

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
PUBLIC PORTION/PUBLIC SESSION

August 17, 2015

The Township Council held a Public Portion/Public Session in the Municipal Building, 350 Pascack Road. The meeting was called to order at 7:36 p.m. by Council President Peter Calamari with the Clerk leading a salute to the flag. Members present: Glenn Beckmeyer, Steve Cascio, Dave Frank, Thomas Sears and Peter Calamari. Also present: Janet Sobkowicz, Mayor; Ken Poller, Attorney; Matthew Cavallo, Business Administrator.

Pursuant to the provisions of the Open Public Meetings Act this meeting was listed in the Township Council Annual Meeting List which was published in The Bergen Record, forwarded to the local newspapers, posted on the Municipal Bulletin Board and filed with the Municipal Clerk.

The Clerk read the total of various bills paid, a copy of which is attached and made part of these minutes.

APPROVAL OF MINUTES

A motion was made by Mr. Sears, seconded by Dr. Cascio, to approve the July 20, 2015 Public Minutes & Conference Session.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

REPORT OF MAYOR

Mayor Sobkowicz stated the grace period for paying taxes is August 21; of course if you pay earlier we welcome that. She stated the purple garbage bags are now available at Town Hall in the Finance Department Monday through Friday from 8:30 a.m. – 4:30 p.m. and they are also available at Kings in Hillsdale, blue bags may also become available at Town Hall this week as well. Asked everyone to please step up their efforts with regard to recycling since we are 75 tons behind from last year from January to July 31<sup>st</sup>, it does not sound like much, but it is a difference of \$3,647 in revenue. The program does cost us \$11,807 a month, so whatever residents recycle really does help. Grass and garden debris will be picked up according to the schedule until Friday, October 30<sup>th</sup>; household debris will be picked up until September 18<sup>th</sup>. Outside the DMF yard there is a big dumpster left by Parkway Metal and Iron on it. It is a dumpster in which you can come this week and put in metal or white goods, such as stoves, refrigerators and other metal items. You can bring these items Monday through Friday between the hours of 7:00 a.m. to 3:30 p.m. or Saturday, 9:00 a.m. to 1:00 p.m. This will only be available this week only, that being the week of August 17<sup>th</sup> through August 22<sup>nd</sup>. They give us so much per pound and we are trying to see how it goes. The two new dump trucks with plows and salters that were approved by the Council have been ordered. Hopefully they will arrived by November or maybe we won't even have to use them. She welcomes back Daryl Esoldi; he was one of the two people out from the Road Department due to a back injury and returned to work today. The DMF needs study is on target and is expected to be completed in September. The YJCC on Pascack Road has suspended their operations. She stated this was not good news especially after the A&P announcement several days earlier. Jeffery Tucker, who is the Chairman of the Board at the Y did reach to explain the current situation and the possibilities that are being discussed with regard to restructuring, limited programming and concerns for members and our community. She stated herself and Mr. Tucker will be having a meeting either this week or next week. A&P has recently filed for bankruptcy and she did receive correspondence, which she briefly went

through. They have contracts for 120 stores, some of which fall under Exhibit A and some fall under the Exhibit B category. Exhibit B means they are actively marketing the stores. There is a person listed as a contact and she will be reaching out to them this week. The Township 9/11 Ceremony will take place on Friday, September 11<sup>th</sup> at 5:00 p.m. For the first time last year we had it at 5:00 o'clock and there was a larger crowd and they all ask if we can have it again this year later in the day since more people can attend. With regard to the Road Program 2015, Hampshire Road was milled on Friday and scheduled to be paved Wednesday. Each homeowner in the area did receive a letter notifying them of the paving and also they received a reminder call from Swift Reach. Standish Road will be milled and paved next week. The Road Program 2015 will include Filmore Drive, Standish Place, Cleveland Avenue, Hoover, which would be south of Manhattan, Julia Court, Chestnut Street, Washington Avenue to Cleveland, Cosman Street, Darlene Terrace, Gorga Place, Jackson Avenue, south of Ridgewood Boulevard East, Lindenwood Court and Roberts Court. Julia Court and Woodfield Road will be undergoing repairs which are expected to start next week. Residents in the area will also be notified by letter and reverse 911. The Road Department this week will be removing all the floor tiles in the Senior Center upstairs and the room that is downstairs which is attached to it. Next week painters will be here to paint the entire center. A grant of \$22,890 was received from the Community Development. We also wanted to paint the room, so by removing the floor ourselves we saved almost \$7,000, so that will pay for the painting and professional waxing. She stated she is disappointed with the new allotment given to Region 4, which is the region we are in, for Community Development/Open Space Grants. One hundred thirty thousand was allocated to our Region, which includes ten towns which leaves \$13,000 for each of us. However we pay the County \$42,645 in open space taxes, basically we are not getting much return on our money. The Administrator's group and the Mayor's group are getting together to try to fight it. We are continuing to communicate with the County with regard to the intersection. She did have a conversation with Marc Schrieks from Tedesco's office and they have someone on vacation this week but they are still working with the NJ DOT in reference to the intersection to see what help the Township can get. With regard to the Sky Trading canopy she is looking into the paperwork to see the height specifications since she is not happy with it. The Ambulance Corps answered 66 calls for the month of July and the Fire Department 21 calls. The calls include fires, rescues, accidents and so on. Charlie Browns is sponsoring "Donation Days" on September 15<sup>th</sup> and 16<sup>th</sup> for this restaurant location as well as Old Tappan. They will donate 10% of what a customer spends that day, lunch or dinner for the Chest Compressor for the Ambulance Corps. She appreciates whatever support residents can give on those two days. If anyone would like to make a donation to the Ambulance Corps you can mail it, just mark it "Heart Healthy". She extends her sincere sympathy to the Napier Family on the passing of Tony Napier, Bea Napier's husband. He was a long time active of our Community and a 13 year member of the Ambulance Corps. He also did a lot to promote health awareness through gymnastics. Town Day will be held on Saturday, October 3<sup>rd</sup> from 11:00 a.m. to 4:00 p.m. Dina Burke and the Committee have been working very hard to bring us an outstanding event for our 175<sup>th</sup> Anniversary. There will be new banners designed by Gena DeVirgilio and Charlie Browns is donating a cotton candy machine for that day. If anyone knows of a business or a person who would like to help, sponsor or purchase anything please call Bernadette at Town Hall. The theme this year will be Art & Music. Ethan O'Malley of Troop 321 is currently working on his Eagle Scout project. His project will be a huge display case for pictures, media and memorabilia for Veterans. The "Drive Sober or Get Pulled Over" crackdown is being held from August 21<sup>st</sup> to September 7<sup>th</sup>. It is part of a State and National effort to help raise awareness about the dangers of drinking and driving. We will also be purchasing two new Ford Explorer Interceptors. One of the SUV's from the Police Department will be going to the DMF and two of the old Crown

