

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY

REGULAR MEETING MINUTES

May 8, 2017

The Regular Meeting of the Township Council of the Township of Washington was held at 7:30 p.m. in the Council Meeting Room of the Municipal Complex, 350 Pascack Road, Township of Washington, New Jersey.

Council President Robert Bruno called the meeting at 7:34 p.m. by reading the following statement

OPEN PUBLIC MEETING STATEMENT

The regularly scheduled Public Meeting of May 8, 2017 of the Township of Washington Township Council. Adequate notice of the meeting was given in accordance with the Open Public Meetings Act by the Township Clerk to at least two (2) newspapers in January and this notice has been posted on the Township Bulletin Board and on the Township Web Site.

Please notify the Municipal Clerk for any disability requirements necessary for attendance at Mayor and Council meetings. The fire exits are located through the double doors to your right and through the door on your left. Please silence all cell phones.

ROLL CALL

Council Members Peter Calamari, Steve Cascio, Thomas Sears, Michael Ullman and Council President Robert Bruno. Also present: Janet Sobkowicz, Mayor; Mary Anne Groh, Administrator; Ken Poller, Attorney; and Susan Witkowski, Township Clerk. Also in attendance was Gary Vinci, Township, CPA, RMA, PSA OF Lerch, Vinci & Higgins, LLP.

Council President Bruno stated Mr. Vinci is present in case anyone has any questions regarding the budget. Captain Hackbarth and Chief Hooper are also present to talk about traffic conditions. Mr. Statile will be speaking about storm water management and also Prospect Street, along with the regular meeting. Public comments will be held to five minutes.

The Clerk read the totals of the list of bills paid April 1, 2017 through April 30, 2017:

TOTAL	2016 Reserve	\$16,396.04
TOTAL	2017 Current	\$2,511,826.34
TOTAL	Capital Fund	\$96,615.89
TOTAL	Animal Control	\$0.00
TOTAL	Trust Fund	\$25,828.50

Councilman Ullman asked if the \$95,000 charge on page 16 is related to the release and posting of a maintenance bond. Administrator Groh replied those are two separate issues. The \$95,000 was the contract balance before the retainage, so in lieu of the 10% retainage they are offering a maintenance bond which is consistent with the contract. Council President Bruno questioned page 18, Tax Lien Premium Refund of \$17,100. Administrator Groh replied she will get back to him with that information.

APPROVAL OF MINUTES

A motion was made by Councilman Cascio, seconded by Councilman Sears to approve the following minutes:

January 23, 2017 Regular Meeting Minutes
January 23, 2017 Conference Session Minutes
February 6, 2017 Regular Meeting Minutes
February 6, 2017 Conference Session Minutes

Ayes: Councilmen Calamari, Cascio, Sears, Ullman, Bruno.
Nays: None.

Mayor's Report, May 8, 2017

ROAD DEPARTMENT

Debris and grass collection began on April 13, white goods were collected on April 19 and for any of you have any yet still to be picked up, they will be picked up again on May 17, but you do need to call and schedule an appointment. On April 21 and 26 we participated in the New Jersey Free Seedlings program, and residents picked up dogwood and black gum trees, if they wanted them. Spring clean-up continued with crews focusing first on Memorial Field, because of the April 15 egg hunt and they removed the leaves, they used our Smithco to remove the geese residue, brush and lint. Additionally, the pavilion and basketball courts were power washed. The week of April 17 was dedicated to preparing Clark Field for the official opening of the baseball season. In both cases fields were also inspected for damage, at Memorial the rain gutter on the storage shed was repaired and reattached. Weekly athletic field painting began with the Lacrosse program on April 19 and then softball starts the week of May 8. A crew cleaned the woods behind Bergen Avenue of debris, which included hoses, buckets, planters and metal things; it seems to have been the scene of some dumping activities. Our first round of street sweeping occurred the week of April 27, there were some issues which we spoke to Paramus about, and we are looking into other providers. Today we used our shared sewer jet to check areas of high priority. Ron Scherer in the Road Department serviced police cars, including oil changes, filters and change of tires. While working on Truck 36, he also noticed a problem with our u-joint and was able to fix it to avoid further repairs. He also wired and installed lights, sirens and radios into our two new police cars for the detective and the chief. Unfortunately, our newest garbage truck has electrical issues and is at Frank's Truck Center being repaired under warranty.

FIRE DEPARTMENT

The Mayor thanked the members for their community outreach in April, they sponsored the Annual Egg Hunt and Pancake Breakfast, both of them were really great events. In addition, they had 17 calls to service, bringing it to 67 for this year. Also the wall of the firehouse was finally fixed, with T&S, who was our provider. Ironically, while that was being restored, a vehicle, driver hit the other wall and we are just waiting for the insurance so we can repair it.

POLICE DEPARTMENT

The department participated in the 'Hidden in Plain Sight' Anti-Drug Program at Westwood Regional High School on April 25, which was sponsored by the Bergen County Offices of Drug and Alcohol Dependency, Municipal Alliance, Westwood and the Township of Washington. It was an interactive awareness program designed for caretakers, educators and community members presented by Tim Shoemaker, who did an excellent job. All of us know and seen online in the newspapers all the headlines about how overdoses have reached an epidemic proportion. I even know the figures by heart now, last year there were 308 overdoses in Bergen County, with 87 deaths. Did you know that 40% of opioid admissions for treatment involve persons who are 25 years or younger. That night my ending speech was a quote from Audrey Hepburn "Nothing is impossible, but the word really says I'm possible." So there are lot of resources and things available for people now and we hope that more people can take advantage of them. People that attended were very complimentary of

the program and I am glad to see so many attended with the problem we had. The problem with students parking on streets in the area of the high school is on the move again. We are now to Beech Street and South Chestnut and according to Chief Hooper the numbers of cars have increased from 29 to 30 and it is approaching more towards 40. Council President Bruno and I met with Superintendent Ray Gonzalez, Board President Darlene Mandeville and Board Member Susan Swietkowski to discuss some solutions, but to no avail. The Department continues to do traffic enforcement details on Washington Avenue, between Meisten and Burke. They did 4 during April, during the pm rush hour and the area of the firehouse during the am rush hour, as man power allows. The most violations were passing over the double yellow lines and failure to keep right. The Police Department had 671 calls to service in April, making the total of 2,663 so far this year. Our Engineer and our Director of Engineering have met and talked several times recently because they formulated a plan for the drainage issue, which we have had since the building was built. Community policing has started preparations for the upcoming Junior Police Academy which will go from June 26 to June 30. Applications are available at the Police Department, but in big capital letters and in bold they wrote applications must be in by June 1, 2017. There was a new traffic study done by Bergen County, fortunately, on April 25, before we had the big hearing in Hillsdale. In 2006, there were 17,933 cars going through the intersection, in 2017 there are now 18,969 cars going through. A very interesting fact though is that in 2006, when you are going east on Washington Avenue, the cars who made a left hand turn to go north, it was 1,863, now going east on Washington Avenue, if you make a left it is 2,477 going north on Pascack Road, so it actually increased.

AMBULANCE CORPS

The Corps had 37 calls in April and 162 since the beginning of the year. Every month I ask anybody who wants to become a member, please do, it is a lot of work but you are doing a great service.

WASTE MANAGEMENT PERMIT RENEWAL

I did pre-register to speak at the DEP hearing on April 27. The points I covered were noise, smell, quality of life, traffic, pedestrian crossing areas on the route and types of entities, like churches, schools, shopping and so on. The other thing I also had the Chief measure how long the trucks travel in Hillsdale versus the Township of Washington. So, when they leave the Waste Management site, they travel 1.2 miles in Hillsdale, but 2.3 miles in the Township. So, I said then if the permit should get renewed, I am hoping not, but you never know, we should be able to get part of the host fee, which they give to the towns where there stuff is. It would be a contribution, I hope, that would fund the cost of renovating the intersection, and I also think they should have to fund another traffic study. Chris Statile, Engineer, noted in a follow-up report that the passage of one 33,000 lb. truck equates to 1429 passenger vehicles, thus it really does exacerbate roadway damage and require more frequent repaving and pothole filling. I hope that you didn't get the wrong impression if you read the article, because there were more than 150 people there against the permit, and only 4 or 5 for it, if you read the article you would have thought the opposite.

Township Engineer, Christopher Statile arrived at 7:44 pm.

HONOREES NIGHT

The Knights of Columbus held their annual event where they honored Matthew DeCaux, a religious instructor, Dan Florio, from the Township Recreation Program, Rich Miras for his dedication as an Ambulance Corps member and Vito Trause, for his courage as a World War II Prisoner of War.

SOFTBALL AND BASEBALL

Official opening of baseball and softball occurred on Clark Field on April 22, it

was a great community event. They did a lot of work; there were a lot of players, residents, coaches and so on.

STIGMA FREE COMMUNITY

As a stigma free community we continue to bring about awareness of mental illness as a medical condition. As such, WCTV hosted the second show, this one was to educate the public on Tourette's syndrome, the guests were Dan Ferron, Peter Giunta, Tom O'Donnell and myself. Dan Ferron is the person who actually starred in the movie, written by him and Peter Giunta to kind of make people aware of what it is all about. As usual, WCTV did an excellent job. June 4 is proclaimed as Tourette Syndrome Day to make people more aware of what is going on with it.

SUMMER REC PROGRAM

We will be having the Summer Rec Program and our Director will be Chris Rapinto.

WESTWOOD REGIONAL SCHOOL SYSTEM

The 2017-2018 percentage share of the school budget is 52.469 for Westwood and 47.53 for the Township. However, the reality is that Westwood has about 275 more students in the school system in the Township. I looked up how much they pay per student, and it was a couple of different numbers, but at \$19,500 per student, this equates to the Township really paying \$5,362,500 more than we should. Also our equalized share last year we paid 47.25 this year we are going to pay 47.53, so hidden in there, hidden in plain sight is what I think the resident will experience a larger share on their taxes of the school budget. We need to keep an eye on districts who are trying to get a change in the people ratios in the formula. Also, it seems that the assessments in Westwood must be going down for us to pay a higher share, so I think we need to look into rolling assessments, which occur every other year, by computer, and so they are kind of more up to date.

