

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
REGULAR MEETING  
August 12, 2019 ~7:30 P.M.

CALL TO ORDER: Council President DeSena, 7:31 p.m.

STATEMENT:

Welcome to the regularly scheduled Public Meeting of August 12, 2019 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 Township 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 FLAG: Lead by Council President DeSena

ROLL CALL:

Councilmen Cascio, Cumming, Ullman, Council President DeSena  
Let the record reflect also in attendance: Mayor Calamari, Township Administrator Tovo, Township Attorney Ken Poller, CFO Curran, Township Clerk Witkowski.

Absent: Councilman Bruno.

MAYOR PROMOTIONS – POLICE DEPARTMENT:

Mayor Calamari – Thank you all for coming, this is great to show our support for the three officers that are being promoted this evening, for some of them it has been a long time coming, for others it has been quick. Before we begin, I would like to give a shout out to Officer Tom Lawton who retired a few months ago. We thank him for his service and hope to honor him at an upcoming Council meeting.

Probationary Officer Peter Vereb

Captain Richard Skinner - Peter Vereb was recently hired as a Special Law Enforcement Officer 2 (SLEO 2), he very quickly impressed us as well as impressing the entire Township of Washington school crowd. He is a Pascack Valley native and attended Westwood Regional High School. He studied criminal justice at Bergen Community College and began his law enforcement career as a SLEO Class 1 special officer in Lavallette. He was hired by the Demarest Police Department as a SLEO Class 1 and became a SLEO Class 2. During this time, he attended the Bergen County Fire Academy and served on the Demarest Fire Department, he continues to serve his hometown, Westwood, on the Westwood Fire Department. The Police Department assigned Officer Vereb to traffic at Washington School. He not only impressed his superiors, but also staff and parents at Washington School, who have written the department to say how well "Officer Pete" was working out. I truly believe that you can train anyone to be a police officer but to be a cop you have to have something in you. Pete's dad, Detective Peter Vereb, instilled those intangibles in him. He also taught him how to shoot. Peter is now a Washington Township police officer and we are ready to watch him become the cop that will make us all proud.

Probationary Police Officer Peter Vereb was sworn in by Township Clerk Susan Witkowski.

Corporal Jason Gugger

Lieutenant John Calamari - Corporal Jason Gugger, a lifelong resident of the Township, lives here with his wife Heather and their two daughters, Regan and Jordan. He graduated New Jersey City University with a bachelor's degree in criminal justice. He's served on the Fire Department for 22 years, including a stint as Chief, and is Battalion Chief. In this capacity he follows in the proud footsteps of his father, Rick and his uncle Jeff. He also is a member of the Executive Board for Pascack Valley PBA Local 206. Corporal Jason Gugger is a 17-year veteran of the Police Department, having been hired in January 2002. His primary assignment is to the patrol division, where he serves as field training officer and active shooter instructor. He is certified as an instructor for the prevention of and response to suicide bombing incidents, training he received at Counterterrorism First Responder Training at New Mexico Tech. He also functions with distinction as the Evidence Officer, Megan's Law Officer and Humane Law Enforcement Officer. In his career Jason Gugger had been involved in more than his share of critical and dangerous incidents. One such incident took place back in March 2011 with Sergeant Michael Glock, also of the WTPD. As a result of their highly credible actions and heroism on that night, they both received the highest award the New Jersey PBA can bestow, the Medal of Honor—the definition of which is an outstanding act in the line of duty, with imminent personal hazard to life with knowledge of the risks involved. Jason is a source of pride and a credit to the Township, his family, his department and his profession and I am proud and honored to congratulate him on his promotion to Corporal.

Corporal Jason Gugger was sworn in by the Township Clerk, Susan Witkowski.

Sergeant Steven Riedel

Chief Hooper – Steven Riedel is a lifelong resident of the township with his wife Kelly and his son Steven and daughter Meghan, he has a family of civil servants in the law enforcement profession. He enlisted in the United States Navy in 1984 on active duty as an air survival equipment operator, he is also a member of Washington Township Veterans of Foreign Wars post 6192 and a past member of the Fire Department. He is currently a patrol supervisor and serves as a firearms instructor and investigator and assists in the 1033 Military Excess Property Program, which transfers excess military equipment to civilian law enforcement agencies. He also received a PBA Local 206 President's Unit Citation for his invaluable contribution to a critical incident he responded to in the beginning of 2019. He also received several awards for lifesaving and critical care. He has received the Mothers Against Drunk Driving Award for record numbers of DUI arrests within the Township for 19 consecutive years.

