

**TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY**

PUBLIC PORTION/PUBLIC MEETING

April 7, 2014

The Township Council held a Public Portion/Public Meeting in the Municipal Building, Pascack Road. The meeting was called to order at 7:30 p.m. by Council President Thomas Sears with the Clerk leading a salute to the flag. Members present: Peter Calamari, Steve Cascio, Thomas Sears. Glenn Beckmeyer arrived at 8:20 p.m. Also present: Janet Sobkowicz, Mayor; Ken Poller, Attorney. Absent: Richard Hrbek, Councilman; Catherine Steinel, 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 Ridgewood News, 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.

REPORT OF MAYOR

Mayor Sobkowicz stated that the JIF Carrier, for the third year in a row has awarded the Township a plaque and a \$1000, and she would like to thank the Risk Manager, Vic Fadini for being proactive. This award of \$1000 will be used to fund safety equipment for the road department. Mayor stated on April 6 she attend the Boy Scouts Blue & Gold dinner. It was a great event and she was very proud to be there. Many new programs are being offered to young patrons at the library. The library will also again be involved in the Summer Recreation program this year. The Mayor also stated she has received positive feedback with regard to chair yoga for seniors and the matt yoga for adults. The Police Department is looking to start a CERT Program. This program is composed of volunteers who are trained professional first responders in all types of emergency and non-emergency situations. Volunteers must be 18 years old and the Township will provide the training and items that are necessary. The annual Easter Egg Hunt sponsored by the Fire Department will be held on April 19 at Memorial Field from 10:30 am to 12:30 pm. The Planning Board heard from 4 new businesses for Town Center. Also spoke of property on Washington Avenue near the parkway south entrance in which a developer wanted to leave the original house there and build a second home behind it with a long driveway. A new developer came forward last week and is building two homes on the lot with two separate driveways which is a better arrangement and it is a lot easier for emergency vehicles to come in and out. Spoke of the cost related to the snow storm and the full report is \$23,251 was spent on overtime, \$24,623 was spent on salt, vehicle repairs was \$19,530, equipment parts \$4,000, and vehicle parts \$11, 669 and tires \$1,049 for a total of \$84,652. The County did reimburse the Township for plowing county roads and that payment was \$34,669. There is a move in the State to have FEMA reimburse some of those expenses, so we are prepared. Currently potholes are being filled on our local roads and we are also doing the county roads since they did give us the patch for free. The Shredding and E-Recycling Event will be held on Saturday, May 10 from 9:00 am to 12:00 pm. Two more events may be scheduled this year. E-recycling was being done at the DMF, but due to the high charges it has been stopped until further notice. Recycling has been increased 25% from October, from \$8,400 to \$11,000. Last year all we received from recycling practically funded more than half the program. The Mayor again would like to thank Charlotte Kazigian again for donated the defibrillator that she won at Town Day and would also like to thank Mr. Stickle for installing it right as you go into the Senior Center. Mr. Stickle will also be having training sessions. The Council was approached regarding the Ordinance

banning smoking on fields and parks. The Ordinance was introduced and if it passes tonight No Smoking signs will be given to the Township by the Global Advisors on Smoke free Policy. DPW sponsored a tree recovery campaign for trees lost as a result of Hurricane Sandy. One hundred and ten seedlings were available, residents picked up a little more than ninety. Several police vehicles and a truck were posted on govdeals.com for sale, none of them sold, so the price has been reduced. Mayor Sobkowicz stated Mr. Ullman brought to the attention of council flooding issues on Van Emburgh and Park. The county did go to the area and check, a catch basin was partially blocked and also there was a possible crack in the roadway. We will be moving forward with Phase 1 of our road program of Colonial Boulevard, we are waiting from the DOT as to whether we received the grant or not. Phase 2 of the road program will be moving forward no matter what. Pascack Valley Junior Police Academy for children ages 10-14 will run from June 24 to Friday, June 27 with a daily schedule of 8:30 am to 2:30 pm at the Westwood Regional High School with graduation being on Friday, June 27 at 1:00 pm. Applications are available at the Police Department in Westwood, Hillsdale and all the schools.

