

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY

PUBLIC PORTION/PUBLIC MEETING

APRIL 9, 2012

The Township Council held a Public Portion/Public Meeting in the Municipal Building, Pascack Road. The meeting was called to order at 7:32 p.m. by Council President, Richard Hrbek. Members present: Glenn Beckmeyer, Steven Cascio, Joseph D'Urso, Richard Hrbek. Absent: None. Mr. Goetz arrived at 7:50 p.m. Also present: Janet Sobkowicz, Mayor; Ken Poller, Attorney; 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 Municipal Bulletin Board and filed with the Municipal Clerk.

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

REPORT OF MAYOR:

Mayor Sobkowicz – Mayor Sobkowicz thanked everyone for coming out. She said that the township will have its Memorial Day parade on May 28, 2012. It begins at 10:00am and there will be a float for veterans to ride on and various organizations marching. The annual Easter Egg Hunt was held at 10:00am on Saturday at George School. The annual Antique Car Show will be held on June 10, 2012 at Westwood High School. Mayor Sobkowicz talked about dispatching and said it was not something we should take lightly. On March 29 there was a meeting with public safety personnel and also one on April 3. Mayor Birkner at one of the meetings asked about another option that had been brought up about dispatching at HUMC North. Mayor Sobkowicz then talked parking on Ridgewood Boulevard North and that there is an ordinance in place. Signs were ordered and they will be put up next week. The first street sweeping will be on Monday April 16 and should take 3 or 4 days. There was a celebration of Earth Hour for 2012 on March 9. Mayor Sobkowicz talked about recycling and said that the town recycles 1-7 triangles on the underside of plastics. Said that the Zoning Board should be making a decision about Sky Trading by the end of the month. Mayor urges everyone to sign up for website alerts. The mayor then talked about police overtime and how much better it is this year than last year. Also, there were a large number of tax appeals this year and that is worrisome. She has looked into one of the bylaw changes the Fire Department is requesting and is not in favor of allowing the change from 60% to 50%. She said that she did research and found that only 2 firemen did not make the 60%. Said that Jackson Avenue needs to be repaved. She then said that a wildfire alert has been issued and asked that everyone be careful about fires.

REPORT OF COUNCIL:

Dr. Cascio – Welcomed everyone who came to the meeting.

Mrs. Beckmeyer – Thanked everyone for showing up, Also thanked the Fire Department for the great egg hunt at George School. He also said that he enjoyed the rabbit. Everyone seemed to have a good time.

Mr. D'Urso – Welcomed everyone. Talked about the change that the Fire Department wanted in reference to credits. Said that the Fire Department does a good job and feels that the Council should go by the recommendation of the Fire Chief.

Mr. Hrbek – Thanked the Fire Department for all their hard work and for the great egg hunt. It was good that they had such good weather this past weekend.

GENERAL PUBLIC DISCUSSION:

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

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek.

Nays: None

Absent: Councilman Goetz

Chris Kazlau, 293 Fern Street – Mr. Kazlau said that he has been reading articles in regard to the turfing of Memorial Field. He said that there are many things in the Township that need to be addressed, and he and his neighbors are not in favor of spending the money for artificial turf. He stated that projects like sidewalks at Washington School and a new traffic light on Pascack Road are important to the town. He stated that this is a wonderful town.

Steve Malazuk, 925 Washington Avenue – Mr. Malazuk talked to the Mayor and Council about the No Parking ordinance going into effect on Jackson Avenue. He also spoke about the Turnpike Authority's plan to re do his driveway. He stated that he is unhappy with the plan and gave a detailed description of the current plan and asked what the Township could do to intervene on his behalf. Mr. Malazuk said that he cannot get into or out of his driveway at certain times.

Ray Bernroth, 838 Crest Place – Mr. Bernroth asked when the Township could expect the cell tower to go up. He asked when the No Parking ordinance is going to be enforced and when the signs are going to be put up.

Tim Ritter, 699 Jacqueline Court – Mr. Ritter thanked the Mayor and Council for getting the budget out. He said that his main reason for coming out tonight was to recap what was presented at the last Council meeting in regard to the Memorial field project. He asked the Council to vote for funding an artificial turf field so that the project could move forward.

