

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
JANUARY 22, 2008**

The regular meeting of the Bloomsbury Borough Council was held on January 22, 2008 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 January 10, 2008 by the publication of said notice in the Hunterdon County Democrat 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.

Marc Scheffel
Martha Tersigni
Eric Weger

FLAG SALUTE

APPROVAL OF MINUTES

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

A Motion was made by Mrs. Tersigni, seconded by Mr. Weger to approve the rescheduled meeting minutes of December 17, 2007. All ayes. Motion carried.

A Motion was made by Mrs. Tersigni, seconded by Mr. Weger to approve the Reorganization meeting minutes of January 1, 2008. Scheffel-abstain. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council approve the Tax Collector's report of January 9, 2008; seconded by Mr. Scheffel.

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

APPROVAL OF BILL LIST

Mrs. Papics moved Council approve the bill list of January 22, 2008, seconded by Mr. Weger.

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

COMMITTEE REPORTS:

V. Papics:

BCC-

- Burning of the Greens will be held on Friday, January 25, 2008 from 7-9 PM.

Recreation-

- Mrs. Papics reported that recreation still needs to have the foul poles removed and an opening cut into the backstop fence.

E. Weger:**Shade Tree Advisory Committee-**

- Mr. Weger reported that the Shade Tree Advisory Committee met and developed a mission statement. The Committee will be meeting with the Forester on February 2nd to begin the Borough tree assessment. Mr. Weger reported that he and John Ronca are registered for the required training.

Street and Roads-

- Mr. Weger reported receiving a complaint about a pot hole on Willow Avenue beyond the culvert. Mr. Weger went out to the site and has provided the location information to Bob Heinrich.
- Mr. Weger reported giving Mr. Heinrich approval to purchase new snow plow blades.

Leaf Collection-

- Mr. Weger reported collecting information about new leaf collection equipment including a 17 yard self-contained trailer mounted unit which would cost \$30,000.00. Discussion followed. Mr. Weger will investigate the possibility of hiring a sub contractor to conduct leaf removal and Mr. Francisco will figure out the typical labor expense associated with annual leaf pick-up.

M. Scheffel:**Board of Education-**

- Mr. Scheffel reported that the School Board is considering the possibility of conducting a feasibility study to investigate sending our children to another school district for high school. Lengthy discussion followed.

C. Flink:**Fire Department-**

- Mrs. Flink reported that the regular meeting of the Bloomsbury Hose Company was not held because the members were in a training session.

OEM-

- Mrs. Flink reported that the animal shelter for animals displaced in a flood or other emergency is now fully equipped for horses, dogs and cats in our district.
- The floor plan for the Hunterdon County Emergency Operations Center is available for review and the facility is ready for use although not yet staffed.

Mayor Peck stated that Bethlehem Township has mentioned the possibility of entering into a shared service for the OEM Coordinator position.

FEMA-

- FEMA has a revised summary sheet for damage assessment to properties due to natural disasters or hazardous situations.

M. Tersigni:

Planning Board-

- Membership remains the same with Thomas Reilly as Chairman and Ken Robbins as Vice-Chairman.
- The Planning Board will conduct a Master Plan Re-Examination this year.

Finance-

- 2007 year end books were closed by the finance team over the weekend and preparation of 2008 Budget is now underway.

M. Peck:

Water Company-

- Mayor Peck reported that the water department is currently pumping about 10% more water than normal and that he will be contacting the Town of Clinton to request that they bring in their leak detection equipment to try to locate a leak.

STATE POLICE REPORT

Sergeant Sofhauser reported that a Trooper from Perryville Station conducted an investigation of some burglaries in the Borough and some arrests have been made, with more to follow as the investigation continues.

Mrs. Flink reported that Trooper Legg has been involved in an investigation of fireworks in her neighborhood and has done a thorough job and his help is appreciated. Sergeant Sofhauser stated that although Trooper Legg does not work for him he considers him a dedicated Trooper.

Sergeant Sofhauser reported that the New Jersey State Police Gang Unit will give a presentation on Gang Violence at the next scheduled Neighborhood Watch Meeting on February 5th at 6:45 pm at Bloomsbury Hose Company - Riverview Banquet Facility.

NEW BUSINESS

RESOLUTION # 13-08 - A RESOLUTION IMPOSING A LIEN FOR MUNICIPAL SERVICES

WHEREAS, the Borough of Bloomsbury issued a notice of violation to William Epstein, 49 Center Street; Block 19; Lot 1.02, for dying and dead trees on June 27, 2007, and

WHEREAS, the property owner failed to comply as directed and therefore, the work was performed by the Borough through a contracted tree service company,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Bloomsbury that a municipal lien is placed on this property in the amount of \$4,250.00.

Mrs. Papics move Council adopt resolution # 13-08; seconded by Mrs. Flink.

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

RESOLUTION # 14-08 - 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 February 22, 2008 to be held at the Bloomsbury Hose Company, 91 Brunswick Avenue, from 8:00 - 11:00 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 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 # 14-08; seconded by Mrs. Papics. All ayes. Motion carried.

NISIVOCCHIA & COMPANY LLP - 2008 CONTRACT

Mrs. Papics moved Council authorize the Mayor and Clerk to execute a contract for services for 2008 with Nisivocchia & Company; seconded by Mr. Scheffel. All ayes. Motion Carried.

ORDINANCE # 102-08 - An Ordinance Regulating Storage Units, Dumpsters and Containers in the Borough of Bloomsbury.

Council discussed Ordinance # 102-08.

Mr. Weger moved Ordinance # 102-08 be introduced by title; seconded by Mrs. Papics.

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

ORDINANCE # 103-08 - An Ordinance Amending Parking Regulations in the Borough of Bloomsbury.

Council discussed Ordinance # 103-08.

Mr. Weger moved Ordinance # 103-08 be introduced by title; seconded by Mr. Scheffel.

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

BLOOMSBURY/ BETHLEHEM COURT

Mrs. Tersigni moved Council authorize the Mayor and Clerk to execute the Court Agreement for 2008 and 2009; seconded by Mr. Weger. All ayes. Motion carried.

OLD BUSINESS

Kathleen Jordan will identify parking regulations currently included in the zoning ordinance and forward to Mr. Edleston to draft a stand alone ordinance including the same.

CORRESPONDENCE

Council reviewed correspondence.

OPEN TO THE PUBLIC

Kathleen Jordan, 56 Main Street. Mrs. Jordan relayed a request from the school to have a 45' box truck parked on Main Street temporarily while work is completed on the school lighting system. Discussion followed.

Council unanimously agreed to authorize the trailer to be parked on Main Street for one week; however, if the zoning officer determines that its placement blocks line of site at the intersection with Church Street, it must be removed immediately.

Kathleen Jordan reported that the PTO will be hosting a Candidate Night for the School Board elections and the public is welcome to attend and ask questions.

Jen Petrillo, 53 Main Street voiced opposition to the Burning of the Greens. Ms. Petrillo stated that she feels it is bad for the environment and for respiratory health and she wants her tree mulched at the County, not burned.

Mayor Peck stated that although he is not opposed to the Burning of the Greens event and likewise would not be opposed to looking into an alternative for those who would prefer their tree be mulched. Discussion followed. Mrs. Tersigni explained that prior to the tree burning event, the trees were taken to a farm and were eaten by goats; however, the Borough began generating more trees than they could handle. Mrs. Tersigni offered to call Kasper or the County and gather information on how residents could mulch their trees if so desired.

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mrs. Papics, seconded by Mr. Weger. All ayes, motion carried. Meeting adjourned at 8:25 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
FEBRUARY 26, 2008**

The regular meeting of the Bloomsbury Borough Council was held on February 26, 2008 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 January 10, 2008 by the publication of said notice in the Hunterdon County Democrat 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
William Edleston, Esq. - arrived 7:05	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mr. Weger, seconded by Mrs. Papics to approve the regular meeting minutes of January 22, 2008, as amended. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council approve the Tax Collector's report of January 30, 2008; seconded by Mrs. Tersigni.

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

APPROVAL OF BILL LIST

Mr. Francisco stated that there is one late addition to the Bill List for \$1442.50 for William R. Edleston.

Mrs. Tersigni questioned the fuel oil bill for the water department noting the price of \$3.28 per gallon stating that she believed formal action had been previously taken to make sure that three quotes would be solicited prior to ordering to get the best price. Mayor Peck requested the Clerk send a reminder of the same to the water department supervisor.

Mrs. Tersigni asked if the Borough would receive a refund for registration fees paid for Planning Board member training in the event that members were unable to attend. The Clerk will send an email reminder to all members registered to attend the March training.

Mr. Francisco will review the bill submitted by M&W Communications to see if the radio work was done on a water department vehicle and if so, will make the appropriate changes to the bill list.

Mr. Weger moved Council approve the bill list of February 26, 2008, seconded by Mrs. Papics. ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

V. Papics:

BCC-

- The BCC submitted a list of tentative event dates for 2008.

E. Weger:

Shade Tree Advisory Committee-

- Mr. Weger reported completing the hazardous tree identification training for the shade tree advisory committee.

C. Flink:

Fire Department/ Rescue-

- Mrs. Flink reported being unable to attend the monthly meetings as she was out recovering from surgery and although she requested that the information be forwarded to her, she has not received anything to date.

OEM-

- Mrs. Flink reported that she and the Clerk pulled pages from the LEPC Manual which needed updating, changes have been made and the required signatures are being obtained.

SOLID WASTE PLAN-

- Mrs. Flink asked if Mr. Edleston had reviewed the proposed solid waste plan. Mr. Edleston will have comments about the same for Council consideration at the March meeting.

M. Tersigni:

Planning Board-

- The February 19, 2008 meeting was not held due to lack of a quorum.

Finance-

- Audit of 2007 is complete.

M. Peck:

Recreation-

- Mayor Peck reported that Greenwich Recreation would like to use the lower field for lacrosse for one game per week and two practices. The Baseball field currently has 90' base paths. The proposal would include reducing the field size down to 75' base paths planting grass seed to increase the area of play for soccer/ lacrosse field.

Mrs. Tersigni voiced concern over the amount of money invested and recently paid off to install the current baseball field which would be changed with this new proposal.

Discussion followed. The Recreation Commission will be required to submit a site plan and cost estimate for the proposed changes.

Water Company-

- Mayor Peck reported that the bid specifications are being finalized and will be sent out within the next few weeks.

STATE POLICE REPORT

No Report.

OLD BUSINESS

No discussion.

NEW BUSINESS

RESOLUTION # 15-08 - A RESOLUTION SUPPORTING TUITION WAIVER PROGRAM

WHEREAS, Individuals who serve as members of the Bloomsbury Rescue Squad constitute volunteers eligible to receive a tuition benefit in accordance with the terms of N.J.S.A. 18A:71-78; and

WHEREAS, those Individuals who are enrolled in Institutions of Higher Learning and have requested the tuition waiver pursuant to the provisions of the statute providing for same; and

WHEREAS, it is necessary for the governing body to adopt this resolution supporting the tuition waiver program;

NOW, THEREFORE, BE IT RESOLVED on the 26th day of February 2008 that the Mayor and Council do hereby signify their support of the tuition waiver program as authorized by N.J.S.A. 18A:71-78 and further request tuition waiver from the educational institutions in which those Individuals are enrolled;

BE IT FURTHER RESOLVED that Individuals who serve as, as a condition of receiving tuition waiver, shall comply with all requirements related thereto including the

maintenance of a “C” average or better and shall continue to maintain eligibility as a member of the Bloomsbury Rescue squad in order to receive continued tuition waiver.

Mr. Weger moved Council adopt Resolution # 15-08; seconded by Mrs. Flink. All ayes. Motion carried.

RESOLUTION # 16-08 - RESOLUTION ESTABLISHING METER REPLACEMENT FEE FOR CALENDAR YEAR 2008

WHEREAS, the Borough heretofore adopted Resolution number 32-07 on July 16, 2007 establishing a \$200.00 nonnegotiable fee for water meter replacement for calendar year 2007 covering the cost of the meter and labor to install same in the instances where the water consumer is responsible for the need to replace the meter; and

WHEREAS, the amount to be charged for the water meter replacement is being reviewed by the Mayor and Council each year; and

WHEREAS, the Borough has determined to reimpose the water meter replacement fee for residential properties in the amount of \$200.00 for calendar year 2008 but has further determined to impose a different water meter replacement fees for properties containing multi-family or commercial uses in order to defray those expenses accordingly; and

WHEREAS, it has come to the Borough’s attention that the \$200.00 fee is inadequate to defray the cost of a meter and the labor to install same where the property contains multi-family or commercial use;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bloomsbury that the following meter replacement fees are established for calendar year 2008:

A. A fee of \$200.00 shall be charged for meter replacement covering the cost of the meter and labor to install same for property containing a single residential use.

B. In all other instances including water meter replacement on properties containing multi-family, commercial, or industrial use the actual cost of service consisting of the cost of the meter and labor to install same shall be imposed.

Mr. Weger moved Council adopt Resolution # 16-08; seconded by Mrs. Papics. All ayes.
Motion carried.

RESOLUTION # 17-08 - 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 26th and 28th, 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 1:00 pm on September 26th and ending at 7:00pm on September 28th.

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 owner's 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. Papics moved Council adopt Resolution # 17-08; seconded by Mr. Weger. All ayes.
Motion carried.

RESOLUTION # 18-08 - SETTING 2008 MEETING DATES

WHEREAS, the Senate and General Assembly of the State of New Jersey have enacted an Act concerning meeting of certain public bodies known as the Open Public Meetings act,

approved, October 21, 1975, as Chapter 231, P.L. 1975, effective 90 days after enactment, to wit, on or about January 19, 1976,

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

1. The regular meetings of the Borough of Bloomsbury shall be held on the fourth Tuesday of every month during the calendar year of 2008. Meetings shall be held in the Municipal Building, 91 Brunswick Ave., Bloomsbury, NJ at 7:00 PM.
2. Notice of such annual schedule of regular meeting of the Mayor and Council or any revised schedule thereof, as well as advance written notice of any regular, special or rescheduled meeting of the Council shall be prominently posted at the Municipal Building, published in the Hunterdon County Democrat and shall be on file with the Borough Clerk.

Mrs. Flink moved Council adopt Resolution # 18-08; seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 19-08 - RESOLUTION APPOINTING WILLIAM EDLESTON, ESQ. EMPLOYMENT ATTORNEY

BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey, that William Edleston, Esq., is hereby designated employment attorney for the Borough of Bloomsbury, for the calendar year 2008.

Mrs. Papics moved Council adopt Resolution # 19-08; seconded by Mrs. Flink. All ayes. Motion carried.

RESOLUTION # 20-08 - A RESOLUTION REQUESTING NEW STATE REGULATIONS TO PERMIT LOCAL POLICE TO ENFORCE NEW TRUCKING REGULATIONS AND THE CREATION OF FINANCIAL INCENTIVES TO OFF-SET THE IMPACT OF NEW TOLL HIKES

WHEREAS, the Governor of New Jersey has unveiled a fiscal plan for balancing the State budget that relies on periodic substantial annual increases in tolls on New Jersey's toll roads; and

WHEREAS, the operating characteristics of 102-inch wide trucks and double-trailer truck combinations (hereinafter called large trucks) require greater stopping distances and greater distances to maneuver; and

WHEREAS, the physical limitations of two-lane highways and local roadways other than the interstates (hereinafter called local roadways) do not offer a safe means of travel for large trucks; and

WHEREAS, the use by large trucks of local roadways poses a significant risk to the health, safety and welfare of the residents who live on and along these roads; and

WHEREAS, the use by large trucks of local roadways poses a substantial risk to the health, safety and welfare of the millions of school children being bused on these roads to and from schools on a daily basis; and

WHEREAS, the use by large trucks of local roadways poses a substantial risk to the millions of commuters on these roads each day; and

WHEREAS, motor vehicle accidents on State Highway Route 31 and State Highway Route 29 involving large trucks have resulted in numerous fatalities and injuries and substantial damage to property; and

WHEREAS, random truck inspections by the NJ State Police have revealed that thirty-five¹ to fifty-five percent¹ of all trucks inspected have safety violations, and more than eighteen percent¹ have violations so severe that they are immediately taken out of service; and

WHEREAS, since 9/11, the NJ State Police, properly focused on ensuring “homeland security”, have limited staff and resources to conduct truck inspections on local roadways; and

WHEREAS, given the number of strategic ports in the State and proximity to New York City, the NJ State Police does not have the manpower to conduct sufficient random inspections, resulting in an inadequate ability to conduct truck inspections; and

WHEREAS, given the number of its strategic ports, New Jersey serves as a point of origin for trucking based operations that serve the entire United States; and

WHEREAS, any regulation that does not encourage the use of the National Network, including the Turnpike, for the Interstate distribution of trucks will otherwise force trucks to use local County and Municipal Roads; and

WHEREAS, the use by large trucks of undersized, local roadways causes an accelerated deterioration of those roadways and results in an economic burden to local municipalities who struggle on a regular basis to keep their roadway capital budget in check; and

WHEREAS, the Legislature has imposed budget CAP restrictions that severely limit a municipality's ability to fund capital roadway repair projects, and

WHEREAS, in 1999, the New Jersey Department of Transportation (DOT) imposed a ban on the use of two-lane county and state highways by large trucks passing through the State; and

WHEREAS, the 1999 ban on large trucks resulted in a twenty² to forty-five² percent reduction in heavy trucking on Route 31 depending on the season; and

WHEREAS, on February 21, 2006 the 3rd Circuit Court of Appeals invalidated the 1999 ban; and

WHEREAS, in response, the DOT passed emergency regulations limiting the use by large trucks of New Jersey's State, county and local roads; and

WHEREAS, the DOT has now proposed permanent trucking regulations that limit the ability of large trucks to use New Jersey's State, county and local roads; and

WHEREAS, the new DOT truck regulations are intended to mitigate the risk to the public by encouraging large trucks to use only the interstate highways and other roads designated as part of the "National Network", including the New Jersey Turnpike and Garden State Parkway, two of the toll roads slated for substantial increases under the Governor's plan; and

WHEREAS, counter to the new truck regulations, the proposed increase in tolls will result in increased truck traffic on local roadways (an increase of anywhere between seven percent³ to thirty percent⁴); and

WHEREAS, this increase in truck traffic on local state, county and municipal roads will increase the risk to life, limb and property of local residents and the traveling public⁵; and

WHEREAS, since the enactment of the DOT regulations are only part of the solution, a coordinated, regional approach to safety on local municipal roadways must be established.

NOW, THEREFORE, BE IT RESOLVED on this 26th day of February, 2008, by the Common Council of the Borough of Bloomsbury, State of New Jersey that the Common Council calls upon the Governor of New Jersey and the New Jersey State Legislature to ensure that in order to meet the additional law enforcement burden imposed by these new regulations, enforcement powers (including safety, opacity [pollution] and weigh tests) should be granted to municipal law enforcement officers as they were prior to 1994, with appropriate training by the State, to stop and investigate trucks traveling through their municipalities to ensure compliance; and

BE IT FURTHER RESOLVED, that Borough urges the New Jersey State Police to increase the number of random roadside inspections of trucks throughout all communities, and that the State Police keep weigh stations open longer hours; and

BE IT FURTHER RESOLVED, that the State fund the installation of more roadside inspection stations in areas that receive disproportionate truck traffic resulting from these new regulations, and that where possible, the DOT combine rest stops and convenient services (food, directions, etc.) to encourage alert truck driving; and

BE IT FURTHER RESOLVED, that the Borough encourages the Governor and the DOT to explore providing fiscal and other incentives for truck drivers and fleet owners with excellent safety records, such as a rebate of truck taxes, and expand incentives programs (e.g., toll reductions, reductions in fuel costs) that help keep large trucks on the “National Network”; and

BE IT FURTHER RESOLVED, that the Borough encourages the Governor and the DOT to explore the installation of smart technology and/or in-road safety devices (such as reflectors along lane stripes) to keep trucks in lanes and prevent non-attentive driving; and

BE IT FURTHER RESOLVED, that the Borough encourages the Governor and the DOT to install adequate signage to remind large trucks to remain on the “National Network” in keeping with the DOT regulations; and

BE IT FURTHER RESOLVED, that the Borough encourages the Governor and the DOT to create additional funding sources to help municipalities make necessary repairs created by the accelerated deterioration of roadways and deal with the resulting economic burdens resulting from increased large truck traffic; and

BE IT FURTHER RESOLVED, that the Borough Clerk shall forward a copy of this Resolution to the Governor of New Jersey, the Commissioner of the New Jersey Department of Transportation, the President of the New Jersey Senate, the Speaker of the New Jersey General Assembly, Senator Leonard Lance, Assemblyman Mike Doherty, Assemblywoman Marcia Karrow, Hunterdon County Board of Chosen Freeholders, and the League of Municipalities.

