary and proper to close Brunswick Avenue between Wilson Street and Church Street, Church Street between Brunswick Avenue and the Borough Park, Main Street from Church Street to Wilson Street, Gardner Street, and North Street from Gardner to Church Street on August 4, 2007 from 10:00 am to 4:00 pm.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, as follows:

1. The Bloomsbury Hose Company No. 1 Centennial Celebration Parade is hereby endorsed.
2. The above street closures shall be in effect at the times above recited; subject to any and all other jurisdictional requirements.
3. Parking will be prohibited on above mentioned streets between the hours of 10:00 am and 4:00 p.m..
4. The Mayor and/or Borough Clerk shall notify the State Police of this action.
5. The Mayor and Borough Attorney are hereby authorized and directed to take such other steps as are necessary to implement this Resolution.
6. This Resolution shall be posted in five (5) conspicuous spots within the Borough.

Mr. Weger moved Council adopt resolution # 35-07 as amended, seconded by Mrs. Flink. All ayes. Motion carried.

RESOLUTION # 37-07 - GRANT AGREEMENT BETWEEN THE BOROUGH OF BLOOMSBURY AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION - GRANT IDENTIFIER:

WHEREAS, the Common Council of the Borough of Bloomsbury desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of \$3,000.00 to fund the following project:

COMMUNITY FORESTRY MANAGEMENT PLAN

NOW THEREFORE, BE IT RESOLVED, the Common Council of the Borough of Bloomsbury that Mark R. Peck, Mayor or the successor to the Office of Mayor is hereby authorized to:

- a. Make application for such grant
- b. If awarded, to execute a grant agreement with the State of New Jersey for a grant in an amount not less than \$3,000.00 and not more than \$3,000.00
- c. To execute any amendments thereto which do not increase the Grantee's obligations.

The Common Council of the Borough of Bloomsbury authorizes and hereby agrees to match 33 % of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purchases, whether cash, services, or property, is hereby certified 100 % of the match will be made up of in-kind services.

The Grantee agrees to comply with all applicable federal, state, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

Mrs. Papics moved Council adopt resolution # 37-07, seconded by Mrs. Flink. All ayes. Motion carried.

RESOLUTION # 38-07 - Resolution authorizing Kim to open accts. Team Capital Bank

Mr. Weger moved council adopt resolution # 38-07, seconded by Mrs. Papics. All ayes. Motion carried.

CORRESPONDENCE

MILL REDEVELOPMENT

Council discussed a letter from the DEP dated July 10, 2007 in reference to the granting of a 30 day extension to the pending stream encroachment permit.

OPEN TO THE PUBLIC

Kathleen Jordan reported passing all of her zoning officer classes.

Mrs. Jordan requested Council consider removing section 511 from the zoning ordinance and passing an ordinance with the same parking restrictions and regulations.

The Clerk will contact the Mr. Edleston and discuss drafting an ordinance for Council consideration at the August meeting.

Mrs. Jordan stated that the resident at 142 Main Street is still in violation of the Borough zoning ordinance as well as the state code office for an illegal shed which remains on the property. Mrs. Jordan asked Council for direction in pursuing fines and penalties on behalf of the Borough. Discussion followed. Mrs. Jordan will follow up with Dave Reif at the State Code Office and report back to Council.

Ilse Goshen, 69 Main Street reported receiving a complaint from a Borough resident about recent dumping of yard waste into a stormdrain on North Street. Mrs. Goshen stated that the resident who was seen dumping has reportedly done it before and lives next door to Mrs. Jordan. Mrs. Jordan will send a notice of violation to the resident and report back to Council at the August meeting.

Mrs. Goshen asked what Council will do about the park vandalism. Discussion about installing additional lighting or video cameras followed.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Weger, seconded by Mrs. Papis. All ayes, motion carried. Meeting adjourned at 8:10 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
AUGUST 21, 2007**

The re-scheduled August meeting of the Bloomsbury Borough Council was held on August 21, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 6:02 PM by the reading of the Sunshine Law by Borough Clerk, Lisa A. Burd.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on August 17, 2007 by publication of notice in the Express Times and providing notice to the Hunterdon County Democrat and by the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel
Vicky Papics	Martha Tersigni
Mark Peck, Mayor - via phone 6:10	Eric Weger - arrived 6:30
William Edleston, Esq. - arrived 6:07	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Flink, seconded by Mrs. Papics to approve the regular meeting minutes of July 16, 2007, as amended. Scheffel - abstain; Tersigni - abstain. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council approve the Tax Collector's report of July 11, 2007; seconded by Mrs. Flink. All ayes. Motion Carried.

Mrs. Papics moved Council approve the Tax Collector's report of August 1, 2007; seconded by Mrs. Flink. All ayes. Motion Carried.

APPROVAL OF BILL LIST

Mrs. Papics moved Council approve the bill list of August 21, 2007, seconded by Mrs. Flink. ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-absent. Motion carried.

COMMITTEE REPORTS:

V. Papics:

Environmental Commission-

- The August meeting of the Environmental Commission was cancelled.

Recreation-

- Nothing new to report from Recreation except to mention the recent park vandalism.

M. Scheffel:

Board of Education-

- Mr. Scheffel reported that he was unable to attend the Board of Education meeting.

C. Flink:

- Mrs. Flink attended the Board of Education meeting and reported that an assessment is being distributed to evaluate cost of attending Phillipsburg High School versus Delaware Valley High School.

Hunterdon County Utilities Authority

- A meeting on July 24, 2007 and figures for June show deliveries decreased almost 300 tons from those made in May and an increase of 319 tons when compared to June 2006.
- Hunterdon County Hazardous Waste Clean Up Day was held on July 16, 2007. 550 vehicles delivered hazardous material with a wait time of approximately 1 hour. Next Hazardous Waste Clean Up is scheduled for Saturday, November 10, 2007.

Mayor Mark Peck joined the meeting at 6:10 pm via speakerphone.

Rescue -

- 46 calls, 224 hours and 699 miles for July.
- The Rescue Squad would like to have 24 hour advanced notice on any street closures in the Borough as does the Hose Company.

OEM-

- Simulated medicine distribution will be the last weekend in September; please report any changes in household status to Mrs. Flink.

M. Peck:

No Report.

M. Tersigni:

- Mrs. Tersigni reported being in contact with Lieutenant Gregan, State Police and he has made it clear that anyone in the Borough who sees anything suspicious to report it to the State Police immediately by dialing 911 not calling the Perryville Station. Mrs. Tersigni stated that we have had kids roaming around the Borough and recent vandalism and graffiti on Public and private buildings and residents have stated that they believe they knew who did it, but no one called the State Police. The state Police need the information immediately so that they can react right away.

Mayor Peck stated that there is nothing more frustrating than hearing after the fact that there were witnesses to these events and the Police were never contacted. Mayor Peck

reported that residents are frustrated at the reoccurrence of such acts and people need to dial 911 so the Police can respond.

Mrs. Tersigni reported that Lieutenant Gregan has recently implemented a neighborhood watch program in Hampton and that he is happy to meet with a group from the Borough. If anyone is interested, please contact Lisa at Borough Hall.

Mayor Peck stated that he also included the same invitation in the September newsletter and asked that anyone interested in participating in a neighborhood watch call Lisa at Borough Hall.

Mrs. Tersigni reminded everyone that any information to be included in a newsletter, published in the newspaper or posted to the web site must go through the Clerks office to be sure that all information is accurate.

SINK HOLE

The Clerk reported that the Borough Department of Public Works discovered a sink hole near 104 Brunswick Avenue caused by a water leak. The area has been secured and the sink hole will be repaired in the next few days.

STATE POLICE REPORT

Mrs. Tersigni reported that because the August meeting of the Mayor and Council was re-scheduled, Sergeant Sofhauser was unable to attend and all comments from Lieutenant Gregan were passed on to Council through her report.

OLD BUSINESS

ORDINANCE # 104-07 - AN ORDINANCE ESTABLISHING A PERMITTING PROCEDURE FOR APPLICATIONS RELATING TO SIDEWALK REPAIR, REPLACEMENT OR CONSTRUCTION

Mayor Peck stated that Mr. Weger had sent an email out a few weeks ago questioning if we may be able to reduce fees further by having the Borough Code Enforcement Officer inspect the sidewalk work.

No additional information has been received and the Ordinance will be carried to the next meeting.

ORDINANCE # 102-07- STOP SIGNS

Mr. Scheffel asked if the Borough Engineer will let us know if he has any new information or if additional information has been received from the DOT. The Clerk will contact Mr. Zederbaum and report back to Council at the next meeting.

No additional information has been received and the Ordinance will be carried to the next meeting.

MILL REDEVELOPMENT

Mayor Peck reported that Mr. Louw is waiting obtain an encroachment permit from DEP and anticipates hearing something within the next thirty to forty-five days.

Mr. Edleston stated that the delay will require that the Council grant Mr. Louw additional time to obtain the required permits.

Mrs. Papics moved Council grant Mr. Louw an additional sixty day extension to his contract; seconded by Mrs. Flink. All ayes. Motion carried.

ORDINANCE # 105-07 - AN ORDINANCE REGULATING THE STATUTORY AUTHORITY OF UNITED TELEPHONE COMPANY OF NEW JERSEY, INC., ITS SUCCESSORS AND ASSIGNS TO USE THE VARIOUS PUBLIC ROADS, STREETS, OR HIGHWAYS IN THE BOROUGH OF BLOOMSBURY, HUNTERDON COUNTY, NEW JERSEY, FOR ITS LOCAL AND THROUGH LINES AND OTHER COMMUNICATIONS FACILITIES AND PRESCRIBING THE CONDITIONS THEREOF.

