

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY

REGULAR MEETING MINUTES

October 29, 2018

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 Michael DeSena called the meeting at 7:30 p.m. by reading the following statement

OPEN PUBLIC MEETING STATEMENT

The regularly scheduled Public Meeting of October 29, 2018 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.

SALUTE TO THE FLAG

ROLL CALL

Council Members Robert Bruno, Steve Cascio, Arthur Cumming, and Council President Michael DeSena. Also present: Peter Calamari, Mayor; Ken Poller, Township Attorney; Robert Tovo, Administrator; and Susan Witkowski, Township Clerk. Councilman Ullman arrived at 7:32 p.m.

Council President DeSena – At this time, the Mayor and Council would like to express our deepest sympathy and send our most sincere condolences to our brothers and sisters of the Jewish faith here, and in the Pittsburgh community. As we approach our mutual Holiday Season we can only hope for good will towards man, women, and children of all faiths. Also, at this time we would like to welcome our new Administrator, Mr. Bob Tovo, who is joining us full-time, welcome and nice to have you up on the dais.

Administrator Tovo – I look forward to the opportunity to serve members of Council and members of the community.

MAYOR'S APPOINTMENT

Mayor Calamari – Please be advised that I am hereby appointing the following person to the office or position listed for the term as set below:

EMERGENCY MANAGEMENT COORDINATOR

Saverio Fasciano                      3-year term (November 1, 2018 – October 21, 2021)

GENERAL PUBLIC DISCUSSION

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

Ayes:                      Councilmen Bruno, Cascio, Cumming, Ullman,  
                                    Council President DeSena.

Nays:                      None.

Eugene Greco, President of the Township of Washington Volunteer Ambulance Corps, 697 Clinton Avenue – Mr. Greco stated, as the Fire Department has done, the Ambulance Corps would also like to provide a cost estimate for one year of paid ambulance services, versus volunteer services. He stated three EMT's at \$15.00 per hour, 365 days a year, 24/7 equals \$394,200 per year, allowance for night and holiday/weekend differential at 20% equals \$78,840 per year, allowance for benefits, including medical, vacations, etc., equals \$350,000 per year, 5-year cost allowance, based on new ambulance just purchased \$280,000/5-years \$56,000 per year, operating expenses on an average cost of \$5,000 per month, for 12 months, times two if service is full-time, is \$120,000 per year, including fuel, medical supplies, oxygen, utilities, normal ambulance maintenance. Currently, the volunteer ambulance corps, is just shy of 50% on call per year. He stated the allowance for billing services at \$1,000 per month, is \$12,000 per year, allowance for sales tax on \$176,000 is \$11,880 per year, at this time the Corps does not pay sales tax since it is a non-profit. The sub-total is \$1,022,920, which does not include the profit margin of the company that takes over, if they make a 20% profit based on these numbers is \$204,584, for a total estimate of \$1,227,504, or \$1.25 million per year. He stated he did reach out to Hackensack and Valley Hospital about providing an ambulance dedicated to the Township, the cost for 24/7 ambulance and crew would be \$604,000 per year, not including building, supplies, etc. (Mr. Greco distributed copies of "Cost Estimates for one-year paid Ambulance Service.") Council President DeSena stated just to be clear, Council did not ask for these figures, he would like the citizens of the Township of Washington know the Township Council and the Mayor is under no desire to go to a paid Fire Department or Ambulance Corps, these numbers are for statistics only.