LIBRARY

The library is constantly instituting new programs to accommodate the needs of the residents, such as Tech Tutors, which will be May 24 at 3:30 to 5:00 and another new program is Essential Oils with Maria Turchi, on May 18, which will focus on natural solutions to support your health.

ADMINISTRATION

Administrator Groh worked with Vincent Corrado, who is our new Planning and Zoning Board Secretary; also we have Lynda Lisani, and Christine Ferdette, who is working our Court, Acting Court Administrator and Violations Clerk. They have been doing an excellent job, however we are looking for a part time violations Clerk and Mary Anne Groh is our Acting QPA for another year. In addition, Administrator Groh has been busy evaluating payroll procedures, working with the Bond Counsel, because we have a multi-purpose ordinance on, and also she prepared ordinances for capital purchases. She also submitted the recycling tonnage report to the State, last year was 20,908, 157 tons, from curbside, leaves and all of the things we pick up. Also, our debris program, there is a resolution on the agenda this evening that authorizes the extension of the agreement with the BCUA for us to go to get rid of our debris. Except that instead of paying \$68.00 per ton, we will pay \$68.25. In the Township, we generated 843 tons of household debris, and that program costs us \$56,299 for disposal.

GRANTS

Administrator Groh and Engineer Statile reviewed all the grants we have at this point to make sure we are moving forward on them, such as we did ramps at

Ridgewood Boulevard North recently, and we will be doing the sidewalks on Pascack Road in front of Memorial.

SCOUTING

Ethan O'Malley is currently submitting the paperwork for his Eagle Scout Project, which is partially going to be done here in our vestibule. Girl Scout Troop 5564 has been working with the DMF to clean up, refurbish and beautify the bridge at Cleveland Avenue. Another issue, literally, hanging over our heads is flight path for aircraft arriving at Teterboro Airport. Hillsdale Mayor Frank and Woodcliff Lake Mayor Rendel are posting new information and we are going to have to really step up to that one too.

RECENT OR UPCOMING EVENTS

Please note, Monday, May 29 is our Memorial Day Parade and it will start at 10:00 a.m. as usual, and proceed to Colonial Boulevard. If you or your organization would like to participate, call Bernadette at Town Hall.

2017 ROAD PROGRAM

The actual roads to be paved this year should be finalized this evening, as well as whether we join the coop or go out on our own. Administrator Groh has done a lot of research on this and so far the information that she has gotten and we talked about is that we are recommending that we go out on our own, because we would be able to get our bid out right away and it is always better to pave in the warm weather, that is why the streets were paved better last year. There are three scenarios on the agenda tonight for the Council to select which one of the clusters they would like to have done. In addition, Administrator Groh and Engineer Statile met with SUEZ water because they are replacing the water main on Spice Drive to improve water pressure. They would also have to do some paving because we just paved Hillcrest, so they will have to pave some things curb to curb after they open up. They also met with PSE&G, they are replacing a gas main on Van Emburgh, north of Katharina and hopefully that will done when IHA is out for the summer.

CURBSIDE RECYCLING

We will talk about that next month.

BUDGET

A lot of information has been disseminated about the budget, especially that the average house assessed at \$463,500 will see a reduction in the municipal portion of \$122. As I mentioned above I am a little concerned with the percentage we have to pay with the school, but we will see how that pans out. Last, but not least, the Administrator submitted a User Friendly Budget to Trenton, which she says is really not so user friendly, and also we did a lot of repairs on the field in different places, remediation from old and all kinds of other things. It was a lot of work.

REPORT OF COUNCIL

Councilman Cascio spoke of his disappointment that the wrestling program will now be based out of Westwood due to monies that were allocated for that program were not allowed to be spent. He stated that program has been around for 45 years, and he is a product of that program. Wrestling is the lowest cost recreation program that we have, and he is upset that this has happened. Most sports in the recreation department have surpluses, which should go back into the sports program to spend for our children, but ours goes back into the general budget to be spent in other places. He feels that is wrong and he is working on changing that. Money that has been allocated is not being spent and this is one area he feels strongly should be changed. He wishes the Westwood Cardinal Wrestling Program the best success, and he fully supports

them in whatever municipality they are in. He is ashamed that a program that has been around for 45 years has been lost, and feels slighted by the Township for not allowing them to spend the money. He spoke of a phone call he received from Congressman Josh Gottheimer, who represents the 5th District, about the article he saw regarding the Police Department, the letter that the PBA sent out and he was very upset and would like to help us maintain a level of decency in our Police Department. He will try to get us into the 1033A Grant Program, which is a program that provides excess law enforcement material and other material. Councilman Cascio stated the article also stated there is a problem with our recorder, since it only records one recording at a time. He stated there was a time that the recorder did not record for 25 days, and he feels that puts a strain on the Township, puts the officers in jeopardy, along with it being a liability for the Township since we are required to maintain records. He spoke of the proposal the Mayor received several months ago from Westwood to go into a shared service, which he has not seen. As of this date, Westwood has not heard back, and he asks the Mayor to reply, one way or another. He also spoke of Council being informed and seeing information so an informed decision can be made. He urged the Police Department to reach out if they should need anything, such as soap, water and he will reach out to our Congressman to see if he can help. He spoke of the comments made by Councilman Sears at the April 27, 2017 Board of Education Meeting, in particular the statement if the school cannot vet the school, there will be push back and the Council will do it. He is offended by that statement and apologizes to the School Board, School Administration, School Staff and the residents of Westwood and the Township of Washington. The Council has nothing to do with the School Board, the voters can vote at the school board elections for representatives. The Council passes ordinances, votes and adopts the budget and has the power to investigate internal matters in the Township, along with putting residents on the Zoning Board. He is a little upset, since Councilman Sears indicated he spoke for several of us, he didn't speak for myself, he spoke to Council President Bruno, he didn't speak for him, and he didn't speak for Councilman Ullman. He cannot speak for Councilman Calamari and he cannot speak for the Mayor or the Administrator. He doesn't appreciate coming up here and apologizing for Councilman Sears all the time to other organizations and bodies. He asks Councilman Sears to please not speak on his behalf, he can speak well for himself. He does agree with Councilman Sears about and this is his quote "Let this be a warning we told you the citizens of the Township had enough, we have had enough." He thinks the Township citizens have had enough of Councilman Sears speaking for others on the Council that are not represented.

Councilman Sears stated Councilman's Cascio is constantly apologizing for a lot of things. Council President Bruno stated he does not have a problem with Councilman Sears making a comment, but he has to a stop for the budget. He stated we will do the budget, then will come back to Councilman Sears.

BUDGET RESOLUTION

A motion was made by Councilman Ullman, seconded by Councilman Calamari, to approve Resolution No. 17-196.

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

Nays: None.

Resolution No. 17-196

Waiver the Reading in Full of the 2017 Budget

WHEREAS, N.J.D.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall:

- a. Be posted in a public place where public notices are customarily posted, and

- b. Is made available to each person requesting the same during said week and during the public hearing, and

WHEREAS, THE Township of Washington has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Township is hereby permitted to waive the reading in full of the 2017 Municipal Budget.

BUDGET ORDINANCE

Adoption 2nd Reading

ORDINANCE NO. 17-02

CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Council of the Township of Washington in the County of Bergen finds its advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Council hereby determines that a 3.0% increase in the budget for said year, amounting to \$268,690 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of Washington, in the County of Bergen, a majority of the full authorized membership of this Governing Body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Township of Washington shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.0%, amounting to \$268,690, and that the CY 2017 municipal budget for the Township of Washington be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The following resolution, Resolution No. 17-197 was presented and adopted on a motion by Councilman Calamari, seconded by Councilman Cascio. .

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

Nays: None.

Resolution No. 17-197

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 17-02 entitled: CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) be read on second reading and the public hearing be held thereon pursuant to law.

William Ferara, 2556 Cleveland Avenue – Mr. Ferara asked if the oldest year falls off. Mr. Vinci replied that is correct, it is a two year CAP Bank. This ordinance, which was in effect for 2017 will expire at the end of 2018. Mr. Ferara asked as the municipal taxes are reduced, does the CAP bank decrease. Mr. Vinci replied no, it is contingent on the amount that is in the ordinance on an annual basis, so that the bank will continue until the second year where it expires, if that year the Council decides to adopt a similar ordinance in the future, a new bank will be created. This CAP bank is on spending, which is different than the one for taxes. This is derived on the appropriations that are made in the budget.

A motion was made by Councilman Calamari, seconded by Councilman Cascio, to close the public hearing on Ordinance No. 17-02.

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

Nays: None.

A motion was made Councilman Cascio, seconded by Councilman Calamari, to pass Ordinance No. 17-02 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

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

Nays: None.

2017 BUDGET ADOPTION

PUBLIC HEARING ON THE 2017 TOWNSHIP BUDGET @ 8:00 p.m. as advertised

A motion was made by Councilman Cascio, seconded by Councilman Sears, to open the public hearing on the 2017 Township Budget.

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

Nays: None.

Rosa D'Ambra, 423 Colonial Boulevard – Mrs. D'Ambra questioned if the library receives additional monies for the election, since it is now part of the library duties and electricity is being used for the machines. Mayor Sobkowicz replied no, the library offered to have it there and they do see it as an opportunity to get people there to see what the library has to offer. Mrs. D'Ambra stated their electricity bill does go up and she feels they should be compensated. A new HVAC system is being installed at the library at a cost of \$25,000, which was apparent in the Township's Capital Budget. Mrs. D'Ambra spoke of combining the Planning Board and Zoning Board, which would result in savings of attorney fees and other fees. Council President Bruno replied that subject is on the agenda.