The second reading of Ordinance # 105-06 will be carried to the September meeting as publication of the first reading was not completed.

ORDINANCE # 106-07 - AN ORDINANCE APPROPRIATING THE SUM OF \$2,500 FROM THE CAPITAL IMPROVEMENT FUND AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES IN THE AMOUNT OF \$47,500 FOR THE RECONSTRUCTION OF BOROUGH STREETS

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, as follows:

Section 1. The Borough of Bloomsbury is hereby authorized to issue bonds and notes for the purpose of reconstruction of roadway pavements, including without limitations, Main Street, Gardner Street and Brunswick Avenue.

Section 2. The cost of said reconstruction is \$50,000.00.

Section 3. The Borough is authorizing the expenditure of \$2,500.00 from the Capital Improvement Fund for the down payment.

Section 4. The maximum amount of said bonds or notes to be issued shall be \$47,500.00

Section 5. The Mayor and Council pursuant to N.J.S.A. 40A:2-22 (f) (1) determine that the average period of usefulness of said road reconstruction is five years.

Section 6. A supplemental debt statement has been filed in the office of the Clerk of the Borough of Bloomsbury.

Section 7. Such statement shows that the gross debt of the Borough of Bloomsbury, as defined in N.J.S.A. 40A:2-1 et seq. is increased by this authorization by \$47,500.00.

Section 8. The obligations authorized by this Ordinance are within the debt limits prescribed by N.J.S.A. 40A:2-1 et seq.

Section 9. The aggregate costs of expenses permitted under N.J.S.A. 40A:2-20 for legal fees, accounting costs of authorizing, selling and issuing the obligations crated by this ordinance are included in the \$47,500.00 in notes or bonds authorized by this ordinance.

Section 10. All bonds or notes shall mature within the period of usefulness as determined the ordinance.

Section 11. The Mayor and Council are authorized to execute and sell said bonds or notes at either public or private sale and to execute same on behalf of the Borough of Bloomsbury.

Section 12. The Borough of Bloomsbury pledges its full faith and credit to the obligations referred to herein for payment of principal and interest on same.

Section 13. The Borough of Bloomsbury is hereby authorized to issue bond anticipation notes for the financing of these expenses.

Section 14. This Ordinance shall become effective twenty days after publication following final adoption according to law.

Section 15. Copies of this Ordinance will be available in the office of the Borough Clerk at least one week prior to the date scheduled for the public hearing on same.

Mayor Peck asked if required down payment funds were available in the Capital Improvement fund. Mr. Francisco confirmed that funds are available and explained that the ordinance does not stipulate what type of repairs will be made rather just establishes a means to pay for whatever repairs are required.

Mr. Weger joined the meeting at 6:30 pm.

Mr. Scheffel moved Ordinance #106-07 be adopted on first reading and published in the Hunterdon County Democrat, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion Carried.

RESOLUTION # 39-07 - AUTHORIZING BLOOMSBURY P.T.O. 50/50 RAFFLE

WHEREAS, the Bloomsbury Elementary School PTO is the licensee on the application to conduct an Off-Premise 50/50 Raffle on September 22 and 23, 2007 and to be held at the Bloomsbury Elementary School, 20 Main Street, Bloomsbury, NJ, and

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid off-premise 50/50 raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

The off-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mr. Scheffel moved Council adopt Resolution # 39-07; seconded by Mrs. Papics. All ayes. Motion carried.

**RESOLUTION # 40-07 - BLOOMSBURY CELEBRATIONS COMMITTEE
HALLOWEEN PARADE STREET CLOSURE**

WHEREAS the Bloomsbury Celebrations Committee will be having a Halloween Parade on Sunday, October 28, 2007 at 2:00 PM, and

WHEREAS the parade route will be Main Street to Wilson Avenue, to Brunswick Avenue, to the Fire House, and

WHEREAS said streets need to be closed for the duration of the parade,

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, the following:

1. Main Street will be closed from Church Street to Wilson Street, Wilson Street will be closed between Main Street and Brunswick Avenue, and Brunswick Avenue will be closed from Wilson Street to East Street between the hours of 1:30 - 3:00 PM on Sunday, October 28, 2007.
2. A copy of this resolution shall be forwarded to the State and County Departments of Transportation, the State Police and Bloomsbury Fire Police.

Mayor Peck asked who has been designated to ensure street closure is handled appropriately. Mr. Weger stated that he will assist with the street closures.

The BCC will discuss the details and provide the Clerk with a complete plan for closing the streets and arrange for appropriate safety measures for the event to the satisfaction of the Borough no later than October 15, 2007.

Mr. Weger moved Council adopt Resolution # 40-07; seconded by Mrs. Flink. All ayes. Motion carried.

RESOLUTION # 41-07 RESOLUTION AUTHORIZING BLOOMSBURY HOSE COMPANY #1 50/50 RAFFLE

WHEREAS, the Bloomsbury Hose Company #1 is the licensee on the application to conduct an Off-Premise 50/50 Raffle on November 16, 2007 to be held at the Bloomsbury Hose Company, 91 Brunswick Avenue, from 6:30 - 10:30 pm, and

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid off-premise 50/50 raffle,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

The off-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mrs. Papics moved Council adopt Resolution # 41-07; seconded by Mrs. Flink. All ayes. Motion carried.

RESOLUTION # 42-07 - STREET CLOSURE FOR STREET SWEEPING

WHEREAS, street sweeping is required on Main Street, Brunswick Avenue, and Gardner Street, and

WHEREAS, the actual date for said street sweeping is unknown at this time, and

WHEREAS, No vehicles shall be parked on Main Street, Gardner Street, or Brunswick Avenue between the hours of 9:00 am and 5:00 pm on the date of said street sweeping,

NOW, THEREFORE BE IT RESOLVED by the Common Council of the Borough of Bloomsbury that:

1. One weeks prior notification will be given to the start of the street sweeping.
2. No parking shall be allowed on above referenced streets within the Borough of Bloomsbury on Wednesday, August 22, 2007 and on consecutive days thereafter as necessary for the purposes of street sweeping.
3. Violators will be ticketed and towed.

Mr. Weger moved Council adopt Resolution # 42-07; seconded by Mrs. Papics. All ayes. Motion carried.

WATER DEPARTMENT BILLING SOFTWARE PURCHASE AUTHORIZATION

Mr. Francisco reported that the Water Department currently uses R&L Data to generate the water bills. The CFO and Water Clerk believe that it is time to bring the billing in house and have researched several billing software options. The Clerk reported that an on line tutorial has been set up with one company. Mr. Scheffel asked if he could review any software packages prior to purchase.

Mr. Weger moved Council approve the purchase of utility billing software with a cost not to exceed \$5,000; seconded by Mrs. Flink.

ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

COLLECTION OF ACCOUNT DEFICITS

The Clerk reported that at a recent Planning Board meeting, members questioned if it might be appropriate to contract with a collection agency to attempt to collect outstanding escrow account deficits.

Mr. Francisco stated that he has sent numerous letters requesting replenishment of the accounts and to date they are still deficient.

The Clerk will gather additional information and report back at the September Council meeting.

CORRESPONDENCE

Council reviewed correspondence.

OPEN TO THE PUBLIC

Cathy Foulk, Main Street provided Mr. Weger an article about High Bridge road reconstruction and the grant award they received.

Brief discussion followed.

Karen Frey, Brunswick Avenue, stated that the feasibility study which is being conducted is not specifically addressing the cost to the Borough to transfer to another school district and any study to address that would have to be conducted by the Bloomsbury.

RESOLUTION FOR AN EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a meeting, and

WHEREAS, the Mayor and Council of the Borough of Bloomsbury has deemed it necessary to go into a closed session to discuss certain matters which are exempted from the public,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Bloomsbury will go into closed session for the following reasons as outlined in N.J.S.A. 10:14-2 to discuss the expenditure of public funds and potential litigation.

Mr. Sceffel made a motion to go into closed session, seconded by Mr. Weger. All ayes, motion carried.

Discussion followed.

Council returned from executive session at approximately 7:20. No action was taken.

Mr. Scheffel moved Council re-enter regular session, seconded by Mr. Weger. All ayes. Motion

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Weger, seconded by Mrs. Flink. All ayes, motion carried. Meeting adjourned at 7:28 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
SEPTEMBER 25, 2007**

The regular meeting of the Bloomsbury Borough Council was held on September 25, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:05 PM by the reading of the Sunshine Law by Borough Clerk, Lisa A. Burd.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink

Vicky Papis - excused

Mark Peck, Mayor

William Edleston, Esq.

Marc Scheffel

Martha Tersigni - arrived 7:20

Eric Weger - arrived 7:55

FLAG SALUTE

COMMITTEE REPORTS:

M. Scheffel:

No report.

C. Flink:

Bloomsbury Hose Company -

- Three fire alarms - one structure, two vehicles with a total of twenty-eight man hours with four calls for the month of August with one to Bethlehem Township, one in Bloomsbury and one in Holland.

Rescue -

- Mrs. Flink was unable to attend the meeting and receive a report.

OEM-

- Simulated medicine distribution will be held at Borough Hall on Friday, September 28, 2007 from 4-6 PM and Saturday September 29, 2007 from 9:30- 10:30 AM. Designated representatives from the Hose Company and rescue Squad as well as all Council members and Borough employees will pick up their dosages during these times.

Solid Waste-

- Mrs. Flink reported the Hunterdon County Solid Waste Management Plan Amendment is available for review.

M. Peck:

- **Public Safety-**
Mayor Peck reported sending letters to the Governing body's and chiefs of Police in Greenwich Township and Holland Township to discuss the possibility of entering into a shared policing service and the Clerk is gathering information about Lebanon Borough's arrangement for dedicated State Police coverage.