Victoria's will be put out for auction. Chief Hooper would like to remind everyone it is very important to notify the Police Department if you see anything suspicious. One hundred sixty children were enrolled in our Summer Recreation Program, and they enjoyed rides, activities, and trips. Some examples are Outragehiss Pets, Jackals Baseball games, Library, Crabgrass Theatre, Musicians, Sports/Olympics Day, Darlington Swim Park and our local swim club. The Falcons Football program has begun and it belongs to a smaller newly formed league called the North New Jersey Junior Football League. This should give a more level playing field since we will be competing with towns more our size. The program is open to children entering grades kindergarten through eighth. The Falcons Cheerleading Program has started and girls entering grades third through eighth are welcome. Men's Over 35 Softball has their championships going on and tomorrow night is their last game and hopefully we will have a champion. Engineer Statile has been at several council meetings including the August 4<sup>th</sup> Special Public Forum meeting on the renovation of Memorial Park. This week the administrator, engineer, council president and another councilman were involved in asking a lot of questions, doing more research and looking at various aspects. With regard to the Township Library, please look at their website since they do have a lot of exciting programs. She did attend a program that featured a magician, there were 45 children along with their parents and everyone had a nice time. The library will be sponsoring a Lego Contest on August 19<sup>th</sup> at 6:00 p.m. This Fall the library will be holding a Murder Mystery Dinner for adults. The Planning Board finalized the Jensen subdivision on Washington Avenue, near the Garden State Parkway south which will be two homes. There were a lot of problems with this application, it was a long process, a lot of issues and we need to keep a close eye on it. In addition approval was also given to a home up on Douglas, which will be 3,940 square feet and approval was also given to Verizon at the shopping center for a new sign. Administrator Cavallo has been very busy this month with construction projects, personnel, other agencies and general problem solving. We did advertise for a new Zoning Officer/Code Enforcement. Jim Tucker, the person we have at this time is moving to North Carolina, his last day was Friday. Mr. Tucker was a member of the Zoning Board for many years and with his expertise he became our Zoning Officer/Code Enforcer. We did interviews last week and we did hire Gary Mazanec as the Zoning Officer/Code Enforcer. Vito Trause, the World War II Prisoner of War and Grand Marshall of this year's Memorial Day Parade received great community support for his 90<sup>th</sup> birthday. His actual birthday was Sunday, July 19<sup>th</sup> but there was a celebration for him on Saturday, July 18<sup>th</sup>. There were several articles in the local paper with regard to the celebration.

#### REPORT OF COUNCIL

Dr. Cascio – Stated he has nothing to add to what the Mayor stated. Thanked everyone for coming out tonight.

Mr. Beckmeyer – Thanked everyone for coming out. Stated he would also like to send out his condolences to the Bea Napier and the Napier family for the loss of Anthony Napier. Stated Mr. Napier was a quiet man and after reading the obituary in the paper with regard to his involvement in volunteering, Mr. Beckmeyer gained respect for a man who donated his time and did great things for the youth of America. Our country and council will miss him.

Mr. Sears – Stated his condolences to the Napier family. Stated with regard to the left hand turn on Pascack and Ridgewood, he did get in touch with the County and the County did come out and correct the timing on the left hand turn of the intersection. Spoke of his frustration with regard to the intersection of Pascack and Washington Avenue. Stated even though the County stated they are working on it, they still have to see our plan to get something in motion. Spoke of a letter he received from Assemblywoman Holly Schepisi responding to a letter from a gentleman in River Vale who is irritated about Exit 171 Woodcliff Lake. Stated in the letter Assemblywoman Schepisi

explains it might take a court order to get Exit 171 open, but she will support the Township in any way to help us get Exit 171 corrected. Stated that enough funds have been raised to purchase one heart machine for the Ambulance Corps, and they are working on getting enough funds to purchase a second one.

Mr. Beckmeyer – Stated with regard to the letter from the gentlemen about Exit 171, can we approach him since there might be people in the area where he lives that are also frustrated with regard to Exit 171. Stated we may be able to gain support from people who live up in that area.

Mr. Frank – Stated he did email this gentleman today and he did indicate to Mr. Frank he does have paperwork. Mr. Frank stated once he receives the paperwork, he will share it with everyone.

Mr. Sears – Stated he has received calls from Woodcliff Lake, Park Ridge, Hillsdale, Westwood and Old Tappan. Stated we need to take the lead and have a sign up page or electronic sign up page on the website. Stated this needs to be done since the traffic is getting worse.

Mayor Sobkowicz – Stated she spoke with Mr. Tedesco's assistant, Marc Schrieks, and she did explain the situation with regard to Exit 171, he was not aware of how critical the situation is. He also suggested letters from people to write in via the website would help.

Mr. Frank – Stated he got together with Terry Hayes on behalf of the Men's Softball league during the first week of the playoffs. Stated over two or three nights ten large plastic bins worth of food was collected and it was all delivered to the food pantry. Thanked everyone who participated.

Mr. Calamari – Stated his condolences to the Napier family.

#### GENERAL PUBLIC DISCUSSION

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer, to open the general public discussion.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Rosa D'Ambra, 423 Colonial Boulevard – Mrs. D'Ambra spoke of the town calendar and Ordinance No. 15-05 not having baseball on them. Stated she passed out papers sick and tired going to Clark Field and seeing the baseball field open only to certain people. Stated that she went there on Saturday, August 8<sup>th</sup> and the field had still had master locks with heavy chains on them. Stated she spoke with Administrator Cavallo about the locks being there. She spoke at length with regard to the timing of the sprinkler system and asked if the taxpayers of this town are paying for the water on a field that they cannot use. She stated that this is taxpayer's property and children should be able to enjoy this field. She spoke of the two signs on the property that state "Breathe Easy Public Property." She stated if the field continues to be locked; a group of residents will go to the Freeholders meetings to make sure there are no more grants or open funds to this Township until this problem is solved. She stated the parks belong to all the taxpayers of this town and believes there is a conflict of interest between the administration of this town and the baseball committee/board. She asked has this become a private baseball field. Mr. Calamari replied not that he is aware of. She stated the locks should be cut and if the turf field goes up it will be locked up too since this town only worries about a few people. She asked that those locks be cut.

Bill Murrell, 129 Woodfield Road – Mr. Murrell stated he is a member of the American Society of Civil Engineers specialist in Regulatory Code Writing. He is concerned about the money being spent on engineering studies along with the two million dollars appropriated for the turf projects. He spoke of the various projects he has been involved in. He spoke of turf having had its era due to disease and toxicity issues. He stated he can show council studies. He stated the toxicity issues are overwhelming and dangerous to the kids.