REPORT OF COUNCIL

Dr. Cascio – Dr. Cascio stated that back in August or July a Pay to Play Ordinance was passed for zero tolerance for political contributions. Believes it was a strong ordinance and with zero tolerance. New Jersey is the most corrupt state in the union and why should we do something that Trenton does when we can do it on our own. There are a couple of violations on the current ordinance and Dr. Cascio has gone down to the Bergen County Prosecutors Office to voice his concern. He urges his two fellow councilmembers to vote no on this ordinance. A resolution was passed on September 9, 2013 authorizing the release of reports on two investigations that the council undertook last year. Release of those reports was contingent upon payment of the attorney that did those reports. The attorney has been paid in full and as the resolution reads once the attorney is paid in full those reports are to be released by the Clerk. At this time at he is asking the Clerk to release those reports to the public.

Mr. Calamari – No report this evening.

Mr. Sears – Mr. Sears stated that he has been following the Bergen County Prosecutors Office with regard to the heroin epidemic in the County. The amount of heroin floating around is very scary. Spoke about the drug drop-off box that is located at police headquarters which is through a program with the Municipal Alliance. Some of these drugs are common drugs that doctors have prescribed, and some are more serious. If a person is not taking them, please drop them off, any time 24/7. It is a serious matter in our community, and our county.

APPROVAL OF MINUTES

A motion was made by Dr. Cascio, seconded by Mr. Calamari to approve the February 24, 2014 Public & Conference Session minutes. (All Vote)

Ayes: Councilpersons Calamari, Cascio, Sears.

Nays: None.

GENERAL PUBLIC DISCUSSION

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

Ayes: Councilpersons Calamari, Cascio, Sears.

Absent: Councilpersons Beckmeyer, Hrbek.

Nays: None.

Rose D'Ambra, 423 Colonial Boulevard – Mrs. D'Ambra asked if a council meeting can be conducted with only three members. Mr. Sears replied,

yes, it is a quorum. Mrs. D'Ambra spoke of the Lake Association having problems with money and paying large assessments. Mrs. D'Ambra then went on to state various information on grants and organizations that would be able to assist the Lake Association with funds. At the April 1, 2013 meeting Mr. George Stafford of the New Jersey Highlands Coalition did come to that meeting. Mrs. D'Ambra states that she is dead set against the town purchasing this property; it would be a big liability to the town. Spoke of the signs that are all over the lake stating keep off my property. Years ago there were tennis courts, swings, and now they are all gone. Lake Association wants someone else to take care of the property since they are sick and tired of paying the high assessment fees to their association. We have to preserve our wetlands, this is our water.

Alicia Wangelian, 286 Calvin Street – Mrs. Wangelian would like to make a request that if the Township considers purchasing the lake or the park it should be open up the town residents.

George Wangelian, 286 Calvin Street – Mr. Wangelian stated that he grew up in the Township and has fond memories of going to the park with family and friends. Believes it would be a great asset to the town if the Township least purchases the park for the residents. Mr. Sears asked by the library. Mr. Wangelian replies by the library.

Michael Ullman, 2 Clark Avenue – Mr. Ullman asked with regard to the police vehicle that had an electrical fire, was that a total loss. Mr. Sears replied, yes, he believes so. Mr. Ullman asked if insurance money was received and if so was that money rolled into a new vehicle. Mayor Sobkowicz replied no, the vehicle had to be paid off since it was a leased vehicle with the insurance money. Mr. Ullman spoke of the ordinances and the readings that are done. Would like to know is it possible once the ordinances are read at first reading can they be placed on the website for the public to view. Mayor Sobkowicz replied as long as it says first reading, yes.

Fred Goetz, 587 Washington Avenue – Mr. Goetz spoke of the turf field and the promise that was made to the sports community regarding the turf field by the Mayor and also stated that the Mayor told the senior community that the turf field was too expensive. Mr. Goetz spoke of the appointment of the clerk that the resolution was passed on March 24, 2014 and it was retroactive. Mr. Goetz believes it is a violation of the Open Public Meetings Act. All actions taken at the meetings and budgets as well were done incorrectly and need to be redone. Mr. Goetz would like to thank Councilman Cascio for the remarks regarding the Pay to Play Ordinance that was put in place to prevent cronyism, nepotism and corruption. Mr. Goetz further states that the fact the ordinance is even brought forward and pushed through speaks volumes on what is the current state of corruption, nepotism and cronyism among our current municipal government. Mayor Sobkowicz stated that she finds it odd that Mr. Goetz should speak about cronyism and nepotism when his wife applied for a job in the Township twice under her maiden name.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment spoke at length with regard to the resolution appointing the Acting Township Clerk which was retroactive to March 10, 2014, but was dated March 24, 2014. Mrs. Ozment stated that at all meetings of the governing body a clerk must be present. Mrs. Ozment would like to know how this occurred. Mr. Poller stated the statute states the acting clerk can be as of the date of the vacancy of the clerk. Mr. Poller stated the resolution goes back as far as the 10th. A lengthy discussion followed with regard to the appointment of the Acting Clerk, the statute and the date of vacancy. Mr. Poller explained he went to the date of March 10th due to the fact that the Deputy Clerk did not come to the meeting, minutes were taken at that meeting by Elaine and the duties of Acting Clerk began after the resolution was passed. Mrs. Ozment states that this is Mr. Poller's interpretation of the statute. Mrs. Ozment also would like to know why didn't council go into closed session, make a decision on the resolution and go back

