

Borough of Bloomsbury
Reorganization Meeting – January 1, 2010

The Reorganization meeting was held in the Municipal Building on January 1, 2010. Meeting was called to order by Mark Peck, Mayor at 10:00 AM. The Sunshine Law was read by the Clerk.

As required by the Open Public Meetings Act of 1975, adequate notice of this meeting was provided on December 23, 2009 by the publication of said notice in the Hunterdon County Democrat and the posting of said notice at the Municipal Building on same date.

ROLL CALL: Carol Flink
 Vicky Papics
 Steve Shelton

Martha Tersigni
Eric Weger
Mark Peck, Mayor
William Edleston, Esq.

Flag Salute

Mr. Edleston administered the Oath of Office to Elmer Hutchison and Martha Tersigni.

Mr. Hutchison joined Council at the table.

A motion was made by Mrs. Papics, seconded by Mrs. Flink, to nominate Martha Tersigni as Council President. All ayes. Motion carried.

Mayor Peck outlined the following Council Appointments for 2010.

Carol Flink - Public Safety
Vicky Papics - Board of Education, Newsletter
Steven Shelton - Recreation
Martha Tersigni - Administration, Finance, Planning Board
Eric Weger - Public Works, Roads
Elmer Hutchison - Public Safety including Fire, Rescue and Court

Mayor Peck made the following appointments:

Lisa A. Burd as 911 Coordinator for the Borough of Bloomsbury from January 1, 2010 to December 31, 2010.

Lisa A. Burd as Public Agency Compliance Officer (P.A.C.O.) for the Borough of Bloomsbury from January 1, 2010 to December 31, 2010.

Lisa A. Burd as the One Call Coordinator from January 1, 2010 to December 31, 2010.

Ray Hughes as the Water Department Licensed Operator for a period not to exceed three months.

Pete Horsch as Fire Chief and Dale Frankenfield as Deputy Fire Chief for the Bloomsbury Hose Company from January 1, 2010 - December 31, 2011.

Mayor Peck called for a voice vote on the above appointments. All ayes.

Mayor Peck made the following appointments to the Planning Board:

PLANNING BOARD MEMBERS:

George Allen - CLASS IV - 4 Year Term - Expire 12/31/13
Tom Reilly - CLASS IV - 4 Year Term - Expire 12/31/13
Chris Smith - CLASS II - 1 Year Term - Expire 12/31/10
Martha Tersigni - CLASS III - 1 Year Term - Expire 12/31/10
Steve Shelton - MAYOR'S DESIGNEE - 1 Year Term - Expire 12/31/10

ENVIRONMENTAL COMMISSION MEMBERS:

Ken Robbins - 1/1/10 - 12/31/12
Sheila deBarra - 1/1/10 - 12/31/12

SHADE TREE ADVISORY COMMITTEE

John Ronca-Chair
Ilse Goshen-Secretary
Sue Galuppo
Beth Klinger
Eric Weger-elected official

BLOOMSBURY RECREATION COMMISSION

Chris Smith 12/31/12
Tom Decker 12/31/12

RESOLUTION # 1-10 - 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 2010. 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.

Mr. Shelton moved Council adopt Resolution #1-10; seconded by Mr. Weger. All ayes. Motion carried.

RESOLUTION # 2-10 - OFFICIAL DEPOSITORIES FOR BOROUGH FUNDS

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Bloomsbury the that Official Depositories for all Borough funds, Bond Anticipation Notes, Certificates of Deposit shall be as follows:

PNC Bank, Bloomsbury, NJ
Bank of America, Pohatcong, NJ
Team Capital Bank, Phillipsburg, NJ

Mrs. Papis moved Council adopt Resolution #2-10; seconded by Mrs. Tersigni. All ayes. Motion carried.

RESOLUTION # 3-10 - PERSONS AUTHORIZED TO SIGN BOROUGH CHECKS

BE IT HEREBY RESOLVED by the Council that the following persons are authorized on behalf of the Borough to sign any and all checks drawn on any accounts in the name of Bloomsbury Borough and that any two of the four authorized signatures are required, the following persons are authorized for admittance to the safe deposit box, such entry shall require the signatures of not less than two of the following persons, the following persons are authorized on behalf of the Borough to deposit cash and checks in the appropriate accounts:

Mark R. Peck, Mayor
Lisa A. Burd, Borough Clerk
Kim Francisco, Chief Financial Officer
Martha Tersigni, Council President

BE IT FURTHER RESOLVED that the following additional persons are authorized on behalf of the Borough of Bloomsbury to deposit cash and checks belonging to the Borough to appropriate depositories for the municipal accounts:

Jane Heater, Tax Collector

Mrs.Papis moved Council adopt Resolution #3-10; seconded by Mr. Hutchison. All ayes. Motion carried.