L. Burd - reporting for Mrs. Papics:

Environmental Commission-

- Mrs. Papics attended the September 18, 2007 meeting and that representative would be available to discuss proposed 2007 Clean Communities Grant expenditures.

Recreation-

- Mrs. Papics attended the September 4, 2007 meeting. The Committee would like to follow up on the status of the lower ball field reporting that the foul poles have not been removed and the fence has not been opened. They stated that the use of the lower field could mean an additional \$700.00 - \$900.00 profit. The Commission would like Council to consider if it necessary to have a dedicated part time ball field worker to complete routine maintenance.

BCC-

- The Celebrations Committee replaced the summer flower in the bridge baskets with new fall arrangements.

Weigh Station-

- Mrs. Papics has received seven signatures so far on the petition to complain about the loudspeakers and noise generated at the weigh station.

MILL REDEVELOPMENT

Lukas Louw reported receiving the Highlands waiver and stream encroachment permit for the project as well an approved septic design. Mr. Louw stated that the plans are being finalized by Mary Trubek and should be available by next week. Mr. Louw will forward copies of all approvals to the Clerk and Borough Attorney.

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mr. Scheffel to approve the regular meeting minutes of August 21, 2007, as amended. All ayes. Motion carried.

A motion was made by Mrs. Tersigni, seconded by Mr. Scheffel to approve the executive session meeting minutes of August 21, 2007. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mr. Scheffel moved Council approve the bill list of September 25, 2007, seconded by Mrs. Flink.
ROLL CALL VOTE: Flink-aye; Scheffel-aye; Tersigni-aye. Motion carried

TAX COLLECTOR'S REPORT

Mrs. Tersigni moved Council approve the Tax Collector's report of September 5, 2007; seconded by Mr. Scheffel.

ROLL CALL VOTE: Flink-aye; Scheffel-aye; Tersigni-aye. Motion carried

M. Tersigni:

Planning Board -

- Mrs. Tersigni reported that the Travel Center's sign application public hearing was continued to the October meeting.
- The Planning Board has begun the process of selecting a Planner to work on the Borough Master Plan Re-examination and the board will review all interested candidates and select one.

Water Meter Replacement Program -

- Mrs. Tersigni reported that Mr. Francisco has received verbal notification that the Borough will receive funds to move forward with the meter replacement program. The Billing Software has been purchased and Lisa is working to get it up and running.

STATE POLICE REPORT

Mayor Peck thanked the State Police for their participation in the September 11, 2007 Public Forum.

Sergeant Sofhauser reported the average response times for the month of August.

Mayor Peck asked the Clerk to find out if response times are available in a format which can be placed on the Borough website.

Discussion followed.

OLD BUSINESS

ORDINANCE # 104-07 - AN ORDINANCE ESTABLISHING A PERMITTING PROCEDURE FOR APPLICATIONS RELATING TO SIDEWALK REPAIR, REPLACEMENT OR CONSTRUCTION

Ordinance 104-07 will be carried to the October meeting.

ORDINANCE # 102-07- STOP SIGNS

Council discussed correspondence from RBZ Enterprises and the DOT. Mayor Peck will follow up with Mr. Zederbaum and report back to Council in October.

COLLECTION AGENCY

The Clerk reported gathering preliminary information on several collection agencies which the Borough may retain to attempt to collect outstanding escrow deficits. The Clerk requested Mr. Edleston confirm that the Borough can collect the total debt and collection fees of thirty percent. Mr. Edleston will look into this and report back to the clerk.

SECOND READING - ORDINANCE # 105-07 - AN ORDINANCE REGULATING THE STATUTORY AUTHORITY OF UNITED TELEPHONE COMPANY OF NEW JERSEY, INC., ITS SUCCESSORS AND ASSIGNS TO USE THE VARIOUS PUBLIC ROADS, STREETS, OR HIGHWAYS IN THE BOROUGH OF BLOOMSBURY, HUNTERDON COUNTY, NEW JERSEY, FOR ITS LOCAL AND THROUGH LINES AND OTHER COMMUNICATIONS FACILITIES AND PRESCRIBING THE CONDITIONS THEREOF.

STATEMENT OF PURPOSE: The Borough of Bloomsbury has received a petition to continue to use public rights-of-way by the United Telephone Company of New Jersey, Inc. d/b/a Sprint. The Ordinance affords United Telephone non-exclusive permission to continue to use the various rights-of-way both above and below the surface for construction maintenance and operation of its local and through lines and systems. New Jersey utilities are required to obtain consent for their local and through lines with the communities with which they operate, which consent is then approved by the Board of Public Utilities. The petition requests permission to continue to use the public rights-of-way for fifty (50) years as permitted by statute. The Ordinance does not authorize United Telephone to construct wireless facilities nor switching stations in the Township's rights-of-way without separate permission.

BE IT ORDAINED by the Mayor & Council of the Borough of Bloomsbury, Hunterdon County, New Jersey as follows:

SECTION 1: Pursuant to the provisions of N.J.S.A. 48:17-10, N.J.S.A. 48:17-11, and N.J.S.A. 48:17-12, non-exclusive permission and consent is hereby granted to United Telephone of New Jersey, Inc., ("Company"), its successors and assigns, to erect, construct and maintain the necessary poles, wires/cables, conduits, or other fixtures in, upon, along, over or under any public street, road, or highway, and parts thereof, throughout their entire length, and to effect the necessary street openings and lateral connections to curb poles, property lines and other facilities in the Borough of Bloomsbury (the "Borough") for said Company's local and through lines in connection with the transaction of its business. This Ordinance does not authorize placement of wireless telecommunications facilities within the Township's rights-of-way. This Ordinance also does not authorize Company to construct switching stations in the Township's rights-of-way without separate permission.

SECTION 2: All poles and above-ground facilities hereafter located within the rights-of-way shall be placed back of the curb lines where shown on the official map(s) of the Borough or other filed maps, surveys or approved site plans that are necessary to establish the location of road rights-of-way. Said facilities shall be located in accordance with applicable standards, including, but not limited to, Borough ordinances, Residential Site Improvement Standards, and NJDOT standards, or at the points or places now occupied by the poles or other facilities of Company, or

at such other convenient points or places in, upon, along, adjacent, or across the public streets and ways as may be mutually agreed upon between Borough and Company. Facilities to service all new residential sub-divisions will be constructed underground unless the property owner obtains the Borough's permission otherwise.

SECTION 3: Company may bury its facilities within the right-of-way of the various public streets and ways and at such locations as shall be mutually agreed upon by the parties. Underground conduits and associated facilities shall be placed at least eighteen (18) inches below the surface of said public streets and ways and, with the exception of lateral branches to curb poles and property lines and other facilities, the same shall generally not be constructed more than ten (10) feet from the curb line, unless obstructions make it necessary to deviate from such course or unless the parties mutually agree to another location. Manholes shall be located at such points along the line of underground conduits as may be necessary or convenient for placing, maintaining, and operating the facilities which Company may from time to time use in connection with its underground conduit system and shall be so constructed as to conform to the cross-sectional and longitudinal grade of the surface so as not to interfere with the safety or convenience of persons or vehicles.

SECTION 4: Any such area affected by United Telephone Company in constructing its facilities shall be restored to as good condition as it was before the commencement of work thereon. No public streets or ways shall be encumbered for a period longer than shall be reasonable to execute the work. Company shall continue to keep in effect a Permit Bond in the amount of Five Thousand Dollars (\$5,000.) as a performance guarantee for restoration of disturbed areas. For projects where the estimated cost of restoration exceeds Five Thousand Dollars (\$5,000.) the Borough may request a supplemental bond for the difference.

SECTION 5: Company agrees to indemnify and save harmless the Borough from and against all claims and liabilities resulting from any injury or damage to the person or property of any person, firm or corporation caused by or arising out of conditions resulting from any negligent or faulty excavation, installation or maintenance connected with its work or equipment. The provisions of this Section shall not be interpreted to relieve the Borough from liability to Company or third parties in the event of joint or concurring negligence or fault of Company and the Borough; provided, however, that the legal liability of the Borough, if any, shall be determined under applicable law, taking into account the privileges and immunities afforded a governmental entity.

SECTION 6: Whenever a curb line shall be established on streets where one does not now exist, or where an established curb line shall be relocated in order to change the width or realign an existing street in conjunction with road construction being performed by the Borough, Company shall change the location of its above-ground and below-ground facilities covered by this Ordinance, so that the same shall be back of, and adjacent to, the new curb line so long as the Borough has acted in accordance with applicable law and with reasonable care in establishing the new curb line and providing notice thereof. Company shall bear the costs so long as the relocation is not for aesthetic purposes or governed by N.J.S.A. 40A:26A-8.

SECTION 7: Any company or corporation having legal authority to place its facilities in the public streets and ways of the Borough may jointly use Company's poles, conduits or other fixtures for all lawful purposes, provided that Company consents to such use, on terms and conditions acceptable to Company and not inconsistent with the provisions of this Ordinance, and that said company or corporation has obtained consent from the Borough.

SECTION 8: If any or all of the said streets or ways are later taken over by the County of Hunterdon or the State of New Jersey, such County or State shall have the rights and privileges and be subject to the same terms, conditions and limitations of use as apply herein to the Borough, provided, however, that such satisfactory prior arrangements as may be necessary are made with the Borough and Company for the full protection of the respective interest of each.

SECTION 9: The term "Borough" as used in this Ordinance shall be held to apply to and include any form of municipality or government into which the Borough or any part thereof may at any time hereafter be changed, annexed, or merged.