William Ferara, 2556 Cleveland Avenue – Mr. Ferara spoke of the amount the library will be receiving based on the evaluation. The amount the library is receiving is based on 2015, there is a two year lag time. Mr. Ferara questioned

the increase in the police line item for salary and wages, which is little over 3 million dollars. Mayor Sobkowicz explained that the salary increases are due to officers moving up steps, along with the 1.5% increase. The police department is unionized and police contracts are structured as officers who have more experience also have more value. Administrator Groh will provide Mr. Ferara with a detail. Mr. Ferara also questioned bank charges/fees that the Township had incurred in the past. Mayor Sobkowicz explained that is the reason we went out to bid and switched to Oritani, they did give the Township the best rate and least amount of charges. Mr. Ferara questioned the amount for the Road Program. The total amount is \$750,000, plus Mountain Avenue will be a grant. Monies also will be pulled from prior ordinances.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment asked why Mr. Vinci is present, when it was her understanding that Mr. Mai is the auditor for this year. Council President Bruno replied Mr. Mai is the auditor for this year, Mr. Vinci is finishing up the budget for the last year and putting the User Friendly Budget together. A discussion followed on the resolution appointing Mr. Mai. The Council appoints the Auditor, and the administration appoints the Accountant. In the past it was the same person, but this year the Council decided to take the action that they did. Mrs. Ozment questioned page 15, unemployment insurance line, she noticed nothing was paid or charged to that line item. Council President Bruno explained that the line item was overfunded, and the reasoning why it was not funded again. Administrator Groh also spoke of the activity in the past. Mrs. Ozment appreciated the budget meeting process, televising the budget meetings and hopes that each department will be able to spend the monies that are given to them.

John Calamari, Township of Washington Police Department – Mr. Calamari stated while the Police Salary and Wage line item to the public may have gone up significantly, he asks the public to go back and look at the line item from 2010. Over the course of the past 7 years that line item has not really increased tremendously. There are new officers in the system, officers do receive a 1.5% increase, but officers in the steps see higher increases/raises in addition to the 1.5%. Officers start off at \$35,000, and it does take 8 years to receive top pay. Mayor Sobkowicz stated in 2011 we did have retirements along with 3 new officers.

Council President Bruno stated a copy of the 2017 Budget Introduction was available at the Township of Washington Free Public Library, and copies of the said budget were made available to the public.

A motion was made by Councilman Calamari, seconded by Councilman Ullman, to close the public hearing on the 2017 Township Budget.

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

Nays: None.

Council President Bruno asked with regard to ordinances which were funded, can those monies be pulled to be used for something else or do the monies have to be used specific to the ordinance. Mr. Vinci replied the ordinance which was drafted by the bond counsel has a scope of services for which that money was to be spent. Some ordinances will have an individual budget, a multi-purpose ordinance may have in the body of the ordinance, for example, \$100,000 for drainage, \$50,000 for HVAC, and so on and so forth. The expense that the Council is allowed to charge to that ordinance has to fit within the scope of the original ordinance. If Council wants to use the money for another purpose, then the bond counsel can draft an amending ordinance to that or Council can actually cancel the ordinance, and depending on how the ordinance was funded, if it was funded by a bond, will then be canceled to capital surplus, then Council can appropriate money directly out of capital surplus for any new needs that Council has. The cost attached would be the

cost of bond counsel, because a new ordinance is being created, you may also have administrative costs and soft costs associated with it. If it is an emergent matter, and there is money left in an old ordinance, and the expense fits the cost category that it was originally created for, it can easily be charged in the prior ordinance.

Mr. Vinci left the meeting at 8:32 p.m.

A motion was made by Councilman Ullman, seconded by Councilman Calamari, to approve Resolution No. 17-198.

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

Nays: None.

Resolution No. 17-198

Adoption of the 2017 Township Budget

BE IT RESOLVED, by the Governing Body of the Township of Washington, County of Bergen that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorized of the amount of:

(a) \$8,350,159 (Item #2 below) For Municipal Purposes; and

(e) \$ 580,840 (Item #5 below) Minimum Library Tax

SUMMARY OF REVENUES

1. General Revenues	
Surplus Anticipated	\$ 1,200,000
Miscellaneous Revenues Anticipated	1,686,944
Receipts from Delinquent Taxes	350,000
2. Amount to be raised by Taxation for Municipal Purposes (Item 6(a), Sheet 11)	8,350,159
5. Amount to be raised by Taxation-Minimum Library Levy	580,840
Total Revenues	\$12,167,943
SUMMARY OF APPROPRIATIONS	
5. General Appropriations	
Within "CAPS"	
(a & b) Operations Including Contingent	\$ 7,676,696
(e) Deferred Charges and Statutory Expenditures	
Municipal	883,164
Excluded from "CAPS"	
(a) Operations-Total Operations	
Excluded from "CAPS"	1,607,611
(c) Capital Improvements	5,000
(d) Municipal Debt Service	1,053,447
(e) Deferred Charges - Municipal	62,041
(m) Reserve for Uncollected Taxes	879,984
Total Appropriations	\$ 12,167,943

It is hereby certified that the within budget finally adopted by resolution of the Governing Body on the 8th day of May, 2017. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2017 approved budget and all amendments

thereto, if any, which have been previously approved by the Director of Local Government Services.

REPORT OF COUNCIL

Councilman Sears spoke of attending the "Hidden in Plain Sight" program about the epidemic that is going on with our children and gave him an insight on this intense problem. He urges everyone to attend the program next time it is offered at the high school. He stated it is amazing how children can buy drugs online and shipped to their home. The VFW started an "Active Family Reach Out Program" to our military mothers, dads, sons and daughters. It was advertised on their website and we already have two contacts from military families. If any military family needs a hand, you can reach out to Steve Kohlreiter or himself. On May 17 from 3:00 – 5:00 the VFW will be handing out American Flags in front of the monument by Pascack Road. VFW #6192 also started a program called "Guitars for Vets" they donated \$1000 to buy five guitars for Veterans that have PTSD. This is the 4th week of the program and we are looking for donations to continue the program. At this time it is at the Hackensack Vet Center, eventually we would like to move it other library. Senator Cardinale and Congressman Gottheimer were also contacted and they were both interested in helping us get funds for this program. The trees at Clark Field will be planted on May 20, Girls Scouts and Boy Scouts will be coming out to assist in the planting. The library has donated monies for benches along with book box that will go next to the bench where books will be stored. He looked into the solar powered traffic lights, which are \$5,000 for 2, if a button is added it is a little bit more money. A set of flashing lights can also be installed at the firehouse. He did meet with Chief Hooper regarding the PBA letter, and he thanked Administrator Groh for getting some of the items corrected. On April 3 he spoke with the engineer about vent fans down in the locker room/bathroom and jail area, and he also spoke with Councilman Calamari about adding the Trax color printer added to the computer supplies that we are getting for the Township. The gun locker is already being taken care of. Councilman Sears stated with regard to the school board, he doesn't need to Councilman Cascio to apologize for him, he can apologize for himself. He stated he attended the school board meetings, he was one of 5 people in the audience. The Superintendent spoke about hiring 7 additional employees, one being a part time grounds keeper since there is so much property, yet they tell us they don't have property to fit additional vehicles. He spoke of the budget being presented, which is in very small print and the Superintendent being challenged on the cost of the school trailers. He feels they are very disconnected from our community. The average monthly increase in the Township will be \$15.33 per month, and the average increase for Westwood is \$5.75. He spoke of reaching out to the school board, since he received complaints from parents on vehicles with New York plates coming in and out of the lots of Washington School, asking when the last time the school was vetted. After two weeks he received an iPhone message the last time the school system was vetted was 2006/2007. He spoke of his concern of building a middle school when the school system has not been vetted in 10 years, and he did warn them to be more proactive in getting our school system under control, and he will not apologize. He spoke of the phone calls he received from parents and questioned why a regional school system is needed. He stated it seemed during the meeting that the school system was never challenged before. It is a 56 to 80 million dollar budget and 5 people were present, but close to 80 people were present at Council meetings for a 2 million dollar renovation to Memorial Field. He feels we should rethink our school system.

Councilman Calamari spoke of attending the hearing on the reopening of the Waste Management transfer station in Hillsdale to show his support. He spoke of the traffic issues that would occur in the Township, with Fair Share Housing and new units, which he feels were not considered, and additional research does need to be done. He also spoke of reducing the number of tons of waste

that the facility would process to reduce the truck traffic. He thanked the residents who, due to the article in The Record, came out to volunteer and/or donated supplies to the Police Department. Regarding the dispatching proposal from Westwood, he believes the Council received that in email within a few days. As part of the people that were reached out to see if they supported Councilman Sears, my name was not on there. He is an equal Councilman like everyone up here and is curious why two of the other Councilman were reached out to and not himself.

Councilman Ullman stated he appreciates that the PBA forwarded their concerns about the facility, but wishes Council had heard about this earlier in the budget process. He stated if there are any departments that feel they are being underserved and neglected, they can always come to Council and make their requests known. He spoke of the various issues in the Township that need to be addressed, it is almost an institutionalized neglect of the infrastructures. The budget does make an effort to address those issues, which have been built up over a number of years, and will not be corrected in a few months or days, much to his dismay and frustration with the process of government. He stated if any employee feels they are not being heard, they can contact a Councilman individually or as a group at council@twpofwashington.us.

Council President Bruno spoke of the activity of articles in the paper regarding the Police Department and the budget. He stated for the 2nd year in a row there was a decrease in the municipal budget, and a sound financial plan has been presented. He also thanked the residents for their donations to the Police Department, but it is pretty sad that it has to come down to this. He spoke of an article about the Memorial Turf Committee in which Madam Mayor stated that Bruno was against the turf field. He stated he was never against the turf field, his position was spending 2.4 to 3 million dollars on a field when the town sorely needs other projects to be done. Mayor Sobkowicz stated she was asked who was against the referendum.

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

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

Nays: None.

William Ferara, 2556 Cleveland Avenue – Mr. Ferara stated with regard to Clark Field, he would like to dirt pile behind the right field entrance addressed, since when it rains it runs into the street, and there is also a ATV vehicle with a dirt spreading attachment. It is a beautiful field, and these items should be someplace else. Soil testing will be done before the trees are planted. He spoke of implementing parking on one side of the street for students, coming to an agreement with OLGIC instead of pushing the students further and further away. He also asked what the specifications call for regarding road repairs and if the splitting of the roads will be taken care of. Administrator Groh replied she will defer to Council. A conversation followed on the Township Ordinance regarding political signs on public property, which are not allowed and campaigning on public property, public speaking, such as at Town Day. Mr. Poller stated signs are one thing there is no ordinance prohibiting speaking on public property, which would violate the first amendment. Councilman Ullman asks that applications for Town Day be reviewed by Council, since he did question what occurred at the last Town Day. Mr. Ferara stated in splitting the school district would result in additional expenses, people being disinterested and regional school districts being higher budgets. Mr. Poller stated, as per Code, 194-3 addresses campaign signs. Councilman Cascio stated it is his understanding, as per the administration of the high school, they were offered 50 spots, at \$100 per spot for 10 months, which is \$50,000 and the school declined.