RESOLUTION # 4-10 - RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT WITH CERTAIN BOROUGH PROFESSIONALS

WHEREAS, the Borough of Bloomsbury, County of Hunterdon and State of New Jersey requires the services of an engineer, auditor, attorney, and planner; and

WHEREAS, the Mayor and Common Council of the Borough of Bloomsbury are satisfied that the services to be provided by an engineer, auditor, attorney and municipal planner are not susceptible to precise definition and that the bidding of same would be impracticable; and

WHEREAS, C. Richard Roseberry, P.E., P.P., C.M.E, of Maser Consulting is a duly qualified licensed engineer of the State of New Jersey; and

WHEREAS, William Schroeder of Nisivoccia and Company, is a duly qualified licensed auditor of the State of New Jersey; and

WHEREAS, William Edleston, Esq. is a duly licensed attorney of the State of New Jersey; and

WHEREAS, David Banisch, PP/AICP, of Banisch and Associates, is a duly qualified licensed professional planner of the State of New Jersey; and

WHEREAS, the Mayor and Council are desirous of retaining the services of the aforementioned individuals;

WHEREAS, the Chief Finance Officer has certified that the contracts (recited below) with C. Richard Roseberry, of Maser Consulting, William Schroeder of Nisivoccia and Company, William Edleston, Esq. and David Banisch of Banisch and Associates may exceed \$17,500 in value, and such parties have furnished to the Borough of Bloomsbury (or will furnish to the Borough of Bloomsbury prior to the effectiveness of an award of contract with them) a Business Entity Disclosure Certification certifying that their entity has not made any reportable contributions under the New Jersey Local Pay-To-Play Law (N.J.S.A. 19:4A-20.4 et seq.) and that they will not, during the term of their contract make any political contribution so reportable; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1et seq.) requires a resolution authorizing the award of contracts for Professional services without competitive bidding must be advertised,

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

1. That the Mayor and Clerk of the Borough of Bloomsbury are hereby authorized and directed to execute contracts with the following all being for a period of one year, ending on January 1, 2011, contingent upon receipt from each of the following where the contract may exceed \$17,500 of a Business Entity Certification certifying that their entity has not made any reportable contributions under the New Jersey Local Pay-To-Play Law (N.J.S.A. 19:4A-20.4 et seq.) and that they will not, during the term of their contract make any political contributions so reportable:

C. Richard Roseberry, P.E., P.P., C.M.E., of Maser Consulting is appointed Borough Engineer for the calendar year 2010.

William Schroeder is appointed Borough Auditor for the calendar year 2010.

William Edleston, Esq. is appointed Borough Attorney for the calendar year 2010.

David Banisch, PP/AICP is appointed Municipal Planner for the calendar year 2010

B. These contracts are awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5-(1) (a) of the Local Public Contracts Law.

C. This resolution shall be published once in the Hunterdon County Democrat.

- D. Copies of said professional agreements shall be maintained in the municipal offices of the Borough.

Mr. Weger moved Council adopt Resolution #4-10; seconded by Mr. Hutchison. All ayes. Motion carried.

RESOLUTION # 5-10 - TEMPORARY BUDGET FOR 2010

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Bloomsbury that the temporary budget for the year of 2010 is hereby adopted. Said budget shall be 25% of the regular budget for the year of 2009.

Mrs. Tersigni moved Council adopt Resolution #5-10; seconded by Mr. Weger. ROLL CALL VOTE: Flink-aye; Papics-aye; Hutchison-aye; Shelton-aye; Tersigni-aye; Weger-aye. Motion carried.

RESOLUTION # 6-10 - OFFICIAL NEWSPAPERS

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Bloomsbury that the Hunterdon County Democrat shall be designated as the official newspaper of the Borough, wherein all legal advertising of the Borough shall be placed. The Express Times shall be designated as the first alternative and the Courier News shall be designated as the second alternative.

Mrs. Papics moved Council adopt Resolution #6-10; seconded by Mr. Shelton. All ayes. Motion carried.

RESOLUTION # 7-10 - CONTRACT WITH THE HUNTERDON HUMANE ANIMAL SHELTER

WHEREAS, the Borough of Bloomsbury requires the services of a dog warden,

NOW, THEREFORE BE IT RESOLVED, that the Borough of Bloomsbury enter into an agreement with the Hunterdon Humane Animal Shelter for said services for the year 2010.

Mrs. Papics moved Council adopt Resolution #7-10; seconded by Mr. Hutchison. All ayes. Motion carried.

RESOLUTION # 8-10 - RATE OF INTEREST FOR NON-PAYMENT OF TAXES

WHEREAS, NJSA 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, NJSA 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 and allows 18% per annum on any amount in excess of \$1,500.00 and allows additional penalty of 6% to be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year;

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

1. The Tax Collector is hereby authorized and directed to charge 8% per annum of the first \$1,500.00 of taxes becoming delinquent after due date and 18% annum on any amount of taxes in excess of \$1,500.00 becoming delinquent after due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31st, an additional penalty of 6% shall be charged against the delinquency.
2. Effective January 1, 2010 there will be a ten- (10) day grace period of quarterly tax payments made by cash, check or money order.
3. Any payments not made in accordance with paragraph two of this resolution shall be charged interest from due date as set forth in paragraph one of this resolution.