Sergeant Steve Riedel was sworn in by the Township Clerk, Susan Witkowski.

Steven Riedel Jr. read a tribute to his dad.

Sergeant Riedel thanked family and friends.

PRESENTATION OF 2018 AUDIT:

Louis C. Mai CPA & Associates

Louis C. Mai, CPA  
Colleen Brennan

Mr. Mai stated thanked Council for allowing him to discuss the audit, all of the officials in the Township were very cooperative. He stated there really are not

any items of great concern, but we do have some findings that we will discuss, and he has discussed those with Mayor and management prior to issuing the report, some have already been implemented. As your plan has been, the Township surplus had gone down a bit, but that is the plan, to use some of the money that has accumulated, the long term Capital Plan, that is being implemented tonight, as part of the overall bond sale is moving the Township in the direction that Council and the Mayor have decided to follow. He stated the percentage collection is excellent, in 2018 is 99.15, 2017 it was 99.08. In 2018 the Township was using 36% of the fund balance in 2019, in 2017 you used 41%, the Township is still on the trajectory it wants to be. He stated he would like to speak about the comments and recommendations. Last years were all resolved, except for number 2, which was partially resolved, it does show improvement. He stated at this time there is a full-time staff, which is a key component to many of these things. He stated he will run through the them, if anyone has any questions, he will be happy to answer them. The General Ledger and Subsidiary Ledger for tax overpayments does not agree, now that you have a full-time Tax Collector and CFO, many of these issues will be resolved. Councilman Ullman stated there was work done at the end of the year for Tax Reconciliations, does this particular comment indicate that reconciliation was either incomplete or not done correctly. Ms. Curran replied she didn't audit it. Ms. Brennan stated the reconciliations that were done by the other firm seemed to have a computer glitch. There was something hung up in the system that occurred with a change on a tax assessment, a property name was changed or subdivided, that was not reconciled to it. The records that the other firm reconciled was not the overpayment list so much as it was just the tax receivables. Mr. Mai stated they didn't focus necessarily on overpayment, they focused more on receivables. Councilman Ullman asked do you know how much the reconciling difference was? Ms. Brennan stated it was small, the information was given to both Judy and the Tax Collector to correct, it has been implemented and corrected in the system. Ms. Curran stated that is correct. Mr. Mai stated the fixed assets comments have been back and forth for several years, there is no detail listing of fixed assets in the current year additions and deletions that reconcile to the financial statements, basically it wasn't really a focus item this year. He stated ultimately what will happen is, based upon our conversations, the Township will end up hiring an outside firm to come in and do another fixed assets inventory. The numbers they give you, will not agree to much of anything, they say a number that the building is worth, they may look at the current items, but most of the time they have a formula with depreciation, along with other things, that is how they come up with a number. He stated it poses a bit of a problem because, according to government accounting standards, you are supposed to use what you paid, once it is done, it will cause a comment. He stated the important part of a fixed asset for a municipality is that you know what you have, are insuring what you have, can continue with a plan for the future, it is an inventory list, it does not affect your bottom line, but there has to be a number in the financial statement. Councilman Ullman asked does the Township have a process when a fixed asset is purchased to add it to the books, or as an asset is retired, a process to delete them from the books. Ms. Curran stated she will be doing that going forward, as far as reconciling to the General Ledger, she believes that the auditors did see the General Ledger, numbers were entered, she does not know by whom, but they were way off base, which do need to be fixed. Mr. Mai stated in the Edmunds System, when fixed assets are purchased, there is a key that can be checked, in turn a list is produced. Councilman Cascio stated it troubles him that Ms. Curran indicated the numbers were off, he would like to know why. Ms. Curran stated she doesn't know who entered them, she did show Ms. Brennan, land and a few of the buildings were off. Councilman Cascio asked is there a paper trail for these numbers. Ms. Curran stated she can find out. Councilman Cascio stated if Ms. Curran could do that, he would appreciate it. A conversation followed on guesstimates that were made, that as a result compounded the problem, keeping it current once it is done correctly, and insuring of the assets.