Diane Grimaldi, 441 Van Emburgh Avenue – Ms. Grimaldi stated our CFO is here in case anybody in the audience has any questions about the budget since it is important. There was a discussion with regard to the Verizon sign in the shopping center. She asked if the Corrective Action Plan will be posted on the website and it will be. There was a discussion with regard to the canopy at Sky Trading. Mr. Beckmeyer stated he went and looked at the plans that were approved by the Zoning Board and the revision of the canopy had a height of 15 foot six inches, 24 foot wide and 64 feet long but the height is only supposed to be 15 foot six inches. Mr. Beckmeyer asked if we may be able to get the engineer out there to look at it now that is up to do a measurement if they go any further since he believes the old plan was higher to make the correction now before it goes any further. Ms. Grimaldi asked who is in charge of doing the inspections as it is going up. Administrator Cavallo replied Azzolina and Feury, and the contractor has to provide the town with an as built. Administrator Cavallo already put a call into the general contractor this afternoon, he also reached out to Mr. Azzolina's office and the associate advised him to ask for an as built immediately so we can figure out what was built and it matches. Ms. Grimaldi spoke of the commuters who walk from the firehouse parking lot to take the bus and how they will be affected. She also spoke of the past when the County did give the Township several options with regard to the intersection. Mr. Beckmeyer stated at that time Option D which was selected and approved by council. Mr. Beckmeyer further stated when the drug store was going to come in the County came back and the area was going to be wider and bigger and he personally was against it since pedestrians would never be able to cross that street. There was a discussion of going with the previous plan that the County gave the Township years ago. Ms. Grimaldi asked what the status with regard to the pedestrian signs is. Mr. Sears replied that he did receive quotes and it was one of the issues that were going to be discussed at the meeting that they cancelled on us. Mr. Sears stated he doesn't see an issue with the signs since other County roads have them. Ms. Grimaldi asked who wrote the Corrective Action Plan. Administrator Cavallo replied it was himself and the CFO reviewed it.

Ms. Julie Lipnick, 184 Finnerty Place – Ms. Finnerty stated she was at Clark Field about an hour ago, the gates were locked and kids jumped the fence and were playing ball. She spoke at length with regard to Clark Field being rehabilitated in 1993 with fundraisers by a group of 15 parents. She stated a \$50,000 was raised by this group of parents. She stated the pavers at Clark Field were part of that fundraising, and a parent who was a landscaper donated his time to build a walkway. She stated the snack stand at that time was extremely disheveled and it was fixed by parents who donated their time. She stated if this was done in 1993 maybe the same alternative of fundraising can be done today for Memorial Park.

Toni Plantamura, 808 Robinwood Road – Ms. Plantamura spoke of an article in The Record this past Saturday with regard to Oradell charging for use of their field to recoup repair costs. She read at length from the article. Stated the people of Washington Township deserve to be heard and council is not paying attention to the real economics of this field once it is done. She also spoke of the hazardous material, catering to special interest groups in this town and basically dissing the rest of the people in this town. She stated the people of this town will remember this when it comes to November elections. She stated she is tired of people saying it is about the kids and believes something of this magnitude should be put to a referendum. She stated sometimes she likes kids, some kids to her are brats and she was raised in an era where kids were seen and not heard. She stated kids are overextended with schedules and parents are running their lives. She stated that basically lacrosse and football are running that field. She spoke at length with regard to questions she has from the November 14, 2014 meeting that have yet to be answered. She asked how these questions are going to be answered since Mr.

Statile is not present tonight. Mr. Calamari asked what some of the questions are. She asked if children would be allowed to sleigh ride once the field is converted to turf. Mr. Beckmeyer replied back in 2010 the hill was closed to sleigh riding due to a rash of injuries. He stated at that time Mr. D'Urso was president of the council, it is in the meeting minutes and that hill was never opened again to sleigh riding. Ms. Plantamura spoke of Mr. Calamari writing in the paper and not mentioning Mr. D'Urso's name and she feels that is cowardly. She stated she is not afraid to mention someone's name and will not talk about someone behind their back. Ms. Plantamura stated she has seen kids sleigh riding on the hill. Mr. Beckmeyer replied according to the liability we received from the insurance company back then and the school board, which part of the hill is theirs also, they don't want sleigh riding on the hill. Mr. Beckmeyer stated he understands Ms. Plantamura saw kids sleigh riding but that doesn't mean it is allowed. She asked if Town Day and the Summer Recreation Program will continue with artificial turf. Mayor Sobkowicz replied yes. Ms. Plantamura spoke of the field being Green Acres and use of the field not changing. She asked will her questions from the August 4<sup>th</sup> meeting be answered. Mr. Calamari suggested that Ms. Plantamura give a list of questions she would like to be answered and he will follow-up and make sure that her questions are answered. She spoke of the senior citizens in the Township, the article in The Record with regard to Oradell and a binding referendum. Mr. Beckmeyer spoke of the article in The Record with regard to Oradell. He stated the field was installed in 2004, it is in its 12<sup>th</sup> season and the reason he remembers that is that he was a coach on that field in 2005. He stated due to sliding into 2<sup>nd</sup> base that area is worn out and that is what they want to get replaced now. He stated the field will probably be replaced in 2 to 3 years bringing the field to 14 or 15 years old. He stated the newspaper article is a little misleading.

Gordon Thomodo, 14 Roberts Court – Mr. Thomodo spoke of the motion by Dr. Cascio for a referendum. Mr. Beckmeyer replied no one called for a second to the motion. Mr. Thomodo stated he didn't hear a call for a second motion. A discussion followed with regard to whether there was a call for a second motion. Mr. Thomodo would like a show of hands on who is for and against the field. Mr. Calamari stated he is not going to allow the council to do a straw poll. Mr. Thomodo feels no one wants to go on the record to give the people in this town to vote on spending three million dollars. Mr. Beckmeyer replied it is not three million dollars. Mr. Beckmeyer asked Mr. Thomodo what he does for a living. Mr. Thomodo replied he was a construction manager for 40 years and the closest field he built is the one behind the A&P headquarters. Mr. Thomodo believes that in 10 or 15 years the drainage will need to be repaired since there will be so much dirt and garbage in it. Mr. Beckmeyer replied the carpet acts like a sieve, trapping any of the particles on top; it never gets down to the stone. Mr. Thomodo stated he retired and believes this council is taking this town down. Mr. Beckmeyer stated he is also a senior citizen and he disagrees with Mr. Thomodo, the roads are getting done, there will be a report for the DPW building, we are working on the intersection and values of homes will be increased by doing the park. Mr. Beckmeyer stated he feels the town has been too stagnant for too many years especially for the last four years before these gentlemen got on council. Mr. Thomodo feels his street Roberts Court, does not need to be paved. Mayor Sobkowicz explained that a professional company ranked every road.