to open session. Mr. Poller states he is not consulted on everything with regard to the meetings and Mr. Poller felt it was important to get that resolution passed. Mr. Poller further states the statute states the effective date is the date the position was vacated. Mrs. Ozment states she will look into this further since she does not believe it was the right thing to do pass ordinances, resolutions, and budgets without an actual clerk.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso also spoke of the clerk position, believes the clerk should have been put in place on the 10th and it should have been put on the agenda. Would like to know with regard to the Zoning Board meetings, Mr. D'Urso was told that a quorum is two people and at this council meeting, it was indicated that a quorum is three people; which is correct? Mr. Poller states here it is three. There was a discussion with regard to why there is not public session at Zoning Board meetings. Mr. D'Urso would like to know with regard to Mr. O'Connell, he is still a member of the Zoning Board or has he resigned. Mr. Sears states that there is no letter of resignation from Mr. O'Connell. There was a discussion as to the Administrator, Mrs. Steinel that she has not been present at the last three meetings and is not here tonight. Mayor Sobkowicz states that she called out sick today. Mr. D'Urso asked does the Risk Manager need to fill out a Financial Disclosure Statement. Mr. Poller states he does not know for sure, he would have to look into that. Mr. D'Urso asked is the cell tower operational. Mr. Sears replied AT&T was here today connecting. There was a discussion with regard to commercial vehicles being stored on properties in town and there is a specific ordinance with regard to size of the vehicles. Mr. Poller states other than the specifics in the ordinance, residents are not supposed to store commercial vehicles on their property. There was a discussion with regard to is it allowable to earn monies from storing commercial vehicles on a property and Mr. Poller stated that that is definitely not allowed. Mr. D'Urso asks if someone possibly allows this on his property, who Mr. D'Urso should file a complaint with. Mr. Poller stated with the building department.

A motion was made by Mr. Beckmeyer, seconded by Mr. Calamari to close the general Public Discussion.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

ORDINANCES

Dr. Cascio – Dr. Cascio states why are we skipping #14-02?

Mr. Sears – We are waiting for Mr. Beckmeyer.

Dr. Cascio- Is it normal to do that?

Mr. Poller – We know Mr. Beckmeyer is coming and if it was you, we would wait for you. In the years past we have waited for people to come if we knew they were close by.

Dr. Cascio- I just want to make sure.

The Clerk read Ordinance #14-03 entitled: AN ORDINANCE PROHIBITING SMOKING WITHIN PARKS, PLAYGROUNDS, AND RECREATION AREAS IN THE TOWNSHIP OF WASHINGTON.

A motion was made by Mr. Calamari, seconded by Mr. Sears, to introduce and pass Ordinance #14-03 at second reading by title.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

The following resolution was presented and adopted on a motion by Mr. Calamari, seconded by Mr. Beckmeyer.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

BE IT RESOLVED, by the Township Council of the Township of Washington that Ordinance #14-02 entitled: AN ORDINANCE PROHIBITING

SMOKING WITHIN PARKS, PLAYGROUNDS, AND RECREATION AREAS IN THE TOWNSHIP OF WASHINGTON be read on second reading and the public hearing to be held thereon pursuant to law.

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

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

Joe D'Urso, 12 Viola Terrace – There was a discussion as to the clerk reading the ordinance or the council president. Mr. Sears read the Ordinance #14-03. Mr. D'Urso asked with regard to the ordinance that the prior council passed banning smoking by the schools and also this ordinance, how much enforcement is going to be required by the police to come out there and watch. Mr. Sears states this is up to the police department.