Bob Gilson, 288 Beech Street – Mr. Gilson spoke at length of the difficulty for residents to commute since the Township is not serviced by NJ Transit and transit centers. He also spoke of the parking fees in surrounding towns and residents being ticketed for dropping people off at the bus stop to try to get to work. He also spoke of the difficulty in getting into the City during the mid-day, he feels the commuters being are neglected. He also spoke of the Garden State Parkway toll at the northbound Exit 165 and the impact of Exit 168.

David Snyder, 91 Windsor Circle – Mr. Snyder feels it is a travesty of what occurred with the Police Department on the supplies, they are the most important people in the Township. He spoke of Council asking departments on a monthly basis what is needed. Council President Bruno stated he has gone to each department, and departments are putting lists together and submitting them to Administrator Groh. He spoke to the Chief, DMF Superintendent, DMF Secretary, the Clerk, and anyone he has seen and we are doing that. Mr. Snyder spoke at length of the need for solar blinking lights at various locations in the Township. He also spoke of transit centers and the increase traffic in the Township due to congestion coming off of Exit 168, along with the increase in developments/condos in surrounding communities. He spoke of the Waste Management application to increase the tonnage coming into Hillsdale and the impact it will have on the Township with traffic and smell of trash. Mayor Sobkowitz stated herself and the attorney did reach out to BCUA and proposed different routes, but they are only interested in the most direct route. The last permit was for 300/400 tons, this permit would be for 900 tons and the building may be easier to sell with a permit. Mr. Snyder also spoke of the importance of new welcoming signs in the Township.

AJ Pecora, Township of Washington Police Department, PBA Representative – Police Officer Pecora expressed thanks for addressing these issues that were brought to light, but these issues have been going on for several years. Some of the members of the Police Department were watching the budget process, and a statement was made that nothing was needed in the Department, and annoyed the guys. A list was then generated and given to the Chief. The Department wants to say “Thank You” to the residents who came out in droves. The Department had to put a stop to it because they don’t want them spending additional monies on top of their taxes to buy supplies for the Police Department. He also thanked the Councilmen that are coming in to keep on top of the issues. Several items have been knocked off the list, but several large items are remaining. Administrator Groh spoke of several issues which are currently being addressed and quotes are being received, such as a cleaning service, the replacement of the floors, painting and ventilation system. The water issues are being addressed by Mr. Statile’s office, and the DMF is inserting steel to plug up the holes so the mice do not get in, but that is not a permanent fix. Administrator Groh stated she was not aware of these issues until she saw the memo and wishes she had been made aware of these issues. Council President Bruno stated the cleanliness of this building is an issue.

Lieutenant Richard Skinner, Township of Washington Police Department– Lieutenant Skinner thanked the residents and Council for their support. On behalf of the Police Department and the officers in the back of the room, all the problems we are having with cleanliness and equipment breakdowns has not affected the services that we render to the Township residents. We are fully committed to the residents of this Township, it is our job to protect and serve, and that is exactly what we will do and continue to do. Hopefully, our service will get better as our working conditions get better, but even under the conditions we are in, we are accomplishing the job, getting it done and he just want to reassure everybody in the room and our residents that we are still 100% behind you, still doing the job and getting it done.

Julianne Lipnick, 184 Finnerty Place – Ms. Lipnick thanked Lieutenant Skinner for his statement. She feels it is a sad state of affairs that the press needs to get involved before anything gets done. She stated it may be time for residents who pay their taxes directly, not through a mortgage company, to hold their monies in escrow and release the monies when they see fit services have been rendered. She spoke of witnessing a Panaroma Tour Bus, Bus #1005, at Burke, while she was traveling east into Westwood, on April 27 at 4:12 in the afternoon, cross the yellow line and continue all the way down and make a left hand turn at the light. She immediately called the Police Department, who stated they would advise Hillsdale. She spoke of reaching out to Holly Schepisi to intervene for the Township and to get the DOT to host a forum allowing residents to voice our opinions on what is happening at that exit. She thanked Council President Bruno for televising the budget hearings and is glad to see there are monies available from the sale of the former Junior High School.

Toni Plantamura, 808 Robinwood Road – Ms. Plantamura stated she feels the State of New Jersey is a mess, and is seriously considering moving. She spoke of vetting the school and the community. She is a business owner, has hired over 10,000 kids, and she is also a teacher at Bergen Community College. She is seriously considering attending a Board of Ed meeting over what they are producing, which she feels is not good. At a cost of \$19,000 per pupil she doesn't understand where this money is going towards. She is also against the building of another school, and doesn't feel the residents get anything for their tax dollars. She spoke of having a no right turn at Exit 168 from 7-9 in the morning and 4-7 in the afternoon, and she doesn't understand why that cannot be done. She also spoke of ticketing drivers who cross the yellow double line. She spoke of being a business owner in Emerson, losing money and surrounding businesses closing. She spoke of the importance of regionalizing and she is sick of being politically correct. She spoke of what occurred to her while she was riding on her motorcycle behind a garbage truck. She stated for our tax dollars she feels the kids are not being educated.

Rosa D'Ambra, 423 Colonial Boulevard – Mrs. D'Ambra spoke of the difficulties of crossing Washington Avenue and Colonial Boulevard, Washington Avenue and Pascack Road and the corner of Pascack by the shopping center. She also spoke of putting mechanical/solar signs at those locations. She also stated there should be signs in the middle of the street stating Pedestrians Crossing. She stated we keep on talking and no one is listening.

Mary Ann Ozment, 960 Adams Place – A conversation followed on the Memorial Field Committee, which Mrs. Ozment questioned. An email did go out by Mr. Poller which indicated it is a committee meeting, not a public meeting. Council President Bruno stated Mr. Poller did provide an email, which stated since it is not a public meeting, it doesn't need minutes and Mr. Poller also responded to the legal question about Exit 168, which will be discussed later. Mrs. Ozment spoke of the wrestling program being discontinued in the Township and her disappointment. She stated her grandson participated in the program, it was a wonderful program. She spoke of a handicap ramp which she noticed in the middle of street adjacent to a driveway. She asked who is responsible for determining where a ramp is located. Administrator Groh replied it would be Mr. Statile, Engineer. Mrs. Ozment asked if other councilmen were asked to join the Friends of Clark Field, since it does have the official Township insignia, but only has Councilman Sears and Councilman Calamari names. Council President Bruno stated that Councilman Sears did send out an email to Council. Mrs. Ozment spoke of who would be responsible for the trees, if the trees die or if they injure someone since the Township doesn't have a Shade Tree Commission. She would like know who are the members of the "Friends of Clark Field" along with why the checks are being made payable to the "Friends of Clark Field" and being sent to the library. She feels this is wrong

and should not be done. Council President Bruno asked Councilman Sears to reach out to Mrs. Ozment with the list of names of the "Friends of Clark Field."

Dr. Marek Dziarmaga, 448 Prospect Avenue – Dr. Dziarmaga spoke of the negligence, ignorance, politics and lack of interest regarding the failure of the sewer system at Prospect Avenue. He spoke of the Mayor's lack of leadership. He stated the Township falling apart under her leadership, such as this building, the Police Department, lives of the residents, she has turned a blind eye for the past 8 years. He has contacted the New Jersey Department of Environmental Protection and he opened a case against the Mayor that she didn't do anything regarding the sewer system which caused the back-up. Mayor Sobkowicz stated since this happened she has done everything in her power to get reports, get things done and meetings with the residents at Prospect Avenue. She has contacted the engineer on a daily basis to get things done, which he will verify. Council President Bruno stated we will sit together with the residents of Prospect.

Fred Goetz, 587 Washington Avenue – Mr. Goetz spoke of the Gardner Field snack stand, which he heard was broken into and hopes that the Township will be addressing the repairs and any equipment stolen, rather than having a fundraiser. Administrator Groh replied she has no knowledge of that, she will look into it. Mr. Goetz spoke of reaching out to the past two administrators regarding handicap ramps in the Township which had not been done, even though monies had been allocated in the budgets. Administrator Groh asked that Mr. Goetz forward those areas to her. He spoke of the dysfunctions of this form of government, such as not allowing a liaison from the Council to various departments so a breakdown in communication doesn't occur and in this form of government, Council allocates the monies, but it is up to the Administration and the Mayor to spend the money, Council can only do so much. Council President Bruno stated he did go out and meet with everyone in the departments to see what they needed and to submit purchase orders.

Joe D'Urso, 12 Viola Terrace – Thanked the Council televising the budget meetings and also thanked the Administration. He is an advocate of speaking up. He stated Councilman Sears is correct, no one attends the Board of Ed meetings, but residents do come and complain to Council. He stated what happened at the beginning of the April 10 meeting was deplorable, and he hopes Administrator Groh received an apology from the Mayor.

A motion was made by Councilman Ullman, seconded by Councilman Calamari, to close the general public discussion.

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

Nays: None.

ORDINANCE

Adoption 2nd Reading

ORDINANCE NO. 17-03

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$570,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY

(not less than two-thirds of all the members thereof affirmatively concurring),
AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Township of Washington, in the County of Bergen, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$600,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$30,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$600,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$570,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$570,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the resurfacing of various roads in and by the Township so as to provide roadway pavements at least equal in useful life or durability to a roadway pavement of Class B construction (as such term is used or referred to in section 40A:2-22 of said Local Bond Law), including without limitation, streets and locations described in the Township's 2017 Road Program, together with all milling, drainage facilities, landscaping, signage, structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$570,000.

(c) The estimated cost of said purpose is \$600,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$30,000 down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$570,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$60,000 for interest on said obligations, costs of issuing said obligations and other items of expense

listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

A motion was made by Councilman Sears, seconded by Councilman Calamari, to pass Resolution No. 17-199 authorizing the second reading and opening of public hearing.

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

Nays: None.

Resolution No. 17-199

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 17-03 entitled: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$600,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF \$570,000. 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 Councilman Cascio, seconded by Councilman Sears, to close the public hearing.

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

Nays: None.

A motion was made by Councilman Cascio, seconded by Councilman Calamari to adopt Ordinance No. 17-03.