Fred Gozel, 464 Van Emburgh Avenue – Mr. Gozel stated he would like to know how Council, as he understands it, approved a \$73,000 bond or some type of monies for the Viviano pumping station settlement, which would cover a breakdown of some sort. Mr. Poller stated the Viviano project is as a result of a Mount Laurel lawsuit, 73 units were approved by the Court as part of the Mount Laurel settlement, 48 single family homes and 25 town homes, at the time of approval, the sewer disposal system was not resolved. The thought process, this is the Planning Board, was there would be a sewer system that would work with the gravity system, involving Kennedy Park, along with a host of other things. I there could be a reasonable alternative, it would be a pump station, which would be on the site, this is part of the fact that the sewer district was assigned to Ridgewood. The issue, although it is mostly a Planning Board issue, does involve the Township allowing a pump station situation, short of the Court allowing it, because there is nothing that prevents the applicant to go to the Planning Board, propose it, and then go to Court, but the proposal was would the Township agree, or enter into an agreement involving the pump station, which involved the Village of Ridgewood. After many years, meetings with the engineer and Council, he will not get into some of the Closed Session, but it is part of litigation. The Viviano project is still governed by Mount Laurel, the settlement and part of the litigation. The issue came up regarding the pump station, with the engineer, as well as the Council President, who is an engineer, on how to handle the pump station, who will repair/replace/maintain, the location, which the Planning Board does get involved in, but the Council, the Township itself as a whole, had to get involved in allowing the pump station, at least in this level of the proceedings. The issue came up about allowing a pump station, or deny a pump station and placement. Council decided that a pump station was an acceptable alternative, and then there were discussions about how to handle it, approach it, things of that nature. There is no requirement for any homeowner's association or development to post monies to pay for repairs or anything, this is not a Performance Guarantee under the Municipal Land Use Law, Maintenance Guarantee, nothing of that nature, it is totally different. A discussion came up regarding what would happen if the

pump is not repaired, if the Homeowners Association is not fully funded. Even though the pump station is not the Township's responsibility, if people called and stated the pump station is down, Ridgewood was involved and is still involved. The thought came up, could the Council get them to put up some kind of money, as a reserve, that the Township would hold for the purpose of paying for repairs or a replacement of a pump. If need be, our engineer, Mr. Azzolina, did indicate the pump would cost anywhere from \$2,500 - \$5,000. It was thought the Township would not receive any escrow at all, based on the fact you cannot require them to put up escrow/monies, after negotiations. We were able to receive \$73,000, which is not for legal fees, it is for repair, maintenance cost and only if they default. The Township does have certain rights to enforce the financial obligation onto the homeowners association, but this was so that the Township would have some monies, so as not to dip into its reserves or any other monies, if the default comes or a repair has to be done, there is a fund, the Township can move ahead, get the work done, and then go after the homeowners association, if it ever came to that. Mr. Gozel stated as per the settlement agreement, which was years ago, it is not tied into an approval of a variance, that being the pumping station, which the Planning Board denied. He spoke of the 25 units, which he understands need a pumping station since they are on the other side of the hill, and if those 25 units were not built, there would be no need for a pumping station. Mr. Poller stated it is not a variance for the pump station, it is a condition, it is dealing with utilities for a development. It is not like going to the Zoning Board and getting a variance, such as the fence can only be six feet high, and you want it seven feet high, that is not what this is. This is a development condition, which is part of any development, keeping in mind it was part of a Mount Laurel settlement. There are certain leeway's that they have in terms of making it easier or not as difficult to get the project completed. If it was a Mount Laurel resolution, that is what this was, even though the settlement was negotiated so there were no affordable units at the location, and they were dealt with differently, such as mutual contribution agreements and other credits that the Township has, the settlement is still a Mount Laurel settlement, and in that case was utilized in resolving the current COAH settlement that the Township had, which all the municipalities had to start in terms of Declaratory Judgements. The calculations, and so forth of that settlement, were part of the settlement that we had this time as well. Mr. Gozel stated on the pumping station end of it, he does not think the agreement was predicated on having a pumping station, and he would call it unbuildable property without it. He spoke at length of being against the pumping station, since there are many unknowns, and the Township residents will have to live with it if it fails.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso stated he did attend both Planning Board meetings, Mr. Lamatina recused himself from the 2<sup>nd</sup> meeting, since Mr. Bell does have better experience with Mount Laurel issues. He asked Mr. Bell how did he come to be at the Planning Board meeting, and he indicated Mr. Poller told him to attend. He would like to know should there have been a separate resolution by Council approving Mr. Bell. Mr. Poller stated the Council does not approve the attorney for the Planning Board, nor does he, a recommendation can be made for someone they may want to use, but the actual party that hires or designates the attorney to be sitting is the Planning Board itself. A conversation followed on a timeline appointing Mr. Bell, which may be end of 2015 or beginning of 2016, and Mr. Lamatina stepping aside due to their being a special attorney for this case, such as Mr. Bell, who is very knowledgeable. Mr. D'Urso spoke of being at the meetings, hearing of environmental issues, and seeing photographs. He would like to know has this property actually been sold by the Viviano's to a developer. Mr. Poller stated he believes that Viviano filed the application for the amended preliminary and final as the owners. Mr. D'Urso spoke of the Fire Department approving six fire hydrants in the area 15 years ago, and if they need to get involved again. Mr. Poller stated these issues should be brought up at the Planning Board meetings since they have received the previous approvals, and if they feel there are other things that need to be done.