Robert Wipper, 235 Sussex Road – Mr. Wipper spoke of the meeting on Monday, August 4<sup>th</sup>. He asked if a study was done showing the pros and cons that he can look at. He listed the items that could be on that list. Mr. Calamari replied those discussions were had prior. He would like to see them in writing. Mr. Calamari stated he can look at the minutes of the meetings that were had. He stated someone should have been hired to do this so everyone knows what is going on. Mr. Calamari replied with all due respect everything cannot be readdressed that happened at every meeting just because he didn't attend every meeting. Mr. Wipper stated he didn't attend all of the meetings,

but at the August 4<sup>th</sup> meeting there were people in attendance that didn't understand one way or another why it had to be done. He stated if it has to be done we should know how to do it, ramifications of doing it this way or that way. Mr. Beckmeyer asked what part of the project he is speaking about. Mr. Wipper replied the turf versus the grass. Mr. Beckmeyer replied the main thing that came back with the study having engineers coming in and representatives. Mr. Wipper replied he would like the study. Mr. Beckmeyer replied they came in and spoke to us, if you would like to information he will give it to you. Mr. Wipper replied he would like to see something in writing. Mr. Wipper spoke of his background of being an electrical engineer and asked of Mr. Beckmeyer's background. Mr. Beckmeyer replied he is a civil engineer qualified in the State of New Jersey. Mr. Beckmeyer stated he has designed four turf complexes ranging from 2 million dollars up to 6.5 million. There was a lengthy discussion with regard to putting this in writing. Mr. Calamari stated a discussion of what occurred is in the minutes, it is not a word for word translation, it is a recap. Dr. Cascio stated that Mr. Wipper can also get an audio of the past two to three years of meetings.

Michael Ullman, 2 Clark Avenue – Mr. Ullman spoke of the number of strike throughs that were not answer and he then listed the various items. Mr. Ullman asked what is the price of those items and what does it do to the price of the project? He also asked there has been pushback on the 3 million dollar number; he would like to know what the number is that is being used today. There was a discussion with regard to a statement made by Mr. Frank. He also spoke of a Township of Washington Memorial Park document with 42 line items which does not include engineering. He stated a higher grade of fill was discussed; Section 20 costs of 10% and the scoreboard. He stated he would like to know what the number is at some point. He spoke at length with regard to canceled ordinances from 1989 to present. He stated on the balance sheet there is 317,000 statement of reserve insurance settlement for the municipal complex and he would like to know what that is. Mayor Sobkowicz explained what occurred with regard to when the municipal building was built. She stated a lawsuit occurred and the insurance company granted the Township \$475,000 to remedy issued that need to be remedied with regard to the building. There was a discussion of the \$11,950 which was drawn which was likely for roof repairs. There was also a discussion with regard to the auditor and CFO who are also contacted with regard to using those monies. Mr. Ullman stated he would like an answer with regard to why is everything bonded over and over again.

Elizabeth Murrell, 129 Woodfield Road – Ms. Murrell spoke of her concern about the bridge behind the library on Woodfield Road. She then stated her concerns with regard to the bridge being compromised. She stated she believes this needs an engineer solution and the structure is being compromised. Administrator Cavallo replied there are engineering drawings for this project. She stated she has a copy of the drawing and she disagrees. She stated she did go into the culvert and photographed it. She spoke at length with regard to the condition of the culvert and the road. Administrator Cavallo stated an engineer is overseeing the project. She stated she does have the reports, but it does not make a difference if the engineer doesn't address the substructure of the bridge. Administrator Cavallo replied when the road open that is what the engineer plans on doing, addressing the substructure of the bridge. She stated it is not in the engineering proposal or solution. She stated she does have photographs that need to be seen. She stated the substructure of the bridge is not being addressed and the bridge is being compromised. Administrator Cavallo replied for clarification, it is not a bridge, it is a drainage culvert, there is not a bridge structure.

Sandy Philips, 321 Hudson Avenue – Ms. Philips asked when the money is not used that is in line item, what happens to the money. There was a discussion with regard to having a line item for field maintenance. Administrator Cavallo replied field maintenance falls under the Department of Parks, and he named the subaccounts. Ms. Philips asked if the full amount

was used for 2013-2014. Administrator Cavallo explained maintenance of parks is in the budget, last year \$71,500 was budgeted for maintenance of parks and other expenses out of that \$44,419 was used, which has a reserve of \$27,081. Administrator Cavallo explained that not all of expenses are taken out of that line item. Ms. Philips stated it has been said that \$100,000 has been used on this field to maintain it. Administrator Cavallo replied electricity comes out of a special line item in the budget dedicated to utility, and there is also a line item for resurfacing of Memorial Field. Ms. Philips asked how much of that line item was used. Administrator Cavallo replied \$13,000 was budgeted and none of it was used. Ms. Philips stated she has no confidence of this field will be taken care of once the 2.2 million is spent. She stated the field should have been taken care of so it could be a healthier field for young people to play on. She stated the field does need improvement, but we need to make sure we are giving making it safe for the kids and the effect it will have on the kids ten years down the road after inhaling this rubber.

Cynthia Cannon, 804 Manhattan Avenue – Ms. Cannon spoke of a conversation she had with a senior citizen with regard to the plans for Memorial Field being available at the library. She stated she did go to the library and they indicated to her they were never given the plans and she would like to know if it is possible for getting a 2<sup>nd</sup> set of drawings for the library. She stated some of the seniors are talking about the walking trail. She spoke at length with regard to where the walking trail is located. She stated at the last meeting a few of the seniors were here and the reason they were here is to get information. She stated we all pay taxes in this town and she really wishes this council considers putting this up for a referendum vote so residents can vote yay or nay.

