

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

February 22, 2016

The Township Council held a Public Portion/Public Session in the Municipal Building, 350 Pascack Road. The meeting was called to order at 7:40 p.m. by Council President Michael Ullman with the Clerk leading a salute to the flag. Members present: Robert Bruno, Peter Calamari, Steve Cascio, Thomas Sears, Michael Ullman. Also present: Janet Sobkowicz, Mayor; Ken Poller, Attorney; Mary Anne Groh, 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.

Mr. Ullman – Mr. Ullman stated he was asked to add to the Conference Agenda the intersection, Exit 171 and Memorial Field.

DISCUSSION WITH ZONING BOARD CANDIDATES

Mr. Ullman – Mr. Ullman stated with regard to the Zoning Board, there are three openings. He stated we have present Mary Ann Ozment, Said Toro and Michael DeSena. He stated we do have questions and he would like to start with Mrs. Ozment.

Mary Ann Ozment – Mrs. Ozment spoke of her certification, why she is interested in the Zoning Board and volunteering. She spoke of her past employment as both Zoning Board and Planning Board secretaries. She spoke of the interesting cases that occurred in the past and what might be coming up. She spoke of her involvement in the Township, such as being on the recreation board before being employed within the Township. She spoke of her career and personal experience with the Zoning and Planning function. Mr. Ullman asked for her personal views with regard to allowing larger homes to exist within our current zoning regulations and variances. She spoke of the board finding problems, coming before the council and what those issues might be. She spoke at length with regard to the land that is left in the Township. Mr. Ullman asked in terms of weighing the comments of a direct neighbor, township resident, outsider or even a corporation, would she weigh those the same or put more weight towards one versus the other. She stated it depends on the type of variance and where it is in the Township. She spoke of the difficult part of zoning. She stated you need to walk a very fine line when it comes to Zoning in Washington Township. She spoke of her being fair and honest with people and do what is good for the Township of Washington.

Said Toro – Mr. Toro spoke of his interest in the Zoning Board, being strictly a volunteering perspective. He stated he has lived in the Township for 15 years. He stated with his construction background, he could be a good asset on the committee. Mr. Ullman asked to expand his construction background. He spoke of dealing with the Zoning Board for his home, and bringing that experience to the committee would help. Mr. Ullman asked what his current views on allowing variances for larger homes in excess of current zoning regulations. He stated he does not agree with it and values the small town feature. He spoke of going to the Zoning Board with changes to his home. He stated he doesn't believe in these mansions that other towns are building and would not like to see them here either. Mr. Ullman asked in terms of weight from the public, such as the comments of a direct neighbor, township resident, outsider or even a corporation, would they weigh the same or would one have more weight than the other on an application. He replied one would have more weight, his direct neighbor or a Township member would have more weight

than a corporation or outsider. Mr. Ullman asked does Mr. Toro feel he has the ability to be impartial to view the application on its own merits and to make an informed determination that may be unpopular with the applicant or larger community. He replied yes and he spoke at length with his function in his day to day job and being impartial. Mr. Bruno asked what his employment is at the present time. He replied he is an IT director for COACH USA, the bus company.

Michael DeSena – Mr. DeSena stated he has been resident in the Township for 19 years. He stated he is a civil engineer by trade, he holds a Bachelor's of Science from Fairleigh Dickinson, he holds a Master's Degree in engineering from NJIT in Newark and is an adjunct professor of engineering at Fairleigh Dickinson. He spoke of serving as a zoning board engineer in other municipalities in Bergen County in the past. He stated he did express his interest to Councilman Cascio and hoped there would be some position would be available and he can be considered as a candidate. He stated he has been involved in municipal engineering for 25 years, all facets both large and small. Mr. Ullman asked what his view on allowing variances for larger homes in excess of the current zoning regulations. He spoke of his home, which is a larger home, and not having to go through any variances in making it a larger home, going from a two bedroom to a four bedroom. Mr. Ullman asked in terms of weight from the public, such as the comments of a direct neighbor, township resident, outsider or even a corporation the same or would one have more weight than the other on an application. He replied we do have to take the public's input, but ultimately it is the board's decision to make. He spoke of the pros and cons that the board would have to weigh. Mr. Ullman asked does Mr. DeSena feel he has the ability to be impartial to view the application on its own merits and to make an informed determination that may be unpopular with the applicant or larger community. He replied yes.

Mr. Ullman – Mr. Ullman stated we did begin with six individuals, two have since withdrawn their names due to personal reasons and one individual did not reply to the invite. He stated he would appreciate council's thoughts on proceeding with these three candidates or is there another option council would like to consider. A discussion followed on the candidate that did not reply to the invite. Mayor Sobkowicz spoke of the importance of the function of use variances of the Zoning Board.

A discussion followed with regard to the time frame of the appointments. Mr. Bruno stated it is a professional and diverse group which he feels is important. Mr. Ullman stated hearing no comments, for Mrs. Ozment he would suggest a term of commencing 1/1/16 terminating 12/31/19, Mr. Toro as the alternate term commencing 1/1/16 terminating 12/31/17 and Mr. DeSena term commencing 1/1/16 and terminating 12/31/19. A motion was made by Dr. Cascio, seconded by Mr. Bruno. Mr. Calamari asked would the individuals be voted separately or as a group. Mr. Ullman stated his apologies; the resolution is broken down into the three individuals.