Mr. D'Urso spoke of the confusion of Brian Murphy the Chairperson, and Brian Murphy the engineer, and Mr. Shimanowitz, who were getting aggravated, since they wanted to speak of other matters besides the pump station. He spoke of these properties not fitting in with the character of the towns, and the Planning Board not being able to do anything. He stated he wishes the Township would look into the environmental issues, since there were cars, barrels and drums located in that area. He welcomed Mr. Tovo to the Township. A conversation followed on civilian dispatching and tracking who is on the desk via the new software.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment stated she did attend the Planning Board meeting, and it was stated that the Council had approved the pumping station in Closed Session. She stated the point being Mr. Poller just told us everything that was said in Closed Session. She stated in 2007/2008 Mr. Shimanowitz and Mr. Murphy did attend a Council meeting, and spoke to Council in reference to the pumping station and that was not done in Closed Session. Council President DeSena stated the Council was advised by the Township Attorney that it be done in Closed Session, it would have been done in open session if it was allowable. Mrs. Ozment spoke of the Planning Board meeting not having a Public Session, which she felt caused a lot of confusion. She thanked Council President DeSena for information regarding the cell tower. A conversation followed on the monies that are collected, and how those monies are applied in the budget. A conversation also followed in the closing of Washington Avenue, which is at the discretion of Chief Hooper to make that determination. Mrs. Ozment asked if the Special Meeting (October 19<sup>th</sup>) was advertised on the electronic board. Both Council President DeSena and Councilman Cascio did see that meeting advertised on the electronic board.

David Snyder, 91 Windsor Circle – Mr. Snyder asked what is the status of the pedestrian signs. Mayor Calamari stated a purchase order will be put in for signs later this week and two of those type of signs is included. Mr. Snyder spoke of the dangerous conditions of the sidewalks on Pascack Road, and notifying those homeowners. Council President DeSena stated starting in 2019, our full-time Property Maintenance Officer, using the voting districts, will be checking sidewalks. The Township Clerk stated she will follow-up with our Property Maintenance Officer since he did start checking sidewalks in that area. Mayor Calamari stated there is no master list in the Township of streets that have sidewalks, he did ask Mr. Setticone and the DMF to put a list together of all the streets that do have sidewalks, and the Code Enforcement Official will start in November to go out and look at those sidewalks. A conversation followed on the carpeting of the stairway in Town Hall, which will be installed this week.

Toni Plantamura, 808 Robinwood Road – Ms. Plantamura spoke of the Van Emburgh property, and what she observed there in the past, such as oil tanks, rusted equipment, and dumping in the area. A conversation followed regarding the DEP, and contacting them regarding contamination on this property. Ms. Plantamura spoke at length of her frustration with traffic in the area and the quality of life in the State. She feels if a pumping station is needed, something is wrong with the flow of the sewer line. She also would like high profile Planning Board meetings to be televised. She believes not enough research has been done on this property, and the DEP should be contacted.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to close the general public discussion.