Tony Gitto, 17 Darlene Terrace – Mr. Gitto stated he was a member of the Washington Township baseball board for 15 years, his last year was 1995. He stated Clark Field is named after Mary Higgins Clark, he stated he doesn't remember if the property was donated to the Township or to Washington Township Baseball. Mayor Sobkowicz stated Ms. Clark lived on Cleveland and her family donated to the property, she stated was under the impression the property was donated to the Township, but she doesn't know for sure if it was to the baseball association or to the Township. He spoke at length with regard to Clark Field never being locked up and it should not be locked up. He also spoke of soccer using that field in the past. He spoke of what was done to Clark Field in the past. He stated that Washington Township Baseball is a private organization, private corporation which is part of the Little League Baseball Field of America. He spoke at length with regard to what was done to the baseball field in the past. There was a discussion with regard to the locks on Clark Field and the removal of the locks. Mayor Sobkowicz spoke of what was done in the past with baseball, the town would put so much and baseball would put in so much. Mayor Sobkowicz stated in the past there were locks and they were taken off, she now sees they are on again and they will be taken off. Mr. Gitto spoke of in the past being on the Planning and Zoning Boards with regard to applications and if grass has been looked into. He stated his concern is that the right thing is done for the taxpayers. He stated he officiates sports and with turf field you do bring the pellets home with you. He spoke of Memorial Field being a Green Acres field. He stated with regard to Memorial Field, the scoreboard was donated by Coca Cola by a gentleman and the lights were donated by Mehl Electric. He spoke of scheduling the field in the past and what the impact will be with regard to Green Acres. Mayor Sobkowicz spoke at length with regard to the ordinance that would require fees for use of the field. She stated the ordinance is very similar to what the school system uses and hopefully we will recoup some of our costs.

Eamonn Twomey, 187 Devon Road – Mr. Twomey also spoke of the article in The Record with regard to the Oradell turf field, which is called DPAC, the Doug Parcells Athletic Complex. He stated he knows a number of people he knows in the sports program and administration as well. He stated it is not actually \$800,000 to fix the field, the problem is one worn out section near

second base, which was actually fixed. He stated Oradell has had an ordinance in place for 8 year to collect funds to offset the cost for the next generation of the turf when it needs to be replaced. He stated any fees that are paid to use the field at the high school are put into a separate account so that in 12 or 15 years when the turf needs replacement that is offsetting the cost of redoing the field surface. He stated with regard to DPAC the biggest users of the field were the high school, even though the high school has its own turf complex they use it for various practices. He spoke of the statement that was made in the article in The Record with regard to the \$24,000 not being collected; the money he believes is due to reciprocation. He stated you can't believe everything you read, there is a much bigger piece of that story than just the field being replaced. He spoke of the separate fund they have called the Doug Parcels Athletic Complex Fund that does pay for various things. He stated all of the youth sports in that town do pay a set fee. He stated they are not a rec based like our programs, they are actually private organization and they do pay a set fee based on the number of hours they are on the field which goes into a separate account and is used in x number of years to replace the surface. He spoke of the Township coming up with an ordinance that would enable the town to charge outside parties, similar to what the high school is doing, put the money into a separate account to offset the cost of redoing the surface when it needs to be replaced. He stated the football team will have four scrimmages, two home games which will all be played on turf fields. He stated in 2013 \$125,000 was spent to put down new sod and it didn't even last one year. He stated in 14 years sod was put down 6 times. He also spoke with regard to the drainage. He stated other towns were in the same boat as we are in now, he has spoken to pretty much all of them and they are thrilled with their decision of going with turf.

A conversation followed with regard to trucks being allowed to make a right hand turn heading south on Pascack, at the light on Washington. Mr. Calamari asked Administrator Cavallo to check with the County.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer to close the public discussion.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

## ORDINANCES

### 2<sup>ND</sup> Reading Ordinance No. 15-11

The Clerk read Ordinance No. 15-11 entitled: AN ORDINANCE CREATING PRIVATE STORM DRAIN INLET RETROFITTING REQUIREMENTS.

A motion was made by Dr. Cascio seconded by Mr. Beckmeyer, to introduce and pass Ordinance No. 15-11 at second reading by title.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

The following resolution, Resolution No. 15-235 was presented and adopted on a motion by Mr. Sears, seconded by Mr. Beckmeyer.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 15-11 entitled: AN ORDINANCE CREATING PRIVATE STORM DRAIN INLET RETROFITTING REQUIREMENTS be read on second reading and the public hearing be held thereon pursuant to law.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer, to open the Public Hearing.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Michael Ullman, 2 Clark Avenue – Mr. Ullman asked if this ordinance is for projects on private property. Administrator Cavallo stated it is for the municipal storm water system, if someone was doing a retrofit, a new curb, building a new street, reconstructing an area that has a storm drain, such as on their property, they would have to retrofit it according to the ordinance. Mr. Beckmeyer spoke of the original storm water plan set up by the state years ago. Mr. Beckmeyer stated this ordinance deals with outside of the right of way; he gave an example of the shopping center repaving their parking lot and also private property. Mr. Ullman asked is the Township held to the same requirements. Mr. Beckmeyer stated how the State wrote the law, being that the town doesn't have to go around and update catch basins, but they do have to update them when a road is paved. He stated all of the Township catch basins will be redone as the streets are paved.

A motion was made by Mr. Sears, seconded by Dr. Cascio to close the Public Hearing.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

A motion was made Dr. Cascio, seconded by Mr. Beckmeyer, to pass Ordinance No. 15-11 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

#### 2<sup>ND</sup> Reading Ordinance No. 15-12

The Clerk read Ordinance No. 15-12 entitled: AN ORDINANCE CREATING REQUIREMENTS FOR REFUSE CONTAINERS/DUMPSTERS.

A motion was made by Dr. Cascio seconded by Mr. Beckmeyer, to introduce and pass Ordinance No. 15-12 at second reading by title.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

The following resolution, Resolution No. 15-236 was presented and adopted on a motion by Mr. Beckmeyer, seconded by Mr. Sears.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 15-12 entitled: AN ORDINANCE CREATING REQUIREMENTS FOR REFUSE CONTAINERS/DUMPSTERS be read on second reading and the public hearing be held thereon pursuant to law.

A motion was made by Mr. Beckmeyer, seconded by Mr. Sears, to open the Public Hearing.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Rosa D'Ambra, 423 Colonial Boulevard – Mrs. D'Ambra asked who is going to be responsible for this ordinance. Administrator Cavallo replied it is going to be a mixture of the Health Officer, but the ticket will have to be issued by the Police Department. Mrs. D'Ambra asked will this also pertain to the town. Administrator Cavallo replied white goods are exempt from this ordinance.

Michael Ullman, 2 Clark Avenue – Mr. Ullman asked if Township also has to follow this ordinance. Administrator Cavallo replied the Township is not exempt from this ordinance; the specific use would be exempt from the ordinance. Administrator Cavallo stated if a resident would put a dumpster in their driveway for demolition purpose, it would exempt from the rule, but if a resident puts a dumpster for the collection of refuse, waste, then they would be required to have a lid on the dumpster and that applies to the Township as well.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer to close the Public Hearing.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

A motion was made Dr. Cascio, seconded by Mr. Beckmeyer, to pass Ordinance No. 15-12 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

#### Introduction Ordinance No. 15-13

The Clerk read Ordinance No. 15-13 entitled: AN ORDINANCE ESTABLISHING FEES IN CONNECTION WITH THE SALE OF GARBAGE BAGS BY THE TOWNSHIP OF WASHINGTON

A motion was made by Mr. Sears, seconded by Mr. Beckmeyer, to introduce and pass Ordinance No. 15-13 at first reading by title.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

The following resolution, Resolution No. 15-237 was presented and adopted on a motion by Dr. Cascio, seconded by Mr. Beckmeyer.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

WHEREAS, Ordinance No. 15-13 entitled: AN ORDINANCE ESTABLISHING FEES IN CONNECTION WITH THE SALE OF GARBAGE BAGS BY THE TOWNSHIP OF WASHINGTON was introduced and passed at first reading at a meeting of the Township of Washington on the 17<sup>TH</sup> day of August, 2015.