Mr. Mai stated there are some old interfund that have not been cleared between the Trust Fund, LOSAP and the current fund, they are in the process of being cleared. He stated everything we are discussing at this time we have had multiple discussions about, before we were finished with the audit, and during the process. Councilman Ullman asked what are the size of the balances? Mr. Mai replied the old ones are small, the LOSAP is approximately \$9,200, that has been around for years. Councilman Ullman asked what would be the process, is it a recompilation to clean these up? Mr. Mai replied the oldest one, on page 18, is the interfund from the dog fund to the current fund, in the amount of \$15,000. When you collect money, and it is not spent after two years, you are only allowed to have the amount in your reserve for dog fund expenditures, it can only equal your collections for the past two years, anything above that should be turned over to the current fund. The change between the \$15,000 and \$20,000 was this year's excess collection, a check is written to the Current Fund, take it into miscellaneous revenue or spend it for dog fund related expenditures, such as rabies clinics. A conversation followed if those monies could be used for bags to be used at a dog park.

Mr. Mai stated number 4, the Township's Recreation Department is processing refunds without going through the regular approval process, they were running it through Community Pass, reversing the expenditure, which is not good control, instead of having someone approve it, and have a check written from the Township. Councilman Ullman asked how were these refunds being done, did the person sign up in error? Mr. Mai replied sometimes they sign up intentionally, but then something happens, and they need to get a refund. Council President DeSena asked does it include a refund fee, because we are expending our own money? Community Pass is a 4% charge every time it is used, the Township was charged 4% to process it then another 4%. The \$25.00 refund fee is there to cover the 4% transaction back and forth. Council President DeSena stated last year refunds were held until they were done correctly, which is to include the \$25.00 refund fee. Ms. Curran replied she does agree. Councilman Ullman asked if there are audit trails on Community Pass? Mr. Mai replied yes there are. Councilman Ullman stated we need to understand who is doing that, and is there a process in place today. Ms. Curran replied yes there is, there is a resolution tonight that Mr. Setticas prepared for a refund, but does not have the \$25.00 fee. A conversation followed on the \$25.00 fee, which covers the transaction fee. Ms. Curran stated the previous administration did refunds through Community Pass, Mr. Setticas just followed the same procedure, he was not aware of it until the Auditor brought it to our attention that it should be done through a resolution. Council President DeSena stated that means that Mr. Setticas has authorization to be spending town dollars. That being, he can process refunds in Community Pass, and he sees that as a problem. Ms. Brennan stated there are controls in Community Pass where you can block people. Council President DeSena stated we are not blocking people if Mr. Setticas is able to do that. Ms. Brennan stated that is something that should be looked into. There are controls within that system of what users are allowed and not allowed to do, that would have to be done at an Administrative levels. Ms. Curran stated ever since the auditor has told us about the resolution, refunds are not being done that way. Council President DeSena stated he doesn't feel that he is the proper person to be making the decision on the refund. Ms. Curran stated she believes the person asking for the refund has to write a formal letter, that would be back-up. Administrator Tovo stated we will look into it.

Mr. Mai stated the Accounts Payable detail is not reviewed for aging and completeness before cancellation. He stated last year there was a big push to address these old payables that were sitting on the books for a long time, the problem was cancellations were made without a thorough investigation. He stated there was one in particular that comes to mind, it had to do with the codification of the Township Code. Three years ago a contract with a vendor was passed to do codification, installments were being made. Whoever was doing the

cancellations saw that it was old, but apparently a bill was received last year with the amount due. Mr. Mai stated a lot of this has to do with having qualified staffing and time. Councilman Ullman asked would you say the same regarding Accounts Receivables? Mr. Mai replied we know what the account receivables issue was with fixed assets before, it was being worked on last year, and he has already spoken with Ms. Curran and she is watching those things to make sure, not the normal account receivables, but the ancillary things. He stated sometimes there is a communication gap, engineering has been getting grants, and not necessarily telling finance there is a grant. They need to be modified into your budget and/or pursue the collection. He stated that is an example, other than that there are taxes, which are pretty well controlled. Ms. Curran stated she checked the accounts payable aging, some of the old ones, it appeared that someone tried to purge them off the system, going back years, she was in contact with Edmunds, who indicated something was done wrong, most of them should have been at zero, but there were some still showing a balance. She stated she is currently working on that, it was a glitch from many years ago, whoever did it, did not do it properly. Councilman Cascio asked Ms. Curran if she could get a paper trail on that. Ms. Curran replied she can look it up.