SECTION 10: The permission and consent hereby granted shall apply to facilities, existing or hereafter constructed or operated by Company, its predecessors, successors, or assigns. This Ordinance shall cancel and supersede all prior consent ordinances between the Borough and Company regarding the subject matter hereof.

SECTION 11: This Ordinance shall not affect the ability of the Borough to impose real property taxes on the facilities of Company under current law. Further, if in the future applicable law should change so as to enable the Borough to impose a franchise fee or other fee, tax, charge, or monetary obligation on Company's operations or facilities hereunder, Company agrees that the provisions of this Ordinance shall not preclude the Borough from imposing or collecting such fee, tax, charge or other monetary obligation which may be permitted by law.

SECTION 12: Company shall maintain its property within the Borough in good condition and shall comply with applicable law for the provision of safe, adequate and proper service at just and reasonable rates, and safeguard the public interest in continuous and uninterrupted service.

SECTION 13: Nothing contained in this Ordinance shall be construed to impose an obligation on the part of the Borough to open any street not heretofore dedicated or opened to public use, and nothing herein shall be construed as an acceptance by the Borough of any unaccepted street or any part thereof where any pole, wire, conduit, cable or other fixture may exist.

SECTION 14: In the event that any public street or way where any pole, conduit, cable or other fixture owned or used by Company exists is vacated by the Borough, the Borough agrees to reserve unto Company the rights granted by this Ordinance. Borough would have no further obligation or responsibility to maintain or provide access to the right-of-way.

SECTION 15: If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared to be unenforceable or invalid *for* any reason whatsoever, such decision or declaration shall not affect the remaining portions of this Ordinance, which shall

continue in full force and effect; and to this end the provisions of this Ordinance are hereby declared severable.

SECTION 16: Company shall pay the expenses incurred for advertising required in connection with the passage of this Ordinance, after the date of its first reading, within thirty (30) days after Company has received a bill for said advertising.

SECTION 17: Following final passage of this Ordinance, the Borough Clerk shall provide Company with written notice thereof by certified mail. As provided by applicable law, this Ordinance, and any subsequent amendments, shall not become effective until acceptance by Company and approval by the Board of Public Utilities.

Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading by the Borough of Bloomsbury Council at its special meeting held on Monday, July 16, 2007 which Ordinance shall be given further consideration for final passage following a public hearing to be conducted thereon, at its regular monthly meeting to be held on Tuesday, August 28, 2007, which shall commence at 7:00 p.m. at the Borough of Bloomsbury Municipal Building, 91 Brunswick Avenue, Bloomsbury, New Jersey 08804.

Mrs. Tersigni moved discussion be opened to the public, seconded by Mr. Scheffel.

Cathy Foulk - Main Street asked if United Telephone Company may give some consideration to consulting with either the Environmental Commission or the Shade Tree commission when before they take action on any tree trimming or tree removal in the Borough stating that they are damaging the trees in the Borough. Discussion followed.

Mayor Peck offered to get in touch with Jim Robinson from Embarq and request he consider meeting with the Environmental Commission to discuss their concerns.

Ilse Goshen - Main Street stated that it would be appropriate for the environmental commission, shade tree committee, the forester and the utility companies to take part in discussions for the development of the five year plan for the trees in the Borough. Ilse will contact the Clerk to provide her with details for a meeting.

Pat Fitzpatrick - Center Street wanted to thank everyone involved in arranging for the removal of dangerous trees taken down at the Corner of Main and Center Streets.

Mr. Scheffel moved Council close discussion the public hearing, seconded by Mrs. Papis.

Mr. Scheffel moved Council adopt Ordinance # 105-07 as amended, seconded by Mr. Weger. ROLL CALL VOTE: Flink-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

SECOND READING -ORDINANCE # 106-07 - AN ORDINANCE APPROPRIATING THE SUM OF \$2,500 FROM THE CAPITAL IMPROVEMENT FUND AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES IN THE AMOUNT OF \$47,500 FOR THE RECONSTRUCTION OF BOROUGH STREETS

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, as follows:

Section 1. The Borough of Bloomsbury is hereby authorized to issue bonds and notes for the purpose of reconstruction of roadway pavements, including without limitations, Main Street, Gardner Street and Brunswick Avenue.

Section 2. The cost of said reconstruction is \$50,000.00.

Section 3. The Borough is authorizing the expenditure of \$2,500.00 from the Capital Improvement Fund for the down payment.

Section 4. The maximum amount of said bonds or notes to be issued shall be \$47,500.00

Section 5. The Mayor and Council pursuant to N.J.S.A. 40A:2-22 (f) (1) determine that the average period of usefulness of said road reconstruction is five years.

Section 6. A supplemental debt statement has been filed in the office of the Clerk of the Borough of Bloomsbury.

Section 7. Such statement shows that the gross debt of the Borough of Bloomsbury, as defined in N.J.S.A. 40A:2-1 et seq. is increased by this authorization by \$47,500.00.

Section 8. The obligations authorized by this Ordinance are within the debt limits prescribed by N.J.S.A. 40A:2-1 et seq.

Section 9. The aggregate costs of expenses permitted under N.J.S.A. 40A:2-20 for legal fees, accounting costs of authorizing, selling and issuing the obligations crated by this ordinance are included in the \$47,500.00 in notes or bonds authorized by this ordinance.

Section 10. All bonds or notes shall mature within the period of usefulness as determined the ordinance.

Section 11. The Mayor and Council are authorized to execute and sell said bonds or notes at either public or private sale and to execute same on behalf of the Borough of Bloomsbury.

Section 12. The Borough of Bloomsbury pledges its full faith and credit to the obligations referred to herein for payment of principal and interest on same.

Section 13. The Borough of Bloomsbury is hereby authorized to issue bond anticipation notes for the financing of these expenses.

Section 14. This Ordinance shall become effective twenty days after publication following final adoption according to law.

Section 15. Copies of this Ordinance will be available in the office of the Borough Clerk at least one week prior to the date scheduled for the public hearing on same.

Mr. Francisco stated that at the last meeting Council authorized up to \$50,000 for the road repairs and have used approximately \$25,000 to date and that now the unexpended balance can be cancelled at a future meeting.

Mayor Peck asked if it could remain open and the money used to complete additional repairs if Council were in favor of that. Mr. Francisco confirmed that it could be used for additional work if the appropriate proposals and approvals were obtained.

Mr. Scheffel moved Council open discussion to the public; seconded by Mr. Weger.

Ilse Goshen asked if Council needed to decide tonight if the money would be spent for additional repairs. Mr. Francisco explained that Council did not have to decide tonight but that the funding mechanism would be in place already.

Mr. Scheffel moved Council close discussion to the public; seconded by Mr. Weger.

Mrs. Tersigni asked if the funding were only available to the end of the calendar year and what was required in order to cancel it. Mr. Francisco said that it can be used past the end of the year and would need to be cancelled by resolution. Mrs. Tersigni requested that a resolution to that effect be drafted for consideration in October.

Mr. Scheffel moved Council adopt Ordinance # 106-07; seconded by Mr. Weger.

FIRST READING - ORDINANCE 107-07 - AN ORDINANCE ESTABLISHING WATER SERVICE RATES FOR THE USE OF PRIVATE FIRE PROTECTION

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and the State of New Jersey as follows:

Section I Water Service Rates - is hereby amended to establish the following rates for water usage in Sprinkler Connections including hose or hydrants connected to them:

Size of Service	Per Quarter	Per Month
3" or less	\$173.00	\$57.67
4"	\$307.94	\$102.65
6"	\$691.99	\$230.66
8"	\$1,230.02	\$410.01

Section II Water Charges Calendar – for the purpose of making and collecting charges for Borough water used by consumers for private fire protection the quarterly period shall begin on the first day of January, April, July and October respectfully until extend to the beginning of the succeeding quarterly period.

Section III Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Section IV Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading by the Borough of Bloomsbury Council at its regular monthly meeting held on Tuesday, September 25, 2007 which Ordinance shall be given further consideration for final passage following a public hearing to be conducted thereon, at its regular monthly meeting to be held on Tuesday, October 23, 2007, which shall commence at 7:00 p.m. at the Borough of Bloomsbury Municipal Building, 91 Brunswick Avenue, Bloomsbury, New Jersey 08804.

Mr. Weger moved Ordinance # 107-07, as amended be adopted on first reading and published in the Hunterdon County Democrat; seconded by Mr. Scheffel.
ROLL CALL VOTE: Flink-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

ORDINANCE 108-07 -AN ORDINANCE IMPOSING OWNER RESPONSIBILITY FOR CLEANUP AND REMOVAL OF BRUSH, WEEDS, DEAD AND DYING TREES.

Council discussed Ordinance 108-07. Mr. Edleston will prepare an amended draft for introduction at the October Council meeting.

OEM Coordinator Appointment

Mr. Scheffel moved the interim appointment of Carol Flink as OEM Coordinator and Howard Barnes as Deputy OEM Coordinator effective September 28, 2007; seconded by Mr. Weger. All ayes. Motion carried.

Warren/ Morris Council of Governments

Mayor Peck reported speaking to Mayor Steve Kucinski of Bethlehem Township about joining the Council and the potential for cost savings through shared services. Mayor Peck will follow up and have additional information for Council to consider at the October meeting.

Recommendations for Clean Communities Programs 2007

Grant Amount- \$4000.00

The Bloomsbury Environmental Commission would like to make the following recommendations on how to spend the \$4000.00 grant that the Department of Environmental Protection awarded our municipality for keeping our community clean. We are asking that the governing body approve the following programs. The final cost of these programs will not exceed the \$4000.00 awarded to us. The list is in order of priority.