Resolution No. 16-ZB

APPOINTMENTS TO OPEN TERMS OF THE ZONING BOARD OF ADJUSTMENT AND RESTATEMENT OF EXISTING MEMBERS AND TERMS

WHEREAS, the Township Council wishes to make appointments of members to the Township's Zoning Board of Adjustment for terms of office that are open;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Washington hereby makes the following appointments to the Township of Washington Zoning Board of Adjustment for the applicable terms set forth herein:

1. The following individuals are hereby appointed as Members to the Township of Washington Zoning Board of Adjustment for the terms stated below:

Mary Ann Ozment Term commencing 1/1/16, and terminating 12/31/19
Michael DeSena Term commencing 1/1/16, and terminating 12/31/19

2. The following individual is hereby appointed as Alternate Member to the Township of Washington Zoning Board of Adjustment for the term stated below:

Said Toro Term commencing 1/1/16, and terminating 12/31/17

3. The following is a restatement of the existing terms for the following Members and Alternate Member of the Township of Washington Zoning Board of Adjustment:

<u>Members:</u>	<u>Commencement of Term:</u>	<u>End of Term:</u>
Arthur Cumming	1/1/15	12/31/18
Thomas Asfar	1/1/14	12/31/17
Richard Miras	1/1/14	12/31/17
George Mouravieff	1/1/14	12/31/16
Dina Burke	1/1/16	12/31/16

<u>Alternate Member:</u>	<u>Commencement of Term:</u>	<u>End of Term:</u>
Richard Smith	1/1/15	12/31/16

Vote on Mary Ann Ozment, Member

Motion		Seconded	Ayes	Nays	Abst.	Absent
Bruno		Bruno	x	x		
Calamari		Calamari		x		
Cascio	x	Cascio		x		
Sears		Sears		x		
Ullman		Ullman		x		

Vote on Michael DeSena, Member

Motion		Seconded	Ayes	Nays	Abst.	Absent
Bruno		Bruno	x	x		
Calamari		Calamari		x		
Cascio	x	Cascio		x		
Sears		Sears		x		
Ullman		Ullman		x		

Vote on Said Toro, Alternate Member

Motion		Seconded	Ayes	Nays	Abst.	Absent
Bruno		Bruno		x		
Calamari		Calamari		x		
Cascio	x	Cascio		x		
Sears		Sears	x	x		
Ullman		Ullman		x		

A discussion followed with regard to the Zoning Board secretary Mrs. Hogan, who begins tomorrow and will contact the zoning board member appointees.

APPROVAL OF MINUTES

Mr. Ullman stated he has been asked by Mr. Bruno, given the volume of the minutes he would like some additional time to review them and ensure they accurately reflect the discussions. He would like to table the minutes of January 18th and February 1st to the following meeting. Mr. Bruno stated he requested that the minutes be sent a week prior to the meeting so they can be reviewed and Cornelia's comment was as long as council agrees, she will adhere to that. Council agreed.

GENERAL PUBLIC DISCUSSION

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

Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman.

Nays: None.

Rosa D'Ambra, 423 Colonial Boulevard – Mrs. D'Ambra spoke of Mr. Ullman being on the Zoning Board when the corner of Pascack Road and Washington Avenue and okaying the monstrosity canopy. She spoke of attending those meetings and what occurred. She stated Mr. Ullman was in favor of the corporation and not the residents that are living behind the gas station. She stated the issue is not the gas station or convenience store, but the canopy. She spoke at length of the canopy and what she has observed. She spoke of going to Trenton to make sure the CVS was not built on that corner. She stated intelligence comes first and she did not like the questions Mr. Ullman posed to the potential- Zoning Board members. She stated she is sure that residents have told the Mayor they don't like the canopy. She stated Mr. Ullman was part of the problem and if he did not run on the ticket of the turf field he would not have gotten elected.

Ray Bernroth, 838 Crest Place – Mr. Bernroth asked if Mr. Ullman was able to speak to the Police Department with regard to the pedestrian signs. Mr. Ullman replied he did not personally address it with the police department, but he believes the administration has spoken to Mr. Hackbarth on a number of occasions regarding the signs in the middle of the road, and Mr. Hackbarth is of the opinion they should not be used in the Township. Mr. Bernroth stated they don't have to be in the middle of the road, but they can be on the side. He spoke of towns putting the signs on the side by the curb. He spoke of the town calendars arriving late and he did suggest in the past that the calendars run from March to February. Mr. Bruno spoke of a conversation he had with Captain Hackbarth regarding signs and Captain Hackbarth is willing to come to a meeting and speak with the public, we would give him a list so he is prepared. Mayor Sobkowicz stated we will see when Captain Hackbarth is available. A conversation followed with regard to the mailing of the calendars and the hold-up of the calendars.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment spoke of the calendars and that the boards are told in October to put in the dates for the new year. She asked if the resolutions that were pulled at the first meeting and are now back on if they were discussed publicly. Mr. Ullman stated the reason the resolutions were pulled was the fact they speak to a CFO certifying the information. He stated we did not have a CFO at the time, we do have a CFO appointed now and it is his understanding that the CFO certified the three documents and as council president he signs the resolution. She spoke of the touch football league which will increase the usage of the fields and if council

was aware of this. She also spoke of the fencing at Washington School and what the Township owns in that area, she asked that council should look into this. She spoke of the importance of not only snow removal but also salting of the roads.