Mr. Mai number 6 cash balance for the Annual Financial Statements reflect inaccurate deposits in transit, and outstanding checks for the current Capital Funds. He stated to the best of his knowledge, the two that really stand out, one has to do with the 2017 notes, when they were paid and renewed in 2018, it was all done through capital funding, and the capital fund paid the interest on the notes, which is not necessarily inappropriate. But the problem was nobody wrote the check from the Current Fund, which was budgeted for the interest, to the Capital. He stated at the end of the year the outside consultant came in and stated the interest was not spent, we knew that was wrong, what they did was instead of expending the budget line, setting up an interfund in cash, which he did not agree with. Councilman Ullman stated we have a difference in the Capital Fund for that interest, if we paid it out of that, Capital Fund has not been made whole from the Current Fund, are we carrying a balance in the Capital Fund for that? Mr. Mai replied no, our audit has the interfund recorded properly, we increased cash in the Current Fund, reduced cash in the Capital Fund. He stated there was a check that was discovered in January that was deposited. Ms. Curran stated it was in Administration, she believes the secretary's office had the check, then it was given to Finance way after the fact. Councilman Cascio asked Mr. Mai to explain what an interfund is. Mr. Mai replied, this is an example, capital paid a bill that should have been paid by current, that creates an interfund, meaning the current fund owes them money, on the other side of the coin current fund is supposed to establish a "we owe you money" a due to, the other one is due from, they come down as zero. He stated in this particular case the fund paid it, should have been paid by the other, and it was not recognized until after year end.

He stated number 7, individuals were paid without a Council's resolution, an additional amount and charged to the vacant position line items to compensate them for performing necessary duties outside of their usual job descriptions. He stated the Township does not have a process for payroll authorization through a payroll ordinance, or other things to accommodate these types of expenditures. Council President DeSena stated we accommodated, the process is Administration cannot spend money without this Council's approval that is the process, if someone wants a raise, or deserves a raise, they have to come before Council first, monies need to be appropriated and then it gets processed, and until that happens, that is the process. Mr. Mai stated in some of these cases we are speaking about, people were being paid additional money because they are not overtime employees, they were being paid additional monies to cover for things that had to be done, and he agrees with that, the only thing that needed to take place was come to Council and say "I want to pay these people" that is the way it goes. Council President DeSena stated the process is if someone right

now wants to make \$27.00 per hour instead of \$25.00, and Administration wants to ask Council for that, they can ask Council for that. Mr. Mai stated there were a few people that were underpaid based upon the Salary Ordinance. He stated he understands why some of this took place, but the process needs to be implemented or the Salary Ordinance needs to be changed to allow for some other process, other than that they just have to come before Council and explain why they want to do what they want to do. Councilman Ullman asked, in Mr. Mai's opinion, what is the appropriate vehicle to communicate that, we do have an amendment to the Salary Ordinance this evening, would a Personal Action Form also be needed. Mr. Mai stated going forward, if this circumstance came up again, where people were going to be paid for services over and above what they were supposed to do. He stated he would not amend the Salary Ordinance; he would bring a resolution to the Council. Council President DeSena stated the Personal Action Form should have the resolution attached to it, which could stop the finance person from putting the raise in. Attorney Poller stated we are not speaking about a raise. Someone in a position is covered by the ordinance to get paid for doing their work, now they are being asked to go to a different department and perform a function. There is funding in that department, why isn't it just handled as Personnel Action Form? Why is it a Council function to pass a resolution since it has nothing to do with raises, increasing payments? Except allocating personnel doing something in a different department. He stated our form of government is different than other boroughs, different characteristics as a result, so the norm does not really apply here. He stated, for example, if someone is in one department, receiving a salary for their function, and for whatever reason, they have to cover someone else's position for two weeks, in a different department, where the money is allocated, there is extra money in that department. If there is a Personnel Action Form for doing work in that department, would that take care of paying that person, since it is a personnel control function that the money is staying exactly where it is supposed to be, and that person is not getting a raise per se, is not permanent, it is not changing the salary, and not changing the position of that original person. Councilman Ullman stated he would say they are getting a raise, they are getting more. Attorney Poller stated they are not getting more for what they are doing, they are now doing something in addition to what they were doing. Council President DeSena asked does Mr. Mai's comment go away? Attorney Poller replied yes, exactly. He is asking if this process would be acceptable, a Personnel Action Form handling the payment from a different department, that person is not getting more salary for the same job, they are doing something totally different. Councilman Cascio stated if he is paying someone \$50,000 to do job x, and now he is doing job b, he is losing \$50,000 on job x because he is not doing job x, to him that is a raise. Attorney Poller stated then the real issue is whether the hours are less, in other words, if they are taking hours away from their position, then he understands what Councilman Cascio is saying, but if they are putting in extra hours, in a different department. Mr. Mai stated that is part of a process, solution, once that Personnel Action Form would be filed, it should be communicated so that the Council knows it is taking place, he believes that is the big issue. Councilman Ullman stated the issue it is a small Town Hall, there is limited number of staff, and as much as we talk about position, there is an individual, most likely a one to one to that position, and there is an expectation of what that position is making, therefore that person, if that person is going to be given additional roles, we have these discussions when we budget. Council is approving an amount, he thinks Council should be told if someone else is getting that amount. Mr. Mai stated that is what he said. Council President DeSena stated if he reads Mr. Mai's comment, it is not what Attorney Poller said. Attorney Poller stated he was suggesting something as a possibility to consider as the process. Council President DeSena stated in reading the audit, the audit says no one should receive a raise without a Personal Action Form being completed and the Council approving it. Mr. Mai stated he never said raise, he is talking about additional compensation, there was a vacant position to fill. He stated most people at Town Hall, they are doing other things all of the time, if