Leonard Lang, 587 Concord Lane – Mr. Lang believes this ordinance is an infringement on everybody's right to the freedom to do whatever they want to do. Mr. Lang suggested putting a sign in the recreation areas stating it is not polite to smoke instead of going through this ordinance.

Rose D'Ambra, 423 Colonial Boulevard – Mrs. D'Ambra asked do we have jurisdiction over the school areas since she does see parents outside smoking outside of the school. Mr. Poller replied no, we do not.

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

Ayes: Councilperson Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

A motion was made Mr. Calamari, seconded by Mr. Beckmeyer, to pass Ordinance #14-03 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

The Clerk read Ordinance #14-04 entitled: AN ORDINANCE AMENDING FEES FOR THE RECREATION DEPARTMENT ACTIVITIES.

A motion was made by Mr. Calamari, seconded by Mr. Beckmeyer, to introduce and pass Ordinance #14-04 at second reading by title.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

The following resolution was presented and adopted on a motion by Mr. Calamari, seconded by Mr. Beckmeyer.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

BE IT RESOLVED, by the Township Council of the Township of Washington that Ordinance #14-04 entitled: AN ORDINANCE AMENDING FEES FOR THE RECREATION DEPARTMENT ACTIVITIES be read on second reading and the public hearing to be held thereon pursuant to law.

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

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

Michael Ullman, 2 Clark Avenue – Mr. Ullman would like to know what we are amending and why. Mayor Sobkowicz stated the recreation fees are going up a bit based on the cost. Mayor Sobkowicz gave the example of cheerleading. Mayor Sobkowicz stated that the programs are not self-sustaining. Mayor Sobkowicz stated a spread sheet was done; an analysis was done about a month ago.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso stated that last year council was ridiculed for switching the agenda, and if this council should do things, do them right. Mr. D'Urso would like to know is everything going up with regard to the recreation, since Lacrosse and Basketball pays for themselves. Mayor

Sobkowicz states that basketball does not pay for itself. Mayor Sobkowicz states that rates are going up a few dollars per program based on the program.

A motion was made by Mr. Beckmeyer, seconded by Mr. Calamari to close the Public Session.

Ayes: Councilperson Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

A motion was made Mr. Beckmeyer, seconded by Mr. Calamari, to pass Ordinance #14-04 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

The Clerk read Ordinance 14-05 entitled: AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 239, LAND DEVELOPMENT AND CHAPTER 243, STORMWATER MANAGEMENT OF THE TOWNSHIP OF WASHINGTON CODE.

A motion was made by Mr. Calamari, seconded by Mr. Beckmeyer to introduce and pass Ordinance 14-05 at first reading by title.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

The following resolution was presented and adopted on a motion by Mr. Beckmeyer, seconded by Mr. Calamari.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.

Nays: None.

WHEREAS, Ordinance 14-05 entitled: AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 239, LAND DEVELOPMENT AND CHAPTER 243, STORMWATER MANAGEMENT OF THE TOWNSHIP OF WASHINGTON CODE. was introduced and passed at first reading at a meeting of the Township of Washington on the 7th day of April 2014.

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 21st day of April, at 7:30 o'clock in the evening, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Building, 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.

The Clerk read Ordinance #14-02 entitled: AN ORDINANCE AMENDING THE RULES ESTABLISHED REGARDING THE AWARD OF PUBLIC PROFESSIONAL SERVICE CONTRACTS.

A motion was made by Mr. Calamari, seconded by Mr. Beckmeyer, to introduce and pass Ordinance #14-02 at second reading by title.

Ayes: Councilpersons Beckmeyer, Calamari, Sears.

Nays: Councilperson Cascio.

The following resolution was presented and adopted on a motion by Mr. Calamari, seconded by Mr. Beckmeyer.

Ayes: Councilpersons Beckmeyer, Calamari, Sears.

Nays: Councilperson Cascio.

BE IT RESOLVED, by the Township Council of the Township of Washington that Ordinance #14-02 entitled: AN ORDINANCE AMENDING THE RULES ESTABLISHED REGARDING THE AWARD OF PUBLIC PROFESSIONAL SERVICE CONTRACTS be read on second reading and the public hearing to be held thereon pursuant to law.

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

Ayes: Councilpersons Beckmeyer, Calamari, Sears.