1. **Storm Drain Cleaning-** Hire South Branch Excavation Co. to extract debris from clogged storm drains. Spring 2008

Approx. \$2200.00

2. **Storm Drain filters-** We would like to place filters and/or a snout system on the designated storm drains after they have been cleaned. See attached literature. Spring 2008

Approx. \$300.00/snout

3. **3rd Annual Clean up of Mayor Tuxhorn Municipal Woods-** Scheduled to coincide with Earth Day, April 22nd, 2008

Approx. \$500.00

4. **Trash can inserts for the recycle bins-** A total of 4 trash can inserts for the recycle bins which will be placed in a public area determined by Borough Council. BEC responsible for unlocking the cans so Kaspar can pick up recyclables. The BEC requests that the receptacles be placed at Mayor Tuxhorn Park and the other at the Church Street Bridge in front of the Mill. Fall 2007

Approx. \$200.00

5. Street Sweeping for Main Street(Complete)- Fall 2007

Approx. \$380.00

6. Pet Waste Trash Receptacle- To be placed at the park. Spring 2008

Approx. \$225.00

Mrs. Tersigni moved Council endorse the proposed spending plan for the Clean Communities Grant money; seconded by Mr. Scheffel.

ROLL CALL VOTE: Flink-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

Ilse Goshen presented Council with pictures of litter and trees which have been damaged and cut down in the woods by vandals.

The Clerk will reach out to the New Jersey State Police and find out what steps are needed to begin organizing the neighborhood watch program.

Correspondence

Council reviewed a letter from Senator Leonard Lance endorsing the Abbott Burke Funding Resolution # 33-07 adopted by the Borough on July 16, 2007.

OPEN TO THE PUBLIC

Joanna Murphy - Brunswick Avenue asked if no trespassing signs could be posted to keep vandals out of the park woods. Discussion followed.

RESOLUTION FOR AN EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a meeting, and

WHEREAS, the Mayor and Council of the Borough of Bloomsbury has deemed it necessary to go into a closed session to discuss certain matters which are exempted from the public,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Bloomsbury will go into closed session for the following reasons as outlined in N.J.S.A. 10:14-2 to discuss the contract negotiations for the municipal court.

Mr. Weger moved Council enter executive session at 8:52 pm; seconded by Mr. Scheffel. All ayes. Motion carried.

Mr. Scheffel moved council re-enter regular session at 9:05 pm; seconded by Mr. Weger. All ayes. Motion carried.

No formal action was taken.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Scheffel, seconded by Mrs. Flink. All ayes, motion carried. Meeting adjourned at 9:06 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
OCTOBER 23, 2007**

The regular meeting of the Bloomsbury Borough Council was held on October 23, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:01 PM by the reading of the Sunshine Law by Borough Clerk, Lisa A. Burd.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink - excused	Marc Scheffel
Vicky Papics	Martha Tersigni
Mark Peck, Mayor	Eric Weger
William Edleston, Esq. - arrived 7:03	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mr. Scheffel to approve the regular meeting minutes of September 25, 2007. All ayes. Motion carried.

A motion was made by Mrs. Tersigni, seconded by Mr. Weger to approve the executive session meeting minutes of September 25, 2007. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mr. SCheffel moved Council approve the bill list of October 23, 2007, seconded by Mrs. Tersigni.

ROLL CALL VOTE: Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council approve the Tax Collector's report of October 3, 2007; seconded by Mr. Weger.

ROLL CALL VOTE: Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

M. Tersigni:

Planning Board -

- Mrs. Tersigni reported that the Travel Center's sign application public hearing was continued to the November meeting and the exhibits are available for review at Borough Hall during regular business hours.

- Variance approval was granted for Block 9.01; Lot 2 involving side and rear yard setbacks and impervious coverage variances.

Administration -

- Mrs. Tersigni reported that new water meter cards have been mailed and bills will be mailed in a few weeks.
- A check for \$280.64 was received for the 2006 tonnage grant application.
- Amended specifications for the meter replacement program will be mailed today.
- A meeting will be held to discuss amendments to water ordinances which may be needed to implement the new program.

V. Papics -

Recreation -

- November 8th is the next scheduled meeting.

BCC-

- Halloween Parade will not include large vehicles. The Fire Department will assist with the appropriate street closures.

M. Scheffel:

Board of Education -

- Mr. Scheffel reported attending the October Board of Education meeting and there is an effort to arrange for babysitting service so that more parents will be able to attend the monthly meeting.
- Mr. Gallupo will be attending a meeting in November about funding for Phillipsburg High School and will be able to report back to the Board sometime thereafter.

C. Flink - as reported by Mayor Peck

Bloomsbury Hose Company -

- 11 total calls including 1 fire alarm, 1 structure fire, 2 vehicle fires, 1 misc. assist, 3 motor vehicle accidents for 97.5 man hours, 1 drill for 20 man hours and 2 work details.

OEM-

- Medicine distribution exercise went well.

M. Peck:

Water Department -

- Moving ahead with meter replacement program and the new billing system is progressing well.

Public Safety -

- Mayor Peck reported attending a meeting with Mrs. Tersigni and Ms. Burd with the Greenwich police department to discuss police coverage in the Borough. Mayor Peck explained that this option would cost well over \$100,000. Currently the clerk is gathering information about contracting for dedicated coverage from the State Police at \$82.00/hour for a designated number of hours per week. Discussion will continue at the November meeting.
- Mayor Peck reported attending a meeting with management staff at the Travel Centers Truck Stop with Mrs. Tersigni and Ms. Burd. Ideas proposed were the installation of a fence around the overnight parking lot with cameras at the entrance and exit which would record and time stamp the vehicles as they enter the lot. Additional lighting, surveillance signage and a broad hedge being planted along Rt. 173 were also items discussed.

STATE POLICE REPORT

Sergeant Sofhauser will have assistant station commander, Sergeant Argiro contact the Borough Clerk to discuss the procedure for contacting dedicated police coverage.

Sergeant Sofhauser reported that the Borough Community Watch Program was established last night with the first training session lasting about 2.5 hours. Forty residents signed up initially with 26 attending the first meeting all of whom were trained in personal safety, home safety, terrorism awareness, suspicious behavior, and basic common sense approach to a community watch program. Sergeant Sofhauser explained that the program is a nationally accredited program through the Sheriff's Association of America and the Borough is now registered with that organization and additional information is available on the website at usaonwatch.org. Next meeting will be scheduled for November and that date will be posted on the Borough website.

Cathy Foulk, Main Street stated that she was told that a police car traveled down Main Street with Lights and Sirens on at 3:00 AM once and asked if the lights and sirens were necessary. Sergeant Sofhauser stated that if there is an emergency response and a Trooper will be exceeding the speed limit he would expect that lights and siren be on to warn the public.

OLD BUSINESS

ORDINANCE # 104-07 - AN ORDINANCE ESTABLISHING A PERMITTING PROCEDURE FOR APPLICATIONS RELATING TO SIDEWALK REPAIR, REPLACEMENT OR CONSTRUCTION

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and the State of New Jersey that the General Ordinances of the Borough of Bloomsbury are amended and supplemented as follows:

Section 515.10 (New Section).

The following procedure will apply in all zone districts within the Borough of Bloomsbury.

1. The owner of any property who intends to repair, replace or construct a sidewalk abutting a municipal street or other public thoroughfare shall, as a condition of such repair, replacement or construction make application for and receive a permit therefore prior to undertaking same. The application shall be accompanied by the payment of a fee and the posting of a refundable Performance Guarantee as established herein.
2. All work shall be in accordance with Borough Ordinance and requirements and shall be performed under the supervision of Borough Zoning Officer. Permit applications shall be accompanied by an inspection fee of \$25.00 payable by check to the order of the Borough of Bloomsbury delivered directly to the office of the Zoning Officer together with three completed application forms. The application and inspection fees shall be nonrefundable. The application form may be obtained from the Borough Zoning Officer during regular business hours.
3. The provisions of this Ordinance shall not relieve the Applicant of the necessity of obtaining a zoning permit from the Borough Zoning Officer as required prior to the undertaking of any repair, replacement or construction related to the project. The Applicant shall further be bound by all other construction requirements as established by Borough Ordinances.

Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

Mrs. Papics moved Ordinance # 104-07 be adopted on first reading and published in the Hunterdon County Democrat, as amended, seconded by Mr. Weger.
ROLL CALL VOTE: Papics-aye; Scheffel-aye Tersigni-aye; Weger-aye. Motion Carried.

ORDINANCE # 102-07- STOP SIGNS

Council discussed Ordinance # 102-07 further. Mr. Edleston will contact Mr. Zederbaum and report back to Council at the November Council meeting.

RESOLUTION # 43-07 - CREATING THE BLOOMSBURY SHADE TREE ADVISORY COMMITTEE

WHEREAS, Bloomsbury's tree-lined streets and public places bring pride to the community, and also enhance the environment and property values; and

WHEREAS, many of Bloomsbury's shade trees are nearing the end of their lives and must be treated appropriately; and

WHEREAS, the remainder of Bloomsbury's tree stock must likewise be managed appropriately; and

WHEREAS, it is desirable that Bloomsbury have an advisory body to assess Bloomsbury's trees and to recommend actions to manage and preserve the same;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, that a Shade Tree Advisory Committee is created; and

LET IT FURTHER BE RESOLVED, that said Shade Tree Advisory Committee shall consist of five (5) members, to be appointed by the Mayor; and

LET IT FURTHER BE RESOLVED, that one of said members shall be from the Borough Council and one member shall be from the Environmental Commission; and

LET IT FURTHER BE RESOLVED, that the terms of Shade Tree Advisory Committee members shall be three (3) years, except that for the initial terms of this Committee

two (2) members shall be appointed for one (1) year terms, two (2) members shall be appointed for a two (2) year term, and the remaining member shall be appointed for a three (3) year term, and all subsequent appointments of members shall be for the full three (3) year term; and

LET IT FURTHER BE RESOLVED, that the members of the said Shade Tree Advisory Committee shall choose a Chairperson, who shall schedule and preside over meetings, and a Secretary, who shall keep the minutes of each meeting, which are to be transmitted to the Mayor and Council; and

LET IT FURTHER BE RESOLVED, that the said Shade Tree Advisory Committee shall meet at its discretion, but not less than quarterly; and

LET IT FURTHER BE RESOLVED, that the duties of the Shade Tree Advisory Committee shall include, but not be limited to review of Planning Board Applications and rendering advise to the Board as warranted; and

LET IT FURTHER BE RESOLVED, that this resolution shall take effect immediately upon adoption.