Mr. Shelton moved Council adopt Resolution #8-10; seconded by Mrs. Papics. All ayes. Motion carried.

RESOLUTION # 9-10 - TAX APPEALS

WHEREAS, The Borough Council of the Borough of Bloomsbury has been informed that from time to time errors are made in computing tax assessments, and

WHEREAS, the Municipal Tax Assessor of the Borough of Bloomsbury requested the Borough to authorize the filing of corrective appeals of such errors with the Hunterdon County Board of Taxation, and,

WHEREAS, the Municipal Tax Assessor is called upon to defend tax appeals filed with the Hunterdon County Board of Taxation and agree to stipulation of appeals, and

WHEREAS, the Municipal Tax Assessor of the Borough of Bloomsbury is authorized by the Borough Council to file rollback petitions with the Hunterdon County Board of Taxation for the Borough of Bloomsbury and,

WHEREAS, the Municipal Attorney is authorized to appear on behalf of the Borough of Bloomsbury before the Hunterdon County Board of Taxation, and execute such documents as are necessary to resolve corrective appeals of errors and stipulation of appeals as may be recommended by the Tax Assessor.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bloomsbury that the Municipal Tax Assessor and Municipal Attorney be and hereby are authorized to file corrective appeals with the Hunterdon County Board of Taxation, to sign stipulations in matters of appeals with Hunterdon County Board of Taxation and to file rollback petitions with the Hunterdon County Board of Taxation, are proper and in the best interests of the municipality.

Mrs. Papics moved Council adopt Resolution #9-10; seconded by Mrs. Tersigni. All ayes. Motion carried.

RESOLUTION # 10-10 - ANNUAL SALE OF DELINQUENT TAXES

BE IT HEREBY RESOLVED, by the Borough Council of the Borough of Bloomsbury that the Collector of Taxes for Bloomsbury Borough is hereby authorized to conduct the annual sale of delinquent taxes of the calendar year of 2009.

Mrs. Tersigni moved Council adopt Resolution #10-10; seconded by Mr. Shelton. All ayes. Motion carried.

RESOLUTION # 11-10 - TAX COLLECTOR'S RESOLUTION

WHEREAS, the Tax Collector has overpayments and underpayments of taxes for 2009 in the amount of \$5.00, and that they be cancelled; and

NOW, THEREFORE LET IT BE RESOLVED, by a majority of the members of the Common Council of the Borough of Bloomsbury, County of Hunterdon, State of New Jersey that these overpayments of \$5.00 and under be cancelled to surplus and balances of \$5.00 and under be cancelled.

Mrs. Papis moved Council adopt Resolution #11-10; seconded by Mrs. Tersigni. All ayes. Motion carried.

RESOLUTION # 12-10 - JOINT MUNICIPAL COURT

WHEREAS, the Borough of Bloomsbury is a long time member of the joint Municipal Court with Bethlehem Township; and

WHEREAS, the agreement governing the Borough of Bloomsbury membership in the joint court expired December 31 2009; and

WHEREAS, the Borough of Bloomsbury wishes to continue said membership in the joint municipal court,

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

1. The Mayor and Borough Clerk are authorized to execute the agreement attached to this Resolution as Exhibit A.
2. This Resolution shall take effect immediately.

Mr. Weger moved Council adopt Resolution #12-10; seconded by Mr. Hutchison. All ayes. Motion carried.

RESOLUTION # 13-10 - 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 2010.

Mr. Hutchison moved Council adopt Resolution #13-10; seconded by Mr. Weger. All ayes. Motion carried.

PAYMENT OF BILLS

Council reviewed the Bill list of January 1, 2010.

Mr. Weger moved Council approve the bill list of January 1, 2010, seconded by Mr. Shelton.

ROLL CALL VOTE: Flink-aye; Papics-aye - abstaining from Water line items; Hutchison-aye; Shelton-aye; Tersigni-aye; Weger-aye. Motion carried.

OPEN TO THE PUBLIC

Bonnie Bowers, 99 North Street stated that she hoped that Borough residents were benefiting from the use of their parking lot during inclement weather and that she appreciated working with and getting to know Borough Officials.

Mayor Peck stated that the Borough is currently looking into purchasing the lot and that the Borough Attorney is looking into what procedures would need to be followed.

Carol Flink asked if an email reminder can be sent out by the web master to alert residents about the upcoming civil defense siren test. Discussion followed. Mrs. Flink will hang notices around the Borough and provide the Clerk with a notice to be published in the Democrat.

Mayor Peck stated that there will be a Bridge Deck replacement meeting held on January 12, 2010 from 6-8 pm and he encouraged all residents to attend. Discussion followed.

A motion to adjourn the reorganization meeting of the Bloomsbury Borough Common Council was made by Mrs. Tersigni; seconded by Mrs. Shelton. All ayes. Motion carried. The meeting was adjourned at 10:31 am.

Respectfully submitted,

Lisa A. Burd, RMC
Borough Clerk/ Administrator