Jim Hanson, 11 Lindenwood Court – Mr. Hanson stated he is surprised the field topic is not on the agenda. He spoke at length of the various reasons the field is important within the community. He stated he brought some photos of the field, one photo is an aerial view showing how much of the field is worn out and one photo is from the recent rainstorm. He spoke at length of what the photo depicts that was taken during the recent rain storm. He stated that the water and debris runs into Schlegel Lake. He also has an aerial photo taken this Fall of what Schlegel Lake looks like at the inlet. He stated he has asked what Plan B would be and he has not heard anything. He stated when it comes up for referendum the community needs to know what will happen if the project doesn't go forward. He spoke at length with regard to what the project would solve if it goes forward, including being ADA Compliant. He spoke of the season coming up and the field being brought up to a playable condition and what the community has asked for. He asked are their alternatives being pursued for this upcoming season. He stated that lacrosse is coming up in March and also an Easter Egg Hunt, and also flag football will be played there. Administrator Groh spoke of a meeting that occurred with Mr. Statile, one of his associates, Mr. Spezial and Mr. Kiely at the field. She spoke at length with regard to what was discussed at the meeting. She stated Mr. Statile did give her a one page summary estimating the field should be restored with about 20,000 square feet of sod and the cost. She stated she subsequently spoke to Mr. Twomey who indicated he had no other place for lacrosse to practice and that sodding could not happen until lacrosse season is over, which the end of June and it would also require the men's adult softball league to be moved. She stated according to Mr. Statile it would take four to six weeks for the sod to root. She spoke of the programs which use the field and there is no way to prevent people from using it. She stated the other option would be to seed. She spoke at length with regard to run off issue and what could be done to prevent that according to Mr. Statile. She spoke at length with regard to the well being inspected on Thursday and what that would entail. She also stated the irrigation system is not working and without that working you cannot sod or seed. Mr. Sears suggested moving the summer recreation to the swim club and moving men's softball to the back field of the high school where there are lights. He stated that will allow the field to germinate up until June. A conversation followed with regard to moving the summer recreation program and the men's softball. Mr. Ullman spoke of what occurred last year with the risk manager and the renting of the high school facility. He also spoke of visiting other towns and the measures that are taken to ensure the growth of grass and prevent run off. Administrator spoke of her meeting with Mr. Twomey who indicated he could get through the lacrosse season and the risk manager also indicated that the field is okay as of this time. She stated the irrigation system does need to be fixed. Mr. Calamari stated at this time this topic is being given a lot of time, he would rather discuss this topic in conference since it is on the conference agenda.

Scott Spezial, 75 Washington Avenue – Mr. Spezial stated that when he comes to speak before council he speaks about facts. He stated there are 12 items on this field that need to be addressed. He stated with regard to the well, if anyone has any questions they can ask him. He spoke at length with regard to informing the public about the finances of the field. He asked Mr. Ullman if Mr. Ullman received the facts and figures with regard to Memorial Field and was Mr. Ullman familiar with them. Mr. Ullman replied he did look at them and is familiar with them. Mr. Spezial spoke at length with regard to the monies spent on Memorial Field on a yearly basis. He stated that this was known when Mr. Ullman supported the referendum but yet no solution was ever offered to solve the problem. He stated there are 12 problems with that field, and the recreation board presented a solution to the problem which is for the long term, short term and financial term. He stated there will be about 250

kids on the field in ten days and no one has answers and no one has ever offered an answer. He asked Mr. Bruno why he made a statement that the field would be a three million dollar project. Mr. Bruno explained how he arrived at the three million dollar figure. Comments were made with regard to Mr. Spezial's five minutes.

Eamonn Twomey, 187 Devon Road – Mr. Twomey spoke of the flag football program, which was done in the past, which runs on Saturdays for an hour and a half. He stated he will be available for Conference Session in case anyone has any questions with regard to Memorial Field. He spoke of the various places that the lacrosse team has practiced in the last five years, such as the park in Westwood, Knights of Columbus which was at a cost. He spoke at length of the various places that the program was told to go, such as the lake property, the high school, the swim club and Ridgewood and the reasons why those places would not be allowable. He asked Mr. Ullman what Ridgewood said when Mr. Ullman called them. Mr. Ullman replied they stated they do not have the capacity. Mr. Twomey asked Dr. Cascio what comments were made when he attended the soccer board meeting. Dr. Cascio spoke of the comments that were made. Mr. Twomey spoke at length with regard to the Township taking on the lacrosse program and Westwood taking on soccer program. He stated in coming up with the field, the plan was to bring soccer back the Township as well as other sports. He commented on the various places in the Township that have been recommended and the reason why they don't work. Mr. Sears read from an article in the Pascack Press with regard to Lacrosse and Men's Softball league and the fees. A discussion followed with regard to where the monies go.

Toni Plantamura, 808 Robinwood Road – Ms. Plantamura stated Memorial Field is being voted on in November due to her. She stated Mr. Bruno and Mr. Ullman were not part of the process, which has been going on for over ten years, and Dr. Cascio has asked for this to be put to a vote in the past. She spoke of Memorial Field being referred to as the Crown Jewel of the Township in 2003, and her belief that the rec board, mayor and former council allowed the field to deteriorate on purpose to get what they want. She spoke of financial statements that were done by the rec board members who themselves who have no financial background. She spoke of the Federal Government looking into the safety of crumb rubber on fields. She spoke at length with regard to the Women's County Softball team, which she coached, not being able to use the field due to the fact that they were women. She spoke of condition of the fields they played on and an injury a player sustained. She stated she doesn't blame the current council since this has been going on for a number of years.

Sandy Philips, 321 Hudson Avenue – Ms. Philips asked if the Township has a CFO. Mr. Ullman replied we do have a CFO and she is a part time employee. A conversation followed with regard to the CFO's current employment. Ms. Philips asked what the status of the equipment/plows. Mr. Ullman spoke of the resolution approved by council for the funding and the timeline of the delivery. Administrator Groh stated the dates are March 7th for the dump trucks and April 16 for the garbage truck. A discussion followed with regard to their only being one bid. Administrator Groh stated she did receive an update, one dump truck we will have in the next two weeks, the second truck in the next three weeks and the garbage truck is on schedule. Mr. Bruno stated the CFO will be brought in on a temporary 60 day basis, and at 30 days she will provide a review/assessment to council. A lengthy discussion followed with regard to Truck 2.

A motion was made by Mr. Sears, seconded by Mr. Calamari, to close the general public discussion.

Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman.

Nays: None.

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.

A lengthy discussion followed with regard to Resolution No. 16-149. Resolution No. 16-146 was also discussed with regard to the shared services agreement for sharing of fire apparatus. Mr. Sears asked that the cost factor be inserted into the resolution. Dr. Cascio questioned the temporary appropriations. He stated it is his understanding according to the Charter that the salary ordinance for council and directors shall be done immediately following the reorganization meeting. He asked that this be done at the next meeting.

A motion was made by Dr. Cascio, seconded by Mr. Calamari to approve the following resolutions: 16-143, 16-144, 16-145, 16-146, 16-148 and 16-149.