Michael Ullman, 2 Clark Avenue – Mr. Ullman asked the Council to explain the time line for the current budget and the reason for passing a budget and then amending it at the next meeting. Mr. D'Urso talked about the effort Council has put into creating a budget that did not increase residential taxes. Mr. Ullman talked about the presentation that was made by members of the recreation committee at the last meeting. Said that the Council needs to go into the decision with an open mind. Said that it was mentioned that there is no maintenance needed with a turf field but that there are certain things that need to be done if artificial turf is put down.

Catherine Wojcicki, 592 Fern Street – Said that the Council should be paving roads. They are terrible. Mr. Hrbek said that the Council tried to put money into Capital and there were some issues. Council did introduce money into the budget. He said that the town needs the engineer to look at the streets. Mrs. Wojcicki said that she bottomed out her car in one of the pot holes. She said that there are a lot of patches also on our streets. She also said that she has noticed a lot of people on cell phones as they are driving. She said that she was getting annoyed.

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

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Goetz, Hrbek

Nays: None

ORDINANCES:

The Clerk read Ordinance 12-06 entitled: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW EQUIPMENT FOR USE BY THE FIRE DEPARTMENT OF THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$21,000 THEREFOR AND

AUTHORIZING THE ISSUANCE OF \$20,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION.

A motion was made by Mr. Beckmeyer, seconded by Mr. D'Urso to introduce and pass Ordinance 12-06 at second reading by title.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek

Nays: None

Abstain: Councilperson Goetz

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

Ayes: Beckmeyer, Cascio, D'Urso, Hrbek.

Nays: None

Abstain: Councilperson Goetz

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 12-06 entitled: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW EQUIPMENT FOR USE BY THE FIRE DEPARTMENT OF THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$21,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$20,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION be read on second reading and the public hearing be held thereon pursuant to law.

A motion was made by Mr. D'Urso, seconded by Dr. Cascio to open the public hearing.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek, Goetz

Nays: None

Michael Ullman, 2 Clark Avenue – Asked about the small amount of money needed for this ordinance and wondered if it could be taken out of regular budget in place of bond ordinance. He said that it seems that turn out gear is something that the town buys every year for the fire department and should be in the regular budget instead of bonding out for 12 or 15 years. Mr. Hrbek said that he agreed and that the Council will look to put in in the fire department budget next year.

There being no further questions or comments, a motion was made to close the public hearing by Mr. D'Urso, seconded by Mr. Beckmeyer.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek, Goetz

Nays: None

At this time, it was decided not to call for a motion to pass Ordinance #12-06 and to discuss it further during Conference Session.

The Clerk read Ordinance 12-07 entitled: CALENDAR YEAR 2012 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK.

A motion was made by Mr. D'Urso seconded by Mr. Beckmeyer to introduce and pass Ordinance 12-07 at second reading by title.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek, Goetz

Nays: None

The following resolution was presented and adopted on a motion by Mr. D'Urso, seconded by M. Beckmeyer.

Ayes: Beckmeyer, Cascio, D'Urso, Hrbek, Goetz

Nays: None

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 12-07 entitled: CALENDAR YEAR 2012 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK be read on second reading and the public hearing be held thereon pursuant to law.

A motion was made by Mr. D'Urso, seconded by Mr. Beckmeyer to open the public hearing.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek, Goetz.

Nays: None

Catherine Wojcicki, 592 Fern Street – Asked about the ordinance and what it does and Mr. Hrbek explained the COLA Ordinance.

There being no further questions or comments a motion was made to close the public hearing by Mr. D'Urso, seconded by Mr. Beckmeyer.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek, Goetz

Nays: None

A motion was made by Mr. D'Urso, seconded by Mr. Beckmeyer to pass Ordinance 12-07 at second and final reading, submit same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek, Goetz

Nays: None

The clerk read Ordinance 12-08 entitled: AN ORDINANCE ADDING THE POSITION OF CERTIFICATE OF CONTINUED OCCUPANCY INSPECTOR TO THE UNIFORM CONSTRUCTION CODE AGENCY WITHIN THE TOWNSHIP OF WASHINGTON AND SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT THEREOF FOR THE YEAR 2012.

A motion was made by Mr. D'Urso, seconded by Dr. Cascio to introduce and pass Ordinance 12-08 at first reading by title.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek

Nays: Councilperson Goetz

The following resolution was presented and adopted on a motion by Mr. D'Urso, seconded by Dr. Cascio.

Ayes: Councilpersons Beckmeyer, Cascio, D'Urso, Hrbek.