Nays: Councilperson Cascio.

Fred Goetz, 587 Washington Avenue – Mr. Goetz stated with regard to the reshuffling of the ordinances on the agenda, it was done improperly. The rules should have been suspended by a vote. Mr. Goetz finds it disgusting that the ordinance is being presented and even to discuss it furthers the inherent corruption, nepotism and cronyism which are rampant in this council and in this municipality. Mr. Goetz spoke at length with regard to this ordinance which is only being done to protect certain members of supporters of Mr. Sears, Mr. Calamari and the Mayor. Stated that the council took an oath to uphold the laws of the State of New Jersey and the Municipality. Mr. Goetz finds this disgusting and disheartening. Mr. Goetz believes that every council member that votes yes for this repeal of an ordinance that was put into place to get rid of corruption is speaking volumes as to how they feel about maintaining the current state of corruption, nepotism and cronyism in that government. Mr. Goetz implores the council members to vote no.

Diane Grimaldi, 441 Van Emburgh Avenue – Mrs. Grimaldi spoke of a Best Practices class that she took at a Municipal Clerks convention in Atlantic City. With regard to Best Practices several of the clerks brought up this ordinance, which is the state's interpretation of the ordinance. Mr. Poller replied it is similar. Mrs. Grimaldi states that the way the state has written the ordinance if a municipality passes the ordinance, it loses points on the Best Practices Survey. Municipalities are expected to go above and beyond what the State has written. Mrs. Grimaldi further states if this is passed the Township could potentially lose money since it may not get enough points on the Best Practices Survey.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso states that he read an interesting article in the newspaper with regard to the Pay to Play ordinance. Mr. D'Urso states that he hears chuckles in the back from the Risk Manager with regard to corruption, nepotism and cronyism, and the Risk Manager is in pure violation. Mr. D'Urso states that council is in violation right now. Trenton is corrupt and why would we want to be just like Trenton. Mr. D'Urso states that there is one person in violation right now and he is a committee person. Stated that this person's name and address were on the mailers. Mr. D'Urso states nobody pointed that out and to think about it before you vote yes.

Vic Fadini, 698 Kennedy Drive – Mr. Fadini stated before the original ordinance was passed he did research and found 11, not 20 as a councilman stated, that have zero threshold. Mr. Fadini also stated that his name has been brought up again. Mr. Fadini has consulted with his attorney and is now making a fair warning to anyone in the audience who bring unfounded charges, unproven charges, and malicious charges about him that a suit for slander will be attached to that person. These are untrue, unfounded and Mr. Fadini would like to be on record.

Dr. Cascio – Dr. Cascio states that he did make the list available to the clerk three times for Mr. Fadini to pick up. Dr. Cascio states that the 20 municipalities did not have zero thresholds, but ones that surpasses the State of New Jersey's threshold.

Beatrice Napier, 324 Hudson Avenue – Mrs. Napier states she comes to the meetings every month to find out what is going on in the Township. Stated that she knows everyone on the council, past and present and would like everyone to get along. Stated she has been on the ambulance corps for 40 years servicing the residents of this Township. Wishes everyone would get along to make this a better town.

Michael Ullman, 2 Clark Avenue – Mr. Ullman spoke of Ordinance #14-02, section B In Kind Contribution. There was a lengthy discussion between Mr. Ullman and Mr. Poller with regard to In-Kind Contributions. Mr. Ullman implored the council not to vote on something that we can't even define. Mr. Ullman gave an example with regard to an individual who was the treasurer of a political committee, volunteering time and filing papers on behalf of this committee and the group was eventually voted in. Mr. Ullman stated that shortly thereafter this person was named as the Planning Board attorney. Mr. Ullman would like to know if this is an In Kind contribution. Mr. Poller states that he has not found a case he can refer Mr. Ullman to with regard to what In-Kind is. Mr. Ullman asks could Mr. Mooney be appointed as the Planning Board attorney based on his activity. Mr. Ullman believes that this is a legitimate question. Mr. Ullman strongly recommends that this council not vote on this until they understand it exactly.

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

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.
Nays: None.

A motion was made by Mr. Beckmeyer, seconded by Mr. Calamari, to pass Ordinance # 14-02 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilpersons Beckmeyer, Calamari, Sears.
Nays: Councilperson Cascio.

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.