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 14<sup>th</sup> day of September, at 7:30 o'clock in the evening, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Building, 350 Pascack Road, Township of Washington at which time and place all persons who may be interested will be given an opportunity to be heard concerning said ordinance;

BE IT FURTHER RESOLVED, that the Township Clerk is authorized to advertise in The Bergen Record, a newspaper circulated in this Township, the introduction and notice of further consideration for final passage and public hearing of this ordinance as required by law.

#### Introduction Ordinance No. 15-14

The Clerk read Ordinance No. 15-14 entitled: AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT OF OFFICERS AND EMPLOYEES IN SAID MUNICIPALITY FOR THE YEAR 2015

A motion was made by Mr. Beckmeyer, seconded by Mr. Sears, to introduce and pass Ordinance No. 15-14 at first reading by title.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

The following resolution, Resolution No. 15-238 was presented and adopted on a motion by Mr. Beckmeyer, seconded by Mr. Sears.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

WHEREAS, Ordinance No. 15-14 entitled: AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT OF OFFICERS AND EMPLOYEES IN SAID MUNICIPALITY FOR THE YEAR 2015

was introduced and passed at first reading at a meeting of the Township of Washington on the 17<sup>TH</sup> day of August, 2015.

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 14<sup>th</sup> day of September, at 7:30 o'clock in the evening, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Building, 350 Pascack Road, Township of Washington at which time and place all persons who may be interested will be given an opportunity to be heard concerning said ordinance;

BE IT FURTHER RESOLVED, that the Township Clerk is authorized to advertise in The Bergen Record, a newspaper circulated in this Township, the introduction and notice of further consideration for final passage and public hearing of this ordinance as required by law.

### CONSENT AGENDA

The following resolutions were part of the Consent Agenda and were made available to the Governing Body and the Public prior to the meeting.

Dr. Cascio – Asked if Resolution No. 15-239 is the 3 year standard that has always been done.

Mayor Sobkowicz – Replied yes.

The Consent Agenda was presented and adopted on a motion by Dr. Cascio, seconded by Mr. Beckmeyer.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

#### Resolution No. 15-239

##### Bergen County JIF Membership Renewal

WHEREAS, the Township of Washington is a member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2015 unless earlier renewed by agreement between the Township and the Fund; and

WHEREAS, the Township desires to renew said membership in the fund.

THEREFORE BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the Township agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund.

BE IT FURTHER RESOLVED that the Township agrees to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

#### Resolution No. 15-240

##### 2014 Bergen County Open Space Grant Application

BE AND IT IS RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the Township wishes to enter into a Bergen County Trust Fund Project Contract ("Contract") with the County of Bergen for the purpose of using a \$22,775.00 matching grant award from the 2014 Funding Round of the Bergen County Open Space, Recreation,

Floodplain Protection, Farmland & Historic Preservation Trust Fund ("Trust Fund") for the municipal park project entitled "Memorial Park Access Improvements" located in Memorial Park on Pascack Road and School Street in Block 2325, Lot 1 on the tax maps on the Township of Washington;

BE IT FURTHER RESOLVED that the Township Council hereby acknowledges that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about July 15, 2017; and

BE IT FURTHER RESOLVED that the Township Council hereby acknowledges that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proof of payments, and other such documents as may be required by the County of Bergen in accordance with the Trust Fund's requirements; and

BE IT FURTHER RESOLVED that the Township Council hereby acknowledges that the grant disbursement to the municipality be equivalent to fifty (50) percent of the eligible costs incurred (not to exceed total grant award) applied towards only the approved park improvements identified in the aforesaid Contract in accordance with the Trust Fund's requirements; and

BE IT FURTHER RESOLVED that the Township Council hereby authorizes the Mayor and Township Clerk execute to the aforesaid Contract with the County of Bergen.

Resolution No. 15-241

2015 Bergen County Open Space Grant Application

WHEREAS, the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of municipal recreation facilities; and,

WHEREAS, the Township of Washington desires to further the public interest by obtaining a matching grant of \$30,000 from the County Trust Fund to fund the following project: Memorial Park Basketball Court Rehabilitation; and,

WHEREAS, the Township Council of the Township of Washington has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Township Council will hold a public hearing on September 14, 2015; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen New Jersey that the Business Administrator is hereby authorized to submit the above completed project application to the County by the deadline as established by the County; and,

BE IT FURTHER RESOLVED that, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Township Council of the Township of Washington has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,

BE IT FURTHER RESOLVED that the Township Council of the Township of Washington is committed to providing a dollar for dollar cash match for the project; and,

BE IT FURTHER RESOLVED that only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.

BE IT FURTHER RESOLVED that the Township Council of the Township of Washington agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.

Resolution No. 15-242

2015 Audit Corrective Action Plan

WHEREAS, Local Finance Notice #92-15 issued July 8, 1992 by the Division of Local Government Services, requires that all municipalities prepare and submit a Corrective Action Plan as part of their annual audit process; and

WHEREAS, the Corrective Action Plan shall be accepted by the governing body and placed on file with the Township Clerk within sixty (60) days from the date the audit is received by the governing body, and

WHEREAS, the audit report was received on June 29, 2015, and

NOW, THEREFORE, BE IT RESOLVED the Township Council of the Township of Washington, County of Bergen, New Jersey hereby accepts the attached Corrective Action Plan for the 2014 Annual Audit.

BE IT FURTHER RESOLVED that the Township Clerk shall forward one certified copy of this resolution together with the attached Corrective Action Plan to the Director of the Division of Local Government Services.

Time Noted: 9:35 p.m.



Elaine Erlewein  
Acting Township Clerk



Peter Calamari  
Council President

Approved: September 14, 2015

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY

CONFERENCE PORTION/PUBLIC SESSION

August 17, 2015

Members present: Glenn Beckmeyer, Steve Cascio, Dave Frank, Thomas Sears, Peter Calamari. Also present: Janet Sobkowicz, Mayor; Matthew Cavallo, Administrator; Ken Poller, Attorney.