Ayes: Councilmen Bruno, Cascio, Cumming, Ullman,  
Council President DeSena.

Nays: None.

RECOGNITION

Tony Karcich

Council President DeSena read the following Proclamation into the record:

WHEREAS, St. Joe’s hired Tony Karcich as head football coach and physical education teacher in February 1985; and

WHEREAS, Tony Karcich was appointed the school’s Athletic Director in 1993 until the end of the 2018 academic year, at which time he will retire; and

WHEREAS, under Tony Karcich’s leadership, the athletic program achieved national prominence; and

WHEREAS, Tony Karcich retired from the position of head football coach at the end of the 2013 season, and remaining to this day, the most wins as head football coach in Bergen County with 338 career victories, 20 state titles, with 17 of them at St. Joe’s; and

WHEREAS, the last couple years, an arrangement was made allowing Tony Karcich to fulfill this position on a part time basis in order to spend more time with his family and his grandchildren; and

WHEREAS, as Athletic Director, Tony Karcich was able to instill a winning attitude which in turn lead to state powers in football, ice hockey, wrestling and baseball, including the addition of lacrosse as an interscholastic sport in 1988; and

WHEREAS, Tony Karcich, Athletic Director, at St. Joe’s received many honors during his thirty-five-year tenure and is recognized for his truly legendary presence in the athletic program; and

WHEREAS, on October 6, 2018, “Tony Karcich Day”, the field at Robert J. Dinallo Stadium was dedicated as “The Coach Tony Karcich Field” along with the formation of an endowed scholarship, Anthony J. Karcich Leadership Award.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Township Council of the Township of Washington, does hereby thank him, for his devotion and positive impact to the youth of St. Joe’s Regional High School, on this day, October 29, 2018.

Presented by the Mayor and Council of the Township of Washington.

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.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to the Consent Agenda.

Councilman Cascio requested that Resolution No. 18-329 be pulled for a separate vote.

*Council President DeSena stated this vote will be for all resolutions, excluding Resolution No. 18-329.*

Ayes: Councilmen Bruno, Cascio, Cumming, Ullman,  
Council President DeSena.

Nays: None.

Resolution No. 18-323

Shared Service Agreement with Northwest Bergen County Utilities Authority

WHEREAS the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., authorizes any municipality or county to enter into a contract with any other municipality, county or board for the joint provision of any services within their joint jurisdiction; and

WHEREAS N.J.S.A. 40A:11-5(1)(f) authorizes the award of a contract for the supplying of any product or the rendering of any service by a public utility, which is subject to the jurisdiction of the Board of Public Utilities or the Federal Energy Regulatory Commission or its successor, in accordance with tariffs and schedules of charges made, charged or exacted, filed with the board or commission;

WHEREAS the Northwest Bergen County Utilities Authority (“NBCUA”) seeks to enter into a shared services agreement with the Township of Washington (the “Township”) whereby NBCUA will provide TV inspection services of the sanitary sewer system or any other system, to the Township for the years 2019 and 2020.

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

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

Resolution No. 18-324

Authorizing Execution of Grant Agreement for Memorial park ADA Compliant Parking and Access

WHEREAS, the Township of Washington wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$26,010.00 in FY 2018 – 2019 Community Development Block Grant funds for Memorial Park ADA Compliant Parking Spaces and Access in the Township of Washington, County of Bergen, and State of New Jersey;

NOW THEREFORE BE IT RESOLVED that the Council hereby authorizes Mayor Peter Calamari to execute the aforesaid grant agreement on behalf of the Township;

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorizes the Business Administrator Robert Tovo to sign all County vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED that the Mayor and Council recognizes that the Township of Washington is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Township is in accordance with HUD requirements.