Ayes: Councilmen Bruno, Cascio, Calamari, Sears, Ullman.

Nays: None.

Resolution No. 16-143

Debt Service Appropriation

WHEREAS, N.J.S.A. 40A4-19 provides authority for appropriating in a temporary resolution for the coming fiscal year providing for appropriation for interest and debt redemption; and

Payment of Bond Principal	\$810,000.00
Interest on Bonds	\$ 93,992.00
Interest on Notes	\$ 19,523.62

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Washington, in the County of Bergen, New Jersey that the following debt service appropriation be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for their records.

Resolution No. 16-144

Waste Water Systems Operator

WHEREAS, N.J.A.C. 7:10A-1 et seq. requires that the owner of a Waste Water Collection System be licensed by the New Jersey Department of Environmental Protection ("NJDEP") and that the system be operated by a NJDEP licensed operator; and

WHEREAS, Charles H.F. Blumeling, III possesses the required licensed.

WHEREAS, the Chief Financial Officer has certified that funds are available in line item 5-01-20-165-201 to award a professional service contract without competitive bidding to serve as the licensed operator of the Waste Water System within the Township of Washington;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Washington hereby awards a professional service contract to Charles H. F. Blumeling, III as the NJDEP licensed operator of record of the Township's Waste Water Collection System without competitive bidding as a professional service under the provisions of the Local Public Contracts Law. It is acknowledged that Charles H.F. Blumeling, III, has completed and submitted a Business Entity Disclosure Certification which certifies he has not made any reportable contributions to a political candidate committee in the Township of Washington in the previous one year, or made any contribution as per the terms of the Township Ordinance, and has agreed that the terms of the award will prohibit Charles H.F. Blumeling, III from making any reportable

contributions during the term of the contract or making any contribution as per the terms of the Township Ordinance;

BE IT FURTHER RESOLVED, that pursuant to the award hereunder, the Township Council of the Township of Washington hereby appoints Charles H.F. Blumeling, III as the Licensed Municipal Waste Water Collection System Operator of record for the year 2015 at an annual compensation of \$1,000.00, and that said Licensed Municipal Waste Water Collection System Operator is hereby obligated to serve a copy of all reports on the Township Department of Municipal Facilities and the Township Clerk.

Resolution No. 16-145

Cash Management Plan

WHEREAS, P.L., 1983, Chapter 8, Local Fiscal Law; NJSA. 40A:5-2 has been amended to require that each municipality designate a Cash Management Plan for the deposit of each local unit's monies.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, that the following Cash Management Plan of the Township of Washington be and hereby is adopted:

DESIGNATION OF OFFICIAL DEPOSITORIES

1. Official Depositories of the Township of Washington shall be as designated at the start of each fiscal year by resolution adopted by the Township Council.
2. Designated official depositories are required to submit to the Chief Financial Officer of the Township of Washington a copy of the State of New Jersey, Department of Banking, Governmental Unit Deposit Protection Act (GUPDA) Notification of Eligibility, which must be filed semi-annually in the Department of Banking as of June 30th and December 31st each year.
3. Designated Official depositories are required to submit to the Chief Financial Officer a copy of the institutions annual report on an annual basis.
4. The official depositories for Township funds for 2015 are Oritani Bank, Township of Washington, NJ and PNC Bank, Woodland Park, NJ.

DEPOSIT OF FUNDS

4. All funds shall be deposited within forty-eight (48) hours of receipt in accordance with the state statute
5. Operating funds shall be deposited into interest bearing accounts to maximize interest earnings.
6. Capital, Trust and Payroll funds shall be deposited into interest bearing accounts whenever possible. Any non-interest bearing account should be regularly monitored for the availability of funds for investment.

DESIGNATION OF ALLOWABLE INVESTMENTS

7. The Township of Washington may permit deposits and investment in such depositories as permitted in NJSA 17: 9-44 and other instruments as specified below:
 - a. United States Treasury Bills
 - b. Township of Washington bonds or notes
 - c. Commercial Bank Deposits
 - d. Certificates of Deposit
 - e. State of New Jersey Cash Management Funds

B. DEFINITION OF ACCEPTABLE COLLATERAL AND PROTECTION OF TOWNSHIP ASSETS

1. All designated depositories must conform to all applicable State Statutes concerning depositories of Public Funds
2. All designated depositories shall obtain the highest amount possible F.D.I.C. and/or F.S.L.I.C, coverage of all Township assets (demand and certificate of deposit)
3. Collateral will be required for all deposits and investments of the

Township except for those in the State Cash Management Fund, collateral must have a market value of not less than 100 percent of all deposits and investments

4. For pledges by depositories on Township funds, the following securities will be considered acceptable for pledges
 - a. Any security backed by the U.S. Government
 - b. Any direct obligation of any taxing authority within the Township of Washington
 - c. Real Estate mortgage loans for real estate property located within the Township marketing area. Pledges of real estate mortgage loans shall be maintained at a market value of 115 percent of deposits.
 - d. All pledges of collateral must be indicated on an advice copy of the investment instrument which shall be forwarded to the Chief Financial Officer

REPORT PROCEDURE

5. The Chief Financial Officer shall prepare for the Township records a quarterly report of investments. A detail listing should be kept of all investments purchased, specifying the amount, interest, percentage rate, period of investment and maturity date and name of the financial institution in which the investment is placed.
6. The Chief Financial Officer shall prepare for the Township records a quarterly report of fund investments. A detail listing should be kept of all shares purchased, shares redeemed, interest received, and the name of the fund with which Township funds are placed.

DIVERSIFICATION REQUIREMENTS

7. The Chief Financial Officer shall examine investments to guard against the effects of a financial institution going into default. This may be accomplished through the practice of spreading investment around in various designated official depositories.

MAXIMUM MATURITY POLICY

8. Investments shall be limited to a maturity not to exceed one year on all operating funds unless a longer maturity is permitted within the provisions of regulation promulgated by either the Federal or State Governments.