Time Noted: 9:44 p.m

CURRENT BUSINESS

Memorial Park – Mr. Calamari stated himself and Councilman Sears met with Mr. Statile on Friday and did receive additional information as far as costs of items that were not on the original price sheet, and all of the councilmen did receive it over the weekend. Mr. Calamari stated that Administrator Cavallo was also at the meeting as well as the Mayor. Administrator Cavallo explained the revised estimate received on 6/10/15 is the estimate we should be going by for the field construction. The meeting with Mr. Statile was to go over costs that show up as zero. Administrator Cavallo spoke at length with regard to the June 10<sup>th</sup> proposal, specifically with regard to line item 16, line item 19 and line item 20. Administrator Cavallo also spoke of the basketball courts, submission of Bergen County Open Space Grants. There was also a discussion with regard to the bleachers and the walking track. There was also a conversation with regard to bid pricing. Administrator Cavallo also explained the short term financing and the bond ordinance. Mr. Beckmeyer spoke of the virgin rubber with the ground coconut on top which he would prefer. Mr. Beckmeyer also spoke at length with regard to purchasing through the COOP. Mr. Beckmeyer also spoke of Musco Lighting which guarantees their lighting for 25 years, the cost savings and saving close to 500 metrics tons of carbon monoxide by going Green. Administrator Cavallo spoke of the items which would be added and with the new numbers it would be about 2.4 million. Mr. Beckmeyer spoke at length with regard to the issues of the current field, the over usage and trying to grow grass.

A motion was made by Mr. Beckmeyer, seconded by Dr. Cascio, to have Administrator Cavallo contact a bond attorney to prepare a 2.45 million dollar bond ordinance.

Ayes: Councilmen Beckmeyer, Frank, Sears, Calamari.

Nays: Councilman Cascio.

A motion was made by Dr. Cascio to introduce going to a referendum for the field.

Mr. Calamari asked if anyone would like to second the motion.

Mr. Calamari stated the motion does not carry.

Roads Program – Administrator Cavallo stated Hampshire will be paved on Wednesday, Standish next week. He also gave updates with regard to roads that will be paved. He stated Township is on schedule for starting in the area of September 15<sup>th</sup>/September 17<sup>th</sup>. He is expecting four days of milling and five days of paving, including storm drainage reconstruction and some curbing being repaired. The contract is supposed to be done by October 1<sup>st</sup>, barring any weather complications. He spoke at length with what will be done with regard to Julia Court and Woodfield Road. He also spoke of the closure of Woodfield Road. There was a conversation with regard to the filling of pot holes, which is still ongoing.

Department of Municipal Buildings Facility – Administrator Cavallo was in contact with the Musial Group they are putting their finishing touches on their presentation. He stated he should see it by the end of the month. We should all have it next month.

Intersection of Pascack Road and Washington Avenue – Mr. Calamari stated that Councilman Sears and the Mayor did give us an update on it. Mayor Sobkowicz stated we are keeping in constant contact. There was a discussion of the DOT wanting to go with the bigger project consisting of six lanes. Mr. Sears stated what is worrying him is that talks are being held with the DOT without representatives of the Township. Administrator Cavallo stated the DOT doesn't want the project that was approved, they want the larger project. Mayor Sobkowicz stated that four dates were given for a meeting, and the meeting was not held due to someone being on vacation. Administrator Cavallo stated he attended an administrator's meeting and everyone is getting the run around. There was a discussion of attending a Freeholder's Meeting as a group and voicing objections to this intersection. Mr. Sears stated we did our duty by attending a meeting in Trenton and meeting with the Commission Jamie Fox and laying out our plan. Mr. Beckmeyer asked a plan was approved that they gave us and now they are backing out? Mr. Sears replied they want the bigger plan with six lanes. Mr. Beckmeyer stated this needs to be a grass root effort.

2015 Capital Budget – There was a discussion of money being spent for the in house servers, work stations at the Police Department and security system for the Municipal Building. Mayor Sobkowicz stated she would like to get an inventory of all of the computers we have in Town Hall, the Police Department and the Fire Department. She would like to do a replacement program in the budget every year so that these items could be funded rather than financed. Mr. Sears asked if we can tap into the monies that was used to fix the roof. Mayor Sobkowicz replied those monies are strictly for the building, it has to be something that was not done correctly during the construction of the building. Mr. Sears asked if an ordinance would be needed. Administrator Cavallo replied if it is funded out of the Capital Fund, yes. Mayor Sobkowicz replied she will ask the auditor if the funds that were used to fix the roof can be used for this purpose also.

JYCC (Jewish Youth Community Center) – Dr. Cascio asked this item to be on the agenda. Dr. Cascio asked what is the zone exactly and what uses can there. Mr. Poller replied he believes it is zoned OR and also single family, OR is Office Research. Mayor Sobkowicz spoke of the history of the YJCC as being non-profit and the court upholding the use. She stated they have not closed they have suspended some operations, they are running three programs to keep the non-profit status going. Administrator Cavallo stated that other events are planned throughout the year and center will be open on certain days. He stated the letter states they are assessing the use of the building for future operations in their organization. Mayor Sobkowicz stated she is going to meet with them. Administrator Cavallo stated the property is assessed at 17,809,000, that reassessment was conducted in 2008. He stated they are also projecting a loss over the next year of a million dollars. There was a discussion with regard to the condition of the building. There was also a discussion of the use of the building and if another group could use the building as a non-profit organization.

User Fee Ordinance & Policy – Administrator Cavallo stated he did some changes to the fee structure as was requested at the last meeting by increasing the numbers by 50% in the Classified Users. He spoke of the various clarifications that were done. He stated Washington Township Little League and DSC United (Dragons Soccer) are both registered with the State of New Jersey as non-profit corporations. Mr. Beckmeyer where would they fit in. Administrator Cavallo stated Washington Township Baseball is a Class 2A and DSC United (Dragons Soccer) would be a Class 4. Administrator Cavallo explained the difference with baseball making them a 2B category. Administrator Cavallo stated there has always been a "Gentlemen's Agreement"

but we are going to sit down with them and put something in writing. There was also a discussion with regard to C4 and D3.

Introduction Ordinance No. 15-15

The Clerk read Ordinance No. 15-15 entitled: AN ORDINANCE PRESCRIBING FEES FOR USE OF TOWNSHIP FACILITIES.

A motion was made by Mr. Calamari, seconded by Mr. Beckmeyer, to introduce and pass Ordinance No. 15-15 at first reading by title.

Ayes: Councilmen Beckmeyer, Frank, Sears, Calamari.

Nays: Councilman Cascio.

The following resolution, Resolution No. 15-245 was presented and adopted on a motion by Mr. Sears, seconded by Mr. Calamari.

Ayes: Councilmen Beckmeyer, Frank, Sears, Calamari.