Sources:

1. NJ State Police random inspections, State Highway 31, 2002 - 2003
2. DOT Counts, State Highway 31, 2000 - 2007
3. DOT Estimates, Trenton Times, 1/24/08

4. Steer Davies Gleave report, Trenton Times, 1/24/08
5. Penn State University Study, Trenton Times, 1/24/08

Mrs. Tersigni moved Council adopt Resolution # 20-08; seconded by Mr. Weger. All ayes.
Motion carried.

**RESOLUTION # 21-08 - 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 4, 2008 to be held at the Bloomsbury Elementary School, 20 Main Street, Bloomsbury, NJ from 6:00 - 10:00 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:

1. 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 # 21-08; seconded by Mr. Weger. All ayes.
Motion carried.

**RESOLUTION # 22-08 - 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 May 16, 2008 to be held at the Bloomsbury Hose Company, 91 Brunswick Avenue, from 6:30 - 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 on-premise 50/50 raffle,

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

2. 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 # 22-08; seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 23-08 - OPPOSING THIRD ROUND AFFORDABLE HOUSING RULES

WHEREAS, on December 17th, 2007 COAH made public its new proposal for the Third Round Affordable Housing Rules and these regulations, if adopted, will impose unreasonable requirements upon our municipality; and

WHEREAS, these regulations, if adopted, will have a negative impact upon economic development within the State of New Jersey; and

WHEREAS, under the new proposal, our municipality is being required to plan for affordable housing based upon growth which is unlikely to occur, since COAH has used a flawed approach in calculating prospective growth; and

WHEREAS, under the new proposal, the large retroactive obligation will serve to undermine prior compliance efforts, requiring municipal property taxpayers to suffer a higher tax burden; and

WHEREAS, residential development generating such a high growth share obligation will create a shortfall that must be paid by property tax payers, since either the proposed Development fee, or the proposed Payments in lieu are insufficient to pay for municipal construction of units, since the proposal understates construction costs and overstates the average sale price of units; and

WHEREAS, Regional Contribution Agreements, increased to \$67,000 per unit with no commensurate funding source, will create a chilling effect upon this statutorily recognized compliance mechanism, which will harm rural, suburban and urban municipalities alike; and

WHEREAS, economic development will be negatively impacted by these aggressive Growth Share ratios, since Payment in lieu, will add over \$25 per square foot to the cost of office construction; and

NOW THEREFORE BE IT RESOLVED, that although the Mayor and Council of the Borough of Bloomsbury recognizes that Growth Share, as a concept, can work on a prospective basis if the ratios are reasonable and sustainable, it implores the members of the Council, and the COAH staff, to recognize that there is a limit to what municipalities and developers can be called upon to satisfy in terms of an affordable housing obligation; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Bloomsbury respectfully asks COAH to reconsider these regulations since, as proposed, they will have a negative impact upon economic development in the Borough and in the State as a whole, and will financially over-burden our Borough's property taxpayers; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be attached to the letter

to Commissioner Doria and that the letter and resolution be sent to Senator Leonard Lance, Assemblyman Michael Doherty, Assemblywoman Marcia Karrow, the Hunterdon County Board of Chosen Freeholders, and to surrounding municipalities.

Mr. Weger moved Council adopt Resolution # 23-08; seconded by Mrs. Papics. All ayes. Motion carried.

ORDINANCE # 101-08 - Setting Salaries for 2008

Mayor Peck stated that Ordinance # 101-08 will be tabled for discussion after the executive session.

ORDINANCE # 102-08 - An Ordinance Regulating Storage Units, Dumpsters and Containers in the Borough of Bloomsbury.

Mr. Edleston presented Council with a Draft Ordinance # 102-08 which will be carried for further discussion at the March Council meeting.

ORDINANCE # 103-08 - An Ordinance Amending Parking Regulations in the Borough of Bloomsbury.

Mr. Edleston will prepare a draft Ordinance # 103-08 for consideration at the March Council meeting.

CONTRACT FOR PROFESSIONAL SERVICES - WILLIAM R. EDLESTON ESQ. FOR CALENDAR YEAR 2008

Mr. Weger moved Council authorize the Mayor and Clerk to execute a contract between the Borough of Bloomsbury and William R. Edleston Esq. as the Municipal Attorney for 2008; seconded by Mrs. Papics. All ayes. Motion Carried.

MUNICIPAL OFFICES - 2008 LEASE AGREEMENT

Lease Agreement April 1, 2008 through March 31, 2009

This letter will formalize our understanding between the Borough of Bloomsbury and the Bloomsbury Hose Company regarding the Borough's use of the Municipal Offices and Meeting Room for the period April 1, 2008 through March 31, 2009. The Borough will pay annual rent in the amount of \$10,925 for this period. In addition, the Borough will pay twenty-five percent of the electric bills, the oil bills, and the property insurance for the Fire House. The Fire Company will be responsible for the electric, oil and insurance, and will be reimbursed for the Borough's share of twenty-five percent upon receipt of copies of vendor invoices.

Mr. Weger moved Council authorize the Mayor to execute the 2008 Municipal Office Space Lease Agreement with the Bloomsbury Hose Company for the period of April 1, 2008 - March 31, 2009; seconded by Mrs. Papics.

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

Mr. Francisco stated that Mr. Frankenfield requested that the Borough pay the annual rent a few weeks early. Discussion followed. Council agreed to authorize Mr. Francisco to pay the annual rent on March 15, 2008.

ANJEC SMART GROWTH GRANT

Ilse Goshen explained that the smart growth grant may be able to help off set the cost of incorporating the ERI into the Borough Master Plan and that the Environmental Commission would take the lead in writing the grant. Discussion about the potential cost to the Borough and the current budgetary cap followed.

NJDEP TWA - Application & Highlands Applicability Waiver/ Exemption

Council reviewed a letter from Frey Engineering dated January 11, 2008. Discussion followed. Council will revisit the matter after the Planning Board has had an opportunity to review the application.

BLOOMSBURY HOSE COMPANY - LADIES AUXILIARY

Council reviewed a letter Christine Reilly dated February 26, 2008 requesting they be allowed to park vehicles in the lot at the Borough Park for an Atlantic City bus trip on April 13, 2008 from 8:00 AM - 7:00 PM.

Mr. Weger moved Council authorize the Ladies Auxiliary to use the parking lot contingent upon getting approval from Robert Heinrich for the same; seconded by Mrs. Papics. All ayes. Motion carried.

REDUCING ROAD NOISE IN NEW JERSEY

Council reviewed a letter from The Union Township Environmental Commission in reference to reducing the road noise in New Jersey.

Mr. Weger moved Council direct the Clerk to send a letter of support in response to same; seconded by Mrs. Papics. All ayes. Motion carried.

BCC 2008 Calendar

Council reviewed the tentative schedule of Celebration Committee events for 2008.

Mr. Weger moved the Council endorse the calendar; seconded by Mrs. Papics. All ayes. Motion carried.

MUSCONETCONG WATERSHED ASSOCIATION

Council reviewed a letter date January 22, 2008 in reference to bi-monthly meetings of the Musconetcong Watershed Association to be held at Bethlehem Township Municipal Building. Mayor Peck stated that anyone interested should attend and that if anyone would like to be the Bloomsbury Borough representative, they should contact the Clerk and the same can be memorialized with a resolution of Council.

PUBLIC COMMENT

Ilse Goshen asked for an update of the Mill Redevelopment Project. Mayor Peck reported speaking to Lukas Louw this week and that the revised plans have been submitted to the State Code Office. Mr. Louw is waiting for final plan approvals and project financing and hopes to begin some exterior work soon.

Mayor Peck reported that New Jersey Transit is studying the possibility of adding rail service by tying into Raritan Valley Line which currently ends in High Bridge, or the Morris and Essex line which would connect Phillipsburg to Hackettstown. They are also researching park and ride facilities for which the Mayor told them the Borough would likely not be interested in.

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 personnel matters.

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

Discussion followed.

Council returned from executive session at approximately 8:32 PM. No action was taken.

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

RESOLUTION # 24-08 - JOINING THE STATE HEALTH BENEFITS

Mrs. Tersigni moved Council adopt Resolution # 24-08; seconded by Mr. Weger. All ayes. Motion carried.

ORDINANCE # 101-08 - AN ORDINANCE SETTING SALARIES FOR EMPLOYEES OF THE BOROUGH OF THE BOROUGH OF BLOOMSBURY, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FOR THE YEAR 2008

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 2008.

Section 2. Salaries for the year 2008 are as follows:

a. Borough Clerk/Administrator	\$18,000 - \$34,000
b. Deputy Clerk	\$9.00 per hour
c. Chief Financial Officer	\$9,000 - \$19,000
d. Tax Assessor	\$5,000 - \$9,500
e. Tax Collector	\$5,000 - \$11,000
f. Public Works Superintendent	\$6,500 - \$16,500
g. Public Works Laborer #1	\$5,000 - \$14,500
h. Public Works Laborer #2	\$3,600 - \$8,500
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	\$29.15 per day
t. Regular Laborer	\$15.40 per hour
u. Seasonal Laborer	\$9.90 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, 2008 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. Weger moved Ordinance # 101-07 be adopted on first reading and published in the Hunterdon County Democrat, as amended, seconded by Mrs. Papics.
ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion Carried.

CORRESPONDENCE

Council reviewed correspondence.

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 8:35 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
MARCH 25, 2008**

The regular meeting of the Bloomsbury Borough Council was held on March 25, 2008 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:04 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 10, 2008 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel
Vicky Papics - excused	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. Tersigni to approve the regular meeting minutes of February 26, 2008, as amended. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Tersigni moved Council approve the Tax Collector's report of March 5, 2008; seconded by Mr. Weger.

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

APPROVAL OF BILL LIST

Mr. Scheffel moved Council approve the bill list of March 25, 2008, seconded by Mrs. Flink.

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

COMMITTEE REPORTS:

C. Flink:

Fire Department/ Rescue-

- Mrs. Flink reported that although she requested call information for the Fire Department and the Rescue Squad, she has not received anything to date.
- Mrs. Flink reported that the Rescue Squad may need a letter from the Mayor endorsing the replacement of their beepers.

OEM-

- Mrs. Flink reported that FEMA has released a new module on NIMS Cast and she is currently entering Borough information so that we will be included in the National reporting.

- Mrs. Flink reported that the Borough may need to purchase a new lap top for use by the OEM Coordinator.

M. Tersigni:

Planning Board-

- Mrs. Tersigni reported being unable to attend the March 18, 2008 Planning Board meeting and stated that any Council concerns or requests for items to be considered for inclusion in the Borough Master Plan should be forwarded to the Planning Board in writing. Mayor Peck outlined the anticipated procedure for the Master Plan re-examination. Lengthy discussion followed.

Finance-

- Mrs. Tersigni reported that infield mix and mulch will need to be purchased for the Borough Ball fields and play area. Discussion followed.

Mr. Weger moved Council approve the purchase of one tractor trailer load of playground quality mulch and one load of infield mix with a contingent option to purchase a second load if needed, seconded by Mrs. Tersigni.

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

Water Department-

- The Bid Specifications are ready and the Clerk and Mrs. Tersigni are to meet with Robert Zederbaum for a final review. Discussion followed. Mr. Weger stated that he would like to have the opportunity to review the Bid Specs before they are sent out.
- Lisa Burd reported that there are currently about 85 customers who will be receiving a shut off notice for delinquent accounts. Ms. Burd requested Council consider establishing a minimum outstanding balance before a shut off notice is generated. Discussion followed.

RESOLUTION # 26-08 - RESOLUTION ESTABLISHING A MINIMUM OUTSTANDING BALANCE FOR THE GENERATION OF SHUT OFF NOTICES

BE IT RESOLVED by the Common Council of the Borough of Bloomsbury that the Water Department billing clerk will generate and issue shut off notices for any delinquent account with an outstanding balance of \$50.00 or more.

Mr. Weger moved Council adopt Resolution # 26-08; seconded by Mr. Scheffel. All ayes. Motion carried.

Budget

Mrs. Tersigni reported that she is reviewing every bill and trying to consolidate and reduce spending wherever possible so anyone with suggestions or ideas for additional saving should let her know.

E. Weger:

Streets and Roads-

Nothing to report.

Shade Tree Advisory Committee-

- Mr. Weger will hold comments until Shade Tree Committee discussion later in the agenda.

M. Scheffel:

Board of Education-

- Mr. Scheffel reported that he was unable to attend the Board of Education meeting. Cathy Foulk stated that the budget passed and that they did such a good job with the budget that they will be able to rehire a part time technology assistant and a part time foreign language teacher.

M. Peck:

Water Company-

- Mayor Peck reported that our water usage although encouraging after our extensive leak repairs completed last year, is up again. Clinton Water Department came in to assist Dick Seibert and Bob in locating leaks in the Borough and several were found. The crew worked on what was thought to be the biggest leak on Main Street and found that it was not that bad. Mr. Peck reported that now they will be looking at operations to see if our increase consumption may be due in part to the running of the pumps or other plant operations. A representative of the State DEP will be coming out and meeting with the water department personnel, Martha, Dick, Lisa, Mr. Zederbaum, and himself to review all operations.

Budget-

- Mayor Peck reported that if the State Budget is adopted as proposed the Borough will be losing \$40,000 in State Aid. Discussion followed.

STATE POLICE REPORT

No Report.

OLD BUSINESS

ORDINANCE # 101-08 -AN ORDINANCE SETTING SALARIES FOR EMPLOYEES OF THE BOROUGH OF BLOOMSBURY, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FOR THE YEAR 2008

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 2008.

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d. Tax Assessor	\$5,000 - \$9,500
e. Tax Collector	\$5,000 - \$11,000
f. Public Works Superintendent	\$6,500 - \$16,500
g. Public Works Laborer #1	\$5,000 - \$14,500
h. Public Works Laborer #2	\$3,600 - \$8,500
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	\$29.15 per day
t. Regular Laborer	\$15.40 per hour
u. Seasonal Laborer	\$9.90 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, 2008 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. Weger moved discussion be opened to the public, seconded by Mr. Scheffel. No public comment. Mrs. Tersigni moved Council close discussion and the public hearing, seconded by Mr. Weger. Mr. Weger moved Council adopt Ordinance # 101-08, seconded by Mr. Scheffel. ROLL CALL VOTE: Flink-aye, Scheffel-aye, Tersigni-aye, Weger-aye. Motion carried.

ORDINANCE # 102-08 - AN ORDINANCE REGULATING STORAGE UNITS, DUMPSTERS AND CONTAINERS IN THE BOROUGH OF BLOOMSBURY

The Clerk will email the draft ordinance out to all Council members to review and comments must be sent to the Clerk by April 15, 2008. Ordinance # 102-08 will be carried for further discussion at the April Council meeting.

Mrs. Tersigni asked if "Zoning Officer" should be replaced with "Code Enforcement Officer" in the body of the Ordinance as the enforcement agent. Council agreed.

ORDINANCE # 103-08 AN ORDINANCE AMENDING THE PARKING RESULATIONS OF THE BOROUGH OF BLOOMSBURY

Mr. Edleston will continue to work on a draft of the above stated ordinance for consideration at the April Council meeting.

MEMORIAL DEDICATION CEREMONY

The Bloomsbury Celebrations Committee asked Council give approval for the Committee to install a bench at the Borough Park in memory of Monica Massaro. Discussion followed. Mr. Scheffel moved Council approve this endeavor subject to the BCC getting the approval of the Public Works Supervisor, seconded by Mr. Weger. All ayes. Motion carried.

POLICE COVERAGE - GREENWICH TOWNSHIP - SHARED SERVICE

Mayor Peck explained that several months ago we met with Greenwich to discuss the possibility of Greenwich Police providing dedicated Coverage to the Borough, the cost of which was approximated at over \$300,000 per year. Recently the Mayor of Greenwich Township contacted Mayor Peck to re-open discussions indicating they may be able to lower that number. The Clerk stated that she has received no additional information to date. Discussion followed. Mayor Peck will write a letter to thank them for their consideration but decline their offer at this time due to lack of funding. Discussion about the possibility of having dedicated State Police Coverage followed.

NEW BUSINESS

RESOLUTION # 25-08 - RESOLUTION OPPOSING THE FAILURE OF THE GOVERNOR'S PROPOSED STATE BUDGET FOR THE 2008-2009 FISCAL YEAR TO TREAT PROPERTY TAX RELIEF AS PRIORITY

WHEREAS, on February 26, 2008, in Trenton, Governor Jon S. Corzine presented his FY 2009 Budget proposal to a Joint Session of the State Legislature, which proposal now goes to the Legislature, which must pass a balanced budget by the start of the State's next Fiscal Year, which begins on July 1; and

WHEREAS, the proposal, which represents what the Governor called "many unpleasant choices," calls for the elimination of two Departments of State Government (the Departments of Agriculture and Personnel) and the State Commerce Commission, and asks all other Departments to absorb funding cuts, and further calls for sacrifice in a number of other areas, including direct property tax relief, hospital aid, higher education assistance and Medicaid, with the inordinately deep cuts in municipal property tax relief funding; and

WHEREAS, one year after the historic Special Session for Property Tax Reform, which purportedly eliminated the need for a Citizens' Convention, our property taxpayers will once again be asked for patience, and they will be asked to shoulder more than their fair share of the funding burden; and

WHEREAS, local officials have done so much with so little for so long, that State Budget-makers now believe some can do everything with absolutely nothing; and

WHEREAS, municipal property tax relief will be slashed by \$189.6 million; and

WHEREAS, for municipalities with a population of less than 5,000, there will be no CMPTRA funding this year; for municipalities with a population total between 5,000 and 10,000, this relief will be limited to one-half of the amount received in the State's 2006-2007 budget; and the \$32.6 million distributed according to the CMPTRA formula, which municipalities received last year as 2008 Municipal Property Tax Assistance, is gone; and

WHEREAS, all municipalities will receive level Energy Tax Receipts Property Tax Relief funding, despite State Law that 'requires' annual inflationary adjustments of this (and CMPTRA) funding; and

WHEREAS, last year, municipal efficiency was promoted to the tune of \$34.8 million, but in this proposal, this funding has been eliminated; and

WHEREAS, last year's \$32 million in Municipal Homeland Security Funding is gone, Special Municipal Aid funding is cut from \$153 million to \$145.4 – a loss of \$7.6 million, Extraordinary Aid funding is reduced by \$1.7 million – from \$34 million to \$32.3 million, and the \$8 million Regional Efficiency Aid Program will not be funded; and

WHEREAS, beyond these cuts, certain municipalities served by the State Police will be asked to contribute \$20 million to the State's General Fund, and Homestead Rebates for Homeowners will be cut by \$257 million, and for Renters by \$124 million; and

WHEREAS, the cut in State Aid, if all others expenses remain at the 2007 levels, will increase municipal taxes by seven tax points,

NOW, THEREFORE BE IT RESOLVED, that the Common Council of the Borough of Bloomsbury calls on its elected representatives in Trenton, Senator Leonard Lance and Assembly members Michael Doherty and Marcia Karrow, to work with their colleagues in the Legislature and with the Governor to take affirmative action to restore program funding sufficient to honor state statutes and their stated commitment to the cause of property tax relief in all New Jersey municipalities; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Jon S. Corzine, Acting State Treasurer R. David Rousseau, Senate President Richard J. Codey, Senate Minority Leader Thomas H. Kean, Assembly Speaker Joseph J. Roberts, Assembly Minority Leader Alex DeCroce, the Chairs and Members of the Senate and Assembly Budget and Appropriations Committees, our own Senator Leonard Lance and Assembly members Michael Doherty and Marcia Karrow and to the New Jersey State League of Municipalities.