Resolution No. 18-325

Authorize Signatory to Bergen County Trust Fund Project Contract

BE IT RESOLVED, that the Mayor and Council of the Township of Washington (“the Township”) wish to enter into a Bergen County Trust Fund Project Contract (“Contract”) with the County of Bergen for the purpose of using a \$30,000.00 matching grant award from the 2017 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the municipal park project entitled “Washington-Construction of Par Course at Sherry Field,” located in Sherry Field in Lot(s) 1 & 2 in Block 4523 on the tax maps of the Township.

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Mayor Peter Calamari to be a signatory to the aforesaid Contract; and,

BE IT FURTHER RESOLVED, that the Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about August 1, 2020; and,

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proofs of payment, and other such documents as may be required by the County in accordance with the Trust Fund's Requirements; and,

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

BE IT FURTHER RESOLVED, that should there be an unexpended balance at the completion of the project, Professional Services Costs will be reimbursed from grant award's unexpended balance in accordance with the Municipal Park Improvement Program Rules & Procedures Manual.

Resolution No. 18-326

Authorize refund of escrow money, 195 Linwood Avenue in the amount of \$2,582.40

WHEREAS, Let It Grow, Inc. posted escrow monies for Police Department traffic detail for subdivision work at 195 Linwood Avenue; and

WHEREAS, the project (ID: STAGLEE-01) and police detail have been completed and the escrow monies that remain in the escrow account are to be refunded to Let It Grow, Inc; and

WHEREAS, there are no outstanding invoices due the Township for this project; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Treasurer of the Township of Washington is authorized to refund the balance of the escrow money in the amount of \$2,582.40 to the above.

Resolution No. 18-327

Authorize refund of engineering escrow money, 280 Pascack Road/Block 2417/Lot 26 in the amount of \$1,265.50

WHEREAS, Maria Peponias/Axia Creations posted engineering escrow monies for site plan work on premises known as Block 2417 Lot 26, 280 Pascack Road; 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 and the Planning Board Attorney have been satisfied per their correspondence stating as such; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Treasurer of the Township of Washington is authorized to refund the balance of the escrow money to the above in the amount of \$1,265.50.

Resolution No. 18-328

Authorize refund of escrow money, 90 Andrea Lane, Block 2503.01/Lot 3 in the amount of \$1,873.50

WHEREAS, Ali & Shahana Rizvi posted Board of Adjustment & Engineering escrow monies for a project on premises known as Block 2503.01 Lot 3, 90 Andrea Lane; and

WHEREAS, the applicants have decided not to pursue the project with the Board of Adjustment and are requesting a refund of the remaining balance in their escrow account; and

WHEREAS, outstanding invoices due the Township Engineer and the Township Attorney have been encumbered for payment; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Treasurer of the Township of Washington is authorized to refund the balance of the escrow money to the above in the amount of \$1,873.50.

Resolution No. 18-330

Authorize approval to submit grant application and execute a grant agreement with NJDOT for reconstruction of Woodfield Road – Section 2

WHEREAS, the 2019 New Jersey Transportation's (NJ DOT) Fiscal Year 2019 State Aid Programs has provided funds for various municipal improvements;

WHEREAS, the Governing Body of the Township of Washington, County of Bergen, desires to submit applications to the New Jersey Department of Transportation in an effort to obtain grant funding for needed projects.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Washington formally approves the grant application for the above-stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2019 Reconstruction of Woodfield Road - Section 2, S-00614 to the New Jersey Department of Transportation on behalf of the Township of Washington.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Washington and their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

A motion was made by Councilman Cumming, seconded by Councilman Ullman, to approve Resolution No. 18-329.

Ayes: Councilmen Bruno, Cumming, Ullman, Council President DeSena.

Nays: None.

Abstain: Councilman Cascio.