INVESTMENT PROCEDURES

9. Bids for certificates of deposit shall be solicited of all designated depositories only if the amount exceeds \$500,000.
2. Telephone bids shall be solicited of designated depositories by the Chief Financial Officer or a staff member the Chief Financial Officer shall designate.
3. The depository shall specify the principal amount of the investment bid on interest rate, maturity date and the number of days used to calculate the interest to be paid upon maturity.
4. Interest shall be paid from the date the bid was awarded to the date of maturity.
5. All bidders may request the results of the informal bids after the bid is awarded.
6. A check or wire transfer of funds shall be made available, if necessary, to the winning bidder the same business day the informal bid is awarded.

CONTROLS

When possible, internal controls shall provide for a separation of investment placement and accounting activities. Controls must be recorded for wire transfers and securities safekeeping, where necessary.

BONDING

10. The following officials shall be covered by surety bonds; said surety bonds to be examined by the independent auditor to ensure their proper execution:

- Treasurer / Chief Financial Officer
- Tax Collector

The following officials shall be covered by the Joint Insurance Fund blanket crime coverage; said bond/coverage to be examined by the independent auditor to ensure their proper execution:

- Deputy Tax Collector
- Department Directors

Any staff member of the department not covered by a surety bond.

COMPLIANCE

11. The Cash Management Plan of the Township of Washington shall be subject to the annual audit conducted pursuant to NJSA 40:5-4.

LIABILITY

12. The Official charged with the custody of the monies of the Township of Washington shall deposit them (or designate a staff member to make such Deposit) as designated by the Cash Management Plan and shall thereafter be relieved of any liability or loss of such monies due to the insolvency or closing of any depository designated in the Cash Management Plan pursuant to NJSA 40A: 5-14.

This Cash Management Plan as set forth has been designated the Cash Management Plan for the Department of Revenue and Finance and no other department of the Township of Washington.

Resolution No. 16-146

Waste Management Facility

WHEREAS, Waste Management Of NJ, Inc. ("Waste Management") has applied to the New Jersey Department of Environmental Protection ("NJDEP") for renewal of its permit to operate a transfer station located within the Borough of Hillsdale ("Hillsdale"); and

WHEREAS, the Township of Washington (the "Township") has submitted a letter in opposition to the application of Waste Management for such renewal, the terms of which are incorporated herein; and

WHEREAS, the re-opening and operation of Waste Management's transfer station in Hillsdale will result in a substantial detriment to the Township and its citizens, including, but not limited to, excessive large and noxious truck traffic on roadways which service residential and recreational uses and activities by seniors, young adults and children, safety concerns, exacerbation of already problematic traffic conditions, substantial impairment of quality of life issues, overburdening of Township services to address the negative impact of such trucking within and passing through the Township, and the creation of hazardous conditions on the Township's streets; and

WHEREAS, the Township implores NJDEP to consider the negative impact renewal of Waste Management's waste facility permit would have on the Township as well as neighboring municipalities;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, that the Township hereby requests that NJDEP deny renewal of Waste Management's application for renewal of Solid Waste Facility Permit No. TRP 15001 for its Hillsdale Facility (Facility ID No. 133484)

Tax Lien Redemption

WHEREAS, at the Tax Sale held on October 18, 2013, the Township of Washington sold a tax lien on Block 3302, Lot 28, also known as 243 Devon Road, for delinquent 2012 taxes, owned by Michael and Sharon Garafalo and;

WHEREAS, this Tax Lien Certificate #12-00003 was sold to US Bank Custodian for Pro Capital III, LLC at 0% interest rate:

WHEREAS, Citifinancial, first lien mortgage holder has redeemed Certificate#12-00003 in the amount of \$ 46,282.09 and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that Elaine Erlewein, Tax Collector be authorized to refund a total of \$46,282.09 made payable to US Bank Custodian for Pro Capital III, LLC, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102.

Tax Lien	\$	9,663.57		
4% Redemption Penalty		386.54	1099:	
Subsequent Taxes		26,859.71	Sub. Interest:	\$ 7,937.27
Subsequent Interest		7,937.27	4%Penalty	386.54
Recording Fee		43.00	Total 1099:	\$ 8,323.81
Search Fee		12.00		
Foreclosure Fees		1,380.00		
Total:	\$	46,282.09		

Temporary Emergency Appropriation

WHEREAS, an emergent condition has arisen with respect to Appropriations and no adequate provision has been made in the 2016 temporary budget for the aforesaid purpose, and N.J.S.A. 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 2016, including this resolution total \$2,971,739.50.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Washington, in the County of Bergen, State of New Jersey (not less than two-thirds of all members affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20, that the following emergency temporary appropriations be made and that said emergency temporary appropriations be added to the Temporary Budget adopted on January 4, 2016 as follows:

DEPT. OF LAW		
Salaries & Wages		\$17,650.00
DEPT. OF ENGINEERING		
Salaries & Wages	\$	20.00
DEPT. OF PUBLIC AFFAIRS & INFO.		
Salaries & Wages	\$	20.00
FIRE DEPARTMENT		
Salaries & Wages	\$	100.00
OFFICE OF EMERGENCY MGMT		
Salaries & Wages	\$	20.00
		<u>\$17,810.00</u>

Escrow Refund

WHEREAS, Joseph & Mary Rizzo posted engineering escrow money on premises known as Block 4419, Lot 21, 275 Hickory Street; and

WHEREAS, the Construction Code Official has issued approval dated February 18, 2016, C.O. No. 04-424; and

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter dated August 6, 2015; and

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 \$1140.00 to the above.

Mr. Poller - Mr. Poller stated in the last paragraph of Resolution No. 16-147 it references the shared services agreement, which should have been attached to the resolution.

A motion was made by Mr. Sears, seconded by Dr. Cascio, to approve Resolution No. 16-147.

Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman.

Nays: None.