Mr. Scheffel moved Council adopt resolution # 43-07; seconded by Mrs. Papics. All ayes. Motion carried.

SHADE TREE ADVISORY COMMITTEE APPOINTMENTS - 2007

3 Year Term - Ilse Goshen - Member of the Environmental Commission
2 Year Term - Beth Klinger
2 Year Term - Sue Galluppo
1 Year Term - John Ronca
1 Year Term - Eric Weger - Member of Borough Council

RESOLUTION # 44-07 - RESOLUTION SETTING TRICK OR TREAT HOURS

BE IT RESOLVED, that the Borough of Bloomsbury hereby declares Halloween Trick or Treat hours shall be between 6:00 PM – 8:00 pm on October 31, 2007.

Mrs. Papics moved Council adopt Resolution # 44-07; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 45-07 - RESOLUTION CANCELLING THE UNEXPENDED BALANCE OF CAPITAL ORDINANCE 106-07 IN THE AMOUNT OF \$24,765.85

WHEREAS, The Borough Council of the Borough of Bloomsbury has previously adopted Capital Ordinance 106-07 appropriating \$50,000 for the resurfacing of Borough streets, and

WHEREAS, the street resurfacing has been completed at a cost of \$25,234.15 leaving an unexpended balance of \$24,765.85, and

WHEREAS, it is necessary to formally cancel this unexpended balance by resolution,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council that the unexpended balance of \$24,765.85 from Capital Ordinance 106-07 be cancelled.

Mrs. Tersigni moved Council adopt resolution # 45-07; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 46-07 RESOLUTION AUTHORIZING BLOOMSBURY HOSE COMPANY #1 ON PREMISE 50/50 RAFFLES

WHEREAS, the Bloomsbury Hose Company #1 is the licensee on the application to conduct three On-Premise 50/50 Raffles on November 16, 2007 to be held at the Bloomsbury Hose Company, 91 Brunswick Avenue, from 6:30 - 10:30 pm, and

WHEREAS, the appropriate application forms and fees have been submitted to the Borough Clerk; and

WHEREAS, there appear to be no reasons to deny the aforesaid on-premise 50/50 raffles,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council as follows:

The on-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mrs. Papics moved Council adopt resolution 46-07; seconded by Mr. Scheffel. All ayes. Motion carried.

RESOLUTION # 47-07 - RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR THE RECEIPT & DISBURSEMENT OF UNIFORM FIRE CODE VIOLATION PENALTIES TO BE USED TO PROVIDE FIREFIGHTER TRAINING & EQUIPMENT

WHEREAS, The Borough of Bloomsbury has received funds from the NJ Division of Fire Safety from Uniform Fire Code violation penalties collected in our Jurisdiction, and

WHEREAS, NJAC 5:70-2.12A(b) requires all monies collected shall be placed in a special trust fund applied to the cost of firefighter training and/or new firefighting equipment, and

WHEREAS, the Borough of Bloomsbury desires to establish a dedicated fund into which shall be deposited Uniform Fire Code violation penalties to be used to provide firefighter training & equipment, and

WHEREAS, N.J.S.A. 40A: 4-39 provides that the Director of the Division of Local Government Services may approve expenditure of these additional funds by dedication by rider,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Bloomsbury that the Chief Financial Officer is directed to request permission of the Director of the Division of Local Government Services for approval and, upon the granting of said approval, to establish a Uniform Fire Code Penalty Trust Fund.

Mr. Weger moved Council adopt resolution # 47-07; seconded by Mr. Scheffel. All ayes. Motion carried.

SECOND READING - ORDINANCE 107-07 - AN ORDINANCE ESTABLISHING WATER SERVICE RATES FOR THE USE OF PRIVATE FIRE PROTECTION

The Clerk reported obtaining a list of current commercial accounts which would be affected by the adoption of the Ordinance and will send notice to same with a copy of the amended Ordinance.

Mrs. Tersigni will obtain the rates charged by other Water Companies and make a comparison to those included in the proposed ordinance.

Council will continue the public hearing to the November Council meeting.

FIRST READING - ORDINANCE 108-07 - AN ORDINANCE IMPOSING OWNER RESPONSIBILITY FOR CLEANUP AND REMOVAL OF GARBAGE, BRUSH, WEEDS, DEAD AND DYING TREES.

Statement of Purpose

The intent of this Ordinance is to mandate an owners responsibility for the cleanup of property including the removal of dead and dying trees and to impose a lien on that owner's property if the required cleanup is not undertaken requiring the work to either be done by Borough employees or outside contractors.

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and the State of New Jersey as follows:

Section I Owner Responsibility – The owner of any lands within the Borough shall, upon receiving notice from the Zoning Officer cause all brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris be removed from said lands within ten (10) days after service of the notice to remove same as provided herein. In the case of dead or dying trees no notice shall be sent until a tree specialist advises the Mayor and Council in writing of the tree(s) dead or dying condition which are in need of immediate removal. The

Mayor and Council shall thereafter note their concurrence on record and shall direct the Zoning Officer to issue the appropriate notification to the property owner.

Section II Work Done By Borough-Charged to Property

- A.** In case the owner shall not within ten (10) days of the date of this service of such notice remove from such lands all brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris as mentioned in said notice, it shall be the duty of the Superintendent of Public Works to cause or to arrange for the required work to be done at the cost of the owner of such lands.

- B.** In case the work is done by the Borough or at the Borough's expense by an outside contractor, the cost of same shall be paid out of monies appropriated in the annual tax levy for the repair and maintenance of streets and roads in the same manner as other work done by the Public Works Department. The cost of such work when completed shall be certified to the governing body by the Superintendent of Public Works and the governing body shall examine the certificate and if found correct, shall cause the cost as shown thereon to be charged against said lands and the amount so charged shall forthwith become a lien upon such lands and shall be added to and become a part of the tax next to be assessed and levied upon such lands and shall bear interest at the same rate as taxes and shall be collected and enforced by the same officers and by the same manner as taxes.

Section III Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Section IV Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

Mrs. Papics moved Ordinance # 108-07 be adopted on first reading and published in the Hunterdon County Democrat, as amended, seconded by Mr. Scheffel.

ROLL CALL VOTE: Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye. Motion Carried.

CORRESPONDENCE

Council reviewed a letter from John A. Albright dated September 28, 2007 in reference to the emergency siren. Discussion about when the siren is used followed. Mrs. Tersigni stated that this issue has come before Council before and the former Fire Chief had contacted County dispatch to ensure that the siren did not sound between 10:00 PM and 6:00 AM. The Clerk will

contact the Fire Chief and Rescue Chief and ask that they attend the November Council meeting to take part in further discussions about what should be done.

Council reviewed letter dated September 21, 2007, from Assemblywoman, Marcia Karrow to New Jersey State Police Commissioner, Kris Kolluri and Superintendent, Joseph Fuentes in reference to issues of concern expressed at the Borough public forum held on September 11, 2007.

OPEN TO THE PUBLIC

No Comment.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Scheffel, seconded by Mr. Weger. All ayes, motion carried. Meeting adjourned at 8:24 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
NOVEMBER 27, 2007**

The regular meeting of the Bloomsbury Borough Council was held on November 27, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:03 PM by the reading of the Sunshine Law by Borough Clerk, Lisa A. Burd.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel - absent
Vicky Papics	Martha Tersigni
Mark Peck, Mayor	Eric Weger
William Edleston, Esq.	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mr. Weger, seconded by Mrs. Flink to approve the regular meeting minutes of October 23, 2007, as amended. All ayes. Motion carried.

APPROVAL OF BILL LIST

Mrs. Tersigni moved Council approve the bill list of November 27, 2007, seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council approve the Tax Collector's report of November 5, 2007; seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

C. Flink -

OEM-

- Mrs. Flink reported that the County Reverse 9-1-1 system is in place.
- The County Animal Response Team (CART) are holding monthly meetings in Franklin Township with 30 members now involved and the State Animal Rescue Team (SART) conducting meeting and training sessions for the County OEM Coordinator.

SOLID WASTE-

- Mrs. Flink reported that the County Freeholders are holding a meeting this evening regarding any concerns about the proposed amendments to the Solid Waste Plan. The

amendment will impose significant responsibilities on municipalities. The Clerk will forward a copy of the amendment to Mr. Edleston for his review. Mr. Edleston will report back to Council at the December meeting. The Clerk will forward a copy to the Environmental Commission for their review and comments as well.

M. Tersigni:

Planning Board -

- The November meeting was re-scheduled for November 29, 2007 and agenda items will include the continuation of the Travel Centers of America public hearing and discussion about the upcoming Master Plan Re-Examination, a driveway variance application and a NJDEP correspondence in reference to a 4,000 sq foot restaurant addition to the Citgo location.