Resolution No. 18-329

Authorize approval to submit grant application and execute a grant agreement with NJDOT for reconstruction of Ridgewood Road – Section 2

WHEREAS, the New Jersey Transportation's (NJ DOT) Fiscal Year 2019 State Aid Programs Authority Act has provided funds for various municipal improvements;

WHEREAS, the Governing Body of the Township of Washington, County of Bergen, desires to submit applications to the New Jersey Department of Transportation in an effort to obtain grant funding for needed projects.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Washington formally approves the grant application for the above-stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2019 Reconstruction of Ridgewood Road - Section 2, S-00615 to the New Jersey Department of Transportation on behalf of the Township of Washington.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Washington and their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to adjourn to Conference Session.

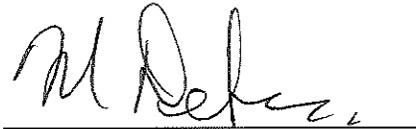
Ayes: Councilmen Bruno, Cascio, Cumming, Ullman,  
Council President DeSena.

Nays: None.

Time Noted: 8:24 p.m.



Susan Witkowski  
Township Clerk



Michael DeSena  
Council President

Approved: March 18, 2019



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

October 29, 2018

Members present: Robert Bruno, Steve Cascio, Arthur Cumming, Michael Ullman, Council President Michael DeSena. Also present: Peter Calamari, Mayor; Ken Poller, Attorney; Robert Tovo, Administrator; and Susan Witkowski, Township Clerk.

**Administration**

Project Tracker – Project tracker will commence at the next meeting (November 19<sup>th</sup>.)

Downed Trees behind Library – The road ordinance will be looked at since Woodfield Road is being paved, monies from the road improvement fund may be able to be used, it is being researched. A resolution may be needed from Council for a change order, or a transfer, which will occur at the November meeting.

Leaves on Streets – Streets are all paved, the leaves were not an issue.

Red House – The renter is on target to be out by the end of November as per the agreement, he has found another place. Council President DeSena requested Mr. Azzolina prepare a bid spec for demolition of the red house, bids can then be solicited.

Special Meeting Date/ PBA Negotiations – The proposals will be given in closed session. All council-members, with the exception of Councilman Bruno can attend. The meeting will be advertised for Monday, November 5, 2018 at 7:00 p.m.

Firehouse proposal – Funding is in place from old capital ordinances for firehouse renovations which were not used. Both Fire and Ambulance proposal, as per Robbie Conley and Associates, is about \$396,000, which is 10% of the project. The Ordinance numbers will be provided to Council. Both Fire and Ambulance will have the input to tweak Option 4, if they so desire, and when they are done it will come to the Council for review. The new configuration of the intersection will be considered. The new LED lights that have been installed on the current building may be repurposed for the new facility. Mr. Conley will be asked for an updated schedule for full-bid package review. The new CFO will be asked for the figures, and will also attend the November 19<sup>th</sup> meeting.

**COUNCIL**

Ordinances and Legislation

Amend Chapter 120 Open Burning – Mr. Poller stated in his research, most towns do not have the ordinance the Township has, which is prohibiting open burning, and there is also nothing through the League. As the ordinance is currently written, and in speaking to the Health Officer, a violation can be issued. The ordinance cannot be left on the books as is, and not enforced, since it will then become selective enforcement. A conversation followed on coming up with a scenario to allow possible open burning with certain conditions, such as on weekends or during certain hours, or repealing the current ordinance. This issue was raised by a resident whose neighbor was using their chimenea and the smoke wafting into their residence. The current ordinance restricts open burning of plant life (wood) and chimney is not considered open burning. After a

conversation, with the exception of Councilman Cummings, Council agreed that the ordinance be repealed.