Resolution No. 16-147

Fire Truck Loaner Program

WHEREAS, the County of Bergen (the "County") operates a Fire Academy through the County of Bergen's Department of Public Safety; and

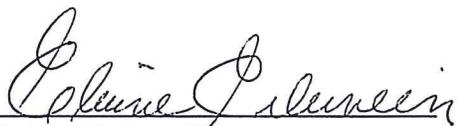
WHEREAS, the County will make available certain fire apparatus, including ladder vehicles and engines ("Fire Apparatus") to the municipalities within Bergen County on a temporary/emergency basis solely for use as front line fire apparatus; and

WHEREAS, pursuant to the New Jersey Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.), the Township of Washington (the "Township") seeks to enter into a shared services agreement with the County for use of such Fire Apparatus;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, that the Township hereby approves the proposed shared services agreement between the Township and the County of Bergen, a copy of which is on file with the Township;

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute the subject shared services agreement with the County of Bergen for the above stated purpose.

Time Noted: 9:23 p.m.



Elaine Erlewein
Township Clerk



Michael Ullman
Council President

Approved: March 21, 2016

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY

CONFERENCE PORTION/PUBLIC SESSION

February 22, 2016

Members present: Robert Bruno, Peter Calamari, Steve Cascio, Tom Sears, Michael Ullman. Also present: Janet Sobkowicz, Mayor; Mary Anne Groh, Administrator; Ken Poller, Attorney.

Time Noted: 9:31 p.m.

CURRENT BUSINESS

Budget – Mr. Ullman thanked Madam Mayor and the Administrator for the budget packet. Mr. Ullman asked Administrator Groh to walk council through the packet as well as any dates that are required. Administrator Groh replied the budget needs to be introduced around March 18th. She explained the first portion which is the tax analysis; the second section is the analysis of 2016 tax levy increase. She spoke at length with regard to that section. She stated the bottom part is the analysis the impact of the average home assessed at \$464,000. She stated the municipal portion with library combined is a \$2.00 per year increase for the average assessed home at \$464,000. She spoke of the next section which is the Summary or Revenue and what it shows. She spoke of the following section which is appropriations, which is the spending part of the budget. She stated beyond that is the actual budget documents will all of the documents, last page totaling \$12,762,768 ties into the Summary of Revenues page, which is how much spending in the total budget. She stated every account in the budget is included in the work pages. A discussion followed with regard to page 99, year total and budgeted amounts. Administrator Groh spoke of emergency appropriations that were done in the past year. A discussion was had with regard to page 55. Various questions followed were asked about the budget formula, budget formats and surplus. A discussion followed with regard to trust funds and outside billing of the Police Department. Mr. Ullman stated if anyone is has concerns, please document them and send them to the Administrator in advance. Administrator Groh the next section is Capital Budget, which is required by the State and provided based on the department submissions that may be amended for future years. She spoke at length with regard to the 2015 actual section, which is a detail of what was spent by line item in the budget. Administrator Groh explained page 37, the various headings, line items, balances, surplus and appropriation reserve. A discussion followed with regard to surplus which is held for two years and the surplus number. A discussion followed with regard to the timeline of approving the budget and amendments. A discussion followed with regard to the publication of the meetings, which is a 48 hour notice. Dr. Cascio suggested on working on a number of dates. Various dates were discussed for budget meetings. Saturday, February 27th at 9:00 am was agreed upon, Tuesday, March 1st was agreed upon at 6:00 pm (conditional/on Cornelia being available), Saturday, March 5th at 9:00 am.

Zoning Board Appointments – Resolved during Public Portion.

DMF Truck Status – Administrator Groh provided her findings during the Public Portion.

BCUA Contract Renewal (End May) – Administrator Groh explained the BCUA contract renewal is an amendment to the solid waste service agreement. She explained the arrangement with the DMF and what it is for. She stated the agreement is for June 1, 2016 to May 31, 2017 for \$68 per ton which is up from \$65.35 a ton, which is 4%. She stated she does not know of any other options if this is not voted. Administrator Groh stated with regard to GAETA, that contract is expiring September 30, 2016. She stated in going out to bid earlier, you can have the amount by budget time and also you would tend to

receive better bids. A discussion followed with regard to how many contractors actually do bid. A lengthy discussion followed with regard to the current pick up, which is twice a month, 24 times a year. Administrator Groh stated in her experience switching pick up to once a week dramatically increases the recycling. A discussion followed whether the bids can have alternatives, such as a once a week pickup, twice a month pickup or a pickup of every other week. A discussion followed with regard to having garbage pails out all over town. Mr. Calamari asked if council needs to take a vote on this. Mr. Poller stated council does need to vote, and Administrator Groh will prepare the RFQ.

A motion was made by Dr. Cascio, seconded by Mr. Sears to bid for three options for recycling pickup, first option being the way it currently stands at 24 times per year, second option would be every other week, that being 26 times per year and the third option would be a weekly collection.

Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman

Nays: None.

Televising of Council Sessions – Mr. Ullman spoke of the options that were offered by Larry and WCTV. He stated Larry and his team are open to meet with himself and perhaps another member of council here in chambers. It was agreed that Dr. Cascio and Mr. Ullman will meet with Larry and WCTV. Mr. Calamari stated about a year ago Administrator Cavallo did look into to putting the audio up on the website and it required a small monetary investment. Administrator Groh stated she will look into that.