Administration -

- Ordinances needed in 2008:
Amendments to the Water Department and Garbage and Recycling Ordinances will be needed.
- Second billing for the Water Department with the new billing system requiring a payment and requesting a new meter reading.
- Safe Routes to Schools DOT program designed to promote pedestrian mobility in the Borough - small meetings being conducted. Team members are Mrs. Tersigni representing Borough Council, Kathleen Jordan and Donna Vanya, school crossing guards, Cathy Foulk as a member of the school board, the school superintendent and a representative from HART.

V. Papics -

BCC-

- Tree Lighting is planned for this Friday with a rain date for Saturday.

E. Weger:

- Mr. Weger wanted to acknowledge that Bob Heinrich and the Public works employees have been working hard on the Borough leaf pick up.

M. Peck:

Public Safety -

- Mr. Peck reported that he has been unable to meet with the State Police to date, but hopes to set up a meeting to discuss possible grants the Borough might apply for to help offset the cost of contracting for dedicated police coverage.

STATE POLICE REPORT

No Report.

OLD BUSINESS

SECOND READING - ORDINANCE # 104-07 - AN ORDINANCE ESTABLISHING A PERMITTING PROCEDURE FOR APPLICATIONS RELATING TO SIDEWALK REPAIR, REPLACEMENT OR CONSTRUCTION

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and the State of New Jersey that the General Ordinances of the Borough of Bloomsbury are amended and supplemented as follows:

Section 515.10 (New Section).

The following procedure will apply in all zone districts within the Borough of Bloomsbury.

1. The owner of any property who intends to repair, replace or construct a sidewalk abutting a municipal street or other public thoroughfare shall, as a condition of such repair, replacement or construction make application for and receive a permit therefore prior to undertaking same. The application shall be accompanied by the payment of a fee as established herein.
2. All work shall be in accordance with Borough Ordinance and requirements and shall be performed under the supervision of the Borough Zoning Officer. Permit applications shall be accompanied by an inspection fee of \$25.00 payable by check to the order of the Borough of Bloomsbury delivered directly to the office of the Borough Zoning Officer together with three completed application forms. The application and inspection fees shall be nonrefundable. The application form may be obtained from the Borough Zoning Officer during regular business hours.

3. The provisions of this Ordinance shall not relieve the Applicant of the necessity of obtaining a zoning permit from the Borough Zoning Officer as required prior to the undertaking of any repair, replacement or construction related to the project. The Applicant shall further be bound by all other construction requirements as established by Borough Ordinances.

Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

Mr. Weger moved discussion be opened to the public; seconded by Mrs. Papics. Discussion followed. Mr. Weger moved Council close the public hearing, seconded by Mrs. Papics.

Mr. Weger moved Council adopt Ordinance # 104-07, seconded by Mrs. Papics.
ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye.

ORDINANCE # 102-07- STOP SIGNS

Mr. Edleston reported that he contacted the Robert Zederbaum and has not heard anything back to date. Mr. Edleston will follow up with Mr. Zederbaum and report back to Council at the December meeting.

MILL REDEVELOPMENT

Lukas Louw provided Mr. Edleston with proof of insurance for the project. Mr. Edleston will review to ensure it is as required by the agreement.

Mr. Louw reported that he has installed plastic sheeting to the open windows at the Mill to protect it from the weather.

Mrs. Tersigni stated that the agreement must include a clause for reversion of ownership in the event that the project falls through. Mrs. Tersigni also stated that the Borough must be involved in the water hook up to the property as well. Discussion followed. The Water Department

Ordinance will be reviewed to determine who will be responsible for the costs associated with the same.

EMERGENCY SIREN

Council discussed the use of the emergency siren. The Clerk reported that Pete Horsch responded to the resident complaint about the siren. Mr. Horsch stated that the timing has been corrected and the siren will not be activated between 11:00 pm and 6:00 but they will reserve the right to activate it after hours if their pager system fails.

SECOND READING - ORDINANCE #107-07 - AN ORDINANCE ESTABLISHING WATER SERVICE RATES FOR THE USE OF PRIVATE FIRE PROTECTION

The Clerk reported sending a copy Ordinance #107-07 along with a notice of this public hearing to all affected water department customers.

David Peer- 272 Route 579, Pittstown, NJ voiced opposition to the adoption of Ordinance #107-07. Mr. Peer questioned the number of affected customers and the revenue which would be generated from the implementation of the Ordinance.

Mary Terp- 99 North Street voiced opposition to the adoption of Ordinance # 107-07.

Council amended Ordinance #107-07 replacing "usage" with "availability" in Section 1 and replacing "used by" with "made available to" in Section 2.
Discussion followed.

Although Mr. Edleston stated that these amendments are not a significant change, Mayor Peck requested the Clerk to re-publish the amended Ordinance.

Mr. Weger moved Council carry the public hearing until the December meeting; seconded by Mrs. Tersigni. All ayes. Motion carried.

SECOND READING - ORDINANCE # 108-07 - AN ORDINANCE IMPOSING OWNER RESPONSIBILITY FOR CLEANUP AND REMOVAL OF GARBAGE, BRUSH, WEEDS, DEAD AND DYING TREES.

Statement of Purpose

The intent of this Ordinance is to mandate an owners responsibility for the cleanup of property including the removal of dead and dying trees and to impose a lien on that owner's property if the required cleanup is not undertaken requiring the work to either be done by Borough employees or outside contractors.

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and the State of New Jersey as follows:

Section I Owner Responsibility – The owner of any lands within the Borough shall, upon receiving notice from the Borough Attorney, as directed Borough Council cause all brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris; where the same impede the health, safety, or welfare of the public, be removed from said lands within ten (10) days after service of the notice to remove same as provided herein. In the case of dead or dying trees no notice shall be sent until a tree specialist advises the Mayor and Council in writing of the tree(s) dead or dying condition which are in need of immediate removal. The Mayor and Council shall thereafter note their concurrence on record and shall direct the Zoning Officer to issue the appropriate notification to the property owner.

Section II Work Done By Borough-Charged to Property

- A.** In case the owner shall not within ten (10) days of the date of this service of such notice remove from such lands all brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris as mentioned in said notice, it shall be the duty of the Superintendent of Public Works to cause or to arrange for the required work to be done at the cost of the owner of such lands.
- B.** In case the work is done by the Borough or at the Borough's expense by an outside contractor, the cost of same shall be paid out of monies appropriated in the annual tax levy for the repair and maintenance of streets and roads in the same manner as other work done by the Public Works Department. The cost of such work when completed shall be

certified to the governing body by the Superintendent of Public Works and the governing body shall examine the certificate and if found correct, shall cause the cost as shown thereon to be charged against said lands and the amount so charged shall forthwith become a lien upon such lands and shall be added to and become a part of the tax next to be assessed and levied upon such lands and shall bear interest at the same rate as taxes and shall be collected and enforced by the same officers and by the same manner as taxes.

Section III Effective Date:

This ordinance shall take effect following final passage and publication in accordance with law.

Section IV Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

Mrs. Tersigni moved discussion be opened to the public; seconded by Mr. Weger. All ayes. Motion carried.

Discussion followed.

Mr. Weger moved the hearing be closed to the public; seconded by Mrs. Papics. All ayes. Motion carried.

Mrs. Papics moved Council adopt Ordinance # 108-07 as amended; seconded by Mrs. Flink. ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-nay. Motion carried.

RESOLUTION # 48-07- PARIS Grants Program Resolution for Shared Services with Hunterdon County

WHEREAS, the State of New Jersey has launched its pioneering Public Archives and Records Infrastructure Support (PARIS) grant program to meet the strategic records management, preservation, and storage needs of county and municipal governments; and

WHEREAS, a top priority of the PARIS grants program is to achieve efficiencies of cost and operation through shared services and to create a service structure for municipalities that do not have the resources to create one for themselves; and

WHEREAS, in the 2008-09 grant cycle, priority funding will be given to county projects to perform municipal inventories, needs assessments and strategic plans for all of their municipalities; and

WHEREAS, the Borough of Bloomsbury desires to collaborate with the County of Hunterdon in the performance of a Records Purging and Reorganization & Inventory Continuation Project; and

WHEREAS, the Borough of Bloomsbury is acknowledging that their eligible funding of \$50,000.00 will be leveraged with the County; and

WHEREAS, the Borough of Bloomsbury is acknowledging that the County of Hunterdon would be both the lead agency and the applicant for such a proposal; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of Borough of Bloomsbury that the Borough of Bloomsbury does support and commit to cooperation and participation in the PARIS grant for the purposes set forth above, and to execute and deliver all documents required incident thereto.

Mrs. Tersigni moved Council adopt Resolution # 48-07; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 49-07- TREE LIGHTING STREET CLOSURE

WHEREAS the Bloomsbury Celebrations Committee will host a tree lighting ceremony at Point Park on Friday, November 30, 2007 at 7:00 PM, and a rain date of Saturday, December 1, 2007, and

WHEREAS there is a need to close a portion of Main Street,

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, the following:

1. Main Street will be closed from Route 173 to Wilson Avenue from 6:00 - 8:00 pm on November 30, 2007 at 7:00 PM, and a rain date of Friday, December 1, 2007, and
2. A copy of this resolution shall be forwarded to the State Police and Bloomsbury Fire Chief.