Amend Ordinance to include prohibition of marijuana – continuation – Both Mr. Poller and Ms. Musella, the Township Health Officer, agree on the Upper Saddle River ordinance. Currently, Franklin Lakes has a total ban, with the exception of medicinal marijuana, Norwood has nothing, Old Tappan is working on an ordinance, Woodcliff Lake, nothing, Hoboken, nothing, River Vale, nothing, Ramsey was given to Council, and is similar to Wyckoff/Franklin Lakes, Saddle River, nothing, Park Ridge, nothing, Oradell, nothing, Haworth, nothing, Mahwah, nothing, Paramus, nothing, Ho-Ho-Kus, nothing, Allendale permitted in some zones, Alpine, nothing, Fair Lawn, nothing. Ridgewood and Ramsey's ordinance are very extensive, and addresses zones, which the Township does not have. Lieutenant Calamari has been given copies of all ordinances for review. Councilman Ullman stated he disagrees with medicinal. A conversation followed on the Upper Saddle River ordinance, which is one page, and simple to enforce. Councilman Bruno stated he has not had a chance to review it, but would not disagree with Councilman Ullman on the medicinal, since it is an interesting concept, but he will review it. Council President DeSena requested this be on the next agenda. A conversation followed on the vaping ordinance, which was essentially a blanket ordinance, but with this subject, nobody knows the upshot since it has not been tested.

Amend Chapter 330, Parking Regulations – The Property Maintenance Officer, Joe Setticasa, is having some issues under Chapter 330. As the ordinance currently sits, he is only allowed to have the Police Department issue a violation once every 30 days for an unregistered vehicle or offensive vehicle in a driveway, it is cheaper to pay the \$100 fine every 30 days instead of renting a space or getting rid of the vehicle. Mr. Setticasa has requested to amend Chapter 330 to align with current times. He did send an email for Council's review for consideration, that is a violation, after 10 days a summons for \$500, keeping the increments going. This is a huge quality of life issue on some of the Township streets, residents parking on streets and lawn. Mr. Setticasa will also be asked to look at the snow plowing ordinance, particularly not shoveling a sidewalk, throwing snow across the street and into the streets.

### Financials

Strategic Planning – continuation – Will be reviewed with the new CFO, as to whether the surplus should be used to pay down some of the BANS.

Financial matters awaiting resolution – Councilman Bruno stated that was his question, the funded, unused ordinance, and the strategic planning as to what we finance, cost to the taxpayers, bond, not bond etc. Councilman Ullman asked do we want to see if there are current funds available or find funds available for the firehouse proposal. Council President DeSena stated the monies are in the accounts. He stated we can find out how they were paid for, through BANS or ordinances. Capital expense is rolled into capital outlay of the project, soft costs, so the 5.7 million becomes 6.1 million, inclusive of soft costs.

Recreation Fee Schedule – Will be provided at the next meeting.

### Miscellaneous

Winne Bante document was put into Council's packets for review purposes only. A conversation followed on two resolutions abolishing the GRC which was included in Council's packets. Mr. Poller stated he likes the GRC, he feels it is a legitimate and efficient way of handling things, he feels the Courts are poor in giving some deference to the decisions that they make, since they are dealing with them all the time, some cases come before judges that handle them