Township Auditor, Public Defender, Bond Counsel and Township Engineer – Mr. Ullman stated the appointment of bond counsel and township engineer do not need the consent of council, but the auditor and public defender are the appointments of the council. He stated we have had a number of proposals, but he proposes that these items be revisited in the Fall prior to the budget season. He stated at that time we can RFQ and make a meaningful decision. Mr. Calamari stated the council cannot stop the Township from operating and he would like to have some action or movement on these items. Dr. Cascio spoke of the having the same auditor for the past 30 years and the State Comptroller does recommend changing the auditor every three years and the firm every ten years. He recommends that another RFQ be done, properly this time for the position. Mr. Bruno stated he agrees. Dr. Cascio stated he would like to make a motion to RFQ the Township Auditor position and pick a Public Defender that submitted his credentials. Mr. Calamari stated he does not mind the letting this go one more year and address at the end of this year in September or October. Mr. Poller spoke of the way it is supposed to work, that being these appointments are to be made at the reorganization meeting and there should not have been a delay at all. A lengthy followed with regard to the current auditor and his duties/functions within the Township of Washington. Mr. Bruno stated the audit has already been started for 2015 and we are looking for an auditor in 2016 for 2017. Administrator Groh spoke of the CFO that was hired and what she is capable of doing, and she also spoke of the timing of the budget. She spoke of Lerch, Vinci and what Ms. Marabello will be doing with the financial statements. Discussions followed with regard to completing the budget and the RFP's.

Mr. Ullman – Mr. Ullman stated there is a resolution for Township Engineer that does not require the consent of council.

Mayor Sobkowicz – To the Council President, and the Council for the Township of Washington, with regard to appointing a Township Engineer for the year 2016, please be advised that having received the recommendation and endorsement I am appointing the following person for the Director of Engineering, I hereby approve the appointment as set forth below, position being Township Engineer, appointee Christopher Statile.

A discussion followed with regard to the term "Fair and Open Process." A discussion followed with regard to the naming of the company versus a person.

A motion was made by Mr. Calamari, seconded Mr. Sears, to approve Resolution No. 16-151, Township Engineer.
Ayes: Councilmen Calamari, Sears, Ullman.
Nays: Councilmen Bruno, Cascio.

Resolution No. 16-151

Township Engineer

WHEREAS, the Township of Washington, Bergen County has the need for engineering services which are to be rendered to the Township by the Township Engineer who is appointed by the Director of Engineering with the approval of the Mayor, and said position has been filled by the appointment of Christopher P. Statile, P.A. in accordance with the terms of the Township's ordinances; and

WHEREAS, the contract for such services is not being awarded under what is termed the fair and open contract provisions as defined in N.J.S.A. 19:44A-20.5; and

WHEREAS, such professional engineering services will be in excess of \$17,500; and

WHEREAS, Christopher P. Statile, P.A. has submitted a proposal with respect to the rates for said services to be rendered to the Township for the year 2016 which is the anticipated term of this contract; and

WHEREAS, Christopher P. Statile, P.A. has completed and submitted a Business Entity Disclosure Certification which certifies it has not made any reportable contributions to a political or candidate committee in the Township of Washington in the previous one year, or made any contribution not in accordance with the terms of the applicable Township ordinance, and has agreed that the terms of appointment will prohibit Christopher P. Statile, P.A. from making any reportable contributions during the term of the contract or making any contribution not in conformity with the terms of the applicable Township ordinance; and

WHEREAS, the availability of funds for such services shall be determined in the Township's annual budget;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Washington, County of Bergen, State of New Jersey authorizes the Mayor to enter into a contract with Christopher P. Statile, P.A. as described herein;

BE IT FURTHER RESOLVED that the position set forth herein was not filled through the "fair and open process" as defined under N.J.S.A. 19:44A-20.4 et seq. As such, it has been attested that Christopher P. Statile, P.A., and any subsidiaries, assigns or principals controlling in excess of 10% of said company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the appointment that would, pursuant to P.L. 2004, c.19, affect the eligibility to perform under the appointment, nor will it make a reportable contribution during the term of the contract to any political party committee in the Township of Washington, County of Bergen, or make any contribution which is not in conformity with Township ordinance, when the contract is awarded, or to any candidate committee of any person servicing in an elective public office of said municipality when the contract is awarded;

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification be placed on file with this resolution, and that a notice of the award of said contract shall be published in accordance with law.

Mayor Sobkowicz – To the Council President and the Council of the Township of Washington regarding appointee Special Counsel Bond Attorney

for the year 2016. Please be advised that having received recommendation and endorsement for appointment for the following person for the Director of Law, I hereby approve the appointment of position Bonding Attorney, appointee Robert Beinfield, Esq.

A motion was made by Mr. Calamari, seconded by Dr. Cascio to approve Resolution No. 16-152.

Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman.

Nays: None.

Resolution No. 16-152

Bonding Attorney

WHEREAS, the Township of Washington, Bergen County has the need for bonding services which are to be rendered to the Township by Special Bond Counsel who is appointed by the Director of Law of the Township with the approval of the Mayor, and said position has been filled by the appointment of Robert H. Beinfield, Esq. of Hawkins, Delafield & Wood, LLP in accordance with the terms of the Township's ordinances; and

WHEREAS, the contract for such services is not being awarded under what is termed the fair and open contract provisions as defined in N.J.S.A. 19:44A-20.5; and

WHEREAS, the professional legal services of Special Bond Counsel may be in excess of \$17,500; and

WHEREAS, Robert H. Beinfield, Esq. of Hawkins, Delafield & Wood, LLP has submitted a proposal with respect to the rates for said services to be rendered to the Township for the year 2016 which is the anticipated term of this contract; and

WHEREAS, Robert H. Beinfield, Esq. of Hawkins, Delafield & Wood, LLP has completed and submitted a Business Entity Disclosure Certification which certifies it has not made any reportable contributions to a political or candidate committee in the Township of Washington in the previous one year, or made any contribution not in accordance with the terms of the applicable Township ordinance, and has agreed that the terms of appointment will prohibit Robert H. Beinfield, Esq. of Hawkins, Delafield & Wood, LLP from making any reportable contributions during the term of the contract or making any contribution not in conformity with the terms of the applicable Township ordinance; and

WHEREAS, the availability of funds for such services shall be determined in the Township's annual budget;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Washington, County of Bergen, State of New Jersey authorizes the Mayor to enter into a contract with Robert H. Beinfield, Esq. of Hawkins, Delafield & Wood, LLP as described herein;

BE IT FURTHER RESOLVED that the position set forth herein was not filled through the "fair and open process" as defined under N.J.S.A. 19:44A-20.4 et seq. As such, it has been attested that Robert H. Beinfield, Esq. of Hawkins, Delafield & Wood, LLP, and any subsidiaries, assigns or principals controlling in excess of 10% of said company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the appointment that would, pursuant to P.L. 2004, c.19, affect the eligibility to perform under the appointment, nor will it make a reportable contribution during the term of the contract to any political party committee in the Township of Washington, County of Bergen, or make any contribution which is not in conformity with Township ordinance, when the contract is awarded, or to any candidate committee of any person servicing in an elective public office of said municipality when the contract is awarded;

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification be placed on file with this resolution, and that a notice of the award of said contract shall be published in accordance with law.