Mrs. Tersigni moved Council adopt Resolution # 25-08; seconded by Mr. Weger. All ayes. Motion carried.

VOLUNTEER INSURANCE COVERAGE

Mr. Scheffel moved Council authorize the Clerk purchase Volunteer Insurance Coverage; seconded by Mr. Weger. All ayes. Motion carried.

NJDEP TWA - Application & Highlands Applicability Waiver/ Exemption

Mr. Weger moved Council approve the TWA application subject to Planning Board review and approval; seconded by Mr. Scheffel. All ayes. Motion carried.

Mayor Peck will contact Erica Edwards in reference to the above.

MUSCONETCONG RIVER COUNCIL

Mayor Peck appointed Ilse Goshen and Christine Hall as members of the Musconetcong River Council and thanked them for their service.

BLOOMSBURY SHADE TREE ADVISORY COMMITTEE

2008 Meeting Schedule

The Bloomsbury Shade Tree Advisory Committee will be meeting the first Saturday of each month at 9:00 am. Committee members will post notice of the meeting schedule at Borough Hall and the Post Office as well as on the Borough web site.

NJ Shade Tree Federation

Ilse Goshen explained that the committee needs to become a member of the NJ Shade Tree Federation at an annual cost of \$85.00 to be in compliance with the grant.

Forestry Management Plan

Ilse Goshen asked Council consider approving the Forestry Management Plan dated March 14, 2008. Lengthy discussion followed. Mr. Weger moved Council approve the Forestry Management Plan; seconded by Mr. Scheffel.

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

CORRESPONDENCE

Water Department Leak Notice

Council reviewed a notice outlining leaks recently found in the Bloomsbury Water System. Discussion followed.

Bloomsbury Recreation Commission - Sample Park Rental Agreement

Council reviewed a sample rental agreement submitted by the Recreation Commission. The Clerk gathered several samples from nearby municipalities and she, Mr. Edleston and Scott Parker and looking at them and Mr. Edleston will draft a new version for Council review at the April meeting.

State Budget Committee - Notice of Public Hearing Schedule

Council reviewed the State Budget Hearing Schedule. Discussion followed.

Water Department Shut Off Notice

Council reviewed the new shut off notice.

PUBLIC COMMENT

Johanna Murphy - 79 Brunswick Avenue - asked when the Borough would know for sure how much if any state aid the Borough may receive and what affected municipalities are doing about it. Mayor Peck explained that most municipalities are adopting a resolution of opposition such as our resolution # 25-08 adopted tonight and that the League of municipalities is fighting it as well but that we will not know for sure until the State formally adopts their Budget in June if we will be receiving and state aid.

Cathy Foulk - 82 Main Street - stated that although she did not attend last month's meeting she understands that a Bloomsbury Celebrations Committee bill was scrutinized and asked if this was part of the earlier mentioned audit or if Mrs. Tersigni would continue to scrutinize their expenditures. Mr. Francisco explained that there was a bill submitted without proper backup and that Ilse Goshen was able to explain what the money was spent on. Mrs. Tersigni explained that she has been questioning all expenses for years as part of her responsibility of going over all vouchers submitted to the Borough for payment and that once clarified, the bill was paid. Discussion followed. Mayor Peck interjected stating that Mrs. Tersigni has provided a reasonable response to the question.

Ilse Goshen - 69 Main Street - stated that the Environmental Commission wanted to thank Lisa Burd for making the recycling decals they needed for the park recycling receptacles.

Mrs. Goshen also asked if the Environmental Commission would be able to send out a newsletter. Mrs. Tersigni asked if water conservation information could be included. Discussion followed.

Mrs. Goshen asked if any additional response had been received from the Fire Department about the emergency siren sounding. Discussion followed.

Mrs. Tersigni stated that at recent meeting for the HART program held at the Bloomsbury Elementary School, there was praise for the State Police and their presence at the School this year and that they feel that it has been extremely successful and did cut down on the dangerous situation which can exist at the crossing spot at the corner.

Ilse Goshen stated that the Environmental Commission will be talking to Bob and Dick Seibert about continuing with the clearing of the storms.

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 personnel matters and potential litigation.

Mr. Scheffel made a motion to go into closed session at 8:51, seconded by Mr. Weger. All ayes, motion carried.

Discussion followed.

Council returned from executive session at approximately 9:00 PM. No action was taken.

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

RESOLUTION # 27-08 - SHBP - Dental Coverage

Mrs. Tersigni moved Council adopt Resolution # 27-08 authorizing dental insurance for the Clerk, seconded by Mr. Weger.

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

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 9:03 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
APRIL 22, 2008**

The regular meeting of the Bloomsbury Borough Council was held on April 22, 2008 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 10, 2008 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink- excused
Vicky Papics
Mark Peck, Mayor
William Edleston, Esq.

Marc Scheffel
Martha Tersigni
Eric Weger

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mr. Weger to approve the regular meeting minutes of March 25, 2008, as amended. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mr. Scheffel moved Council approve the Tax Collector's report of April 9, 2008; seconded by Mrs. Papics.

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

APPROVAL OF BILL LIST

Mr. Weger moved Council approve the bill list of April 22, 2008, seconded by Mrs. Papics.

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

COMMITTEE REPORTS:

M. Papics:

BCC-

- Mrs. Papics reported that the Bloomsbury Celebrations Committee will be working on installing new flowers in the baskets on the bridge.

Phillipsburg High School Volunteers-

- Mrs. Papics reported that she and four student volunteers from Phillipsburg High School raked leaves at the park to assist the DPW in park clean up.

E. Weger:

Streets and Roads-

- Mr. Weger reported that the catch basin near 20 Brunswick Avenue needs minor repairs which will be handled in-house by the DPW staff.

M. Scheffel:

Board of Education-

- Mr. Scheffel reported attending the Board of Education meeting and continues to be amazed at what a great job they do with the limited budget they have to work with. Mr. Scheffel also mentioned that the Board announced that some students achieved state recognition for their writing accomplishments.

M. Tersigni:

Planning Board-

- Mrs. Tersigni reported that the Planning Board is considering developing an ordinance which would require additional safety measures for businesses such as the TA Truck Stop. Mayor Peck stated that he thinks Council should consider developing an ordinance

similar to a quarry ordinance which would require an annual business license and compliance with any safety measures outlined in the same.

- The Planning Board accepted the interview team's recommendation to endorse Banisch and Associates as the Borough Planner.

Mr. Scheffel moved Council authorize the Mayor and Clerk to execute an agreement for professional services with Banisch and Associates for 2008; seconded by Mrs. Tersigni.

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

Water Meter Bid Specifications-

- Mrs. Tersigni stated that she, Mr. Weger and Mr. Seibert have reviewed the meter specifications. Mr. Seibert would like Section S-8 to be amended to require that meter serial numbers for all meters also be recorded and that remote read sensors be placed toward the street to ensure that they can be read with the remote read equipment.

Tax Appeals-

- Mrs. Tersigni reported that the Tax Assessor has indicated that four appeals have been filed in the Borough and that the hearings are scheduled for May 1st.

Zoning-

- Mrs. Jordan will keep Council and Planning Board informed of status of Brown's Hunterdon Mack expired temporary certificate of occupancy. Mrs. Jordan reported that all State Code inspectors did a walk through at the site.

M. Peck:

Shared Services-

- Mayor Peck reported receiving correspondence about an upcoming dinner meeting about potential shared service opportunities. Anyone interested should contact the Clerk to attend.

COAH-

- Mayor Peck reported that new COAH regulations are about to go into affect which will be devastating for many municipalities. The Seven town group is trying to get all Hunterdon County municipalities to join them in a law suit against the proposed affordable housing regulations. Council will be copied on the letter dated April 1, 2008 and discussion will be continued at the May Council meeting.

Sign Ordinance-

- Mayor Peck reported that several towns are adopting a lengthy sign ordinance in order to prohibit certain bill board signs from being installed. The Clerk will forward same to the Planning Board for their review and consideration.

Sierra Club-

- Mayor Peck reported receiving an invitation from the Sierra Club to join them on Saturday, May 10, 2008 at protest and press conference about proposed budget cuts for state parks. Information will be forwarded to Ilse Goshen and the Environmental Commission.

STATE POLICE REPORT

No Report.

OLD BUSINESS

ORDINANCE # 102-08 - AN ORDINANCE REGULATING STORAGE UNITS, DUMPSTERS AND CONTAINERS IN THE BOROUGH OF BLOOMSBURY

Mr. Edleston reported receiving and incorporating suggested changes from Mr. Scheffel, Mrs. Tersigni in the draft he presented this evening. Council will review the amended draft and be prepared for introduction at the May meeting.

ORDINANCE # 103-08 AN ORDINANCE AMENDING THE PARKING REGULATIONS OF THE BOROUGH OF BLOOMSBURY

Mr. Edleston stated that he will need to meet with Mrs. Jordan, Mrs. Tersigni and Ms. Burd to review the parking regulations contained within the zoning ordinance and in separate ordinances. Discussion followed.

MILL REDEVELOPMENT

Mr. Edleston reported speaking to Mr. Louw and receiving updated contact information. Mr. Louw is currently in Costa Rica working and has stated that he will return to the Borough to start working on the Mill as soon as the Deed is signed and title transferred to his name and he can begin working. Mr. Edleston will finalize the necessary documents and forward them to the Mayor for his signature.

NJDEP TWA Application and Highlands Applicability Waiver/ Exemption - Travel Centers

Mrs. Tersigni reported that the Planning Board decided to accept the recommendation of the Borough Engineer and not grant consent for the project without requiring the applicant to submit a formal application to the Board.

NEW BUSINESS

RESOLUTION # 27-08 - A RESOLUTION REQUESTING THE HUNTERDON COUNTY BOARD OF CHOSEN FREEHOLDERS TO STUDY THE FEASIBILITY OF A COUNTY-WIDE ANIMAL CONTROL SHARED SERVICE

WHEREAS, the Borough of Bloomsbury hereby requests the Hunterdon County Board of Chosen Freeholders to collaborate with the Hunterdon County Shared Services Coordinator to conduct a feasibility study for county-wide animal control services; and

WHEREAS, Hunterdon County has successfully implemented county-wide, cost-effective shared services such as administration of the Health Officer position that has resulted in the saving of taxpayer dollars and the reduction of redundancy of the service; and

WHEREAS, Hunterdon County has successfully implemented county-wide, cost-effective shared services such as administration of the 911 Dispatch that has resulted in the saving of taxpayer dollars and reduction of the redundancy of the service; and

WHEREAS, the Hunterdon County Shared Services Coordinator, through meetings and surveying municipalities has identified animal control services as a requested and possible shared service; and

WHEREAS, many municipalities throughout the County are struggling to provide animal control services; and

WHEREAS, Borough of Bloomsbury believes that long-term tax savings and improved service delivery may be obtained by sharing animal control services; and

WHEREAS, the proposed State municipal budget cuts will impact Borough of Bloomsbury and possibly some services Borough of Bloomsbury provides to its residents and businesses; and

WHEREAS, the State has proposed allocating \$32 million in SHARE grant funding to study and implement shared services such as county-wide animal control; and

WHEREAS, the Borough of Bloomsbury desires the Hunterdon County Board of Chosen Freeholders to seek funding through the proposed State's SHARE allocation to conduct the feasibility study; and

NOW, THEREFORE, BE IT RESOLVED by Borough of Bloomsbury, that we request the Hunterdon County Board of Chosen Freeholders to collaborate with the Hunterdon County Shared Services Coordinator to begin the process of conducting a feasibility study for county-wide animal control services.

Mr. Weger moved Council adopt resolution # 27-08; seconded by Mrs. Papics. All ayes. motion carried.

RESOLUTION # 28-08 - RESOLUTION OPPOSING GOVERNOR CORZINE'S PROPOSAL TO ELIMINATE THE NEW JERSEY DEPARTMENT OF AGRICULTURE AS A COST CUTTING MEASURE

WHEREAS, on February 26, 2008, Governor Jon S. Corzine proposed the FY 2009 New Jersey State Budget; and

WHEREAS, as part of the Budget, Governor Corzine has proposed to eliminate the New Jersey Department of Agriculture as a cost-cutting measure; and

WHEREAS, the Department of Agriculture provides many important services to the almost \$ 3.5 billion agricultural industry and the citizens of the state including:

1. Food safety
2. Emergency food distribution to 500,000 residents
3. School nutrition programs (Healthy Choices/Healthy Kids)
4. School lunch programs for 145,000 children statewide
5. Soil/Water conservation, and environmental programs (Green Energy Initiatives for farmers, Garden State Ethanol)
6. Farmland preservation (160,000 acres statewide)
7. Aquaculture (seafood harvesting and distribution)
8. Equine industry, including racing
9. Livestock and poultry disease monitoring (mad cow, avian influenza)
10. Plant pest control (e.g. gypsy moths, Asian longhorn beetle)
11. Commodity promotion (the Jersey Fresh Program)
12. Urban planning and forest protection (Smart Growth Planner's Toolkit, programs to halt urban forest devastation by the Asian longhorn beetle)
13. Cooperation with academic and research institutions
14. Seed and fertilizer testing
15. Pet food and livestock feed testing

WHEREAS, New Jersey's diverse agriculture industry (produce, horticulture, livestock, seafood, equine) relies on the services of the Department of Agriculture to remain viable, contributing almost \$3.5 Billion to our state economy while also providing jobs, generating sales tax receipts, and maintaining our state's history and identity as the "Garden State"; and

WHEREAS, NJ Agriculture provides uniquely fresh, healthy food to local communities at a reduced cost to the consumer while utilizing shorter distribution routes than national providers, thus minimizing the environmental damage caused by long distance transportation; and

WHEREAS, the federal Farm Bill of 2007 was named "The Farm *Nutrition and Community Investment Act*" in recognition of the critical role agriculture plays in providing a better quality of life, as well as feeding our population; and

WHEREAS, the State Agriculture Development Committee (SADC) within the Department of Agriculture administers the New Jersey Farmland Preservation Program; and

WHEREAS, New Jersey has invested close to \$1.1 billion since 1982 to permanently preserve over 160,000 acres of farmland; and

WHEREAS, New Jersey voters have shown overwhelming support for the Farmland Preservation Program; and

WHEREAS, the Hunterdon County Farmland Preservation Program includes over 271 preserved farms and over 23, 615 acres permanently preserved.

NOW THEREFORE, BE IT RESOLVED that the Common Council of the Borough of Bloomsbury opposes the Governor's proposal to eliminate the Department of Agriculture and urges the Governor to reconsider his proposal.

BE IT FURTHER RESOLVED that a copy of this resolution shall be provided to Governor Jon S. Corzine, Hunterdon County Board of Chosen Freeholders; Senator Leonard Lance, Assemblywoman Marcia Karrow, Assemblyman Michael Doherty, the New Jersey Department of Agriculture, the State Agriculture Development Committee, Senate President,

Senate Minority Leader, Assembly Speaker and Assembly Minority Leader and the Hunterdon County Department of Agriculture.

Mr. Weger moved Council adopt resolution # 28-08; seconded by Mr. Scheffel. All ayes. Motion carried.

RESOLUTION # 29-08 - 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 2007) 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 Mark R. Peck, Acting 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.

Mrs. Papis moved Council adopt resolution # 29-08; seconded by Mrs. Tersigni. All ayes. Motion carried.

RESOLUTION # 30-08 - 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 14, 2008 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: The off-premise 50/50 raffle application is approved contingent to the Legalized Games of Chance Control Commission approving said application.

Mrs. Papis moved Council adopt resolution # 30-08; seconded by Mr. Scheffel. All ayes. Motion carried.

CORRESPONDENCE

Council reviewed correspondence.

PUBLIC COMMENT

Kathleen Jordan requested Council approval to have the DPW extend the yellow curb on Church Street at the corner of Church and Main Street as recommended by Sergeant Sofhauser. The Clerk will ask Bob Heinrich to do the same at his earliest convenience.

Blanca Lyons stated that she and her husband would like to request permission from the Council to park a box truck in their yard next to their garage. Mrs. Jordan stated that this is prohibited in the Borough zoning ordinance because it is a commercial vehicle registered at over three tons. The box truck is currently parked on Main Street. Discussion followed. Mrs. Lyons stated that they cannot park the truck in their garage because it is too tall.

Mayor Peck proposed Council agree to hold enforcement and penalties in abeyance until Ordinance # 102-08 is adopted which may very well address this issue. Mayor Peck additionally suggested that Mrs. Lyons and her husband get a copy of the draft Ordinance and review the same and provide any comments to the Council prior to the May meeting. Discussion followed.

Joanna Murphy, 79 Brunswick Avenue asked about why the Borough Park clean-up day was not going to take place this year. Discussion followed. Mayor Peck and Ilse Goshen will set date to do a park walk through together.

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 litigation.

Mr. Scheffel made a motion to go into closed session at 8:02, seconded by Mr. Weger. All ayes, motion carried.

Discussion followed.

Council returned from executive session at approximately 8:19 PM. No action was taken.

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

ADJOURNMENT

There being no further business, a motion to adjourn was made by Mr. Papis, seconded by Mr. Weger. All ayes, motion carried. Meeting adjourned at 8:20 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
MAY 27, 2008**

The regular meeting of the Bloomsbury Borough Council was held on May 27, 2008 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:02 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 January 10, 2008 by the publication of said notice in the Hunterdon County Democrat 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.

Marc Scheffel
Martha Tersigni
Eric Weger

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Tersigni, seconded by Mrs. Papics to approve the regular meeting minutes of April 22, 2008. All ayes. Motion carried.

A motion was made by Mrs. Tersigni, seconded by Mrs. Papics to approve the executive session meeting minutes of February 26, 2008, March 25, 2008 and April 22, 2008. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mr. Scheffel moved Council approve the Tax Collector's report of April 14, 2008; seconded by Mrs. Flink.

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

APPROVAL OF BILL LIST

Council discussed the bill list of May 27, 2008. Council requested that the following bills from RBZ Enterprises be held for clarification. \$266.00 - Stormwater update; \$192.00 - Tax map maintenance and \$1,515.57 - Meter bid specifications.

Mrs. Tersigni moved Council approve the bill list of May 27, 2008 with the exception of the above cited bills which will be held pending clarification from the vendor; seconded by Mrs. Papics.

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

COMMITTEE REPORTS:

C. Flink:

OEM-

- Mrs. Flink reported attending an OEM meeting to develop a full scale disaster scenario of Norfolk Southern train catastrophe which would involve all Hunterdon County Emergency Agencies.
- Mrs. Flink reported that she will be holding a Local Emergency Planning Council meeting on June 23, 2008.
- Mrs. Flink will be attending a full day central regional workshop on June 11th with member from the Bethlehem Township OEM.
- Updated medicine distribution forms are due.

Fire Department/ Rescue-

- Mrs. Flink reported the Bloomsbury Hose Company No. 1 reported 9 calls this month.
- Mrs. Flink reported that the Rescue Squad is scheduled to appear to provide Council with their annual report tonight.

M. Tersigni:**Administration-**

- Mrs. Tersigni stated that everything she has been working on will be handled under either the Mayor's report or in executive session.

M. Scheffel:**Board of Education-**

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

E. Weger:**Shade Tree Advisory Committee-**

- The Shade Tree Advisory Committee began their tree assessment last weekend.

V. Papics:

- Mrs. Papics reported being one of three members to attend the most recent Recreation meeting and that members are now contacting her with schedule changes which she is then forwarding to Mr. Heinrich.

M. Peck:**Water Company-**

- Mayor Peck reported that an annual inspection of the Water Department was conducted by the DEP and the reservoir which is about one hundred years old may be reaching the end of its useful life. Primarily, the cinderblock turret that is above ground was built about fifty years ago and is need of repair. The DEP is demanding certain steps to be taken and improvements be made. Mayor Peck reported that although the Water Department does not know what the outcome will be, that necessary improvements will

likely be expensive. Mayor Peck advised that certain aspects of this discussion will be continued in executive session at the end of the regular meeting.