Nays: Councilperson Goetz

WHEREAS, Ordinance 12-03 entitled: AN ORDINANCE ADDING THE POSITION OF CERTIFICATE OF CONTINUED OCCUPANCY INSPECTOR TO THE UNIFORM CONSTRUCTION CODE AGENCY WITHIN THE TOWNSHIP OF WASHINGTON AND SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT THEREOF FOR THE YEAR 2012 was introduced and passed at first reading by title at a meeting of the Township Council of the Township of Washington on the 9th day of April, 2012.

NOW, THEREFORE, BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 23rd day of April, 2012 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, NJ 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 Ridgewood News 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.

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

Ayes: Councilmen Beckmeyer, Cascio, D'Urso, Goetz, Hrbek.

Nays: None.

Resolutions #3 and 6 were removed from the Consent Agenda. They were discussed but it was decided that more information was needed for #3, Refund of Performance Bond and #6, LSRP Services for Township of Washington and they would be put on the next 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.

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

Ayes: Councilmen Beckmeyer, Cascio, D'Urso, Goetz, Hrbek.

Nays: None.

Raffle License #856 for Westwood Regional High School was approved by the Township Council of the Township of Washington.

WHEREAS, N.J.S.A. 40A:11-5 allows exceptions for the bidding process which include the marketing of recyclable materials recovered through a recycling program; and

WHEREAS, the Township of Washington (the "Township") went out for quotations for the removal of Township organic co-mingled material including grass clippings and garden debris which will be disposed of at a permitted vegetative waste composting site; and

WHEREAS, the Township received two quotations as follows: Environmental Renewal, L.L.C. at \$11.90 per cubic yard, and Nature's Choice Corporation at \$11.90 per cubic yard; and

WHEREAS, the Township has deemed that Environmental Renewal, L.L.C.'s past performance with the Township and the proximity of its facility to the Township causes them to have the best quotation; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, that the Township awards the contract to Environmental Renewal, L.L.C at \$11.90 per cubic yard for the removal of Township's organic co-mingled material including grass clippings and garden debris; and hereby authorizes the Mayor to execute a contract with Environmental Renewal, L.L.C for the above stated purpose and price.

WHEREAS, Michael and Mary Cangelosi posted engineering escrow on premises known as Block 2406, Lot 11, 321 Ridgewood Blvd. North; and

WHEREAS, the project falls within the guideline where neither a Certificate of Occupancy or Certificate of Acceptance is required,

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter dated November 3, 2011,

NOW, THEREFORE, BE IT RESOLVED, that the Township Treasurer of the Township of Washington is authorized to refund the balance of the escrow money in the amount of \$216.00 to the above.

WHEREAS, it is the policy of the Township of Washington to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act; and

WHEREAS, the governing body of the Township of Washington has determined that certain procedures need to be established to accomplish this policy;

NOW, THEREFORE, BE IT ADOPTED by the Governing Body of the Township of Washington that:

Section 1: No official, employee, appointee or volunteer of the Township of Washington by whatever title known, or any entity that is in any way a part of the Township of Washington shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township of Washington or using the facilities or property of the Township of Washington.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receive authorization or support in any way from the Township of Washington to provide services that otherwise could be performed by the Township of Washington.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The municipal attorney shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The municipal attorney shall establish written procedures that require all officials, employees, appointees and volunteers of the Township of Washington as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The municipal attorney shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the municipal attorney shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township of Washington. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township of Washington's website.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Township of Washington in order for the public to be made aware of this policy and the Township of Washington's commitment to the implementation and enforcement of this policy.

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 2012 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 resolutions adopted in the year 2012 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40 A:4-20) including this resolution total \$3,607,502.00 exclusive of debt service; and

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

An emergency temporary appropriation be and the same is hereby made for the following:

Dept. of Public Safety	
Police – Vehicle Leasing	\$ 4,125.00
Dept. of Fire Protection	
Other Expense	\$18,000.00

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

At the end of the Conference Session, Council discussed the passing of Ordinance #12-06 and it was concluded that a vote would be taken.

A motion was made by Dr. Cascio, seconded by Mr. D’Urso to pass Ordinance 12-06 at second and final reading, submit same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilpersons Beckmeyer, Cascio, D’Urso, Hrbek

Nays: None Abstain: Councilperson Goetz

Mary Ann Ozment, Township Clerk

Richard Hrbek, Council President