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

Nays: None.

PRESENTATIONS

Traffic Issue Reports
Washington Township Police Department

Captain Greg Hackbarth
Chief Glenn Hooper

Captain Hackbarth spoke of installing solar power illuminating signs within the Township. Mr. Statile needs to be contacted, he needs to sign off on them since the signs need to conform to Uniform Traffic Control Devices Manual. The same applies to pedestrian crossing signs, certain standards need to be met. Van Emburgh and Washington Avenue is a 3 prong process, which has been going on for the past 18 years. Nancy Dargis is our contact at the Bergen County Engineers Office. Van Emburgh/Washington Avenue averages less crashes than the two other hot spots, which are Exit Ramp 168/Washington Avenue and Washington Avenue/Pascack Road. As per the study that goes back 25 years, Washington/Van Emburgh averages 16 crashes per year, Exit 168/Washington Avenue averages 54/55 crashes per year and Washington/Pascack Road averages 47 crashes per year. In discussions with the County Engineer, we are trying to get the County involved in helping us out so that the motorists on Van Emburgh Avenue would realize they have to stop and proceed only when safe. That intersection is currently governed by a stop sign and flashing red lights on approach, and Washington Avenue has a blinking amber light. Sight distance view obstructions issues have been looked at by the Zoning Code Officer at the southeast corner of the intersection, and the resident was in compliant there regarding a hemlock tree. There might be a State Statute to look at since there is a concern for traffic that is coming to the stop sign to be able to see what is coming across there on approach. The County Operations division will look at the current traffic lenses, if they are 8 inches, they can be increased to 12 inches. The County was also asked if they would consider painting Road Stop Ahead for the Van Emburgh approaches, but there is a concern that in wet condition it may affect the traction that the tire has with a wet road surface. It would need to be painted away from the stop line bar to get motorists attention on the approach. A number of years ago there was a discussion with Gary Ascolese, the lead engineer for the County, about putting a traffic light at the intersection, but the County declined due to the steepness of the hill coming from the Ho-Ho-Kus side. The issue is to grab the attention of the Van Emburgh motorists to tell them to stop and only to proceed when safe. The concern is the severity of the crashes that occur at that location, since it is a broadside or T-bone type of crash. The County was also asked if they would be willing to install Dangerous Intersection signs, but they no longer do that since it is a liability issue. The issue is to tackle the approach of the intersection, the southeast corner with the hemlock, and the southwest corner which has some trees that can be cut back. The State Statute would need to be looked at as opposed to the Township Ordinance. If the solar lights stop signs are installed by the Township, the township would need to maintain them. If the LED goes off, there is a still stop sign, but then a standard for people to be looking for the flashing light.

Exit 168 has averaged 55 accidents per year over a 25 year period, the Township police take very few reports due to the fact that most accidents happen at the end of the exit ramp and the State police are called to take the report. The highest number of accidents that occurred at that location was in 2011, there were 100 accidents that we know of. The New Jersey Turnpike Authority did a redesign of the ramp in the Fall/Winter of 2011. The following year in 2012 the crashes dropped to 51, and since then it has varied between

51/59 crashes that we know of. All reports done by the State Police when called are given to the Township when requested. In 1997, a fax was sent out by a state group asking about safety problems in the community, and the Township Police responded by saying there were crashes at this exit ramp, and that started the ball rolling. There have been quite a few meetings between the County Engineer's office, Township officials, the Police Department and the New Jersey Turnpike Authority about this situation, which eventually lead to the redesign of the ramp, it has helped out, but it is not enough. The right fork of the exit ramp was redesigned so it was squared it up more into the road surface so motorists can have a slightly better view of what is coming from the Van Emburgh area. The problem is with the vehicles that are making the right turn onto eastbound Washington Avenue are slowing down and/or stopping, see nothing coming, start to proceed then see traffic coming at them, then stop and get rear-ended. There are crashes that occur from cars which go straight on the exit ramp with the intention of making the left turn onto westbound Washington Avenue. The problem at the exit is the tremendous volume of traffic that is coming off of northbound Garden State Parkway and exiting there, part of that problem is caused by the fact that you cannot make a right turn off the next exit on the Garden State Parkway in Woodcliff Lake at Exit 171. In the late 80's or early 90's a deal was made that there would be two lanes exiting the parkway northbound and they would come to a traffic light and both lanes would make left turns onto Glenn Avenue up in Woodcliff Lake. There have been meetings/talks between the Township officials in Woodcliff Lake. Captain Hackbarth and Chief Hooper have also reached out to the Woodcliff Lake Chief Tony Jannicelli, and he stated there is no way Woodcliff Lake is giving up the right turn prohibition. Stantec, a contracting company on behalf of the Garden State Parkway did take a look at the situation. They did prepare a report in December of 2009, with some recommendations, and the report was distributed to Township Officials in March of 2010. They recommended a traffic light be installed for Washington Avenue, at the end of Exit Ramp 168 and the installation of that traffic light would cost approximately \$700,000. Nancy Dargis indicated the County may not be interested, but more likely the New Jersey Turnpike Authority would be willing to spend some money, but most likely some of the cost would be absorbed by the Township. As part of the installation of the light, it would also include making westbound Washington Avenue two lanes, one would be dedicated to vehicles coming downhill from Spice Drive over the top of the Parkway, the right lane would be dedicated to turning on to the entrance ramp to go southbound, and the left lane would be for vehicles to go straight through. The idea is to try this first, and thereafter address the situation at Exit 171 which would be to try to get a third lane exit to make the right turn, the right turn prohibition would have to be lifted. If both projects were done, it might cut done the volume that comes off the exit ramp by as much as 50%. Even though there was a petition circulated/signed to open up the right hand turn at Exit 171, Woodcliff Lake is not going to give that up willingly. In 2000 Woodcliff Lake was very interested in the Township getting a traffic light at Exit 168, which the County did look at but recommended against it. The Garden State Parkway's concern is how far back vehicles are queuing up to get off of northbound Parkway at Exit 168. One report states as much as half a mile, but we know that it is sometimes greater than that. Their concern is clearing up the roadway, and in dealing with the New Jersey Turnpike Authority they are willing to be friendly to the towns that are their neighbors, that the Parkway goes through, and are willing to spend some money, but they cannot necessarily take sides. It is Township versus Woodcliff Lake situation which might turn into litigation. As per the Stantec report dated November 30, 2009, it does make reference to a traffic signal at Exit 168, it was not offered, just mentioned along with the cost of \$700,000. Thereafter, assistant County Engineer Gary Ascolese, rendered an opinion to the Township that he didn't like the concept of the light due to the hill located to the east. The cost for the third lane at Woodcliff Lake would be a million dollars. Captain Hackbarth

stated he thinks the Township should be exploring, with the New Jersey Turnpike, the potential to have a traffic light at Exit 168, along with contacting the County to see if they would help fund this.

If a prohibition is put on Exit 168 for no right turn onto Washington, then you can't turn and go eastbound on Washington Avenue, and you can't turn and go eastbound on Glen Avenue, but if there is a traffic light, it would give motorists periodic breaks and help with passing over the double yellow line. The question is how to fund this.

A conversation followed on Beechwood, and vehicles passing the double yellow lines. An updated memo was issued to the Mayor regarding enforcement details at that location. Since 2003 the Township Police have done 163 enforcement details on Washington Avenue from the exit ramp, through Burke and Meisten Street, and by the firehouse. This detail doesn't include radar details, which average 100/120 per year, Click-it-or-Ticket/seatbelt surveys which average 20/25 per year down at Season's Restaurant. Since January 2003, there have been 163 details, which encompass 168 hours and two minutes, 496 vehicles were stopped, 156 moving violations were issued, 180 non-moving violations were issued and 251 verbal warnings were issued. A search of the municipal computer system shows that since 2000, up to today, 17 years, an total of 8,582 summons were issued on Washington Avenue itself at different locations along Washington Avenue. It is the most predominant place in the Township the Police are able to enforce motor vehicle violations, averaging 495 summons per year. The officers stand in the road by Meisten, vehicles come down cross the double yellow line and are pulled over. It is dangerous. Officers are not out there in the winter time. Officers can patrol in patrol cars, but it is mostly done by officers standing in the road. The police are out in that area the most due to the volume of traffic and the most violators. A conversation followed if the Sheriff or County Police officers can patrol that area. The Sheriff's Department which absorbed the County Police Department, had their Traffic Safety Unit laying off and demoting people. The Sheriff's Department wants to have more officers working in the courts than out doing motor vehicle detail. They like for the towns to do their own motor vehicle enforcement. In the past, when the County Police Department was still around they would help the Township out with truck enforcement, but they are not in the business of doing that anymore. A conversation followed on putting up cones in the area. One thing the Police Department is not in favor of doing is putting obstructions in the roads, such as cones or pedestrian crossing signs. When you put an obstacle in the road, and something else happens where the driver has to make a decision, left or right, and sees a cone to the left it cuts down their options. The crossing of the double yellow line/straddling the double yellow line is dangerous, but doesn't cause the crashes. The vast majority of crashes are within a block on either side, between the firehouse to Pascack and from Pascack to Meisten. The crashes usually happen in the Fall to early Winter, when there is residue from leaves on the street combined with rain, and speed is also a factor. This is where this Durablend surface will be applied. A conversation followed if a camera can be put in the intersection for such violations, that is the crossing of the double yellow line.

With regard to the intersection of Pascack Road and Washington Avenue, the Police Department has been involved with investigations and inquiries with that intersection since May 21, 2001. The traffic light has been the same since 1970, approximately 47/50 years old, with the exception of adding a green left turn arrow. It is an antiquated traffic light system. In 2008/2009/2010 the traffic light was malfunctioning in warm weather, going into conflict mode, making Pascack Road flashing red/yellow, no green light. Several companies looked into this. At a Council meeting there was a discussion of repairing this system, since each time a police officer would have to go out and reset it. The repair was to replace the Conflict Monitor, at a cost of \$250/\$400. There was a spare monitor and the officer would go there and unplug it and put a new

monitor in. Allan Briteway, who does most of the County traffic light work, came and took a look at the traffic light. The recommendation was the traffic light control box and there was a potential wiring situation that may have been causing this malfunction. Sometime in 2011 the repair was authorized by Council and it came to less than \$8,000 - \$9,000 to do this, that was June of 2011, and the repair was made. The intention was for the County to take over the traffic light, as they did for the light at Pascack Road at Bacari Grill, which was done 15/16 years ago. A new light was installed at that intersection, there was very little redesign of the intersection. The light is more modern and it does have a push button for pedestrian crossing.

