Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

http://www.bloomfieldtwpnj.com

Meeting: 12/04/24 07:15 PM

2024 RESOLUTION APPOINTMENT

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2024 RESOLUTION APPOINTING ROSALEE GONZALEZ TO SERVE AS FIRST WARD COUNCILWOMAN OF THE TOWNSHIP OF BLOOMFIELD TEMPORARILY UNTIL THE VACANCY IS FILLED BY THE ELECTION AND QUALIFICATION OF A SUCCESSOR

WHEREAS, First Ward Councilwoman Jenny Mundell vacated her position on November 18, 2024, thereby creating a vacancy in the Office of Council Member at Large; and

WHEREAS, Section C6 of the Charter of the Township of Bloomfield **(the "Charter")** states,

> "Whenever a vacancy occurs in the office of Mayor or Councilman, the remaining members of the Council shall fill the vacancy by appointment of a qualified elector of the same political party to serve temporarily until the vacancy is filled by the election and qualification of a successor. The vacancy shall be filled by election of a qualified person at the next general election held not less than forty (40) days following the occurrence of the vacancy, to serve for the remainder of the unexpired term, provided that no election to fill a vacancy for the remainder of an unexpired term shall be held at any general election in which the same office is to be filled by election for a full term."; and

WHEREAS, former Councilwoman Mundell's unexpired term of office as First Ward Council Member expires December 31, 2026, and the next general election will be held in November of 2025. Since the vacancy in the Office of Council Member occurred on November 18, 2024, the Charter requires the remaining members of the Council "to fill the vacancy by appointment of a qualified elector of the same political party to serve temporarily until the vacancy is filled by the election and qualification of a successor."; and

WHEREAS, New Jersey's Municipal Vacancy Law, **N.J.S.A.** 40A:16-1 to -23 **(the "Vacancy Law")**, establishes the procedure for filling the vacancy by appointment of a qualified elector to serve temporarily until the vacancy is filled by the election and qualification of a successor; and

WHEREAS, pursuant to the Vacancy Law at **N.J.S.A.** 40A:16-11, because former Councilwoman Mundell was elected to office as the nominee of the Democratic Party, the Bloomfield Democratic County Committee **(the "Municipal Committee")** was required to

present to the governing body, no later than 15 days after the occurrence of the vacancy, the names of three (3) nominees for the selection of a successor to fill the vacancy; and

WHEREAS, within the time allowable by the Vacancy Law, the Municipal Committee presented to the governing body the names of three (3) qualified electors as nominees for the selection of a successor to fill the vacancy; and
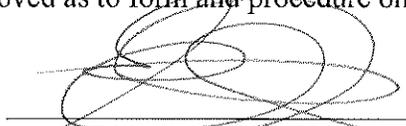
WHEREAS, the Vacancy Law further requires that the governing body shall, within 30 days after the occurrence of the vacancy, appoint one of the three (3) nominees as the successor to fill the vacancy; and

WHEREAS, at the governing body's Regular Meeting held on December 4, 2024, the Township Council of the Township of Bloomfield selected one of three (3) nominees presented by the Municipal Committee, Rosalee Gonzalez, by majority vote of the entire membership of the governing body within the 30 days allowable by the Vacancy Law, to serve temporarily as First Ward Councilwoman until the vacancy is filled by the election and qualification of a successor.

NOW, THEREFORE, BE IT RESOLVED, that Rosalee Gonzalez has been duly selected by the governing body, pursuant to **N.J.S.A.** 40A:16-11 and the Charter of the Township of Bloomfield, to serve temporarily as First Ward Councilwoman of the Township of Bloomfield until the vacancy is filled by the election and qualification of a successor.

<p style="text-align:center">*...*...*...*</p>

<p style="text-align:center">Approved as to form and procedure on basis of facts set forth.</p>

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Director of Law-Township Attorney

I do hereby certify that the funding will be legally appropriated per the above information for the purpose specified in the attached contract. Furthermore, it has been represented to me that the contracts have been processed in accordance with the applicable provisions of New Jersey Local Public Contract Law and the Code of the Township of Bloomfield.

_____
Chief Financial Officer

I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on December 04, 2024.

_____
Municipal Clerk of the Township of Bloomfield

_____
Mayor of the Township of Bloomfield

✓ Vote Record -- Resolution				Yes/Aye	No/Nay	Abstain	Absent
☐ Adopt ☐ Deny							
☐ Withdrawn	Vacant – 1st Ward			☐	☐	☐	☐
☐ Table ☐ Not Discussed	Nicholas Joanow			☒	☐	☐	☐
☐ First Reading	Sarah Cruz			☒	☐	☐	☐
☐ Table with no Vote	Monica Charris Tabares			☒	☐	☐	☐
☐ Approve ☐ Veto by Mayor	Wartyna Davis			☐	☐	☐	☒
☐ Discussion	Vacant – at large			☐	☐	☐	☐
☐ Defeated ☐ Discussion No Vote	Jenny Mundell			☒	☐	☐	☐