Master Plan Review-

- A sub committee will meet for the first time on Thursday to meet with planner and begin work on our master plan re-exam and COAH compliance.

STATE POLICE REPORT

Sergeant Paul Sofhauser appeared to answer any questions that Council or members of the public may have. Discussion followed.

OLD BUSINESS

ORDINANCE # 102-08 - AN ORDINANCE REGULATING STORAGE UNITS, DUMPSTERS AND CONTAINERS IN THE BOROUGH OF BLOOMSBURY

Council discussed Ordinance # 102-08. The Clerk reported that Mr. and Mrs. Lyons did not contact her to get a copy of the proposed Ordinance and likewise have not submitted comments about the same as they were encouraged to do at the last meeting. Council tabled Ordinance #102-08 for one more month and Mr. Scheffel will contact Mr. Lyons.

ORDINANCE # 103-08 AN ORDINANCE AMENDING THE PARKING RESULATIONS OF THE BOROUGH OF BLOOMSBURY

Ordinance # 103-08 will be tabled until the June meeting.

MILL REDEVELOPMENT

Mayor Peck reported speaking to Lukas Louw and stated that he is ready to begin with site improvements.

MORRIS COUNTY COOPERATIVE PRICING

Council reviewed a letter dated April 30, 2008. Discussion followed. Council will review and be prepared for further discussion at the June Council meeting.

NEW BUSINESS

WATER METER BID SPECIFICATIONS

Council reviewed the water meter bid specifications.

Mr. Weger moved Council approve the bid specifications and authorize release of same to bidders; seconded by Mr. Scheffel. All ayes. Motion carried.

RESOLUTION # 31-08 - SUPPORT FOR CONSTITUTIONAL AMENDMENT TO DEDICATE REVENUE FOR OPEN SPACE AND FARMLAND PRESERVATION

WHEREAS, the Legislature has adopted the Highlands Act in recognition that the 860,000 acre Highlands Region serves as an “essential source of drinking water, providing clean and plentiful drinking water for one-half of the State’s population” and that the area includes exceptional natural resources such as clean air, contiguous forest lands, wetlands, pristine watersheds, habitat for fauna and flora, many sites of historic significance and provides abundant

recreational opportunities, all of which are an invaluable and irreplaceable asset of the current citizens of New Jersey; and

WHEREAS, the Legislature included in the Highlands Act a specific commitment for additional funding through “a strong and significant commitment by the State to fund the acquisition of exceptional natural resource value lands”; and

WHEREAS, the Garden State Preservation Trust Fund that funds the Green Acres Program, the Farmland Preservation Program, and other programs presently provides a significant source of funding for acquisition projects in the Highlands Region; and

WHEREAS, the Garden State Preservation Trust Fund will no longer be able to issue any new bond, note or other obligation after June 30, 2009 unless the Trust Fund is reauthorized; and

WHEREAS, on March 6, 2008, Senate Concurrent Resolution 88 was introduced to the New Jersey Legislature proposing to amend Article VIII, Section II of the Constitution of the State of New Jersey to provide that revenue from water consumption and water user fees be dedicated only for the purpose of providing funding for the acquisition and development of lands for recreation and conservation purposes and for the preservation of farmland for agricultural and horticultural use and production.

NOW, THEREFORE, BE IT RESOLVED, The Borough of Bloomsbury hereby supports the passage of Senate Concurrent Resolution 88 which proposes to amend Article VIII, Section II of the Constitution of the State of New Jersey and encourages support for this constitutional amendment from all parties interested in the protection and preservation of the Highlands Region and the resulting sustainability of clean and plentiful drinking water for over half the population of the State of New Jersey.

Mrs. Papics moved Council adopt Resolution # 31-08; seconded by Mrs. Tersigni.
Vote: Flink-aye; Papics-aye; Scheffel-nay; Tersigni-aye; Weger-nay. Motion carried.

RESOLUTION # 32-08 - BLOOMSBURY HOSE COMPANY #1 MEMBERSHIP APPLICATION

Be It Resolved, by the Common Council of the Borough of Bloomsbury, County of Hunterdon, New Jersey, that

The Council hereby confirms the active membership of Thomas E. Fox, Jr. to the Bloomsbury Hose Company #1 effective May 27, 2008.

Mr. Weger moved Council adopt Resolution # 32-08; seconded by Mr. Scheffel. Motion carried.

RESOLUTION # 33-08 - BLOOMSBURY HOSE COMPANY LIQUOR LICENSE 2008

WHEREAS, the Bloomsbury Hose Company is the holder of a liquor license which is to expire June 30, 2008,

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 and the same is hereby extended for the one-year period beginning July 1, 2008 and terminating June 30, 2009.
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.

Mr. Weger moved Council adopt Resolution # 33-08; seconded by Mrs. Papis. All ayes. Motion carried.

RESOLUTION # 34-08 - RESOLUTION OF SUPPORT FOR COUNTY OF HUNTERDON TO BECOME THE WASTEWATER MANAGEMENT PLANNING AGENCY

WHEREAS, the Hunterdon County Board of Chosen Freeholders is considering the New Jersey Department of Environmental Protection request to become the County Wastewater Management Planning Agency; and

WHEREAS, a \$100,000 grant opportunity will be available to the County to assist in completing the plan should they accept the responsibility of being lead Wastewater Management Planning Agency; and

WHEREAS, the Borough of Bloomsbury will be responsible for preparing its Wastewater Management Plan which will serve as one chapter in the final County document; and

WHEREAS, the Borough of Bloomsbury acknowledges its role and accepts the responsibilities that fall on the municipality as specified in section 7:15-5.6 and 7:15-5.8 of the new proposed Water Quality Management Planning Rules; and

WHEREAS, it is acknowledged that the Borough of Bloomsbury will have to commit local funds and/or professional support throughout the process of completing the plan,

NOW THEREFORE, BE IT RESOLVED that the Common Council of the Borough of Bloomsbury hereby supports the County of Hunterdon taking on the responsibility of becoming the Wastewater Management Planning Agency for Hunterdon County.

Mr. Scheffel moved Council adopt Resolution # 34-08; seconded by Mr. Weger. all ayes.
Motion carried.

CORRESPONDENCE

Council reviewed and discussed correspondence.

PUBLIC COMMENT

No Comment.

WATER DEPARTMENT - RESERVOIR INSPECTION

Mayor Peck stated that in connection with the DEP inspection of the Water Department Reservoir, they strongly advised that the Borough get a different Engineer to perform a complete reservoir inspection and as such, has brought in Maser Engineering on an emergency basis to review and inspect our reservoir.

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 a personnel matter and potential litigation.

Mr. Scheffel made a motion to go into closed session at 7:56, seconded by Mr. Weger. All ayes, motion carried. Discussion followed.

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

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

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 8:32PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
JUNE 24, 2008**

The regular meeting of the Bloomsbury Borough Council was held on June 24, 2008 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:06 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 10, 2008 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel - arrived 7:08
Vicky Papics	Martha Tersigni - excused
Mark Peck, Mayor	Eric Weger
William Edleston, Esq.	

FLAG SALUTE

APPROVAL OF MINUTES

A motion was made by Mrs. Papics, seconded by Mr. Weger to approve the regular meeting minutes of May 27, 2008. All ayes. Motion carried.

A motion was made by Mrs. Papics, seconded by Mrs. Flink to approve the executive session meeting minutes of May 27, 2008. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council approve the Tax Collector's report of June 11, 2008; seconded by Mr. Weger. ROLL CALL VOTE: Flink-aye; Papics-aye; Weger-aye. Motion carried.

APPROVAL OF BILL LIST

Council discussed the bill list of June 24, 2008. Mrs. Papics questioned the BCC expense for bridge basket flowers, stating she was unaware that the committee approved this expense.

Mr. Weger moved Council approve the bill list of June 24, 2008; seconded by Mrs. Flink. ROLL CALL VOTE: Flink-aye; Papics-aye; Weger-aye. Motion carried.

COMMITTEE REPORTS:

V. Papics:

- Mrs. Papics reported that one of the bridge baskets were stolen a few nights ago.

E. Weger:

No Report

C. Flink:

OEM-

- Mrs. Flink reported that the annual LEPC meeting was held last night with a presentation provided by Cindy Fullerton, NJ State Police representative coordinating the Resource Data Base inventory program. Pete Horsch attended for the Hose Company and Lisa Burd attended for Mayor Peck but unfortunately, no representative attended for Rescue.
- Five GPS vehicle devices were given to both Fire and Rescue and Mr. Horsch will be requesting one additional unit.
- Mrs. Flink reported that in approximately 18 months a simulated terrorist attack or pandemic exercise will be held with all Hunterdon County Communities.

Fire Department/ Rescue-

- Hose Company reported 8 fires totaling 106 man hours.
Rescue reported 28 calls in May, seven of which were in the Borough.

M. Peck:

Water Company-

- Mayor Peck reported that the DEP required us to report an update about how we will handle the previously noted reservoir deficiencies and the Borough has retained Maser consulting who will conduct a reservoir inspection on June 26, 2008. They will submit a report of their findings and recommendations thereafter.

M. Scheffel:

No report.

Beth Klinger, 67 Main Street stated that many residents of Main Street would request permission to close Main Street between East Street and Center Street for a block party. Brief discussion followed. Mayor Peck stated that further discussion will be held later in the meeting.

2007 Audit and 2008 Municipal Budget

RESOLUTION 38-08 - 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 2007 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. Scheffel moved Council adopt Resoolution #38-08; seconded by Mr. Weger.
ROLL CALL VOTE: Flink-aye; Papis-aye; Scheffel-aye; Weger-aye. Motion carried.

RESOLUTION # 37-08 - 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.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 2008 budget year, so now therefore

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 nondisbursement 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 RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

Mrs. Papics moved Council adopt Resolution # 37-08; seconded by Mr. Weger.
ROLL CALL VOTE: Flink-aye; Paics-aye; Scheffel-aye; Weger-aye. Motion carried.

**ORDINANCE
104-08**

**CALENDAR YEAR 2008
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A.. 40A:4-45.14)**

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 2008 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 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.

County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2008 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 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 # 104-08 be adopted on first reading and a public hearing be scheduled for July 22, 2008, seconded by Mrs. Papics.

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

2008 Budget Introduction

**2008 Municipal Budget
of the Borough of Bloomsbury, County of Hunterdon, for the fiscal year 2008.**

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated	
	2008	2007
1. Surplus	166,000	165,967
2. Total Miscellaneous Revenues	103,545	114,304
3. Receipts from Delinquent Taxes	66,000	58,000
4. a) Local Tax for Municipal Purposes	343,605	276,828
b) Addition to Local District School Tax		
Total Amount to be Raised by Taxes	343,605	276,828
Total General Revenues	679,150	615,099

Summary of Appropriations	2008 Budget	Final 2007 Budget
1. Operating Expenses: Salaries & Wages	145,555	138,010
1. Operating Expenses: Other Expenses	408,910	379,529
2. Deferred Charges & Other Appropriations	44,185	21,060
3. Capital Improvements	500	500
4. Debt Service (Include for School Purposes)		
5. Reserve for Uncollected Taxes	80,000	76,000
Total General Appropriations	679,150	615,099
Total Number of Employees	14	14

Dedicated Water Utility Budget	
Summary of Revenues	Anticipated

	2008	2007
1. Surplus	52,000	58,000
2. Total Miscellaneous Revenues	120,000	114,000
3. Deficit (General Budget)		
Total General Revenues	172,000	172,000

Summary of Appropriations	2008 Budget	Final 2007 Budget
1. Operating Expenses: Salaries & Wages	52,400	52,400
1. Operating Expenses: Other Expenses	114,200	114,200
2. Capital Improvements	1,000	1,000
3. Debt Service		
4. Deferred Charges and Other Appropriations	4,400	4,400
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				

Notice is hereby given that the budget and tax resolution was approved by the Governing Body of the Borough of Bloomsbury, County of Hunterdon, on June 24, 2008.

A hearing on the budget and Tax resolution will be held at the Bloomsbury Boro Municipal Building on July 22, 2008 at 7.00 PM at which time and place objections to the Budget and Tax Resolution may be presented by taxpayers or other interested persons.

Copies of the entire budget are available in the office of Lisa A. Burd, Borough Clerk, at the Municipal Building, 91 Brunswick Avenue, Bloomsbury, New Jersey, or by calling (908) 479-4200 during the hours of 9 AM to 4 PM.

Tax Rate

As of the date of introduction of this budget, the Local School and County tax rates have not been determined. Therefore, the 2008 tax rate and levies are subject to revision when final certification is made by the County Board of Taxation.

	2008 (Estimate)		2007 Actual	
	Amount	Tax Rate	Amount	Tax Rate
Local Taxes	343,605	0.281	276,828	\$0.220
Local School Taxes	*	*	1,547,229	\$1.270
County Taxes	*	*	397,622	\$0.330
	*	*	2,221,679	\$1.820

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

Mr. Weger moved the 2008 Municipal Budget be adopted on first reading and published in the Hunterdon County Democrat and a public hearing be scheduled for July 22, 2008, seconded by Mrs. Papics.
 ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Weger-aye. Motion Carried.

FIRST READING - ORDINANCE # 105-08A BOND ORDINANCE APPROPRIATING THE SUM OF \$200,000.00 AS A GENERAL CAPITAL IMPROVEMENT ATTRIBUTABLE TO THE COST OF THE REPLACEMENT OF WATER METERS

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and State of New Jersey that this bond ordinance is hereby authorized to be undertaken as a general improvement for the purpose of replacement of water meters within the Borough of Bloomsbury.

Section 1

There is hereby appropriated the sum of \$200,000.00, including the sum of \$10,000.00 from the water capital improvement fund as the down payment required by the Local Bond Law. The down payment is now available by virtue of provisions for same in previously adopted budgets.

Section 2

In order to finance the cost of the improvement not covered the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$190,000.00 with a maturity date of not more than ten (10) years after issuance pursuant to the Local Bond Law. In

anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3

- (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is water meter replacement.
- (b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.
- (c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4

All bond anticipation issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5

The capital budget of the Borough of Bloomsbury is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6

The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is fifteen (15) years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$190,000.00, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

Section 7

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 8

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mrs. Papics moved Ordinance # 105-08 be adopted on first reading and published in the Hunterdon County Democrat and a public hearing be scheduled for July 22, 2008, seconded by Mr. Scheffel. ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-aye; Weger-aye. Motion Carried.

Beth Klinger outlined details of the street closure and the block party proposed for Main Street between East Street and Center Street from 3:00 to 10:00 PM on Saturday, July 26, 2008 - rain date of August 2, 2008. Discussion followed.

Mayor Peck recited the following Oral Resolution:

RESOLUTION # 42-08 - RESOLUTION AUTHORIZING A PARTIAL CLOSURE OF MAIN STREET

WHEREAS, many Main Street residents would like to have a Block Party on July 26, 2008 and have submitted a signed petition of support for the same, and

WHEREAS, a partial closure of Main Street between East Street and Center Street will be necessary,

NOW THEREFORE, BE IT RESOLVED, the Common Council of the Borough of Bloomsbury does hereby authorize the partial closure of Main Street between East Street and Center Street between the hours of 3:00 and 10:00 PM on July 26, 2008, with a rain date of August 2, 2008 provided that following conditions are satisfied:

1. The street closure will be coordinated with the Bloomsbury Hose Company, Bloomsbury Rescue Squad and Department of Public Works.
2. Street Closure Plan will be completed to satisfaction of the Street and Roads Commissioner, Eric Weger.
3. Hunterdon County Communications Center must be notified in sufficient time.

Mr. Scheffel moved Council adopt Resolution # 42-08, seconded by Mrs. Papics. All ayes. Motion carried.

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 a contract matters and potential litigation.

Mr. Scheffel made a motion to go into closed session at 7:46, seconded by Mr. Weger. All ayes, motion carried. Discussion followed.

Council returned from executive session at approximately 8:25. No action was taken.

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

GARAGE HEATERS

Councilman Weger provided Council with a proposal submitted for replacing the heaters in the Borough Garage. Discussion followed. Mr. Heinrich will be advised that two additional quotes will be needed.

OLD BUSINESS

FIRST READING - ORDINANCE # 102-08 - AN ORDINANCE REGULATING STORAGE UNITS, DUMPSTERS AND CONTAINERS IN THE BOROUGH OF BLOOMSBURY

STATEMENT OF PURPOSE: This ordinance is intended to address recurring instances in the Borough where storage units, dumpsters or containers remain on Borough Streets or on private properties for an inordinate amount of time creating unsightliness and a less than desirable visual environment. This ordinance is also intended to prohibit the storage of goods in either, trailers, storage units or vehicles parked on private property.

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 following be enacted to be incorporated within the code of the Borough of Bloomsbury:

Section I: Placement of Dumpsters and Roll-off Containers

1. No dumpster or roll-off container shall be located or placed upon a Borough Street or on any private property within the Borough of Bloomsbury unless a permit is obtained therefor from the Borough Zoning Officer. No fee shall be charged for the permit.

2. The permit shall be valid for a period of fourteen (14) days from the date of the issuance of the permit. Upon request to the Zoning Officer the permit may be extended for an additional fourteen (14) day period.

3. Thereafter the property owner obtaining the permit shall be required to make arrangements to have the dumpster or roll-off container removed from the Street or the premises as the case may be, unless a time extension is requested by the property owner to the Mayor and Council. Said written request shall be through the Borough Clerk. A dumpster or roll-off container that is removed may be replaced by another dumpster or roll-off container provided a new permit is obtained from the Zoning Officer.

4. No more than one dumpster or roll-off container for use in connection with any single lot shall be permitted to any property owner at any time.

Section II: Exterior Storage Prohibited

1. The use of trailers, vehicles, containers or pods for the exterior storage of goods, merchandise, household furnishings or any other items within the Borough is prohibited.

2. Relief from this prohibition may be granted by the Mayor and Council for emergency hardships, including, but not limited to, displacement by fire. Written application therefor shall be made through the Borough Clerk.

Section III: Action Upon Non-Compliance

On the failure, neglect or refusal of any owner shall be notified properly to comply with provisions of this chapter within ten (10) after receipt of written notice from the Township Zoning Officer well within fifteen (15) days after the date of such notice in the event that the same is returned to the post office because of its inability to make delivery there of, provided that the same was properly addressed to the last known address of such owner the Zoning Officer is hereby authorized and empowered to issue a complaint or a violation with penalties for which are hereinafter set forth.

Section IV: Violations and Penalties

For a violation of any provision of this chapter, the penalty, upon conviction shall be a minimum fine of \$100 and a maximum penalty of one or more of the following: A fine not exceeding \$2000; Imprisonment not exceeding ninety (90) days; Or a period of community services not exceeding ninety (90) days except as otherwise provided, each and everyday in which a violation of any provision of this chapter exists shall constitute a separate violation.

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 # 102-08 be adopted on first reading and published in the Hunterdon County Democrat and a public hearing be scheduled for July 22, 2008, seconded by Mrs. Flink. ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-nay; Weger-nay; Peck-aye. Motion Carried.

ORDINANCE # 103-08 AN ORDINANCE AMENDING THE PARKING REGULATIONS OF THE BOROUGH OF BLOOMSBURY

Ordinance # 103-08 will be tabled until the July meeting.

WATER BID SPECIFICATIONS

Further discussion about the water meter bid specifications will be tabled until the July Council meeting.

PARK RENTAL REQUEST FORM

Council reviewed the draft park rental agreement form. Discussion followed.

Mr. Scheffel moved Council accept the park rental form; seconded by Mrs. Papics. All ayes. Motion carried.