Regarding that area, there have been many meetings between Township Officials, County Officials and the Police Department. The Police Department was involved in most of these meetings, but not all, including a meeting that the Mayor, Mayor/Council made a decision out of 3 proposals that were rendered by the County for the new traffic light system with a slight change of the redesign of the intersection. Ms. Dargis indicated those plans were not really going to address the level of service as far as getting traffic through there, it was basically to give new traffic light system. There were subsequent plans prepared by the County, going another year or two into this process. A new plan was submitted after those 3 plans, by the County Engineers in February of 2011. A computer stimulation of that plan was shown down at the County's office and that plan also addressed more redesign of the intersection itself. Another meeting occurred February 22, 2012 at the County Engineer's office which was a discussion of the plan submitted the year before. The Township's objection at that time was the width of the approaches and departures to the intersection. It went from 40 feet in some areas to 56 feet. The intention was that all 4 approaches would have a dedicated left turn lane, a straight lane and a straight right lane, and on the other side of the street the departure there would initially be two lanes, which would be five lanes across Washington Avenue. At the February 2012 meeting the intention of the County was to make the level of service for motorists of Washington Avenue to go from one level to a higher level. The intersections are rated A-F, Washington Avenue/Pascack Road is rated an F, and the County wants to bring it to a C. At that time we had asked them to include a cut out for the bus stop, they agreed at that point. This depended on easements being obtained on the northeast and northwest corners of the intersection, where the Exxon station currently is and the 3 homes are the northwest corner. If those land acquisitions were not obtained, the County would not do the job. A March 19, 2015 meeting was scheduled and cancelled with the County Engineer's office. A conversation followed on a resolution approving the agreement, the budget and the timeline for work to begin at that intersection. Ms. Dargis indicated there are currently 12 traffic projects that they are working on. A conversation followed on a past meeting with the County in which there was interest in helping the Township with funds, but after that person transferred there was no longer any interest. The bottom line is a plan needs to be agreed upon and a decision made. A conversation followed on who is responsible for traffic control in the intersection. The County owns the road, the Township owns the traffic light. There is no benefit in replacing the traffic light without redesigning the intersection itself. The county is interested since it is two County roads that intersect, they would take over the traffic light and the redesign. In the past studies, the Township in the area of Pascack and Washington in the first study was rated the 9th worse in the upper half of the State and in Bergen County 2nd worse. The latest traffic volume count was on April 25, 2017, and the numbers were compared to the last study which occurred on March 1 & 2 of 2006. It is an 8 hour study that runs from 7:00 am - 10:30 am and 1:00 pm - 7:00 pm for a total of 8 hours. The total number of vehicles that went through the intersection from 2006 was 17,933, in the April 25 study it increased to 18,969. The largest increase was eastbound Washington Avenue traffic coming off from the Parkway towards Season's, the

cars increased 1289 from 2006, westbound was increased by 269 vehicles, southbound Pascack Road increased by 92. There was a decrease in northbound Pascack Road traffic coming from the shopping center to the light of 614 vehicles. The study is conducted at the intersection itself, it is a manual study and they don't know where the traffic goes. Nancy Dargis, Assistant to the County Engineer, attends the County Traffic Officers Association meetings. Gary Ascolese has retired, now works with Boswell Engineering. They are both familiar with the Township. Ms. Dargis indicated it would cost the county a million dollars for the redesign, for the actual equipment, labor/construction. The Township would need to fund any right of way acquisition of land, the County did get what they needed from Five Star/Exxon. There is a little piece of triangular property, the first house east of there. The biggest acquisition the Township would have to have is on the northwest corner which Season's owns those homes, and it would be something like 15 foot on the southbound Pascack Road side and maybe 20 foot on the westbound Washington Avenue side of that corner. Nothing would be taken from the Season's side, but the Helen Bohm side they would take a little bit, but they would get some due to this redesign. A conversation followed on the costs that was discussed with Nancy Dargis, which would involve the Township Engineer, preparation work for the topographic plan and police detailing. Administrator Groh spoke of there being much more responsibility to the Township, such as curbs and sidewalks. A conversation also followed on the timing of the project and looking into the North Jersey Transportation Fund for grants. Comments were made on not being able to get replacement parts for the traffic system, which the Township owns. The Township would be responsible for any temporary traffic lights or the Police Department detail working the intersection if the lights do not work and cannot be fixed.

A meeting will be held on Tuesday, May 9, 2017 at 5 o'clock with the residents of Prospect Avenue. Mr. Statile, Mayor Sobkowicz, Councilman Calamari and Council President Bruno will attend.

Joanne Toole, 452 Prospect Avenue, Tony Napoli, 447 Prospect Avenue, Marek Dziarmaga, 448 Prospect Avenue, Chris Statile, Township Engineer – Mr. Statile stated there are 23 sanitary sewers in the Township, this is one of those. In April of 2005 the first blockage was reported, which was caused by gravel and grease and sewer construction. The DMF cleaned out the line and it was operable. In April of 2010, there was a blockage and the DMF in this case reported large amount of papers and mop strings in the sewer line, as well as grease. It was cleaned out again, and the DMF cleaned out the sewer six additional times with the sewer jet truck. The DMF did not clean this sewer until January of 2017 when this blockage occurred, that is the forefront of this meeting. The DMF jetted the line in 2017 and the report was it is flowing just fine. In March a CC internal TV inspection of the two sewer lines was conducted at Howard and Prospect. Howard was able to be inspected, and a portion of Prospect was inspected. The camera could not get through the west portion of Prospect it was completely obstructed. The DMF reported in January, everything was fine and it was cleaned out, yet two months later the camera could not get through the pipe due to the accumulation of grease. If grease is there for too long, it becomes very hard and the jet truck cannot get the grease off. Based on not getting the camera in the line, in April of 2017 the pipe was mechanically cleaned, getting rid of 95% of the grease of the line itself and the line was free flowing. The line is back to the 8 inch diameter more or less, the lower half of where the pipe conducts its flow is clean. In 2010 the Township Engineer suggested that the pipe be cleaned every quarter four times per year, and TV inspected every year. There was no cleaning of the pipe or TV inspection from 2010 until 2017. This sewer cannot lie for 7 years and not have it cleaned out. Over 22 locations in the Township have been completely blocked due to grease in their sewer and the DMF has had to unblock them. Mr. Statile's recommendation is that the sewer line be cleaned every quarter,

every 3 months, with the sewer jet truck, whether needed or not, and it should be inspected at least once a year with an internal TV camera. If the grease accumulates for too long, the grease would become harder and more difficult for a jet truck to remove. Regarding the other 23 hotspots, the DMF doesn't report the backup, they report what they find and what they did. Some locations the pipe was completely obstructed with grease and other product, some parts they found plumbing parts and tools in the sewer lines. The DMF will be contacted to provide any sewer back up documentation regarding the 23 hotspots. Generally they pop open a manhole cover and take a look and see if the sewer line appears to be flowing. The manholes should be looked at during high flow time, which is the morning and at night. A conversation followed on the reports that were given which are not opinions, they report of what they see and did. Ms. Toole stated she was lead to believe it was a new set of eyes to evaluate the situation. Mayor Sobkowicz replied she thought they would. An opinion was rendered in 2010 by the prior Engineer, and myself. Ms. Toole spoke of the report which states that part of the pipe is compromised. She doesn't want to wait until a 4th occurrence, she is adamant that a new pipe be installed instead of waiting for another backup. She stated this is not water that is coming into her home, this is sewerage. Mr. Statile stated if the PVC pipe is replaced, the Township spends \$100,000, the pipe still needs to be maintained due to the grease accumulation that occurs in that area. Council President Bruno spoke of viewing the video and what he observed. Mr. Statile explained the crack in the pipe, between Howard and Calvin, which is not a significant crack and the belly of the pipe. He stated there is 45 miles of sanitary sewer in the Township. He has 41 years of experience with sewers. If the cleaning is not adequate, then something else can be considered, but at least do what is supposed to be done, that is keep the pipe clean. Mr. Napoli expressed thanks for providing him the flash drive and the reports. He stated he doesn't understand why he has to ask for them, when Council is not asking. Administrator Groh stated Council was provided with the reports, but we also rely on Mr. Statile, he is our professional. Mr. Napoli stated the residents are being proactive, but the town should also be proactive, not reactive. Council President Bruno did ask for the video and saw the video. Mr. Napoli read from the report, also commented on the video, the engineer's comments/report and his suggestion of putting the camera down Howard. Mr. Statile stated it was not necessary to be done, but to please the resident he agreed. Mr. Napoli explained how the water flows in his area with regard to what streets the pipes are in and he also spoke of the effect it has on the residents. He also stated he is requesting an action plan, meetings until it is fully resolved and a second opinion. He spoke at length of the report, as well as replacement of the pipe and sensors being installed at key manholes. He spoke of his lack of confidence that this maintenance will be done due to the past history. He suggested providing the DPW with Ipads so they record data on the 23 hotspots in the Township. The manhole in question will be done with the road program. A conversation followed on putting a new line form Howard to Ridgewood, installing an ejector pump and backflows. Mr. Keith Durie, the Township's Sanitary Sewer Operators role was discussed. Mayor Sobkowicz stated she will digest this all, and then discuss this with Mr. Statile. Dr. Dziarmaga suggested that Mr. Statile is discouraging the Mayor. Mr. Statile replied he is not, the pipe needs to be properly maintained, and if a new pipe is put in, that pipe would also need to be properly maintained. Dr. Dziarmaga spoke of the pipe having asbestos, and now that could be in his home besides all of the other bacteria. Mr. Statile spoke of replacing the pipe with a new PVC pipe, but the pipe would still have to be maintained. If the pipe is replaced the variables will still remain the same, either with a PVC pipe or the current pipe. Distributing a flyer educating residents on the line as to what can/or cannot be disposed was discussed to bring awareness, along with enforcement. A backflow preventer was discussed, along with the location, which would either be in the resident's front yard, or it can be placed in the street manhole, at Howard and Prospect, at the east side of the manhole. The

cost of the backflow preventer would be approximately \$3,000 - \$5,000, and the cost of a new pipe from Howard to Calvin, at 250 feet, would cost approximately \$75,000 - \$100,000. A conversation followed if in installing the backflow preventer the problem would just be moved to another location and taking Prospect Avenue off the grid. The sewer jet truck requires two individuals to operate. A conversation followed on who will be attending the meeting. A meeting will be held 5:30 p.m. tomorrow, Tuesday, May 9, 2017.