Nays: Councilman Cascio.

WHEREAS, Ordinance No. 15-15 entitled: AN ORDINANCE PRESCRIBING FEES FOR USE OF TOWNSHIP FACILITIES was introduced and passed at first reading at a meeting of the Township of Washington on the 17<sup>TH</sup> day of August, 2015.

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 14<sup>th</sup> day of September, at 7:30 o'clock in the evening, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Building, 350 Pascack Road, Township of Washington at which time and place all persons who may be interested will be given an opportunity to be heard concerning said ordinance;

BE IT FURTHER RESOLVED, that the Township Clerk is authorized to advertise in The Bergen Record, a newspaper circulated in this Township, the introduction and notice of further consideration for final passage and public hearing of this ordinance as required by law.

VFW – Habitat for Humanity – Mr. Poller stated we will be speaking of COAH in Closed Session. Mr. Poller stated we did go to Court with regard to COAH and were granted a five month stay. He spoke of the background for the consideration. He stated that Jacey Raimondo of Habitat did check with the State with regard to the property for Veteran's and Seniors. He stated the New Jersey Housing Mortgage Finance Agency is the agency that conducts the process of finding suitable users for these units. He explained the various housing with regard to senior housing. He stated the New Jersey Mortgage Finance Agency would be the agency that would have the approval. He stated there would be advertising for Veterans, if after 30 days there were no applications, then it would be opened up to Seniors. He stated with regard to Senior housing the economic level is a little higher. He read from a document that Jacey Raimondo provided. He stated Ms. Raimondo is very anxious to move ahead. He did send the resolution to Ms. Raimondo to make sure it was in compliance with what she needed to move ahead and she replied the resolution was fine.

A motion was made by Mr. Sears, seconded by Dr. Cascio on Resolution No. 15-244.

Ayes: Councilman Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Resolution No. 15-244

Sale to Habit for Humanity

WHEREAS, the Township of Washington (the "Township") is the owner of the land located at Lot 25 in Block 3101 on the Tax Assessment Map of the

Township of Washington, commonly known as 639 Jefferson Street (the "Premises"); and

WHEREAS, the Township is desirous of transferring the Premises to Habitat for Humanity of Bergen County, Inc. (also referred to as "Habitat") for the purpose of partially satisfying the Township's obligation to provide for affordable housing pursuant to the Fair Housing Act and consistent with the principles and dictates of the New Jersey Supreme Court's opinion in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015); and

WHEREAS, the Township has filed a declaratory judgment action in the Superior Court of New Jersey in connection with the Township's obligations with respect to affordable housing and in compliance with procedures outlined by the New Jersey Supreme Court; and

WHEREAS, Habitat is desirous of accepting the transfer of the Premises from the Township for the purpose of constructing affordable housing on the Premises; and

WHEREAS, Habitat is a Not-for-Profit Corporation of the State of New Jersey which provides community based programs to assist low and moderate income persons with home ownership; and

WHEREAS, Habitat is an organization which constructs and sells the type of housing which satisfies a municipality's affordable housing obligations; and

WHEREAS, N.J.S.A. 55:27D-311(a)(5) provides for the donation of land by a municipality for the purpose of providing low and moderate income housing; and

WHEREAS, N.J.S.A. 55:27D-325 provides that a municipal Governing Body may, by resolution, authorize the private sale and conveyance of municipally-owned property to a non-profit entity provided that there is a contractual guarantee that the housing units will remain available to low and moderate income households; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington that the Township Council hereby approves the transfer or donation of Lot 25 in Block 3101 on the Tax Assessment Map of the Township of Washington, commonly known as 639 Jefferson Street to Habitat for Humanity of Bergen County, Inc. for the purpose of Habitat for Humanity of Bergen County, Inc. constructing and selling units at the Premises which would provide the Township with credit toward its affordable housing obligations consistent with the Fair Housing Act and the principles and dictates of the New Jersey Supreme Court's opinion in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015);

BE IT FURTHER RESOLVED that the Township hereby requires that, to the extent legally permissible, all units constructed and sold by Habitat shall be for senior housing, and the Township further requires that two units have a preference for Veterans;

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute any agreements and documents necessary to effectuate the transfer of said Premises to Habitat for Humanity of Bergen County, Inc. consistent herewith.

Resolution No. 15-243

Closed Session, August 17, 2015

WHEREAS, the public is invited to attend all Meetings (whether denoted public or conference sessions) of the Township Council in accordance with its general practice and the Open Public Meetings Act; and

WHEREAS, the Legislature of the State of New Jersey declared that the public has a right to attend all meetings of the public bodies at which any business affecting the public is discussed or acted upon in any way except as set forth in the Open Public Meetings Act (N.J.S.A. 10:4-12), which provides for

the exclusion of the public from the portion of a meeting at which certain enumerated matters are to be discussed; and

WHEREAS, the Township Council has determined that, because of the nature of the subject matter to be discussed, the public should not be present at that portion of the meeting of the Township Council at which certain specific matters encompassed by N.J.S.A. 10:4-12 are to be discussed;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington that, pursuant to the express provisions of the Open Public Meetings Act, the public be excluded from the meeting or portion of the meeting (denoted as an "executive" or "closed" session) in which the following matters are to be discussed:

1. Any matter which, by express provision of federal law or State statute or rule of court shall be rendered confidential or excluded from the provision of subsection of a. of this section.

2. Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

3 Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendation, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance, and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

4 Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

5. Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

6. Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

7. Any pending or anticipated litigation or contract negotiation other than in subsection b. (4) herein in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. **COAH**

#### **Tax Appeals**

8. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

9. Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.

BE IT FURTHER RESOLVED, that it is not possible as yet to fix the time when or the circumstances under which the discussion conducted in Closed Session can be disclosed to the public. It is anticipated that the subject matter under discussion will be made public when finalized.

BE IT FURTHER RESOLVED, that notice is hereby given that the Township Council may find it necessary to take action at the conclusion of the executive/closed session; that such action if taken, will occur in open session; that you are invited to stay in the Municipal Building during the executive/closed session; that the doors to the Council chambers will be opened and an announcement will be made if the Township Council will be going into open session; and you may be present during such open session.

The Township Council anticipates that an open session will be necessary \_\_\_\_.

The Township Council anticipates that an open session will not be necessary X.

Motion to settle tax appeal litigation, motion carried.

Motion		Seconded		Ayes	Nays	Abst.	Absent
Beckmeyer		Beckmeyer		X			
Cascio	X	Cascio		X			
Frank		Frank		X			
Sears		Sears		X			
Calamari		Calamari	X	X			

Time Noted: 10: 40 p.m.



Elaine Erelwein  
Township Clerk



Peter Calamari  
Council President

Approved: September 14, 2015