There was a discussion with regard to item #9, moving the polling places out of the schools. Mayor Sobkowicz stated that parents are concerned about safety of the children and many towns are moving polling places out of schools. The Library offered to take Districts 1, 3 and 5 and the Senior Center would be District 2, 4 and 6. Mayor Sobkowicz also stated we can't keep the police there for overtime.

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

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Sears.
Nays: None

WHEREAS, an emergent condition has arisen with respect to providing sufficient money for the payment as stated below and no adequate provision has been made in the 2014 Temporary Appropriations for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total temporary budget resolution adopted in the year 2014 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$5,482,339.00 exclusive of debt service; and

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S. 40A: 4-20:

1. An emergency temporary appropriations be and the same is hereby made for the following:

Fire Dept. Death Benefits	\$ 9,700.00
Dept. of Municipal Facilities	

O/E Street Sweeping	\$ 4,500.00
Fire O/E Gas	\$ 3,000.00
Dept. of Municipal Facilities	
O/E Gas (Natural)	\$ 3,000.00
Police Dispatching S&W	\$ 30,000.00
Police Dept. O/E	
Computer Software	\$ 15,000.00
Recreation Dept.	
O/E Misc. Expense	\$ 5,600.00
Police Dept.	
Computer Software Leasing	\$ 150.00

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Director of the Division of Local Government Service.

WHEREAS, the Office of Public Safety (Department of Police) has requested that the Township of Washington (the "Township") enter into a maintenance and service agreement in connection with the Township's Police Computer Program with Enforsys Police Systems, Inc. (the "Vendor") located at 200 Lanidex Place, Suite 2103, Parsippany, NJ 07054 having an aggregated cost of \$33,750.00 over a three period; and

WHEREAS, the aggregated cost has a breakdown of three (3) payments as follows: Year 2014 Amount - \$11,250.00, Year 2015 Amount - \$11,250.00 and Year 2016 Amount - \$11,250.00; and

WHEREAS, the Deputy Treasurer has encumbered the funds which are available and allocated in 2014 Temporary Budget Account #4-01-25-246-000; and

WHEREAS, the Township Council wishes to authorize the multi-year purchase agreement with the Vendor, said agreement being on file with the Township Administrator;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, that the Township of Washington hereby approves the subject Maintenance and Service agreement with Enforsys Police Systems, Inc. and hereby authorizes the Mayor to execute said agreement for the above stated purpose.

WHEREAS, Washington Town Center, LLC, has requested permission through Practical Environmental Solutions, L.L.C. for a proposed temporary easement located on Woodfield Road (on Lot 17 in Block 3402 on the Tax Map of the Township of Washington), in connection with an environmental cleanup being performed by Practical Environmental Solutions, L.L.C. under the jurisdiction of New Jersey Department of Environmental Protection ("NJDEP") and the Licensed Site Remediation Professional Program ("LSRP"); and

WHEREAS, the proposed easement is located on property owned by the Township of Washington (the "Township"); and

WHEREAS, the purpose of this proposed easement is to permit the installation of a groundwater monitoring well on the aforesaid Township property, and to access said well for sampling of groundwater and any ancillary maintenance of said well; and

WHEREAS, an Access Agreement has been prepared for execution by Washington Town Center, LLC and Practical Environmental Solutions, L.L.C. in connection with the granting of said temporary easement;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, that the Township of Washington hereby approves the proposed Access Agreement on file with the Office of the Township Clerk with Washington Town Center, LLC and Practical Environmental Solutions,

L.L.C., and hereby authorizes the Mayor to execute said Access Agreement for the above stated purpose.

WHEREAS, Henry W. Schmidt, who resided at 3400 Dey Drive, Lower Township, Cape May County, 08251 passed away on December 16, 2013; and

WHEREAS, Henry W. Schmidt, was a member of the Township of Washington Volunteer Fire Department; and

WHEREAS, all certifications have been received by the Township with respect to Henry W. Schmidt qualifying for death benefits pursuant to the Township Ordinance 69-9;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington that the Township Treasurer is hereby directed and authorized to pay his daughter, Linda L. Schmidt, 60 Heitman Drive, Apt. B, Spring Valley, NY 10977 the sum of \$9,700.00 death benefits pursuant to Ordinance No. 69-9F.