occasionally, and becomes a whole different scenario, including attorney fees, and cumbersome. He would not like it to be abolished, he would like to see its decisions be given weight by the Court. Councilman Cascio stated he believes it is a great organization if you need opinions on records, sometimes government slow, and he has used them a few times to find out the proper way to get records, if you want transparency, and it is a very important organization. He would be in favor of keeping it and actually strengthening it, one of the few agencies you can get on the phone very quickly. Mr. Poller stated there is access to the website, where you can get decisions, get their rationale, it is helpful to the governing body, Clerk, and public. Councilman Ullman thanked Mayor Calamari for providing the summary budget of accounts on a monthly basis, he would like to see some explanations as to why we are in these positions. He stated we have an election coming up and there are no monies in the election line, so will there be a problem. Mrs. Witkowski replied no, that money is specifically budgeted for primary, no additional monies are needed for the General Election. Councilman Ullman stated in nine-month year to date we have gone through 100% of police vehicle leasing, police telephone maintenance, website, vehicle acquisition has not been spent, the \$92,000 that was budgeted for is still there. Mayor Calamari stated the purchase order has been approved, it is not in this report. Councilman Ullman stated the Fire Department is under budget, using a 75% spend rate, clothing allowance, hose testing, purchase of pagers, purchase of turnout gear, fire ladder testing, he does not know of those purchase orders are in process. Recycling is also way under budget. A conversation followed on having cardboard pick-up on a weekly basis, or entering into a shared service agreement with a surrounding town, such as Westwood, for cardboard drop-off. Councilman Ullman stated he feels it would be beneficial to everyone to have some regular reporting on budgets, plans, actuals, as well as other explanations. Mayor Calamari stated he did speak to the current CFO, and she agrees that the number of transfers will be minimal, as does our administrator. Administrator Tovo stated he does agree, there may be some transfers in November/December but they will be minimal at best. He did flag some items that were over expended/under expended. A conversation followed on having Mr. Azzolina inquire about the DOT Grant for Local Freight Impact Fund, especially with regard to trucks on Van Emburgh, and the Hillsdale Waste Transfer Station. Councilman Bruno asked what is the status on COAH, Special Master, and Tax Appeals. Mr. Poller stated the Special Master is not done, she will be reviewing the ordinance, plus the spending plan, issue a final report to the Board, as well as attend the Court Compliance Hearing. There are no expenditures for Tax Appeal. Mayor Calamari stated Mr. Cicchetti resigned as the Emergency Management Coordinator as of November 1<sup>st</sup>, Mr. Rio Fasciano will take over. Mr. Cicchetti is still the Director of Public Safety.

#### PUBLIC SERVICE ANNOUNCEMENT (Council President DeSena)

Property Taxes – Township Offices will be open on Election Day, Tuesday, November 6, 2018 from 8:30 am – 4:30 pm and closed in observance of Veteran's Day on Monday November 12<sup>th</sup>. Quarter 4 taxes are due November 1<sup>st</sup>; however, the grace period is extended to Tuesday, November 13<sup>th</sup>, and for your convenience the Tax Office will remain open until 6:00 pm on November 13<sup>th</sup>.

Election Day – Election Day is Tuesday, November 6<sup>th</sup>. Tuesday, October 30<sup>th</sup> was the last day to apply for a Vote-By-Mail ballot by mail. Saturday, November 3<sup>rd</sup> the County Clerk's Office will be open from 9:00 am – 1:00 pm to vote in person by Mail-in-Ballot for the General Election, Monday, November 5<sup>th</sup> up to 3:00 pm is the last day to apply at the County Clerk's Office for General Election Mail-in-Ballot. The polls will be open for the General Election on Tuesday, November 6<sup>th</sup> from 6:00 am – 8:00 pm.

Free Rabies Clinic – The Township of Washington Board of Health will be holding its Annual Free Rabies Vaccination Program on Saturday, November 3<sup>rd</sup>, from

9:00 am – 10:30 am at the Department of Public Works. Dogs are welcome from 9:00 am – 10:00 am on non-retractable leashes and cats from 10:00 am – 10:30 am in carriers. Pets from all municipalities are welcomed to attend.

Paper and E-Recycling – The Paper and E-Recycling Event is rescheduled for Saturday, November 17<sup>th</sup> at Town Hall from 9:00 am – 12:00 pm.

Council President DeSena requested that the Township change the Code, and other documents from “Department of Municipal Facilities” to “Department of Public Works.” Councilman Cascio and Cummings both agree.

A motion was made by Councilman Ullman, seconded by Councilman Bruno to adjourn.

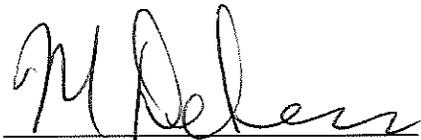
Ayes: Councilmen Bruno, Cascio, Cummings, Ullman,  
Council President DeSena.

Nays: None.

Time Noted: 9:15 p.m.



Susan Witkowski  
Township Clerk



Michael DeSena  
Council President

Approved: March 18, 2019