A motion was made by Mr. Sears, seconded by Mr. Calamari to approve Resolution No. 16-154.

Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman.

Nays: None.

Resolution No. 16-154

Public Defender

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that it does hereby appoint Gerald Tyne as Public Defender of the Township of Washington for a one year term commencing January 1, 2016 through December 31, 2016.

A discussion followed with regard to going out for Requests for Proposals for the Township Auditor, such as a timeline and format.

A motion was made by Dr. Cascio, seconded by Mr. Bruno, requesting the Administration to go out for a Request for Proposal for the Township Auditor.

Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman

Nays: None.

Mr. Ullman – Mr. Ullman stated we are going to table the Dog & Cat Licensing Fee for the moment. He stated there is a draft ordinance that was completed. Administrator Groh stated there is a comparison sheet for other towns along with a sheet outlining the maximum state fee. She spoke of considering the impounding fee separately from the licensing fee, since the impounding fee is absorbed by the Township.

Exit 171 – Mr. Sears stated there are no updates from the County. Mayor Sobkowicz spoke at length of a meeting in which Corrado Belgiované Councilman of Woodcliff Lake, Doug Frank the Mayor of Hillsdale, and Richard Bosi representing Mayor Maguire attended. She stated the most important item was everyone had a differing opinion of where the traffic goes exiting Exit 168. She stated a newer traffic study needs to be done by the County and they all stated they would pass resolutions to support getting financial aid for Washington Township in renovating the intersection Pascack and Washington. They all agreed it is not a Township of Washington problem but a Pascack Valley problem. Administrator Groh spoke at length with regard to the surrounding towns agreeing to sign any requests the Township makes, and the next step would be to get a meeting with the County. She also spoke at length with regard to the Township buying land for it to become a county road. A discussion followed with regard to there being a toll booth at Exit 165 and there being no toll booth at Exit 168. A lengthy discussion followed with regard to the intersection, the monitoring of traffic and the support of the neighboring towns. A discussion followed with regard to how much land would be need to be acquired for improvement of the intersection, the value of the land and the overall impact on properties. Mr. Ullman suggested we request to the County what their current plan is. Administrator Groh replied she will hopefully obtain that by the next meeting. Dr. Cascio spoke of putting a plate reader at various locations and asking the County to pick up the tab. Mr. Sears stated a request should be made by a group to the County for them to perform a traffic study.

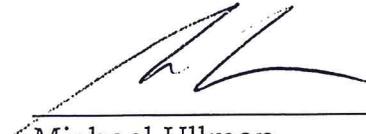
Memorial Field – Mr. Ullman spoke of the public comments being made during the public portion. He stated number of questions was brought up, such as the well, what could be done in the short term and available resources to us. He asked is the meeting on Thursday exclusive to the well. Mayor Sobkowicz replied yes, the well and the pump. Mr. Ullman asked what would be the next step in terms of preparing Memorial Field for lacrosse and the steps beyond that. Administrator Groh spoke of the field being ready for lacrosse,

and the timing issue with regard to sodding. She stated if sodding occurred the beginning of June it would be in decent shape for the recreation program, and that is if the irrigation system is up and working. She asked Mr. Twomey if he is okay with working with the field the way it is. Mr. Twomey replied there is nowhere else to go. He stated there are 120 games of lacrosse, with half of them being played at home. He stated the boy's season begins on March 26th and first two games will be played on the turf field in Wyckoff, and the girl's season begins on April 9th. He spoke at length of the number of games, the days the games are played and practice, which is five times a week. Comments were made with regard to authorizing spending, the well, the water usage, the irrigation system and converting to city water. Mr. Twomey spoke going to The Arena to practice and having the council pay for it. Mr. Calamari spoke at length with regard to the well-being fixed and not having to wait until the next meeting for it to be approved. A discussion followed with regard to reaching out to the swim club or IHA and where men's softball can play. Summer recreation hours were discussed. Mr. Twomey stated Margaret Koesel has already asked the swim club for a proposal. Comments were made with regard to the men's softball using a baseball field, and reaching out to the Knights of Columbus. Mr. Twomey spoke at length with regard to the timeline of the sod being put down. Mayor Sobkowicz suggested seeding. Mr. Ullman spoke of other towns putting down a tarp/blankets to cover the fields to give the seeding a chance. Dr. Cascio stated Westwood has a seeder for their fields. Mr. Twomey stated the tarp/blankets are \$4500 each and he would need six of them along with a place to store them. He spoke of what was done in the past with seeding. Mr. Calamari commented on what was said during public portion with regard to the field being the Crown Jewel in 2003. He stated the field has more usage now and the natural grass cannot stand up to the usage. He stated he does not appreciate the coaches being blamed for the field not being in good shape, since it is not their responsibility to maintain the field. He stated with regard to the referendum, it is a yes or no on spending money, it doesn't tell us if the resident chooses to vote it down what they don't like about the proposal. He spoke of mailing a survey to the residents to get feedback on what their concerns are.

A motion was made by Mr. Calamari, seconded by Mr. Sears to adjourn.
Ayes: Councilmen Bruno, Calamari, Cascio, Sears, Ullman.
Nays: None.

Time Noted: 11:25 p.m.


Elaine Erlewein
Township Clerk


Michael Ullman
Council President

Approved: March 21, 2016