NEW BUSINESS

RESOLUTION # 35-08 - RESOLUTION IN SUPPORT OF THE JOINT NEW JERSEY SENATE AND ASSEMBLY REPUBLICAN BUDGET ALTERNATIVE

WHEREAS, over the past seven years, New Jersey's tax burden has become so oppressive that it is driving tens of thousands of hard working middle class families out of our state each year; and

WHEREAS, over the same time period, taxes in New Jersey have increased by over \$12 billion, state spending has increased by \$11 billion and our debt has more than doubled to over \$37 billion; and

WHEREAS, Governor Jon S. Corzine's proposed \$33.3 billion state budget for Fiscal Year 2009 is balanced by cutting property tax rebates for families making more than \$100,000 and by cutting state aid to municipalities desperately needed to keep local property taxes in check; and

WHEREAS, the governor's budget does nothing to control the cost and size of the state's bloated bureaucracy; and

WHEREAS, the governor's budget cuts will further shift the tax burden from the state to local property taxpayers and make our state even more unaffordable; and

WHEREAS, the New Jersey Senate and Assembly Republicans have identified more than \$1.3 billion in common sense spending reductions and proposing using a portion of the savings to increase property tax relief and municipal aid; and

WHEREAS, the Republican plan would still spend \$600 million less than the governor's budget proposal even though it restores property tax relief, increases state aid and redresses unfair budget cuts; and

THEREFORE, BE IT RESOLVED, that we voice our objections to Governor Corzine's FY 2009 State Budget and announce our support for the New Jersey Senate and Assembly Republican budget plan, and

BE IT FURTHER RESOLVED, a copy of this resolution shall be sent to Governor Jon S. Corzine, Assembly Speaker Joseph Roberts, Senate President Richard Codey, Senate Minority Leader Tom Kean, Jr., Assembly Minority Leader Alex DeCroce and State Legislators representing our district.

Mr. Weger moved Council adopt Resolution # 35-08; seconded by Mrs. Papics. All ayes. Motion carried.

INTERLOCAL SERVICE AGREEMENT - WATER LEAK DETECTION

Council reviewed the Interlocal Service Agreement for water leak detection with the Town of Clinton. Discussion followed.

Mayor Peck recited the following oral resolution:

RESOLUTION # 43-08 - RESOLUTION SUPPORTING THE INTERLOCAL SERVICE AGREEMENT BETWEEN THE BOROUGH OF BLOOMSBURY AND THE TOWN OF CLINTON

BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury that the Mayor and Clerk are hereby authorized to execute the interlocal service agreement for water leak detection between the Borough of Bloomsbury and the Town of Clinton.

Mr. Scheffel moved Council adopt Resolution # 43-08; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 36-08 - RESOLUTION OPPOSING S-770 AND A-1645 MANDATING THE APPOINTMENT OF QUALIFIED PURCHASING AGENT AND THE ATTENDANT REORGANIZATION OF THE BOROUGH OF BLOOMSBURY PURCHASING FUNCTIONS

WHEREAS, the Borough of Bloomsbury strongly supports the employment of the best purchasing practices to not only ensure compliance with the numerous state statutes governing public procurement, but also to obtain the most favorable pricing for required services and products; and

WHEREAS, the Borough of Bloomsbury encourages and allows its employees to receive continuing education courses and frequent training to remain relevant of new statutes, changes in regulations and best practice procedures which encourage proper cost effective purchasing; and

WHEREAS, the Legislature has before it bills S-770 and A-1645, endorsed by the Purchasing Officials and no other statewide local government organization, that would significantly impact on the operation of the purchasing function by requiring the reorganization of the purchasing function into a separate office not under the direct supervision of the local unit's administrator, manager, CFO and other official; and

WHEREAS, the Borough of Bloomsbury has not experienced any challenges or crisis in purchasing procedures that warrants imposing this unfunded mandate upon local governments and questions what existing problem (s) it purports to fix; and

WHEREAS, the Borough of Bloomsbury takes exception to this unfunded state mandate which represents an intrusion into the management prerogatives of local officials to organize purchasing functions that are in the best interests of resident taxpayers; and

WHEREAS, S-770 and A-1645 will not reduce the cost of the municipal operation nor lead to better purchasing activities; rather these unfunded mandates will, in all probability, lead to higher personnel costs in the future given the mandates contained therein; and

WHEREAS, it is unconscionable for the Legislature to impose another unfunded mandate during a time when Mayors and governing body members are focused on proposed budget cuts that will result in increased property taxes and the curtailment of services to residents,

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

1. Opposes S-770 and its companion bill A-1645 as an unfunded state mandate with no new or additional capabilities to assist towns in improving purchasing activities and in all probability will lead to future cost increases.
2. Opposes S-770 and its companion bill A-1645 which change an existing option afforded local units into an unfunded mandate to appoint a qualified purchasing agent.
3. Certified copies of this resolution be forwarded to Governor Jon Corzine, Senator Leonard Lance, Assemblywoman Marcia Karrow, the NJ League of Municipalities, and all municipalities in the County of Hunterdon.

Mr. Scheffel moved Council adopt Resolution # 36-08; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 39-08 - RESOLUTION AUTHORIZING MUNICIPAL TAX APPEAL -SANDRA SCHULER PROPERTY LOT 7, BLOCK 25

WHEREAS, Sandra L. Shuler (hereinafter "Shuler") is the owner at real property located within the Borough known as Lot 7, Block 25 (125 Main Street), Bloomsbury New Jersey; and

WHEREAS, Shuler previously filed a tax appeal with the Hunterdon County Board of Taxation which resulted in a reduction of the assessed value from \$244,000.00 to \$175,000.00;

WHEREAS, The Mayor and Borough Council disagree with the judgment of the Hunterdon County Board of Taxation, and have authorized an appeal of that judgment to the Tax Court of the State of New Jersey;

WHEREAS, The Mayor and Council authorized an appeal of said judgment at its regular meeting held on May 27, 2008.

WHEREAS, This resolution memorializes said authorization;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bloomsbury an appeal from the judgment of the Hunterdon County Board of Taxation in connection with its decision on the Shuler matter is hereby authorized and the Borough attorney is hereby directed to file the appropriate complaint appealing the said judgment to the Tax Court of the State of New Jersey.

Mr. Scheffel moved Council adopt Resolution # 39-08; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 40-08- RESOLUTION AUTHORIZING SUBMISSION OF A HIGHLANDS PLANNING ASSISTANCE GRANT APPLICATION FOR FUNDING FOR THE BOROUGH TO PREPARE A HOUSING PLAN ELEMENT AND FAIR SHARE PLAN OF THE BOROUGH'S MASTER PLAN

WHEREAS, the Borough of Bloomsbury, NJ has been designated within the Preservation Area of the Highlands Region in the Highlands Water Protection and Planning Act; and

WHEREAS, the Highlands Water Protection and Planning Council's (Highlands Council) adoption of the Highlands Regional Master Plan (RMP) will result in significant land use policy and regulatory changes that will impact the Borough's ability to respond to its constitutional obligation to provide its fair share of affordable housing; and

WHEREAS, in recognition of the costs associated with local government efforts to conform to the Regional Master Plan (RMP) and prepare a Master Plan Housing Plan Element and Fair Share Plan consistent with Highlands policies and regulations and NJ Council on Affordable Housing (COAH) Rules, the Highlands Act provides funding for municipalities seeking to comply with its fair share obligation through the creation of the Highlands Protection Fund; and

WHEREAS, the Highlands Protection Fund includes significant grant funds that are available for municipalities and counties seeking to conform or considering voluntary conformance with the RMP, as well as for preparation of the Master Plan Housing Plan Element and Fair Share Plan; and

WHEREAS, the Highlands Water Protection and Planning Council (Highlands Council) has adopted a Planning Assistance Grant Program, which will fund the preparation of a municipal housing plan element and fair share plan in accordance with the requirements of N.J.S.A. 52:27D-301 et seq., the Fair Housing Act, and COAH's newly adopted substantive and procedural rules; and

WHEREAS, the Bloomsbury Borough Council believes that it is in the best interest of the Borough of Bloomsbury to make application to the Highlands Council for a funding to prepare a Master Plan Housing Plan Element and Fair Share Plan.

NOW, THEREFORE BE IT RESOLVED, that the Bloomsbury Borough Council hereby authorizes the submission of the aforementioned Highlands Planning Assistance Grant Application to the Highlands Council.

Mr. Weger moved Council adopt Resolution # 40-08; seconded by Mr. Scheffel. All ayes. Motion carried.

RESOLUTION # 41-08 - RESOLUTION AUTHORIZING SUBMISSION OF A HIGHLANDS INITIAL ASSESSMENT GRANT APPLICATION

WHEREAS, the Borough of Bloomsbury, NJ has been designated within the Preservation Area of the Highlands Region in the Highlands Water Protection and Planning Act; and

WHEREAS, all Preservation Area municipalities are required to conform with the Highlands Regional Master Plan (RMP) within nine (9) to fifteen (15) months of the Highlands Water Protection and Planning Council's (Highlands Council) adoption of the Highlands RMP; and

WHEREAS, in recognition of the costs associated with local government efforts to conform to the Regional Master Plan (RMP), the Highlands Act provided a funding mechanism through the creation of the Highlands Protection Fund; and

WHEREAS, the Highlands Protection Fund includes significant grant funds that are available for municipalities and counties seeking to conform or considering voluntary conformance with the RMP; and

WHEREAS, the Highlands Water Protection and Planning Council (Highlands Council) has adopted an Initial Assessment Grant Program. This grant program will fund preliminary municipal and county Plan Conformance activities for lands within the Preservation Area where conformance is mandatory, as well as in the Planning Area where conformance is voluntary. These grants will allow local jurisdictions and counties to engage their professionals to assess the requirements and benefits of Plan Conformance; and

WHEREAS, the Bloomsbury Borough Council believes that it is in the best interest of the Borough of Bloomsbury to make application to the Highlands Council for an Initial Assessment Grant.

NOW, THEREFORE BE IT RESOLVED, that the Bloomsbury Borough Council hereby authorizes the submission of the aforementioned Highlands Initial Assessment Grant Application to the Highlands Council.

Mr. Scheffel moved Council adopt Resolution # 41-08; seconded by Mr. Weger. All ayes. Motion carried.

CORRESPONDENCE

Council reviewed and discussed correspondence.

PUBLIC COMMENT

No Comment.

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 8:47 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
JULY 22, 2008**

The regular meeting of the Bloomsbury Borough Council was held on July 22, 2008 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:06 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 10, 2008 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink	Marc Scheffel
Vicky Papics	Martha Tersigni - excused
Mark Peck, Mayor - via phone 7:30	Eric Weger
William Edleston, Esq.	

FLAG SALUTE

A motion was made by Mr. Scheffel, seconded by Mr. Weger to designate Carol Flink the Council President Pro-temp for this evenings meeting.

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

APPROVAL OF MINUTES

A motion was made by Mrs. Papics, seconded by Mr. Weger to approve the regular meeting minutes of June 24, 2008. All ayes. Motion carried.

A motion was made by Mrs. Papics, seconded by Mr. Weger to approve the executive session meeting minutes of June 24, 2008. All ayes. Motion carried.

TAX COLLECTOR'S REPORT

Mr. Weger moved Council approve the Tax Collector's report of July 2, 2008; seconded by Mrs. Papics.

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

APPROVAL OF BILL LIST

Mr. Scheffel moved Council approve the bill list of July 22, 2008; seconded by Mrs. Papics.

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

COMMITTEE REPORTS:

V. Papics:

- Mrs. Papics reported that the BCC is in the process of installing the memorial bench at the Borough Park.

E. Weger:

- Mr. Weger reported that due to the extreme heat, there has been an issue of tar in the streets near the corner of Center and Main Streets and the DPW spread gravel as a temporary solution.

M. Scheffel:

No report.

C. Flink:

OEM-

- Mrs. Flink reported touring a camp run by the Salvation Army which can be used to house people in the event of an emergency.
- The Hunterdon County Emergency Operations Center will be open when equipment damaged by a power surge is replaced.
- Mrs. Flink reported that Hose Company and Rescue Squad need to complete 2007 activities e valuation forms and return them to her no later than September 15, 2008.
- Anyone interested in CERT training or getting involved in CART should contact Carol for additional information.
- Mrs. Flink attended the Rescue Squad meeting last night and Chief Anderson reported that Pilot is no longer providing fuel free of charge to the Hose Company or Rescue Squad.

Mike Venditti, North Street stated that Fire and Rescue might consider charging for calls they respond to.

OLD BUSINESS

2008 Municipal Budget

Mrs. Papis moved Ordinance # 104-08 be introduced on second reading, seconded by Mr. Scheffel. All ayes. Motion carried.

ORDINANCE

104-08

CALENDAR YEAR 2008

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION

LIMITS AND TO ESTABLISH A CAP BANK

(N.J.S.A.. 40A:4-45.14)

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 2008 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 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.

County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2008 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 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 discussion be opened to the public, seconded by Mrs. Papics. All ayes. No public comment.

Mr. Weger moved Council close discussion and the public hearing, seconded by Mrs. Papics. All ayes.

Mr. Scheffel moved Council adopt Ordinance # 104-08, seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 42-08 - RESOLUTION TO AMEND THE INTRODUCED BUDGET

Whereas, the local municipal budget for the year 2008 was approved on the 24th day of June, 2008, and

Whereas, the public hearing on said budget has been held as advertised, and,

Whereas, it is desired to amend said approved budget,

Now, Therefore, Be It Resolved by the Governing Body of the Borough of Bloomsbury, County of Hunterdon, that the following amendments to the approved budget of 2008 be made:

Recorded Vote (insert last names)	AYES	{	Flink					
		{	Papics					
		{	Scheffel					
		{	Weger					
	NAYS	{						
			ABSTAINED	{				
					ABSENT	{		
						{	Tersigni	
							Peck	
						FROM	TO	
3.	Miscellaneous Revenues - Section B: State Aid Without Offsetting Appropriations							
	Consolidated Municipal Property Tax Relief Aid						\$8,749.00	
\$26,248.00								
	Total Section B: State Aid Without Offsetting Appropriations						57,810.00	
75,309.00								
	Summary of Revenues							
3.	Miscellaneous Revenues							
	Total Section B: State Aid Without Offsetting Appropriations						57,810.00	
75,309.00								
	Total Miscellaneous Revenues						103,545.00	
121,044.00								
6.	Amount To Be Raised By Taxes for Support of Municipal Budget:							
	A) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes						343,605.00	
326,106.00								

Be It Further Resolved, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for their certification of the local municipal budget so amended.

Mr. Weger moved Council adopt Resolution # 42-08, seconded by Mr. Scheffel. All ayes. Motion carried.

2008 Budget Adoption

**2008 Municipal Budget
of the Borough of Bloomsbury, County of Hunterdon, for the fiscal year 2008.**

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated	
	2008	2007

1. Surplus	166,000	165,967
2. Total Miscellaneous Revenues	103,545	114,304
3. Receipts from Delinquent Taxes	66,000	58,000
4. a) Local Tax for Municipal Purposes	343,605	276,828
b) Addition to Local District School Tax		
Total Amount to be Raised by Taxes	343,605	276,828
Total General Revenues	679,150	615,099

Summary of Appropriations	2008 Budget	Final 2007 Budget
1. Operating Expenses: Salaries & Wages	145,555	138,010
1. Operating Expenses: Other Expenses	408,910	379,529
2. Deferred Charges & Other Appropriations	44,185	21,060
3. Capital Improvements	500	500
4. Debt Service (Include for School Purposes)		
5. Reserve for Uncollected Taxes	80,000	76,000
Total General Appropriations	679,150	615,099
Total Number of Employees	14	14

Dedicated Water Utility Budget		
Summary of Revenues	Anticipated	
	2008	2007
1. Surplus	52,000	58,000
2. Total Miscellaneous Revenues	120,000	114,000
3. Deficit (General Budget)		
Total General Revenues	172,000	172,000

Summary of Appropriations	2008 Budget	Final 2007 Budget
1. Operating Expenses: Salaries & Wages	52,400	52,400
1. Operating Expenses: Other Expenses	114,200	114,200
2. Capital Improvements	1,000	1,000
3. Debt Service		
4. Deferred Charges and Other Appropriations	4,400	4,400
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
Interest			
Principal			
Outstanding Balance			

Notice is hereby given that the budget and tax resolution was approved by the Governing Body of the Borough of Bloomsbury, County of Hunterdon, on June 24, 2008.

A hearing on the budget and Tax resolution will be held at the Bloomsbury Boro Municipal Building on July 22, 2008 at 7.00 PM at which time and place objections to the Budget and Tax Resolution may be presented by taxpayers or other interested persons.

Copies of the entire budget are available in the office of Lisa A. Burd, Borough Clerk, at the Municipal Building, 91 Brunswick Avenue, Bloomsbury, New Jersey, or by calling (908) 479-4200 during the hours of 9 AM to 4 PM.

Tax Rate

As of the date of introduction of this budget, the Local School and County tax rates have not been determined. Therefore, the 2008 tax rate and levies are subject to revision when final certification is made by the County Board of Taxation.

	2008 (Estimate)		2007 Actual	
	Amount	Tax Rate	Amount	Tax Rate
Local Taxes	343,605	0.281	276,828	\$0.220
Local School Taxes	*	*	1,547,229	\$1.270
County Taxes	*	*	397,622	\$0.330
	*	*	2,221,679	\$1.820

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

Mr. Weger moved the 2008 Municipal Budget be adopted as amended, seconded by Mrs. Papics. All ayes. Motion carried.

Mrs. Papics moved Ordinance # 105-08 be introduced on seconded reading, seconded by Mr. Scheffel. All ayes. Motion carried.

SECOND READING - ORDINANCE # 102-08 - AN ORDINANCE REGULATING STORAGE UNITS, DUMPSTERS AND CONTAINERS IN THE BOROUGH OF BLOOMSBURY

The public hearing for Ordinance # 102-08 will be carried to the August Council meeting.

SECOND READING - ORDINANCE # 105-08A BOND ORDINANCE APPROPRIATING THE SUM OF \$200,000.00 AS A GENERAL CAPITAL IMPROVEMENT ATTRIBUTABLE TO THE COST OF THE REPLACEMENT OF WATER METERS

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury in the County of Hunterdon and State of New Jersey that this bond ordinance is hereby authorized to be undertaken as a general improvement for the purpose of replacement of water meters within the Borough of Bloomsbury.

Section 1

There is hereby appropriated the sum of \$200,000.00, including the sum of \$10,000.00 from the water capital improvement fund as the down payment required by the Local Bond Law. The down payment is now available by virtue of provisions for same in previously adopted budgets.

Section 2

In order to finance the cost of the improvement not covered the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$190,000.00 with a maturity date of not more than ten (10) years after issuance pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3

- (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is water meter replacement.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4

All bond anticipation issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5

The capital budget of the Borough of Bloomsbury is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as

approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6

The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is fifteen (15) years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$190,000.00, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

Section 7

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes

upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 8

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mr. Weger moved discussion be opened to the public, seconded by Mr. Scheffel. All ayes. No public comment.

Mr. Scheffel moved Council close discussion and the public hearing, seconded by Mr. Weger. All ayes.

Mr. Scheffel moved Council adopt Ordinance # 105-08, seconded by Mrs. Papics. All ayes. Motion carried.

NEW BUSINESS

RESOLUTION #43-08 - RESOLUTION TO EXTEND THE THIRD QUARTER TAX PAYMENT DUE DATE

WHEREAS, the 2008 tax rate for the Borough of Bloomsbury has not been certified by the Hunterdon County Tax Board to date, thereby creating a delay in the issuance of the Final 2008/Preliminary 2009 tax bills, and

WHEREAS, the third quarter tax amount is due on August 1, 2008, with a ten-day grace period,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Bloomsbury, County of Hunterdon, that the grace period for the payment of third quarter 2008 taxes be extended until twenty-five days after the date of mailing of the tax bills plus the additional ten day grace period; and

BE IT FURTHER RESOLVED that any third quarter 2008 tax payments received after resulting due date shall be charged interest from the original due date of August 1, 2008.

Mr. Scheffel moved Council adopt Resolution # 43-08, seconded by Mrs. Papics. All ayes. Motion carried.

BCC Halloween Parade

Ilse Goshen stated that the BCC would like Council approval to have the annual Halloween Parade on October 26, 2008 with the same street closure as last year. A formal resolution will be included on the August Council agenda.