Mrs. Papis moved Council adopt Resolution # 49-07; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 50-07- RESOLUTION PERMITTING A CHRISTMAS TREE BON FIRE AT THE BOROUGH PARK PER THE REQUEST OF THE BLOOMSBURY CELEBRATIONS COMMITTEE

WHEREAS, the Bloomsbury Celebrations Committee "BCC" wishes to have a Christmas Tree Bon Fire at the Borough Park on Friday, January 25, 2008, with a rain date of Saturday, January 26, 2008,

NOW, THEREFORE BE IT RESOLVED, By the Mayor and Council as follows:

1. The Bon Fire will be held from 7:00 - 9:00 PM on Friday, January 25th, 2008, with a rain date of January 27th, 2007, with a rain date of, January 26, 2008,
2. The Borough Park will remain open until 9:00 PM for the event.
3. This approval is subject to the BCC adhering to all County and State regulations as they apply to Green Acres land.
4. The BCC must ensure that activity is in compliance with the New Jersey Uniform Fire Code.
5. The BCC must provide proof of inspection and permit from the New Jersey Division of Fire Safety.
6. The BCC must work with the Bloomsbury Hose Company to ensure safety at the event.
7. The BCC is responsible for clean up from the event.

Mrs. Papics moved Council adopt Resolution # 50-07; seconded by Mr. Weger. Flink-aye; Papics-aye; Tersigni-nay; Weger-aye. Motion carried.

RESOLUTION #51-07 - INSERTION IN THE 2007 BUDGET OF THE BOROUGH OF BLOOMSBURY IN THE AMOUNT OF \$3,000 FROM THE STATE OF NJ, DEPARTMENT OF ENVIRONMENTAL PROTECTION – GREEN COMMUNITIES GRANT PROGRAM.

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 available by Law and the amount thereof was not determined at the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of any item of appropriation for the equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Borough of Bloomsbury request the Director of the Division of Local Government Services to approve the insertion of an item of special revenue in the year 2007 budget in the sum of \$3,000 which is now available from the State of NJ, Department of Environmental Protection - Green Communities Program.

BE IT FURTHER RESOLVED that the like sum of \$3,000 is hereby appropriated under caption:

“UNDER STATE & FEDERAL PROGRAMS OFFSET BY REVENUES”

State of NJ, DEP Green Communities Grant Program

BE IT FURTHER RESOLVED that the required local match is available in the 2007 municipal budget under the line item “Planning Board – Other Expenses” in the amount of \$1,500.

BE IT FURTHER RESOLVED that the above is the result of the receipt of an executed grant agreement from the State of NJ and that two certified copies of this Resolution be forwarded to the Division of Local Government Services.

RESOLUTION # 52-07- HONORING REV. ROBERTO CORUNA ON THE 30TH ANNIVERSARY OF HIS ORDINATION

WHEREAS, the Rev. Roberto Coruna, known as Father Bert, was ordained a Roman Catholic priest in 1977; and

WHEREAS, for generations, many Bloomsbury and Bloomsbury area residents have turned to the Church of the Annunciation for their spiritual and other needs; and

WHEREAS, in October of 2003, Father Bert arrived in Bloomsbury to serve the parishioners of the Church of the Annunciation; and

WHEREAS, since that time, Father Bert has effectively and compassionately led the Church of the Annunciation; and

WHEREAS, residents and parishioners alike who have met Father Bert have come to know his humility, humor and service; and

WHEREAS, since October of 2003 Father Bert has become a welcome and valued member of our community.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, that Father Bert is extended our congratulations on the 30th anniversary of his ordination; and

LET IT FURTHER BE RESOLVED, that the Mayor and Council extend our best wishes for continued health and happiness for many years to come; and

LET IT FURTHER BE RESOLVED, that this resolution shall take effect immediately upon adoption.

FORESTRY MANAGEMENT PLAN

Council reviewed a memo submitted John Ronca, Chairman of the Bloomsbury Shade Tree advisory Committee dated November 26, 2007 and Forestry Plan proposal from ForesTree Consultants dated November 12, 2007.

Mayor Peck outlined following verbal resolution:

RESOLUTION # 53-07 - FORESTRY MANAGEMENT PLAN AGREEMENT

Be It Resolved, that the Mayor is hereby authorized to enter into an agreement with ForesTree Consultants pursuant to their proposal dated November 12, 2007.

Mr. Weger moved Council adopt Resolution # 53-07; seconded by Mrs. Papics. All ayes. Motion carried.

CORRESPONDENCE

Council reviewed correspondence.

Mayor Peck mentioned that Tom Reilly, Planning Board Chairman has submitted a memo to Council advising that the Borough will need to Budget for the Master Plan Re-Exam next year. Mayor Peck reported reaching out to the Highlands Council to inquire about any grant money which may be available to the Borough to assist the Borough in conforming our Master Plan with the new Regional Master Plan.

OPEN TO THE PUBLIC

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Weger, seconded by Mrs. Papics. All ayes, motion carried. Meeting adjourned at 9:02PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator

**BOROUGH OF BLOOMSBURY
RESCHEDULED COUNCIL MEETING MINUTES
DECEMBER 17, 2007**

The regular meeting of the Bloomsbury Borough Council was held on December 17, 2007 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 6:31 PM by the reading of the Sunshine Law by Borough Clerk, Lisa A. Burd.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on January 12, 2007 by the publication of said notice in the Express Times and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel - excused
Vicky Papics	Martha Tersigni - excused
Mark Peck, Mayor	Eric Weger
William Edleston, Esq. - excused	

FLAG SALUTE

APPROVAL OF MINUTES

November 27, 2007 meeting minutes will be held for approval until the January 2008 Council meeting.

APPROVAL OF BILL LIST

Kim Francisco reported the following additions to the Bill list:

Bill Edleston - \$435.00 - Mill Redevelopment; \$1,950.00 - Regular legal matters

Mr. Weger moved Council approve the bill list of November 27, 2007, seconded by Mrs. Flink.

ROLL CALL VOTE: Flink-aye; Papics-aye; Weger-aye. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council approve the Tax Collector's report of November 28, 2007; seconded by Mr. Weger.

ROLL CALL VOTE: Flink-aye; Papics-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

V. Papics:

BCC-

- Mrs. Papics reported the BCC is having some trouble with the lights on the tree at point park and they are working on resolving them.

E. Weger:

Forestry Management Plan-

- Mr. Weger reported that he is planning to attend an eight hour course on a Saturday in March to obtain training to be a tree expert which is required in order for the shade tree committee to be eligible for funding.

C. Flink:

Fire Department-

- Mrs. Flink reported being unable to attend the Fire Department meeting this month.

OEM-

- Next meeting will be held on January 18, 2008.

M. Peck:

- Reorganization will be held at 10:00 am on January 1, 2008.

Court -

- Mayor Peck reported that our current court agreement will expire at the end of 2007 in which the Borough is presently paying one - quarter of the total cost. The Mayor will meet with members of the Bethlehem Township Governing Body to discuss.

Mr. Francisco reported that the Borough is currently losing about \$20,000 and that Bethlehem Township's CFO has reported that they lose about \$60,000 per year.

Dedicated State Police Coverage-

- Mayor Peck reported that contracting for dedicated police coverage would increase the budget by more than the 4% permitted and that a referendum of the voters would be necessary and 60% voter approval would be required. Mr. Edleston is looking into the procedure which will have to be followed for the same.

OLD BUSINESS

**SECOND READING - ORDINANCE #107-07 - AN ORDINANCE ESTABLISHING WATER SERVICE RATES FOR THE USE OF PRIVATE FIRE PROTECTION
AN ORDINANCE ESTABLISHING A WATER SERVICE RATE FOR THE USE OF FIRE SUPPRESSION SYSTEMS**

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and the State of New Jersey as follows:

Section I Water Service Rates - is hereby amended to establish the following rates for water availability in connection with fire suppression systems:

Size of Service	Per Quarter	Per Month
3" or less	\$173.00	\$57.67

4"	\$307.94	\$102.65
6"	\$691.99	\$230.66
8"	\$1,230.02	\$410.01

Section II Water Charges Calendar – for the purpose of making and collecting charges for Borough water available to consumers employing fire suppression systems the quarterly period shall begin on the first day of January, April, July and October respectfully until extend to the beginning of the succeeding quarterly period.

Section III Effective Date:

This ordinance shall take effect on January 1, 2008.

Section IV Repealer:

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

Mr. Weger moved Council open the public hearing on Ordinance # 107-07; seconded by Mrs. Papis. All ayes. Motion carried. No comment. Mrs. Papis moved discussion be closed to the public; seconded by Mrs. Flink. All ayes. Motion carried.

Mr. Weger moved Council adopt Ordinance # 107-07; seconded by Mrs. Flink.
ROLL CALL VOTE: Flink-aye; Papis-aye; Weger-aye. Motion carried.

MOWER REPAIRS

Mr. Francisco reported that Mr. Heinrich requested permission to have repairs made to the John Deere mower including leak repair. The cost of transportation and repairs may exceed \$500.00. Mayor Peck asked Council if they were in favor of giving Mr. Heinrich permission to have the repairs completed. All ayes.

STATE POLICE REPORT

Sergeant Sofhauser reported a command change at the Perryville station as the station commander has retired and Sergeant Butler will be the acting Station Commander until a new appointment is made after January 1, 2008.

CORRESPONDENCE

Council reviewed correspondence.

OPEN TO THE PUBLIC

Ilse Goshen reported that the Environmental Commission is applying for the water conservation pilot program run by Rutgers and funded by NJDEP and EPA. The Bloomsbury Environmental Commission should receive notification about application status in January 2008.

The Environmental Commission would like permission to start a rain barrel pilot program in the Borough. Mrs. Goshen requested Council approval for the Environmental Commission to purchase a rain Barrel for approximately \$89.00 to begin this program. Council agreed to the expenditure.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Weger, seconded by Mrs. Papis. All ayes, motion carried. Meeting adjourned at 6:55 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/
Administrator