the Tax Collector is going to stay late, or Ms. Curran, that is not something he considers anyone should get paid extra for, if they are doing over and above, to that process is, that should come to the Council, so Council knows as to avoid further discussion. He stated he is not talking about raises, that is a whole different deal.

He stated number 8, the appropriation and appropriation reserve ledgers have over expenditures, which should not happen, which means more than what was budgeted is being spent, there is another process for that, Purchase Orders should not be able to be authorized without it being encumbered into the budget. He stated there were certain things that we saw were inaccurately charged to other accounts, so when we reclassified them, the Township ended up with over expenditures. He stated it is just a matter of tightening up the ship, making sure no Purchase Orders go out without having the QPA or the CFO making sure that there is sufficient funding. He stated as a matter of fact, you have to override the system, Edmunds has in place that something cannot be charged without overriding it. Councilman Ullman asked Mr. Mai when he says it was charged to a second line, and when corrected it put the Township into an over expenditure, can Mr. Mai ascertain from his audit was it split on purpose just to avoid that process, was it error, or were things being paid without coming to Council, after November we can make a re-class and that over expenditure can be eliminated, correct? Mr. Mai replied yes, he could not determine if it was intentionally put in the wrong bucket, or just wound up in the wrong bucket, it happened to be a bill that had to be paid, unfortunately it just got paid. Council President DeSena asked how many people in the Township are able to create a PO in Edmunds? Ms. Curran replied she can, Dina can, she believes most departments start with a requisition, then it goes to PO. Council President DeSena asked who can create a PO that would trigger a flag in Edmunds? Administrator Tovo replied to the best of his recollection it would be the CFO, the Administrator, Dina and also now Bernadette. Mayor Calamari stated he believes when we found this, either last year or early this year, we typed up the rules in Edmunds. Councilman Cascio asked would more control lines help the issue of not making expenditures outside a particular budget area? Mr. Mai replied it would probably create more, you would have more over-expenditures with more line items, he knows why everyone wants a line item, if they overextend in a control item, he would not make the comment. He stated he only speaks to the actual line item of the budget, if you have for example "Police - other expenses" you could have 7 different things, if you had 10 you would not make any difference as long as when you add all of those things up, you still had money left in the account. He stated you can have as many as you would like for control purposes. Councilman Cascio asked, would having more control lines eliminate the issue of going outside and getting money from other areas? Mr. Mai replied in his opinion, no.