Mr. Scheffel moved Council endorse the annual Halloween Parade, seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 44-08- RESOLUTION IN SUPPORT OF S-445 SPONSORED BY SENATOR JOE PENNACCHIO THE "TRANSPARENCY IN GOVERNMENT ACT" WHICH WOULD PROVIDE FOR ESTABLISHMENT OF STATE PUBLIC FINANCE WEBSITE

WHEREAS, the clamor of eliminating waste, fraud and abuse is often stated, but rarely addressed and efforts to do so are nearly impossible.

WHEREAS, transparency in government is necessary to identify State spending and where State taxpayer dollars are going.

WHEREAS, a State public finance website which would retain and display data and information on the State's annual revenues, expenditures and total bonded indebtedness is necessary; a user friendly source of information to track State revenues and expenditures to gauge it's past and present levels of indebtedness.

WHEREAS, the State website would include information such as contractual service purchases, salaries, wages, gifts and grants and bonded obligations and must be accessible to the public no later than 45 days following the close of each fiscal year.

WHEREAS, a bi-partisan approach to improving transparency, identifying waste and eliminating abuse at each level of State government and the establishment of the Public Finance Transparency Committee would facilitate the organization, development and maintenance of the website.

WHEREAS, Senator Joe Pennacchio has introduced S-445 the "Transparency in Government Act", to establish such aforementioned State public finance website and Public Transparency Committee.

THEREFORE, BE IT RESOLVED, that we voice our support of Senator Pennacchio's bill, S-445, "Transparency in Government Act"; and

BE IT FURTHER RESOLVED, a certified copy of this resolution shall be sent to Governor Jon S. Corzine, Senate President Richard Codey, Senate Mionority Leader Tom Kean, Jr. and Senator Joe Pennacchio.

Mr. Weger moved Council adopt Resolution # 44-08, seconded by Mrs. Flink. All ayes. Motion carried.

RESOLUTION # 45-08 - UNMUFFLED ENGINE BRAKING RESOLUTION

WHEREAS, Unmuffled engine braking noise from diesel trucks travels for long distances throughout the day and night, disturbs the repose and well-being of taxpayers, and adversely affects the quality of life of many New Jersey residents,

WHEREAS, Truck, engine and equipment manufacturer studies have consistently found that improperly muffled vehicles are the root cause of the noise issue with engine braking,

WHEREAS, Unmuffled engine braking is currently not enforced on interstate highways in New Jersey,

WHEREAS, Truck traffic (and resulting noise) on interstate highways has greatly increased over the past 10 years and is expected to continue to increase,

WHEREAS, New Jersey is the most densely populated state in the USA and therefore has many residents living within audible proximity to interstate highways,

WHEREAS, New trucks are required to be equipped with effective mufflers when first sold,

WHEREAS, Many truckers have purposely modified their muffler systems after purchase to make them ineffective,

WHEREAS, New Jersey law forbids the use of ineffective muffler systems on any motor vehicle,

WHEREAS, Federal (EPA) regulations specifically prohibit tampering with, removing or rendering inoperative any truck noise control device

WHEREAS, Federal noise regulations require trucks to meet specific noise emission standards

WHEREAS, Many local communities in New Jersey have enacted ordinances to ban unmuffled engine braking

WHEREAS, Many states have passed laws banning unmuffled engine braking , but New Jersey has no such state law.

WHEREAS, Local ordinances and New Jersey-specific laws are NOT enforceable on interstate highways, because only federal regulations are enforceable on interstate highways,

WHEREAS, Many local municipalities are reluctant to adopt laws banning unmuffled engine braking due to concerns about enforceability and potential litigation,

WHEREAS, The New Jersey Department of Environmental Protection (NJDEP) is responsible for adopting federal noise regulations for interstate highways,

WHEREAS, NJDEP has not yet adopted any federal noise regulations for interstate highways,

WHEREAS, The use of engine brakes should not, and can not, be banned outright, because engine braking serves to enhance public safety,

WHEREAS, Trucks are “self-inspected” and therefore not subject to the ongoing routine independent inspections that automobiles are subject to; trucks may however be inspected when passing through a New Jersey State Police (NJSP)-administered weight station

WHEREAS, NJSP-staffed truck weight stations are not open 24 hours per day

NOW, THEREFORE BE IT RESOLVED:

- NJDEP shall immediately adopt all federal regulations regarding truck noise and mufflers system modifications,
- The Legislature shall immediately adopt a law similar to that of other states to ban unmuffled engine braking and impose a \$500 fine for violations,
- NJDEP shall work with the New Jersey Motor Vehicle Commission to establish a simple state roadside noise test procedure that requires the engine brakes to be activated during the test, that can be enforced by local and state police with minimal training and equipment, and that will stand up in court,
- The NJSP shall immediately and vigorously enforce all applicable state and federal truck noise and muffler laws (including at all truck weigh/inspections stations),
- Truck weigh and inspection stations on New Jersey interstate highways shall be opened and staffed more frequently and shall adopt specific procedures to check for missing and/or ineffective mufflers on all trucks, and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Governor, the NJDEP Commissioner, the NJDOT Commissioner, the NJMVC Commissioner, and the NJ State Police Commissioner as well as state senators and assemblypersons.

Mr. Scheffel moved Council adopt Resolution # 45-08, seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 46-08 - SUPPORT OF SCENIC BYWAY DESIGNATION OF INTERSTATE 78 THROUGH THE BOROUGH OF BLOOMSBURY IN THE COUNTY OF HUNTERDON

WHEREAS, Hunterdon County has a rural character that is unique to the central part of New Jersey; and

WHEREAS, the rolling farmland and open space in Hunterdon County is scenic and consists largely of picturesque rolling hills replete with historic farmsteads and hamlets; and

WHEREAS, the Borough of Bloomsbury is located in Hunterdon County and hosts approximately one half-mile of Interstate 78; and

WHEREAS, approximately 80,000 motorists daily travel on Interstate 78 through Hunterdon County where they see the rural character from the view sheds along the corridor, including views of rolling countryside, and

WHEREAS, the Borough of Bloomsbury wishes to retain these scenic qualities in order to maintain the quality of life for the Borough of Bloomsbury's residents and maintain a pleasant driving experience for motorists along Interstate 78; and

WHEREAS, the Common Council of the Borough of Bloomsbury finds that the

designation of Interstate 78 as a Scenic Byway through the entirety of the municipality will help the Borough of Bloomsbury achieve its goals of maintaining a quality of life for its residents and maintaining a pleasant driving experience for motorists along Interstate 78;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the Borough of Bloomsbury, in the County of Hunterdon, State of New Jersey, requests that the Commissioner of the New Jersey Department of Transportation designate Interstate 78 through the Borough of Bloomsbury as a scenic byway because of its scenic and natural characteristics; and

BE IT FURTHER RESOLVED, that the Borough of Bloomsbury will work with all municipalities who also have a portion of Interstate 78 designated as a Scenic Byway, as well as the Hunterdon County Planning Board, to create a Corridor Management Plan in accordance with the specifications of the New Jersey Scenic Byway's Program within five years.

BE IT FURTHER RESOLVED, that copies of this Resolution be sent to Senator Steve Oroho, Assemblywoman Alison Littell McHose, Assemblyman Gary Chiusano, all Hunterdon municipalities that have a portion of I-78 within its borders and the Hunterdon County Planning Board.

Mrs. Papics moved Council adopt Resolution # 46-08, seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 47-08 - RESOLUTION AUTHORIZING REFERRAL TO COLLECTION SERVICES AGENCY

WHEREAS, BE IT RESOLVED by the Mayor and Council of the Borough of Bloomsbury as follows:

WHEREAS, from time to time there exists a need to pursue delinquent accounts from property owners or residents relating to municipal charges for water and other miscellaneous fees imposed by the Borough; and

WHEREAS, these delinquent accounts are frequently of a small amount and the cost of referral to the borough attorney would exceed the amounts in question; and

WHEREAS, the Borough has been approached by Creditech Collection Solutions which is in the business of collecting delinquent bills;

NOW, THEREFORE, BE IT RESOLVED that Creditech Collection Solutions is hereby authorized to pursue collection and to provide collection services in connection with delinquent accounts as referred to it by the municipal clerk for a commission of 23.07%;

BE IT FURTHER RESOLVED that a 30% add-on penalty shall be imposed on all accounts sent for collection to defray the collection costs which shall be paid by the delinquent party in addition to the amount in question.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to enter into an agreement for collection services consistent with the terms of this Resolution.

Mr. Weger moved Council adopt Resolution # 47-08, seconded by Mrs. Papics. All ayes. Motion carried.

MILL REDEVELOPMENT

Council discussed status of the Mill Redevelopment and the project delays. Mr. Weger questioned if a deadline for progress should be imposed in accordance with the agreement. Discussion followed.

CORRESPONDENCE

Council reviewed and discussed correspondence.

PUBLIC COMMENT

Wesley and Heather Lance, 124 North Street stated that they have been sued and now have a house that they cannot sell and asked what they need to do to get some tax relief. Mr. Lance further explained they have already spent \$3,500 in legal fees which they cannot afford. Discussion followed.

Donald and Elizabeth Warner, 139 Main Street and Carol and Mike Venditti, 119 North Street also appeared before Council to express their concern over the pending litigation.

Mrs. Warner questioned why Ms. Schuler is not going after the previous property owner for failing to disclose the property conditions.

Mr. Lance questioned the tax reduction that Schuler received. Mr. Edleston explained that the Borough has appealed that reduction. Discussion followed.

Mr. Weger moved Council close public comment, seconded by Mrs. Papics. All ayes. Motion carried.

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 potential sale of Borough Property which may which may affect public interest.

Mr. Weger made a motion to go into closed session at 8:01, seconded by Mr. Scheffel. All ayes, motion carried. Discussion followed.

Council returned from executive session at approximately 8:20. No action was taken.

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

The Clerk will poll Council to discuss rescheduling the August Council meeting.

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 8:20 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
RESCHEDULED COUNCIL MEETING MINUTES
AUGUST 19, 2008**

The rescheduled meeting of the Bloomsbury Borough Council was held on August 19, 2008 at the Bloomsbury Borough Hall, 91 Brunswick Avenue, Bloomsbury, New Jersey. The meeting was called to order at 7:06 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 7, 2008 by the publication of said notice in the Hunterdon County Democrat 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.	

FLAG SALUTE

APPROVAL OF BILL LIST

Mrs. Tersigni reported that the copier maintenance payment is higher this quarter because of an overage charge. The Clerk has changed the copier codes and will be monitoring usage.

Mrs. Tersigni stated that a partial payment was made to the Board of Education as the mailing of tax bills was delayed this year. Mr. Francisco stated that he anticipates that payment will be made in full by the end of the month.

Mrs. Tersigni questioned an RBZ Enterprises bill for field investigation meeting with the DEP for \$482.00, asking if this annual meeting should be covered under his licensed operator's salary. Discussion followed. Mrs. Tersigni asked for clarification about the RBZ Enterprises bill for the Consumer Confidence Report stating that she thought payment for this had been made last month. Discussion followed.

Mr. Scheffel asked if the purchase of soccer goals should be paid from the general fund or by the Recreation Trust Account. Mr. Francisco explained that a claim will be submitted to our insurance for the cost of replacing the goals.

Mr. Weger moved Council approve the bill list of August 19, 2008; seconded by Mr. Scheffel.

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

NEW BUSINESS

Mayor Peck reported that the State has been reporting that they will begin charging rural towns for State Police Patrols, claiming that this is a misnomer, as we do not get constant patrols, but rather Police

response after an incident has occurred. Mayor Peck explained that Resolutions 48-08 and 52-08 are in response to the same.

Hampton Borough is applying for a grant to do a study to create a regional police force which would primarily encompass the North Hunterdon Court members which do not currently have police departments. Mayor Peck reported that they have invited the Borough of Bloomsbury to be included as well. Discussion followed.

Mayor Peck explained that several municipalities have filed complaints with the Local Mandates Council and he would like Council to authorize the filing of an Amicus brief and having Mr. Edleston investigate further.

RESOLUTION # 48-08 - RESOLUTION AUTHORIZING HAMPTON BOROUGH TO ISSUE AN RFP FOR A FEASIBILITY STUDY OF POLICE SERVICES

WHEREAS, Bloomsbury Borough, has agreed that Hampton Borough will be the lead agency for a Professional Services for Feasibility Study of Shared Police Services; and,

WHEREAS, Bloomsbury Borough is taking a proactive approach to sharing service; and

WHEREAS, the Town of Clinton, the Boroughs of Hampton, High Bridge, Lebanon, Glen Gardner, the Townships of Lebanon, Franklin - Hunterdon County, Tewksbury, Union and Bethlehem have expressed an interest in participating in this RFP and it is anticipated that they will pass similar resolutions authorizing Hampton Borough to be lead agency:

WHEREAS, the Borough of Hampton has agreed to be the lead agency in this endeavor;

WHEREAS, Bloomsbury Borough hereby authorizes Hampton Borough, on its behalf, to publicly advertised the Request for Proposals for a Professional Services for Feasibility Study of Shared Police Services; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bloomsbury, Hampton Borough shall be the lead agency in issuing an RFP for a feasibility study for exploring shared police services.

RESOLUTION #52-08 - RESOLUTION OPPOSING STATE CHARGE TO MUNICIPALITIES FOR COST OF THE NEW JERSEY STATE POLICE

WHEREAS, the New Jersey State Police was founded for the express purpose of bringing law enforcement to rural towns that had no police forces of their own, and

WHEREAS, hundreds of thousands of people and thousands of businesses in nearly 100 towns, stretching from Sussex County to Cape May, and spread out over more than 2,000 square miles, rely on the State Police for protection, and

WHEREAS, the governing bodies of municipalities currently utilizing the service of the New Jersey State Police, who have relied on the integrity of the State Government's commitment to public safety for almost a century, have structured their local spending plans on this long-standing promise, to create current budgetary patterns in their local tax structure, and

WHEREAS, the concept of taxpayers being asked to pay for the cost of public services has never been approached from a user fee philosophy, and runs contrary to the State of New Jersey's philosophy of paying for the costs of various public services, including but not limited to Supporting Special Education Needs, Increasing Affordable Housing Opportunities, Expanding Health Insurance for Children, Fighting Hunger, Reducing Gang-Related Violence, Promoting Women's Health issues, Addressing Violence Against Women, Economic Growth and Homeland Security, all of which were identified as priority goals of the administration of Governor Corzine, and

WHEREAS, the concept of singling out one area of State Government's cost for the purpose of converting it to a user fee philosophy, while not doing so for any of the other above-named public services, represents a poor, knee-jerk reaction to a fiscal crisis, and

WHEREAS, the decision to charge municipalities for the costs of the New Jersey State Police represents an unconstitutional act with no precedence or justification, and

WHEREAS, the decision to charge municipalities for the costs of the New Jersey State Police represents an unfunded mandate which is contrary to the tenets and requirements of New Jersey State Law, and

WHEREAS, shifting this cost from an income-tax basis to a property-tax basis will have no discernible positive impact on the taxpayers of New Jersey, after factoring in the severe, long term negative economic impacts on New Jersey's towns currently served by the New Jersey State Police, and

WHEREAS, implementation of such a plan does not provide tax relief, but rather represents shell game politics in an attempt to shift costs from state government to local government, and

WHEREAS, implementation of such a plan would impose a harsh penalty on those towns who accepted the State's long-standing commitment to them, and would foster a hostile working relationship between State and Local government at a time when New Jersey's citizens need, more than ever, a cooperative and progressive approach to tax relief and tax reform,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Bloomsbury does hereby express its strongest opposition to the decision to impose a charge on the rural communities of New Jersey for bearing the direct costs of public safety as it relates to the New Jersey State Police, and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Bloomsbury does hereby call upon Governor Jon Corzine and the New Jersey State Legislature to rescind the policy of charging municipalities for the costs of State Police Coverage.

Mayor Peck offered the following Oral Resolution:

RESOLUTION #53-08 - RESOLUTION AUTHORIZING THE FILING OF AN AMICAS BRIEF

BE IT RESOLVED, by the Common Council of the Borough of Bloomsbury, that the Mayor and Borough Attorney, William Edleston are hereby authorized to look into filing an Amicas Brief with the Local Mandates Council on behalf of the Borough of Bloomsbury.

Mayor Peck asked for a Motion to approve Resolution # 48-08, Resolution #52-08, and oral resolution #53-08, authorizing Mr. Edleston to file an amicus brief on behalf of the Borough to the Local Mandates Council. Mr. Weger moved Council approve the aforementioned, seconded by Mrs. Tersigni. All ayes. Motion carried.

RESOLUTION #49-08 - SILVER STAR BANNER DAY 2009

WHEREAS, the Borough of Bloomsbury has always honored the sacrifice of the men and women in the Armed Forces, and

WHEREAS, The Silver Star Families of America was formed to make sure we remember the blood sacrifice of our wounded and ill by designing and manufacturing a Silver Star Banner and Flag, and

WHEREAS, to date The Silver Star Families of America has freely given thousands of Silver Star Banners to the wounded and their families, and

WHEREAS, the members of The Silver Star Families of America have worked tirelessly to provide the wounded of this Borough and Country with Silver Star Banners, Flags and care packages, and

WHEREAS, The Silver Star Families of America's sole mission is that every time someone sees a Silver Star Banner in a window or a Silver Star Flag flying, that people remember the sacrificed for this Borough, State and Nation, and

WHEREAS, the people and Mayor of the Borough of Bloomsbury wish that the sacrifice of so many in our Armed Forces never be forgotten

NOW THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Bloomsbury do hereby proclaim:

Our appreciation of The Silver Star Families of America and honor their commitment to our wounded Armed Forces members. We hereby declare May 1st "SILVER STAR BANNER DAY" the permanent and official day to honor the wounded and ill Soldiers of the Borough of Bloomsbury.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Borough of Bloomsbury in the State of New Jersey, this 19th day of August, 2008.

Mr. Weger moved Council adopt Resolution # 49-08, seconded by Mrs. Tersigni. All ayes. Motion carried.

RESOLUTION # 50-08 - 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 November 21, 2008 to be held at the Bloomsbury Hose Company, 91 Brunswick Avenue, from 6:30 - 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 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.

Mrs. Tersigni moved Council adopt Resolution # 50-08, seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 51-08 - BLOOMSBURY CELEBRATIONS COMMITTEE HALLOWEEN PARADE STREET CLOSURE

WHEREAS the Bloomsbury Celebrations Committee will be having a Halloween Parade on Sunday, October 26, 2008 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 26, 2008.

2. A copy of this resolution shall be forwarded to the State and County Departments of Transportation, the State Police and Bloomsbury Fire Police.

Mrs. Papics moved Council adopt Resolution # 51-08, seconded by Mr. Weger. All ayes. Motion carried.

RECREATION/PARK REPAIRS

The Clerk reported that only two quotes had been received to date to replace the four steel doors at the Borough Park Snack Shack as follows:

Hajdu Group, Inc - \$5,736.00
Ray Crisman, Inc. - \$3,906.50

The Clerk will request additional quotes and report back to Council as warranted.

ASSESSMENT OFFICE

Council reviewed a letter from Eloise Hagaman dated July 21, 2008 wherein the Assessor requested Council approval for an annual expense of approximately \$430.00 for technology and computer related fees. This amount represents the Borough's share of 1/4 the total cost as shared by the other municipalities served by the Assessor.

Mr. Weger moved Council approve the expenditure, seconded by Mrs. Papics.
ROLL CALL VOTE: Flink-aye; Papics-aye; Scheffel-nay; Tersigni-aye; Weger-aye.
Motion carried.

NON-BINDING REFERENDUM

Mayor Peck explained that the DEP has completed infrastructure inspections of the Borough Water Department and that they have suggested we consider merging with another larger purveyor.

Mayor Peck proposed that the Borough go out for RFP now, so that bids can be returned by October. If Council agrees with any bid received, then the Borough would plan a public information meeting with the potential buyer to discuss the process, rates, service levels and any other information, and that a mailing with the same information would also be sent to all residents so that resident's have the information they need to make a decision at the polls in November.