ROAD PROGRAM

Mr. Statile asked that a decision be made tonight. A conversation followed on the cost savings of not moving the equipment from street to street.

ORDINANCE

Introduction: 17-04 1st Reading

BOND ORDINANCE APPROPRIATING \$2,946,123, AND AUTHORIZING THE ISSUANCE OF \$2,643,927 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1: The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Township of Washington, in the County of Bergen, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$2,946,123 including the aggregate sum of \$132,196 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and including also, in the case of the improvement or purpose described in paragraph (a) of said Section 3, the amount of \$170,000 from Capital Surplus of the Township.

Section 2: For the financing of said improvements or purposes and to meet the part of said \$2,946,123 appropriations not provided for by application hereunder of said down payments and said amount from Capital Surplus, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$2,643,927 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$2,643,927 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3: The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for an estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Improvement of the Department of Municipal Facilities building located adjacent to Township Hall in and by the Township, including the renovation and reconstruction thereof, together with all structures, furnishings, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$1,959,323 appropriation hereby made therefor being inclusive of the amount of \$170,000 hereby appropriated therefor from Capital Surplus of the Township	\$1,959,323	\$1,704,117
(b) Improvement of the firehouse owned by the Township and located at 656 Washington Avenue in the Township including the renovation thereof, the construction of an additional bay and the installation of an exhaust system, together with all structures, furnishings, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	<u>986,800</u>	<u>939,810</u>
Totals	<u>\$2,946,123</u>	<u>\$2,643,927</u>

Except as otherwise stated in paragraph (a) above with respect to the said amount from Capital Surplus of the Township, the excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4: The following additional matters are hereby determined, declared, recited and stated:

- (a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

- (c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$2,643,927, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.
- (d) Amounts not exceeding \$450,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5: All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer or the Acting Chief Financial Officer (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at not less than par at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6: The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7: The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law

A motion was made by Councilman Calamari, seconded by Councilman Sears, to introduce and pass Ordinance No. 17-04 at first reading by title.

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

Nays: None.

The following resolution, Resolution No. 17-200 was presented and adopted on a motion by Councilman Calamari, seconded by Councilman Sears.

Ayes: Councilmen Calamari, Cascio, Sears, Ullman, Bruno.
Nays: None.

RESOLUTION No. 17-200

WHEREAS, Ordinance No. 17-04 entitled: BOND ORDINANCE APPROPRIATING \$2,946,123, AND AUTHORIZING THE ISSUANCE OF \$2,643,927 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY was introduced and passed at first reading at a meeting of the Township Council of the Township of Washington on the 8th day of May, 2017; and

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 12th day of June, 2017, at 7:30 PM, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Complex, 350 Hudson Avenue, 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 office of the Township Clerk is authorized to advertise in The Bergen Record a newspaper circulated in this Township, the introduction and notice of further consideration for final passage and public hearing of this ordinance as required by law.

Introduction: 17-05 1st Reading

ORDINANCE PROVIDING FOR APPROPRIATIONS OF \$162,196 FROM THE GENERAL CAPITAL FUND, CAPITAL IMPROVEMENT FUND ACCOUNT AND \$117,132 FROM THE GENERAL CAPITAL FUND, CAPITAL SURPLUS ACCOUNT TO FINANCE THE COST OF VARIOUS CAPITAL PROJECTS AS DESCRIBED HEREIN

WHEREAS, the sum of \$162,196 is presently available in the General Capital Fund, Capital Improvement Fund Account; and

WHEREAS, the sum of \$117,132 is presently available in the General Capital Fund, Capital Surplus Account; and

WHEREAS, the Council has determined that such sums should be appropriated for certain capital projects as described hereafter; and

WHEREAS, it is the opinion of the Council that it is in the best interests of the Township of Washington to utilize the said sums of \$162,196 from the Capital Improvement Fund and \$117,132 from the Capital Surplus Account to finance such improvements.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Washington in the County of Bergen, State of New Jersey as follows:

SECTION 1. The total sum of \$162,196 is hereby appropriated from the General Capital Fund, Capital Surplus Account, to finance the following projects:

Road Rehabilitation Program	\$30,000
Renovations to DMF Building	85,206
Renovations to Firehouse	<u>46,990</u>
Total	<u>\$162,196</u>

SECTION 2. The total sum of \$117,132 is hereby appropriated from the General Capital Fund, Capital Surplus Account, to finance the following projects:

Deputy Chief's Vehicle	\$25,047
Fire Hose Replacement	15,054
Computers	39,031
E-Ticketing System	16,000
Breathalyzer	<u>22,000</u>
Total	<u>\$117,132</u>

SECTION 3. If any section, sub-section, paragraph, sentence or any other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance.

SECTION 4. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

A motion was made by Councilman Calamari, seconded by Councilman Sears, to introduce and pass Ordinance No. 17-05 at first reading by title.

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

Nays: None.

The following resolution, Resolution No. 17-201 was presented and adopted on a motion by Councilman Calamari, seconded by Councilman Sears.

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

Nays: None.

Resolution No. 17-201

WHEREAS, Ordinance No. 17-05 entitled: ORDINANCE PROVIDING FOR APPROPRIATIONS OF \$162,196 FROM THE GENERAL CAPITAL FUND, CAPITAL IMPROVEMENT FUND ACCOUNT AND \$117,132 FROM THE GENERAL CAPITAL FUND, CAPITAL SURPLUS ACCOUNT TO FINANCE THE COST OF VARIOUS CAPITAL PROJECTS AS DESCRIBED HEREIN was introduced and passed at first reading at a meeting of the Township Council of the Township of Washington on the 8th day of May, 2017; and

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 12th day of June, 2017, at 7:30 PM, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Complex, 350 Hudson Avenue, 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 office of 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.

INDIVIDUAL RESOLUTIONS

A conversation followed on joining the co-op in the 2017 Road Paving Program or not, the benefits on not joining and having control of the project. The specs have been completed, all that is needed to be inserted are the quantities. The surrounding towns do not suffer if the Township does not join the co-op. The milling of the roads were discussed and gutter holes, which is an engineer's decision. A discussion followed on seams. Regarding the handicap ramp that is next to driveway (Mrs. Ozment's question in public hearing) Mr. Statile stated a driveway cannot be used as a handicap ramp.

A motion was made by Councilman Cascio, seconded by Councilman Calamari, to approve Resolution No. 17-206.

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

Nays: None.

Resolution No. 17-206

Authorize the Advertisement for Bids for the 2017 Road Program

WHEREAS, the Council of the Township of Washington has determined to undertake projects for the improvement of roadways within the Township in 2017; and

WHEREAS, the Township Council has a need to advertise for bids in for such road improvements;

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the Business Administrator is authorized to advertise for bids for said project.

Resolution No. 17-207

Authorization Participation in the 2017 Road Paving (NOT MOVED)

WHEREAS, the Township of Washington, County of Bergen, State of New Jersey is a member of the Pascack Valley Cooperative Pricing System (#107-PVCPS) (hereafter "Co-op"); and

WHEREAS, the Co-op plans to advertise for bids in for the 2017 Road Paving Program utilizing the services of Kenneth Job, P.E. as the Co-op's Engineer; and

WHEREAS, participation in the Co-op requires payment of \$500 to Kenneth Job, P.E. for his services in preparing consolidated bid specifications and reviewing the bids, as well as payment of the sum of \$500 to the Co-op as contribution for the Co-op's legal counsel in the bidding process and award of a contract and related matters; and

WHEREAS, participation in the Co-op is beneficial to the Township, insofar as it allows the Township to eliminate engineering fees for the evaluation of bids and related advertising costs.

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, State of New Jersey that the Township hereby authorizes participation in the Co-op's 2017 Road Program.

CONSENT AGENDA

All of the following items have been determined to have the unanimous consent of Council and will be enacted in one motion. Should any item require independent consideration, any Council Member may have such item removed from the Consent Agenda.

Resolution No. 17-208 will be pulled and voted on separately as per Councilman's Sears request.

Regarding Resolution No. 17-204, the ADA compliant ramps would be integrated into whatever plan there would be for Memorial Field. This is not a matching grant and there is a one year window.

A motion was made by Councilman Ullman, seconded by Councilman Calamari, to approve all resolutions, except Resolution No. 17-208.

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

Nays: None.

Resolution No. 17-202

Authorize Second Amendment to Solid Waste Service Agreement

WHEREAS, the Municipal and County Utilities Authorities Law (N.J.S.A. 40:14B et seq.) and the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) authorizes and permits contracting units, such as the Bergen County Utilities Authority (the "BCUA") and the Township of Washington (the "Township") to enter into service agreements for the services contemplated below and without competitive bidding for same, pursuant to and in accordance with N.J.S.A. 40A:11-5(2); and

WHEREAS, in accordance with the New Jersey Solid Waste Management Act (N.J.S.A. 13:1E-1 et seq.) the County of Bergen, constitutes a Solid Waste Management District in which the BCUA is the agency responsible for implementation of a Solid Waste Management Plan to provide for the collection, processing and disposal of solid waste generated within the County of Bergen; and

WHEREAS, ADS Solid Waste of NJ, Inc. ("ADS") was awarded a contract with the BCUA on April 25, 2013, (the "Contract") for the acceptance, processing and disposal of municipal solid waste at their disposal facility located at 301 Maltese Drive, Totowa, NJ 07512 ("Transfer Station Facility"); and

WHEREAS, the Township of Washington and the BCUA entered into an agreement dated May 31, 2013, pursuant to which the Township delivers municipally-generated solid waste to the Transfer Station Facility for processing, transportation and disposal, and the BCUA provides such solid waste processing, transportation and disposal services to the Township, in a cooperative effort relating to municipal solid waste management; and

WHEREAS, by Resolution 13-2-075 adopted on December 19, 2013 the BCUA consented to the assignment of the Contract from ADS to Covanta 4Recovery, L.L.P. ("Covanta"); and

WHEREAS, on January 28, 2016 the BCUA formally exercised its right to extend the term of the Contract beyond the original expiration date of May 31, 2016 for an initial one (1) year period from June 1, 2016 to May 31, 2017 and the Township adopted Resolution 16-180 authorizing that extension; and

WHEREAS, on December 22, 2016 the BCUA formally exercised its right to extend the term of the Contract for an additional one (1) period from June 1, 2017 to May 31, 2018 pursuant to which the pricing per ton for solid waste delivered to the Transfer Station Facility by the Township for the period June 1, 2017 through May 31, 2018 will be \$68.25 (up from \$68.00 under the expiring Contract); and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, that the Township hereby approves the aforesaid Second Amendment to Solid Waste Service Agreement between the Township and the BCUA;

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the Second Amendment to Solid Waste Service Agreement with the BCUA for the above-stated purpose.