WHEREAS, the Tax Court of New Jersey and Bergen County Tax Court approved a tax assessment settlement for Block 3601, Lot 2, Qualifier C014D, 147 Pond drive, current owner, Raffi Pidejian, for 2012, and pursuant to N.J.S.A. 54:3-27.2, overpayments are to be refunded,

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector Elaine Erlewein, be authorized to issue a refund to:

Donald Lenner, Esq.
11 State Street
Hackensack, NJ 07068

Amount Billed: \$ 7,836.73

Amount Paid: \$ 7,836.73

Amount to be refunded: \$ 783.30

BE IT AND RESOLVED, by the Township Council of the Township of Washington that the Township Treasurer is hereby authorized to refund the following recreation fee;

Sacha Hazen-Pouliot
661 Beech Street
Township of Washington, New Jersey 07675

Men's Basketball 2014-\$35.00

WHEREAS, the Township of Washington, specifically, the Department of Municipal Facilities ("DMF"), and Police Department have found the need to dispose of equipment that is no longer needed and have determined that a 1985 Ford 800 Series, Brine Truck, Vin# 1FDYK80U3FVA22466, Mileage 118,566; 2003 Crown Victoria/Ford Vin# 2FAFP71WX3X112849; Mileage 129,094; 2006 Crown Victoria/Ford, Vin# 2FAFP71W96X106805, Mileage 111,735; 2007 Crown Victoria/Ford, Vin# 2FAFP71W47X125277, Mileage 104,190; and 2008 Crown Victoria/Ford, Vin# 2FAHP71V98X103146, Mileage 105,933 are property no longer need for public use; and

WHEREAS, the Township of Washington, State of New Jersey permits the sale of surplus property no longer needed for public use through the use of an online auction service, pursuant to the Local Unit Electronic Technology Pilot Program and Study Act, P.L.2001,c.30; and

WHEREAS, the Township Council wishes to authorize the auction of these un-needed vehicles and the minimums for such auction shall be as follows:

- 1985 Brine Truck/Ford 800 \$2,000
- 2003 Crown Victoria/Ford \$750
- 2006 Crown Victoria/Ford \$750
- 2007 Crown Victoria/Ford \$900
- 2008 Crown Victoria/Ford \$900

NOW, THEREFORE, BE IT RESOLVED by the Township of Washington Council that the Administrator is hereby authorized to post and sell the items listed above, on the auction website as follows:

Online auction site: GovDeals.com

Length of Auction: 10 days

Auction fees: 7.5% of sale price paid to GovDeals.com

Account: Township of Washington

Method of Payment: Cash or Certified Check

Shipping: Buyer pays all costs for shipping if required after payment is received.

Possession: In person by buyer or designated agent

WHEREAS, the Westwood Board of Education has presented a verbal requesting that Jessie George School and Washington School no longer be used as a polling place; and

WHEREAS, the Governing Body of the Township of Washington believes this request is worthy of implementation; and

WHEREAS, N.J.S.A. 19:8-2 states with respect to Polling Places, that "Preference in locations shall be given to schools and public building where space shall be made available by the authorities in charge, upon request, if same can be done without detrimental interruption of school or the usual public services thereof, ..." and,

WHEREAS, it is the position of the Westwood Board of Education and the Township of Washington governing body that use of the Jesse George School and the Washington School as a polling places does in fact create detrimental interruption of school services; and

WHEREAS, N.J.S.A. 19:8-2 further states the Secretary of State may "permit a polling place to be more than 1,000 feet distant from the boundary line of the district if there is no suitable polling place accessible to individuals with disabilities and the elderly within the district or 1,000 feet distant from the boundary line of the district" and

WHEREAS, it is the position of the Township of Washington governing body that no suitable polling place exists within District 1, 2, 3, 4, 5 6 or within 1,000 feet distant from the boundary line of the district,

NOW, THEREFORE, BE IT RESOLVED, the governing body of the Township of Washington does hereby request the Acting Municipal Clerk to send a letter to the Bergen County Board of Elections and Superintendent of Elections, enclosing a copy of this resolution, and recommending the Bergen County Board of Elections to select Municipal Building as the Polling Place for Election District 2, 4, 6 in the Township of Washington and Municipal Library

Page 12
April 7, 2014

for District 1, 3, 5 in the Township of Washington and for the Bergen County Board of Elections to request permission from the New Jersey Secretary of State for permission to designate these polling places at this recommended location.

Elaine Erlewein, Acting Township Clerk

Thomas Sears, Council President