Mayor Peck stated that the DEP may require we undergo additional infrastructure enhancements and repairs and believes we will know the cost of the same by October. He further explained that if Council does not adopt the Resolution tonight, that the question cannot go on the November Ballot and it would have to wait a year. Discussion followed.

Mayor Peck stated that adopting Resolution # 54-08 does not bind the Borough to anything. Discussion followed.

Mr. Weger expressed concern that the Borough does not know the extent of required repairs or cost associated with completing the same at this point. Mrs. Flink asked if the Borough would receive bids

prior to the November elections. Mayor Peck said that the RFP would go out soon, so that bids will be received prior and the voters will have that information.

Mayor Peck stated that Council could change the language in the question to read "Should the Borough of Bloomsbury *Explore* the sale of the Water Department". Discussion followed.

Mayor Peck stated that an outside purveyor approached the Borough inquiring about our Water system because they are currently in an expansion mode.

RESOLUTION # 54-08 - RESOLUTION AUTHORIZING NON-BINDING REFERENDUM

WHEREAS, discussions have occurred regarding the continued viability of maintaining and administering the Borough's Public Water Department; and

WHEREAS, the Mayor and Council desire to ascertain the sentiment of the legal voters of the Borough on the question of whether the Borough Water Department should be sold to another public water purveyor; and

WHEREAS, the Mayor and Council have determined to place this question on the November, 2008, ballot of the General Election pursuant to N.J.S.A. 19:37-1; and

WHEREAS, the foregoing Statute requires the adopting of this Resolution in order to effectuate that process;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bloomsbury on this 19th day of August, 2008, that the following question appear on the ballot for the General Election as a non- binding referendum question.

A. Question: Shall the Borough of Bloomsbury enter into a contract authorizing the sale of the Bloomsbury Water Department?

B. Interpretative Statement: This question ascertains the sentiment of the voters in the Borough regarding the sale of the Water Department, in particular, its infrastructure to another public water purveyor which will thereafter provide public water to Borough residents and businesses. The transfer of title would result in elimination of the administrative functions of Borough employees affiliated with that department.

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorize the introduction of an Ordinance for the purpose of receiving bids or requests for proposals in connection with the objective of potential award of a contract to the lowest responsible bidder to provide these services.

Mr. Weger moved Council adopt Resolution 54-08, seconded by Mrs. Papics. All ayes. Tersigni-nay. Motion carried.

PUBLIC COMMENT

No comment.

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 7:34 PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
SEPTEMBER 23, 2008**

The regular meeting of the Mayor and Council was held on September 23, 2008 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 September 18, 2008 by the publication of said notice in the Hunterdon County Democrat 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 - arrived 7:42
Mark Peck, Mayor	Eric Weger
William Edleston, Esq.	

FLAG SALUTE

APPROVAL OF MEETING MINUTES

Mrs. Papics moved Council approve the regular meeting minutes of July 22, 2008; seconded by Mr. Weger. All ayes. Motion carried.

Mrs. Papics moved Council approve the executive session meeting minutes of July 22, 2008; seconded by Mr. Weger. All ayes. Motion carried

Mr. Weger moved Council approve the regular meeting minutes of August 19, 2008; seconded by Mrs. Papics. All ayes. Motion carried

TAX COLLECTOR'S REPORT

Mrs. Flink moved Council accept the Tax Collector's reports of August 6, 2008 and September 10, 2008; seconded by Mrs. Papics.

ROLL CALL VOTE: Flink-aye; Papics-aye; Weger-aye.

APPROVAL OF BILL LIST

Mr. Weger moved Council approve the Treasurer's Report of September 23, 2008; seconded by Mrs. Papics.

ROLL CALL VOTE: Flink-aye; Papics-aye; Weger-aye.

COMMITTEE REPORTS

V. Papics:

BCC

Mrs. Papics reported that the flowers in the bridge basket shave been changed for the fall.

REC

Mrs. Papics reported that Scott Parker will attend the meeting to discuss the change in membership and current vandalism

E. Weger:

DPW

Mr. Weger reported that the heaters in the Borough Garage need to be replaced and provided a quote from Havey Electric for replacement of all three heaters for a cost of \$2,500. Discussion followed. Mr. Weger will get additional quotes and report back to Council at the Oct. meeting.

C. Flink:

OEM

Mrs. Flink reported that the updated compliance for 2007 - 2008 is complete and will be available for review. All future Council members must take the mandatory classes required for OEM compliance.

FIRE DEPARTMENT

Mrs. Flink reported that the Fire Department extends their thanks for the \$11,000 and the \$3,000 Capital Improvement they received from the Borough.

Mrs. Flink stated that Mr. Frankenfield has approached Pilot asking for a \$2,000 donation to help offset the cost of fuel and they are considering charging the trucking companies for calls they respond to.

The United Methodist Church will be making monthly donations to Rescue Squad and the Hose Company.

RESCUE

Mrs. Flink reported that the Rescue Squad is considering approaching all the municipalities they serve to ask for donation to offset fuel costs.

M. Peck:

WATER

Mayor Peck reported receiving the Maser Consulting Report on the Water Department Reservoir and it is available for review at Borough Hall.

OLD BUSINESS

SCHULER

GRC

Mr. Edleston reported that Government Records Council hearing is scheduled for December 5, 2008 and that he and the Clerk will be appearing.

TAX APPEAL

Hearing before the Tax Court in Trenton is scheduled for January 7, 2008.

LAWSUIT

Mr. Edleston stated that the lawsuit against the Borough and numerous other parties, we have moved to dismiss that complaint but as of now that application is tentatively scheduled for October 10, 2008 subject to possible postponement because an application has been made to move the case to federal court due to the civil rights complaints which have been made.

STATE POLICE - PERRYVILLE

Sergeant Sofhauser reported Lieutenant William Hughes, a new Station Commander was assigned to Perryville in August.

Mayor Peck reported that there has been additional vandalism at the Borough Park involving damage to the newly replaced soccer goals.

NEW BUSINESS

GREENFIELD DEVELOPERS

Jeff Greenwalt of Greenfield Developers thanked the Mayor and Council for allowing them to present a conceptual plan for a proposed development in the Borough of Bloomsbury. He explained that approximately eight weeks ago they were approached by a fortune 100 company that is looking to locate in this area and that they recently had board approvals and ran into issues on that site.

Mr. Greenwalt continued to outline the proposed site development for two parcels in the Borough of Bloomsbury as well as a parcel in the Township of Bethlehem. He stated that they recently made a similar presentation to the Township of Bethlehem and that they received a favorable response.

Mr. Greenwalt explained that the parcels are currently contained within the Highlands Preservation Area and that they have been in contact with the Governors office and would like to have these areas pulled out of the Preservation area and believe they have the Governors support to do so.

Mr. Greenwalt stated that the total project within the Borough of Bloomsbury would be just under two million square feet with 1.5 million on the south side and approximately .5 million on the north size with a total project cost of approximately 120 Million Dollars.

Rob Kosar appeared representing his client, SYSCO who are interested in occupying one the sites in the proposed development. Mr. Kosar stated that this project has been board approved and the money already allocated to the project which was originally to be built on another site in a different community.

Mayor Peck opened the discussion to Council, the Planning Board and then the Public, allowing everyone too have questions answered. Lengthy discussion followed.

RESOLUTION # 58-08 - ENDORSING THE REMOVAL OF CERTAIN PROPERTIES FROM THE HIGHLANDS PRESERVATION AREA

WHEREAS, there are certain properties located in Bloomsbury Borough, known as Block 5; Lot 4, Block 31; Lot 1, and Block 32; Lot 1 that are located in the Highlands Preservation Area; and

WHEREAS, said properties are situated at the intersection of Interstate Highway 78 and State Highway 173 and are also adjacent to an active rail line, which presents unique multi-modal transportation opportunities; and

WHEREAS, it is the opinion of Bloomsbury Borough that the said properties be removed from the Highlands Preservation Area, subject to appropriate environmental regulations, so as to permit appropriate commercial development; and

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the Borough of Bloomsbury that we hereby request that the Highlands Council of the State of New Jersey and the Department of Environmental Protection remove the following properties from the Highlands Preservation Area:

1. Block 5; Lot 4
2. Block 31; Lot 1
3. Block 32; Lot 1

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the New Jersey Department of Environmental Protection, the New Jersey Highlands Council, and the New Jersey Office of Smart Growth.

Mr. Weger moved Council adopt Resolution # 58-08, seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 55-08 - RESOLUTION AUTHORIZING THE REDEMPTION OF A TAX SALE CERTIFICATE FOR BLOCK 25, LOT 11

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 25

Lot Number 11

Tax Sale Certificate Number 02-07

Assessed to: Donald M. and Elizabeth A. Warner

NOW, THEREFORE BE IT RESOLVED, on this 23rd day of September, 2008, By the Mayor and Council of the Borough of Bloomsbury that the Chief Financial Officer is hereby authorized to issue a check for \$ 22,803.15 which includes Premium paid by lienholder of \$7,000.00, payable to lienholder: Crusader Lien Services

BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to cancel said lien from the records and forward cancelled Tax Sale Certificate to redeeming party.

Mr. Weger moved Council adopt Resolution # 55-08, seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 56-08 - RESOLUTION AUTHORIZING BLOOMSBURY P.T.O. 50/50 RAFFLE

WHEREAS, the Bloomsbury Elementary School PTO is the licensee on the application to conduct an On-Premise 50/50 Raffle on November 14, 2008 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 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 # 56-08, seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 57-08 - RESOLUTION AUTHORIZING REFERRAL OF DELINQUENT ACCOUNTS TO COLLECTION SERVICE

WHEREAS, from time to time residents or businesses of the Borough of Bloomsbury become delinquent in payments on their accounts due the Borough; and

WHEREAS, the legal expense involved in collecting same would not be cost effective; and,

WHEREAS, the Mayor and Borough Council have that those determined delinquent accounts should be referred to a collection service or agency to effectuate payment excluding water bills and taxes for which other legal recourse exists for the collection thereof;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council on this twenty-third day of September 2008, that all accounts exceeding the sum of fifty dollars (\$50.00) which are more than sixty (60) days delinquent shall be referred by the Borough Clerk to a designated collection agency for whatever action is deemed appropriate in order to compel payment of same;

BE IT FURTHER RESOLVED that all costs of collection services shall be added to any delinquent amounts due.

Mr. Weger moved Council adopt Resolution # 57-08, seconded by Mrs. Papics. All ayes. Motion carried.

DPW - PURCHASE NEW DUMPSTER

The Department of Public Works requested Council authorize the replacement of the Borough dumpster at the Borough Garage. The cost would be approximately \$700.00. Ilse Goshen suggested that perhaps the purchase could be paid for with Clean Communities Grant money.

Mr. Weger moved Council adopt Resolution 59-08, seconded by Mrs. Papics.
ROLL CALL VOTE: Flink-aye; Papics-aye; Tersigni-aye; Weger-aye. Motion carried.

BLOOMSBURY HOSE COMPANY NO. 1 LADIES AUXILIARY

Council reviewed a request from Christine Reilly requesting permission to use the Borough Park parking lot for parking for a bus trip on November 16, 2008 between the hour of 10:00 AM and 5:30 PM. Discussion followed.

Mr. Weger moved Council authorize the Ladies Auxiliary to use the Borough parking lot as stated subject to Bob Heinrich's approval, seconded by Mrs. Papics. All ayes. Motion carried.

CCTV - QUOTE

Council reviewed the quote for installation of cameras at the Borough Park. Discussion about on going vandalism followed.

BLOOMSBURY RECREATION ASSOCIATION

MEMBERSHIP REVISION - JULY 29, 2008

Council reviewed the revised membership list of July 29, 2008. Mayor Peck appointed Cathy Wilchak as an alternate commissioner.

SOCCER GOAL STORAGE

Scott Parker will ask Bob Heinrich if they can disassemble the soccer goals and store them somewhere in the Borough Garage during the off season to prevent further vandalism.

BRUSH AND LEAF COLLECTION

Mrs. Tersigni reported that there is a farm available for leaf disposal at about the same cost as last year.

A facility has been located which will accept mulched brush for about \$50.00 per truck load. Discussion followed.

COUNCIL VACANCY

Mayor Peck reported that Elmer Hutchison has expressed an interest in being appointed to the vacant Council seat. Mayor Peck requested the Clerk hang notices around the Borough to see if anyone else is interested. Anyone interested will be asked to appear at the October Council meeting and Council select a member to fill the unexpired term through December 31, 2008.

CORRESPONDENCE

Council reviewed correspondence.

PUBLIC COMMENT

Ilse Goshen asked if Council had considered installing additional lighting at the Borough Park. Discussion followed.

A gentleman asked about a concrete platform that is on Borough property on the Musconetcong River. Discussion followed.

Public Comment was closed at 8:57 PM.

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 litigation.

Mr. Weger 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 9:25 PM. No action was taken.

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

There being no further business, a motion to adjourn was made by Mrs. Tersigni, seconded by Mrs. Flink. All ayes, motion carried. Meeting adjourned at 9:26PM.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
OCTOBER 28, 2008**

The regular meeting of the Mayor and Council was held on October 28, 2008 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 January 10, 2008 by the publication of said notice in the Hunterdon County Democrat 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.	

FLAG SALUTE

APPROVAL OF MEETING MINUTES

Mr. Weger moved Council approve the regular meeting minutes of September 23, 2008; seconded by Mrs. Papics. All ayes. Motion carried.

Mrs. Tersigni moved Council approve the executive session meeting minutes of September 23, 2008; seconded by Mr. Weger. All ayes. Motion carried

TAX COLLECTOR'S REPORT

Mrs. Tersigni moved Council accept the Tax Collector's reports of October 15, 2008; seconded by Mrs. Papics.

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

APPROVAL OF BILL LIST

Mr. Scheffel moved Council approve the Treasurer's Report of October 28, 2008; seconded by Mr. Weger.

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

COMMITTEE REPORTS

V. Papics:

BCC

Mrs. Papics reported that the Halloween Parade was a success.

E. Weger:

DPW

Mr. Weger reported that Council still needs to discuss the purchase and installation of new heaters at the Borough Garage.

STATE POLICE - PERRYVILLE

Sergeant Sofhauser advised that residence should keep their outside lights on in the evening to deter any criminal mischief during the Halloween season.

Cathy Foulk asked if the State Police had any leads on who may be responsible for the burning of political signs. Sergeant Sofhauser stated that he was aware any political signs had been vandalized and will look into it.

M. Scheffel:

BOE

Mr. Scheffel reported that he was out of town and unable to attend the recent Board of Education meeting.

NEWSLETTER

Mr. Scheffel reported that the September newsletter did not go out and that because it is now late October, the decision has been made to just start working on gathering timely information for the December newsletter. All submissions must be received by November 11, 2008 to be included.

C. Flink:

OEM

Mrs. Flink reported attending the Hunterdon County OEM Meeting with a presentation given by Progressive Centers for Independent Living - a group of individuals who are concerned about taking care of those with special needs, disabilities or the elderly during emergencies. Anyone interested in being an advocate for the group can get contact information from Carol.

Mrs. Flink reported that the Salvation Army served 1,000 meals a day from their canteen truck during the Hurricane Ike disaster.

FIRE DEPARTMENT/RESCUE

Mrs. Flink reported that the 2008 Emergency Response Guidebook is now available and that copies have been distributed to the Fire Department and Rescue, and one will be kept on file at Borough Hall.

Mrs. Flink reported that a used computer has been donated to Bloomsbury OEM from Raritan Valley Community College and she will begin uploading all the OEM information she has currently stored on her personal lap top as soon as the Clerk can get the new system hooked up.

M. Tersigni:

PLANNING BOARD

Mrs. Tersigni reported that the October Planning Board meeting was cancelled due to lack of pending business before the Board and that they continue to work on the Master Plan review and Zoning Ordinance updates.

ADMINISTRATION

Mrs. Tersigni stated that she noticed that the blinking Light on Church Street is off by an hour, but expects that that will be corrected with the time change this weekend.

Interviews to fill the Code Enforcement position will be held on November 4, 2008.

Mrs. Tersigni stated that she is still working with Eloise to identify Borough owned property in the Borough and that this will likely require some additional investigation and possibly a trip to Flemington.

The Borough received payment for the 2006 Tonnage Grant in the amount of \$329.27 which will go to our tax surplus.

The September 30th budget report indicates that no budget transfers will be needed before the end of the year. Additional election expenses to cover the Presidential Primary and increased legal expenses due to on going litigation may be two line items which may need a transfer.

M. Peck:

Mayor Peck reported that the Council on Local Mandates ruled that the Corzine Administration's plan to charge rural municipalities for state police coverage is unconstitutional and therefore we will not be charged for police coverage.

OLD BUSINESS

CODIFICATION - GENERAL CODE - PROPOSAL

Council reviewed the General Code proposal dated September 25, 2008 for an initial cost of \$17,159 with an annual maintenance of \$1,195. Discussion followed.

Mayor Peck will contact Mr. Francisco and ask that he provide budgeting information to Council at the November meeting.

NEW BUSINESS

COUNCIL VACANCY

Elmer Hutchison and David Rosenblum introduced themselves to Council and each made a brief statement about why they are interested in serving on Borough Council. Elmer Hutchison was elected with a three - two vote and was sworn in by Mr. Edleston to serve out the remainder of the unexpired term through December 31, 2008. Mr. Hutchison took his seat at the Council table.

RESOLUTION # 60-08 - TREE LIGHTING STREET CLOSURE

WHEREAS the Bloomsbury Celebrations Committee will host a tree lighting ceremony at Point Park on Friday, December 5, 2008 at 6:30 PM, and a rain date of Saturday, December 6, 2008, 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 December 5, 2008, and a rain date, December 6, 2008, and
2. A copy of this resolution shall be forwarded to the State Police and Bloomsbury Fire Chief.

Mr. Scheffel moved Council adopt Resolution #60-08; seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 61-08 - RESOLUTION SUPPORTING THE COUNTY REFERENDUM ON THE NOVEMBER 4th , 2008 BALLOT TO RENEW THE HUNTERDON COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND.

Council reviewed the above Resolution. Discussion followed. Mrs. Papics moved Council take no action on Resolution # 61-08; seconded by Mrs. Flink. All ayes. Motion carried.

SHADE TREE ADVISORY COMMITTEE

The Shade Tree Advisory Committee asked Council consider supporting the Committee having Andy Alpaugh from ForesTree Consultants come to the Borough to hold a one hour class in November for \$85.00. Everyone will earn one CEU credit for attending. Discussion followed.

Mr. Scheffel moved Council endorse the expenditure; seconded by Mr. Weger. All ayes. Motion carried.

CORRESPONDENCE

Council reviewed correspondence.

PUBLIC COMMENT

No comment.

Mrs. Papics moved Council close public comment at 7:49; seconded by Mr. Hutchison.

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 employment matters.

Mrs. Tersigni 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 7:55 PM. No action was taken.

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

There being no further business, a motion to adjourn was made by Mrs. Papics, seconded by Mr. Scheffel. All ayes, motion carried. Meeting adjourned at 7:55.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
NOVEMBER 25, 2008**

The regular meeting of the Mayor and Council was held on November 25, 2008 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 10, 2008 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice in the Municipal Building on the same date.

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

FLAG SALUTE

APPROVAL OF MEETING MINUTES

Mrs. Papics moved Council approve the regular meeting minutes of October 28, 2008; seconded by Mr. Weger. All ayes. Motion carried.

Mr. Scheffel moved Council approve the executive session meeting minutes of October 28, 2008; seconded by Mr. Hutchison. All ayes. Motion carried

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council accept the Tax Collector's reports of November 12, 2008; seconded by Mr. Scheffel.

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

APPROVAL OF BILL LIST

Mr. Weger moved Council approve the Treasurer's Report of November 25, 2008; seconded by Mr. Scheffel.

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

OLD BUSINESS

BLOOMSBURY WATER DEPARTMENT

Mayor Peck explained that no final action will be taken tonight, that voters did authorize the possible sale of the Water Department and for the Council to further investigate the same. Mayor Peck said that like

many residents, the members of Council have many questions and everyone will have the opportunity to ask questions and make comments tonight.