Resolution No. 17-203

Authorize Advertisement for Bids for Sidewalks At Memorial Field on Pascack Road

WHEREAS, the Township of Washington has received a matching grant from the County of Bergen through the Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund under Contract No. 15-00437 for Memorial Field Access Improvements and, more particularly, sidewalk and driveway improvements on Pascack Road that must be completed before July 15, 2017; and

WHEREAS, the Township Council has a need to advertise for bids in furtherance of said contract;

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the Business Administrator is authorized to advertise for bids for said project.

Resolution No. 17-204

Authorize Advertisement for Bids for ADA Compliant Ramps at Memorial Field

WHEREAS, the Township of Washington has received a non-matching federal grant in the amount of \$50,000 through the Bergen County, Division of Community Development for the construction of handicapped accessible ramps at Memorial Field; and

WHEREAS, the Township Council wishes to adopt a resolution to authorize the advertisement of bids in furtherance of said contract;

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the Business Administrator is authorized to advertise for bids for said project.

Resolution No. 17-205

D&L Paving Inc. – 2016 Road Program Maintenance Bond

WHEREAS, D&L Paving Inc. ("D&L") entered into a Contract in connection with the 2016 Pascack Valley Cooperative Paving Program with the Township of Washington (the "Township") on June 27, 2016, which Contract was completed and the work accepted on October 15, 2016; and

WHEREAS, the Township is authorized to retain ten percent (10%) of the final contract amount for a two (2) year period from the date of completion, provided, however, that in lieu of retaining ten percent (10%) of the final contract amount for a two (2) year period, the Township may choose to accept a twenty percent (20%) two (2) year maintenance bond in a form approved by the Township Council; and

WHEREAS, D&L has submitted to the Township, Maintenance Bond Number BX00498MB issued by Bondex Insurance Company in the amount of \$145,489.27 (the "Bond"); and

WHEREAS, the Township Council has reviewed such Bond;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington that the Maintenance Bond submitted by D&L Paving in its current form is hereby approved by the Township Council of the Township of Washington, and release of the retainage is hereby authorized upon the original Maintenance Bond being delivered to the Township.

Resolution No. 17-209

Authorize Performance Guarantee Reduction, Stagger Lee, LLC – 195 Linwood Avenue

WHEREAS, Stagger Lee, LLC (the "Developer") executed and delivered to the Township of Washington (the "Township") a Developer's Agreement dated November 25, 2015 (the "Developer's Agreement"), and a Memorandum of Developer's Agreement was filed with the Office of the Bergen County Clerk on March 9, 2016; and

WHEREAS, the Developer made an application to the Planning Board of the Township for minor subdivision approval, minor site plan approval, application for soil movement permit and approval to demolish existing on-site improvements located on lot 16 and only accessory buildings located on Lot 17 pursuant to a plan to subdivide Lots 16 and 17, into four (4) residential lots consisting of proposed lots 17.01, 17.02, 17.03 and 17.04 in Block 2502.01 (the "Project"); and

WHEREAS, pursuant to the terms of the Developer's Agreement, the Developer posted with the Township certain Performance Guarantees and Escrows; and

WHEREAS, the Developer has requested an initial reduction of the Performance Guarantee amounts currently in place pursuant to the Developer's Agreement; and

WHEREAS, the Planning Board Engineer has reviewed such request and has issued a recommendation to the Mayor and Township Council in connection with the Performance Guarantees and escrows deposited by the Developer with the Township pursuant to the Developer's Agreement by letter dated March 28, 2017, a copy of which is annexed hereto (the "Engineer's report and recommendation"); and

WHEREAS, the Township Council has considered the Engineer's report and recommendation, and is of the opinion that action should be taken in accordance with such report and recommendation;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington as follows:

1. The Engineer's report and recommendation is hereby approved and adopted, and action hereunder is authorized for the reduction of Performance Guarantees posted by the Developer with the Township as follows:

	<u>Original Amount</u>	<u>Reduction Amount</u>
Total Performance Guaranty	\$522,000.00	\$113,400.00
Surety Performance Guaranty	\$469,800.00	\$102,060.00
Cash Performance Guaranty	\$ 52,200.00	\$ 10,206.00

2. The Engineer's report and recommendation reduction is conditioned up the following:

(a) the Developer is required to replenish the Legal and Engineering Services Escrow Account with additional funds equal to the difference between the current account balance and the required minimum balance of \$6,615.00; and

(b) the Developer is required to post a maintenance bond in the amount of \$51,075.00 which sum is equal to 15% of the total cost of the improvements that are recognized as complete as referenced in the Engineer's report and recommendation, the form and substance of which shall be subject to the approval of the Township Attorney.

3. All vouchers for professional services in connection with the Project and this Resolution shall be submitted to the Township within thirty days. The Finance Department shall confirm that there are sufficient funds on deposit with the Township in the Legal and Engineering Services Escrow Account to pay all vouchers. Upon the verification by the Finance Department that there are sufficient funds on deposit to pay all submitted vouchers for professional services, the performance guarantees on deposit with the Township may be reduced.

4. A copy of this Resolution, with a copy of the Engineer's report and recommendation annexed hereto, shall be forwarded to the Developer by certified mail.

Resolution No. 17-210

Authorize Treasurer to refund revised balance of revised escrow money in the amount of \$510.00

WHEREAS, Thomas Orlando posted escrow monies for engineering work done on premises known as Block 4409 Lot 5, 331 Beech Street; and

WHEREAS, the project falls within the guideline where neither a Certificate of Occupancy nor a Certificate of Acceptance is needed; and

WHEREAS, outstanding invoices due the Township Engineer as per his letter dated December 5, 2016 have been satisfied; and

WHEREAS, the Township Treasurer of the Township of Washington was authorized by prior Resolution 17-143 to refund the balance of escrow money in the amount of \$412.00; and

WHEREAS, The Treasurer then received notification from the engineer that a refund of \$98.00 was being issued to the escrow account for an overpayment; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Treasurer of the Township of Washington is authorized to refund the revised balance of escrow money in the amount of \$510.00.

A motion was made by Councilman Ullman, seconded by Councilman Calamari, to approve Resolution No. 17-208.

Ayes: Councilman Calamari, Cascio, Ullman, Bruno.

Nays: None.

Recuse: Councilman Sears.

Resolution No. 17-208

Authorize Tax Collector to issue refund overpayment in the amount of \$317.84, Block 3215, Lot 46

WHEREAS, Homestead Benefits were given for the 2nd Quarter 2017 installment on Block 3215, Lot 46, Thomas J. Sears, 600 Beech Street, and;

WHEREAS, this Homestead Benefit credit is based upon taxes paid in 2014 and the homeowner is exempt as a totally disabled veteran. Per New Jersey Statute 54:3 27.2, overpaid taxes are to be refunded to the homeowner, and;

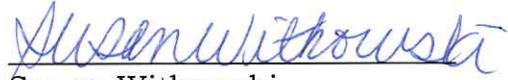
NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector be authorized to issue a refund to the above in the amount of \$317.84.

A motion was made by Councilman Sears, seconded by Councilman Ullman to adjourn to Conference Agenda.

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

Nays: None.

Time Noted: 12:39 a.m.



Susan Witkowski
Township Clerk



Robert Bruno
Council President

Approved: August 21, 2017

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY

CONFERENCE MEETING MINUTES

May 8, 2017

Members present: Peter Calamari, Steve Cascio, Tom Sears, Michael Ullman and Robert Bruno. Also present: Janet Sobkowicz, Mayor; Mary Anne Groh, Administrator; Ken Poller, Attorney and Susan Witkowski, Township Clerk; Chris Statile, Township Engineer.

Administration

2017 Road Program – A discussion followed on the Potential Roads for Repaving 2017, alternates, prepared by Mr. Statile, which includes Cluster 1 and 2, and road ratings, the higher the number the worst the road condition. A discussion followed on the roads included in Cluster 1, and perhaps adding Beechwood, Madeline or Edison if there are monies left over/bids are low. A discussion followed if clustering saves money and police detail. A few bad roads can be saved for DOT. Mayor Sobkowicz stated she would prefer the worst roads be done first. Councilman Ullman, Councilman Sears, Councilman Cascio and Council President Bruno would like to proceed with Cluster 1, Councilman Calamari disagrees.

Resolution No. 17-211

Closed Session, May 8, 2017

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

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

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

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

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

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

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

minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

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

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

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

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

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

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

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

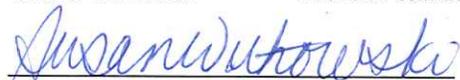
BE IT FURTHER RESOLVED, that notice is hereby given that the Township Council may find it necessary to take action at the conclusion of the executive/closed session; that such action if taken, will occur in open session; that you are invited to stay in the Municipal Building during the executive/closed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

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

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

MOTION		SECOND		COUNCIL	AYES	NAYES	ABSTAIN	ABSENT
Bruno		Bruno		Bruno	x			
Calamari		Calamari		Calamari	x			
Cascio	x	Cascio		Cascio	x			
Sears		Sears	x	Sears	x			
Ullman		Ullman		Ullman	x			

Time Noted: 12:51 a.m.


 Susan Witkowski
 Township Clerk


 Robert Bruno
 Council President

Approved: August 21, 2017