Mr. Mai stated the Police Department opened bank accounts without the authorization of the Township. Ms. Brennan stated there two accounts that were opened, one was prior to the audit, one was being opened as we were performing the audit. When it came to our attention that there was no Township approval or on the list of accounts. It was not in the balance sheet in the cash total, both of them had miniscule balances in them, but they should not be able to do that. She stated they should be put underneath the same control as the rest of the cash of the Township. Mayor Calamari asked what does "without the authorization" of the Township mean, is that the governing body or the CFO, who would that be specifically? Mr. Mai replied only one bank has been authorized to do most of the banking, unless you have specified all of the various accounts that are allowed to be at that bank, the CFO probably, with the Mayor's approval, would have the opportunity to make sure it was listed, authorized and so on and so forth. Councilman Ullman asked were these trust accounts? Ms. Brennan replied yes, they should be on the ledger, and they were not. Ms. Curran stated she is doing that right now. Councilman Ullman stated Mr. Mai had

contracts and agreements, required to advertise, is Mr. Mai raising a point or is he bringing something to Council's attention. Mr. Mai replied no, it is standard language that you will find in most Municipal Reports in the State of New Jersey, the State is always required to discuss Public Contracts Law, and that is basically discussing, which is a standard language. He stated if we saw a bid violation, we may put it here, but it would hit the comments and recommendations section also, this is just a standard language to discuss the NJ Public Contracts Law. Councilman Ullman asked Ms. Curran, as far as she knows, is the Township in compliance with local finance, contracts, and bids? Ms. Curran stated she does have one that she is currently looking at that may be over the threshold. Council President DeSena asked is the QPA reviewing these, he is being paid every month? Ms. Curran replied she doesn't know, she is not in contact with him, she doesn't know if Administration is or not. She stated it is for the work for the key pad for the door's upstairs. Councilman Ullman asked what is the threshold? Mr. Mai stated there are several things with respect to purchasing, there is the \$17,500 where you have to go out to make sure they are not making a political contribution so on and so forth, if you have a QPA, you have an authorized amount to sign off on, that is something that is set by the governing body, \$40,000 seems to be the standard when you have a functioning QPA, if you have a contract for two-million the State needs to be notified after awarded, over ten-million-dollars the State needs to be notified before it is awarded, there are also pro-thresholds, which is 15% of your bid threshold, that being anything up to \$6,000, QPA doesn't need to bid, they have to get quotes, \$6,000 to \$17,500 they need competitive quotes. Councilman Ullman asked do we know what the security door project will run? Ms. Curran stated the bill she saw was \$40,094, it is over \$40,000, it doesn't matter if it's over a dollar or two dollars. Councilman Ullman asked is there a question if we didn't advertise and get bids, is there a question that we got bids? Ms. Curran stated the normal procedures, she has only taken purchasing one, but she did take some CFO classes involving purchasing, she believes if it is over \$40,000 it needs to be advertised for bids, and she believes it is awarded by resolution by the Council. Mr. Mai stated that is correct. Councilman Ullman asked if we haven't done that, and it is over \$40,000, what would be the corrective action? Administrator Tovo stated there is additional information on this that he will review with Ms. Curran tomorrow. Mr. Mai stated but it is done. Administrator Tovo stated it is not done, nothing is finished yet. Mr. Mai stated so no purchase order issued if no work has been done. Administrator Tovo stated not as of yet, work has been done, but a purchase order has not been issued yet. Ms. Curran stated but the work has been done. Administrator Tovo stated the work that has been done up to date does not equal that amount. Mr. Mai stated that is a different process. Councilman Ullman asked is that a different process or different problem? Mr. Mai replied yes, problem.

Councilman Ullman stated the contract for the intersection talks about outside billing and police, he then went to see what was showing it the audit, outside billing, to his understanding it is a Trust Fund, it is essentially a pass through, looking at page 73, we have \$342 in receipts, and \$325 in disbursements, did the scope of the audit review the Trust? Mr. Mai replied it did. Councilman Ullman asked in Mr. Mai's opinion, there is no issues with the balances that are reflected, it would be a reconciling difference a timing difference potentially? Mr. Mai replied yes, because you would not accumulate money, some towns collect a lot of money up front, and they pay down, sort of like you do with Zoning, escrow, some towns bill afterwards. He stated in this case, money was received it had been paid out yet, it is controlled by the Police Department themselves. Councilman Ullman asked who does the reconciliation of the account? Mr. Mai stated they track their receivables. Councilman Ullman asked Ms. Curran if she evaluates this account? Ms. Curran replied she was told that we are trying to reconcile some of the sub-ledgers, sub-accounts don't agree, she believes Bernadette takes care of some, and Joi takes care of some, but she doesn't know if they have been totally reconciled. Councilman Ullman asked for the next

meeting can we understand if the \$17,000 at year end, does it represent true timing differences or do we have reconciling differences in the Trust. Ms. Curran replied okay.