Mayor Peck reported that we have received a bid from Aqua with an offer of \$160,000 for the purchase of the water system. Aqua representatives were present to answer questions. John VanDorpe joined Council at the table to participate in the discussion.

Council members asked questions, discussion followed.

Mr. Scheffel asked if some of the land which is currently water department property, but is not needed for the operations could be retained by the Borough for residents' use. Mayor Peck stated that arrangements to retain property for public use would be made as part of the final agreement. An aqua representative stated that they would be interested in this type of agreement and said that Aqua is not interested in owning and maintaining property which is not needed.

Mr. Weger asked about how easements on public and private property would be identified. Discussion followed. Questions about who would be responsible for legal and engineering fees which may be incurred for survey work and research in identifying easements and property lines arose. An Aqua representative stated that the Borough would be responsible for their professional fees and Aqua would likewise be responsible for theirs but that this could be discussed further and alternate agreement may be reached as part of the negotiations of the sale.

Mayor Peck stated that Aqua rates are based on meter size and that meters in the Fawn Run Development are oversized and would in effect be charged a higher rate. Aqua representatives stated that those meters would be replaced as part of the meter replacement program, and those households would not be charged a higher rate - even prior to the replacement.

Mrs. Flink stated that the Office of Emergency Management would need access to the river behind the pump house after storms. An aqua representative stated that they also understand that sometimes the Fire Departments also needs access and they feel that all these issues can be worked out as part of the negotiations.

Mayor Peck opened discussion to the public.

Ilse Goshen, 69 Main Street stated that in addition to the fire hydrant charge, that there is a linear foot charge associated with the fire protection program. She questioned that if the current lines are 4" or 6" and they need to be replaced, will those lines be replaced with like size, or would they replace say a 6" line with a larger diameter pipe and therefore charge the Borough more. Discussion followed. An Aqua representative stated that they would not be installing oversized mains to generate revenue, and because there is not much growth anticipated the area, they do not anticipate increasing the main sizes unless it is needed to provide ample pressure. Discussion followed.

Mayor Peck stated that after taking into account all factors, expenses, and repairs which will be associated with either the Borough maintaining ownership of the water department or if Aqua purchases the system, the dollar amount must be divided by approximately 350 customers and that is what each household will be paying. It will come down to what is a better choice for everyone.

Mayor Peck stated that the Water discussion will be suspended so that the NJSP report can be given.

STATE POLICE - PERRYVILLE

Sergeant Paul Sofhauser appeared to answer questions and concerns. Mrs. Flink stated that the State Police presence was noted on Halloween. A member of the public asked about speeding on Church Street. Mr. Sofhauser stated that Troopers frequently patrol Church Street especially in the morning when children are crossing the street to attend school. Discussion followed. Mr. Sofhauser answered concerns about four-wheelers riding on the railroad tracks in the Borough. Mr. Sofhauser stated that while the State Police have had some success in apprehending some of these individuals, it is difficult to catch them because by the time the call comes into the station, they are often miles away.

BLOOMSBURY WATER DEPARTMENT

Mayor Peck re-opened the water discussion to the public.

Discussion followed.

Jennifer Rittenhouse, 72 Brunswick Avenue asked if there are any incentives in place by Aqua to customers for water conservation. An Aqua representative stated that although Aqua does not have anything like this in place, they are in support of pending legislation which would impose certain regulations during draught times.

Andre Fleury asked when the sale would take place. Mayor Peck said that further investigation had to be completed and that he would ask Council to create a subcommittee to investigate issues further, then bring recommendations to the Council and ultimately negotiate any agreement which may be reached with Aqua should the Council vote to sell.

Mark Marciniak, 28 Brunswick Avenue stated that he understands that the Mains on Brunswick Avenue and the supply lines to each house are very old and many are in need of repair. He asked if those lines would be evaluated and replaced by Aqua. Aqua representatives stated that although they will evaluate the entire system and make needed repairs; however, property owners are responsible for supply lines from the curb box to house whether owned by the Borough or a private water purveyor like Aqua.

An Aqua representative stated that there is an insurance plan which is available through Aqua that would cover these repairs for homeowners if they choose to get this coverage.

Mrs. Papics asked if Aqua would consider offering the replacement of these private lines for a fee by the contractor who may already be completing main replacement near a home. An Aqua representative stated that they may be able to work something out as part of the bid specification for a contractor to complete repairs, although they do not think this has been done in the past.

Terrance King, 57 Brunswick Avenue stated that he has been a Fire Fighter in the Borough for years and that he is concerned about the fire hydrant charge that will be assessed for hydrants which in his experience can not be used for fire fighting purposes because of age or lack of pressure. Discussion followed. Aqua representatives explained that all hydrants would be evaluated and fixed or replaced as

needed and that as part of their system upgrades will be concerned with ensuring ample pressure at every hydrant so that they can be used for their intended purpose.

Discussion followed.

Mrs. Papics moved Council to authorize a subcommittee of Mayor Peck, Martha Tersigni, and Marc Scheffel to meet and further investigate issues in reference to the maintenance or sale of the water system and report back at the December Council meeting; seconded by Mrs. Flink.

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

LEAF PICK UP

Mayor Peck stated that he would like to extend leaf pick up for a few additional days, setting the last day to put leaves out as next Sunday.

The Clerk explained that the Borough leaf vacuum is old and that parts are no longer available for it. Discussion about alternate methods for leaf pick up next year followed. Council discussed the possibility of entering into a shared service agreement with another municipality or hiring a private contractor next year. Council will also consider adding a second leaf pick up next year.

RE-ORGANIZATION 2009

Mayor Peck stated that the Borough Council Re-organization is scheduled for January 1, 2009 at 10:00 AM at Borough Hall.

NEW BUSINESS

BLOOMSBURY SHADE TREE ADVISORY COMMITTEE

Council discussed options for how grant money may be able to used to off-set the cost to residents of tree removal without the Borough taking over ownership of the trees.

Mr. Weger explained that a priority list of the most dangerous trees in the Borough would have to be established. Mr. Edleston advised that as a one-time grant, the Borough would be able to enter onto private property to remove dangerous trees with the permission of the property owner without incurring any kind of liability toward other privately owned trees.

Ilse Goshen questioned what would happen if a tree is determined to be dangerous and needs to be removed but the property owner does not want it taken down. Discussion continued.

RESOLUTION #62-08 - GRANT AGREEMENT BETWEEN THE BOROUGH OF BLOOMSBURY AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

The governing body of Borough of Bloomsbury desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately **\$25,000** to fund the following project: 2008 Community Stewardship Incentive Program Grant.

Therefore, the governing body resolves that Mark R. Peck or the successor to the office of Mayor of the Borough of Bloomsbury is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than **\$25,000** and not more than **\$25,000** , and (c) to execute any amendments thereto which do not increase the Grantee's obligations.

The Borough of Bloomsbury Council authorizes and hereby agrees to match 25% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 25% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

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

Introduced and passed, November 25, 2008.

* The portion of this form between the asterisks should only be completed if matching funds are required under the terms of the agreement. Where in-kind services are allowed and are stipulated by the Grantee, an attachment must be provided and appended hereto, breaking out the in-kind services to be provided by the Grantee.

CERTIFICATION*

I, Lisa A. Burd, Borough Clerk/ Administrator of the Borough of Bloomsbury, do hereby certify that this resolution was duly adopted by the Common Council of the Borough of Bloomsbury at a meeting duly held on the 25th day of November, 2008, that this resolution has not been amended or repealed; and that it remains in full force and in effect on the date I have subscribed my signature. **

Lisa A. Burd, RMC,
Borough Clerk/Administrator

* Certification must be signed by an official other than the individual authorized to execute the agreement.

** This date must be no more than sixty (60) days prior to the Grantee's execution of the agreement. If the original certification expires prior to the Grantee's execution, Grantee must submit a currently certified copy of this Attachment C when it returns the executed agreement to the Department.

Mr. Weger moved Council adopt Resolution # 62-08; seconded by Mr. Scheffel. All ayes. Motion carried.

CORRESPONDENCE

Council reviewed correspondence.

PUBLIC COMMENT

No comment.

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 employment matters.

Mr. Hutchison made a motion to go into closed session at 9:11 PM, seconded by Mrs. Papics. All ayes, motion carried.

Discussion followed.

Council returned from executive session at approximately 9:17 PM. No action was taken.

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

Mayor Peck recited the following Oral Resolution.

RESOLUTION 63-08 - RESOLUTION TO HIRE LARRY CREVELING AS THE ACTING CODE ENFORCEMENT OFFICER

Be It Resolved by the Common Council of the Borough of Bloomsbury that Larry Creveling is appointed Acting Code Enforcement Officer effective December 1, 2008 for a six month probationary period.

Be It Further Resolved that an employment agreement will be executed outlining the following:

All classes will be paid for by the Borough of bloomsbury; however, if Mr. Creveling leaves the Borough and is hired by another jurisdiction, he may be required to re-emburse the Borough for the cost of said classes as follows:

Within six months - repay 100% of cost.

Within 7 - 12 months - repay 75% of cost.

Within 13 - 18 months - repay 50% of cost.

Within 18 - 24 months - repay 25% of cost.

Mr. Weger moved Council adopt resolution 63-08.1, seconded by Mr. Hutchison. All ayes. Motion carried.

There being no further business, a motion to adjourn was made by Mrs. Papics, seconded by Mrs. Flink. All ayes, motion carried. Meeting adjourned at 9:20.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator

**BOROUGH OF BLOOMSBURY
COUNCIL MEETING MINUTES
DECEMBER 23, 2008**

The regular meeting of the Mayor and Council was held on December 23, 2008 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 January 10, 2008 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice in the Municipal Building on the same date.

ROLL CALL: Carol Flink
Vicky Papics
Mark Peck, Mayor
Elmer Hutchison

Marc Scheffel
Martha Tersigni
Eric Weger
William Edleston, Esq.

FLAG SALUTE

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 employment matters and contract negotiations.

Mr. Hutchison 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 8:20 PM. No action was taken.

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

TAX COLLECTOR'S REPORT

Mrs. Papics moved Council accept the Tax Collector's reports of December 10, 2008; seconded by Mr. Weger.

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

Council reviewed a letter Jane Heater, Tax Collector, dated December 10, 2008 - Tax Sale Notification.

APPROVAL OF BILL LIST

Mr. Wegerl moved Council approve the Treasurer's Report of December 23, 2008; seconded by Mrs. Papics.

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

OLD BUSINESS

Bloomsbury Water Department

Mayor Peck advised that the subcommittee has met, issues have been identified, and he will be reaching out to Aqua to request a 90 day extension to the bid specification deadline.

NEW BUSINESS

RESOLUTION # 64-08 - RESOLUTION OF THE BOROUGH OF BLOOMSBURY ESTABLISHING ITS NOTICE OF INTENT TO PETITION THE HIGHLANDS COUNCIL FOR PLAN CONFORMANCE

WHEREAS, the Highlands Water Protection and Planning Act (Highlands Act), N.J.S.A. 13:20-1 et seq., finds and declares that protection of the New Jersey Highlands is an issue of State level importance because of its vital link to the future of the State's drinking water supplies and other key natural resources; and

WHEREAS, the Highlands Act creates a coordinated land use planning system requiring the Highlands Water Protection and Planning Council (Highlands Council) to prepare and adopt a Regional Master Plan for the Highlands Region and requiring that within nine to 15 months after September 8, 2008, each county and municipality located wholly or partially in the Preservation Area must submit a Petition for Plan Conformance to the Highlands Council for that portion of its jurisdiction lying within the Preservation Area; and

WHEREAS, the Highlands Act specifies that conformance with the Regional Master Plan (Plan Conformance) requires revisions to municipal and county master plans and development regulations as applicable to the development and use of land to align them with the goals, requirements, and provisions of the Regional Master Plan; and

WHEREAS, the Highlands Council's Plan Conformance Guidelines require that for jurisdictions with any lands in the Preservation Area, a Notice of Intent to conform to the Regional Master Plan must be submitted to the Highlands Council as soon as practicable, but not later than February 1, 2009 and that for any lands in the Planning Area, a Notice of Intent may be submitted at any time; and

WHEREAS, Bloomsbury Borough, Hunterdon County, NJ lies within the Highlands Region as defined by the Highlands Act; and

WHEREAS, the Borough Council of the Borough of Bloomsbury believes that it is in the best interest of the Borough of Bloomsbury to conform to the Regional Master Plan.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Bloomsbury hereby provides the Highlands Council with this Notice of Intent to petition the Highlands Council for Plan Conformance for all lands lying within the Preservation Area.

BE IT FURTHER RESOLVED, this Notice of Intent provides notice to the Highlands Council that the Borough Council of the Borough of Bloomsbury, Hunterdon County NJ, has set December 8, 2009 as the target date for submission of a Petition for Plan Conformance.

RESOLUTION # 65-08 - RESOLUTION OF THE BOROUGH OF BLOOMSBURY SEEKING AN EXTENSION OF THE DEADLINE TO PETITION FOR SUBSTANTIVE CERTIFICATION PURSUANT TO EXECUTIVE ORDER 114 AND THE MEMORANDUM OF UNDERSTANDING BETWEEN THE HIGHLANDS COUNCIL AND THE COUNCIL ON AFFORDABLE HOUSING

WHEREAS, on September 5, 2008, Governor Corzine signed Executive Order 114 which requires the Council on Affordable Housing (COAH) and the New Jersey Highlands Council (Highlands) to enter into a Memorandum of Understanding (MOU) designed to coordinate the regulations of both agencies by maximizing affordable housing opportunities while preserving critical environmental resources; and

WHEREAS, COAH and the Highlands have prepared such an MOU, which was adopted by COAH on October 29, 2008 and by the Highlands Council on October 30, 2008; and

WHEREAS, conformance with the Highlands Regional Master Plan (Plan Conformance) requires revisions to municipal and county master plans and development regulations as applicable to the development and use of land to align them with the goals, requirements, and provisions of the Regional Master Plan; and

WHEREAS, COAH regulations establish a December 31, 2008 deadline for municipalities currently under the jurisdiction of COAH to submit third round petitions for substantive certification of a municipal housing element and fair share plan; and

WHEREAS, the MOU establishes a procedure that municipalities under the jurisdiction of both COAH and the New Jersey Highlands Water Protection and Planning Act may follow to seek an extension to the December 31, 2008 deadline set by COAH for the submission of third round petitions for substantive certification of a municipal housing element and fair share plan; and

WHEREAS, the MOU provides for an extension of the December 31, 2008 deadline to December 8, 2009 for any Highlands municipality under COAH's jurisdiction that, before December 31, 2008: 1) submits a duly adopted Notice of Intent to Petition in accordance with the Highlands Council's Plan Conformance Guidelines; and 2) submits a duly adopted resolution notifying COAH of its intent to petition COAH no later than December 8, 2009; and

WHEREAS, the Borough Bloomsbury is not presently under the jurisdiction of COAH, but the Borough intends to seek third round substantive certification of a Housing Plan Element and Fair Share Plan that addresses the Borough's affordable housing obligation; and

WHEREAS, prior to expending limited resources of funds, time and effort, the Borough of Bloomsbury seeks to determine its affordable housing obligation within the context of the Highlands RMP Conformance process, which will identify development constraints and opportunities that will impact the Borough's ability to plan for and facilitate the production of affordable housing in the Borough; and

WHEREAS, on December 23, 2008, the Borough Council of the Borough of Bloomsbury adopted a resolution notifying the Highlands that the Borough of Bloomsbury has set December 8, 2009, as the target date for submission of a Petition for Plan Conformance.

NOW, THEREFORE, BE IT RESOLVED, that Borough of Bloomsbury hereby agrees that the deadline for the submission of a Housing Element and Fair Share Plan pursuant to N.J.A.C. 5:96-16 is extended from December 31, 2008 to December 8, 2009; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Bloomsbury hereby directs the Bloomsbury Borough Clerk and Attorney to immediately transmit a signed and sealed copy of this resolution to COAH; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Bloomsbury hereby directs the Bloomsbury Borough Clerk and Attorney to immediately transmit a signed and sealed copy of the December 23, 2008 duly adopted Notice of Intent to Petition in accordance with the Highlands Council's Plan Conformance Guidelines to COAH; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Bloomsbury, Hunterdon County, NJ intends to submit a petition for substantive certification of a third round Housing Element and Fair Share Plan to COAH not later than December 8, 2009.

Mr. Weger moved Council adopt Resolutions # 64-08 and 65-08; seconded by Mr. Hutchison. All ayes. Motion carried.

RESOLUTION 63-08 - TRANSFER IN THE 2008 BUDGET APPROPRIATIONS

WHEREAS, NJSA 40A:4-58 states that transfers can be made to budget appropriations during November and December, and

WHEREAS, by unforeseen demand there has arisen the necessity for expenditures in excess of the following budget appropriations, and

WHEREAS, there is an excess in the following budget appropriation;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Bloomsbury that the following 2008 budget transfers be made:

TO: Legal Services – Other Expenses	\$3,000
Recycling – Other Expenses	<u>\$414</u>
	\$3,414
FROM: Garbage – Other Expenses	\$3,414

Mr. Weger moved Council adopt Resolution # 63-08; seconded by Mrs. Papics.
ROLL CALL VOTE: Papics-aye; Scheffel-aye; Tersigni-aye; Weger-aye; Hutchison-aye. Motion carried.

SNOW PLOWING

Mayor Peck stated that snow plowing was discussed briefly in executive session and Council has authorized the hiring of additional staff for snow plowing if needed.

SNOW PARKING

Mayor Peck asked Council to consider options for parking during snow storms for residents who do not have driveways. Lengthy discussion followed. Council considered alternate side parking, parking at the Borough Park and residents sharing available driveway space. Mr. Weger will reach out to a business owner to request he consider allowing residents to park in his parking lot.

CODE ENFORCEMENT

Larry Creveling appeared to introduce himself to Council as the new Code Enforcement Officer. Discussion about snow parking, local ordinance enforcement and towing followed. Mr. Creveling will be calling Performance Collision to tow vehicles when necessary.

RECYCLING

Council reviewed the list of recycled materials which are currently accepted by the Hunterdon County Transfer Station. Mrs. Tersigni stated that spoke to Sue Kasper and Sue did not believe this would affect the current contract. Discussion followed. Mayor Peck asked the Environmental Commission to consider new recycling guidelines and be prepared to present the same to Council for the next meeting. Mrs. Tersigni requested that the guidelines be presented to Kasper for comment prior to the January meeting. Ilse Goshen said that the Environmental Commission would like Council to consider adding a second monthly pick up of recycling and stated that Sue Kasper did not think this would cost more. Mayor Peck asked the Clerk reach out to Kasper to confirm this.

CHRISTMAS TREE RECYCLING

Council discussed options for Christmas Tree Recycling. Mrs. Tersigni stated that a 30 yard dumpster can be delivered for a cost of \$390/ pull. Discussion followed. Mayor Peck stated that details will be worked out with Mr. Heinrich tomorrow and ratified at the January 1, 2009 Re-Org meeting.

OFFICE HOURS

Mrs. Tersigni stated that Council needs to know if anyone requires a change in office hours for 2009 so this can be considered for Re-Organization and included in the 2009 Directory. Mayor Peck asked Mr.

Edleston to confer with Mrs. Tersigni in advance of the Re-Organization meeting and be prepared to provide Council with recommendations.

ROUTE 173 BRIDGE DECK REPLACEMENT

Mrs. Tersigni reported that she, Mr. Zederbaum, and the Clerk attended a meeting DOT officials to discuss the project. Work is expected to begin in the early summer, after school is out.

CORRESPONDENCE

Council reviewed correspondence.

PUBLIC COMMENT

No comment.

Mrs. Papics moved Council close public comment at 7:49; seconded by Mr. Hutchison.

There being no further business, a motion to adjourn was made by Mr. Weger, seconded by Mr. Hutchison. All ayes, motion carried. Meeting adjourned at 9:07.

Respectfully Submitted,

Lisa A. Burd, RMC
Borough Clerk/Administrator