Council has no further questions.

BOND SALE BORROWING ANALYSIS:

Robert H. Beinfield, Esq.  
Sherry Tracey, Phoenix Advisors

Mr. Beinfield stated Ms. Sherry Tracey who is seated to his right, is a Bond Structuring Professional, Municipal Finance Advisor, she has put together some schedules that have been provided. He stated in early June, we were looking at our Notes that came due the 2<sup>nd</sup> of this month, taking off the permanent finance, that has been considered for some time. He stated we were moving forward in getting the right size of the financing, just before we left last time, encouraged to cancel some balances that were not needed with Ms. Curran to figure out what that amount was, also budgeted pay downs on your Notes, which reduced it by \$350,000. He stated he brought in Ms. Tracey to do an analysis and present a maturity schedule for the bonds; the BANS have been rolled over for a few months to give us time to put the Bond Sale in place. He stated when Ms. Tracey took a look at things, interest rates have been coming down since we last spoke two months ago, we wanted to come back because we have our direction, schedules have been put together to make it permanent finance, but since rates have come down a bit, Ms. Tracey refined the analysis, bringing it more up to date. He stated he is here to answer questions, present, with the goal being when we go back to our offices tomorrow, that we will draft the paperwork for you to take formal action to sell the bonds at September 3<sup>rd</sup> meeting, it does need to be at that meeting in order not to miss the timing for the sale.

Sherry Tracey, Phoenix Advisors

Ms. Tracey stated four pages have been provided, the first page is starting with the schedule that Mr. Mai had presented. She stated Administrator Tovo and Ms. Curran brought her up to date, so this schedule that Council was talking about doing for the bond issue. She stated the rates have continued to come down, since last November pretty steadily, but even more so in the last two months, down about 120 bases points, at this time the difference between the one year and a ten-year bond is only a quarter of a percent, it is great time to bond, taking your notes and going long term. She stated she understands why the decision was made to roll those just the three months, in order to hit that, our plan would be to take formal action for September on what that maturity schedule would look like, that repayment schedule, what is to be included in the bond, then be able to sell the bonds in October, and close before the November 1<sup>st</sup> maturity dates on the notes. Council President DeSena asked that still seems reasonable? Ms. Tracey replied absolutely. She stated her first scenario looks very similar to the schedule that Council had been discussing at the June meeting, just refined due to the fact that rates have come down, it allows you to actually pay a little bit more principle on the bonds a little bit earlier, either next year or the next few years, pay off the debt sooner because the interest is so much lower. She stated the main difference between the two scenarios is that the first one is bonding just the note that is outstanding, so it is now down to \$5,530,000, it assumes bonding just that for the 10-year useful life at a rate of 2%, in the current market we would be a little bit below that, 10-year bonds are selling around 160/150, this is at 2%, which is still conservative. She stated last week the municipal market absorbed 13.7 billion, so there was record inflows of municipal bonds, which is just the individual bond or as a fund, there is still a lot of demands. She stated in the first scenario, which shows the \$5,530,000, she also factored in, since she understands that Council has two ordinances on the Agenda for final adoption, what she wanted to do was incorporate those two ordinances, and if they are adopted, she wanted to give Council a picture of what

that could like for the overall Capital Plan, what that will do for the tax rate, that is the first scenario, if Council were to do just bonding 5.6, and next year going out for Bond Anticipation Notes for those projects, the one for the three-million, and the six-million, what that would look like, factoring in some of the pay-downs, this scenario assumes another bond issue in 2025. She stated she wanted to include the existing debt to show what the debt is being paid for this year; with this bond issue we would be able to keep the level of debt service flat for the current year. She stated in 2019 we have the last issue on the 2011 bonds is paid this year, so that included on the schedule, also the principle that was paid out on the note that was made, and the interest on the note, looking that in aggregate, it is just shy of \$900,000, so phasing in this new issue, we would be able to keep it at that level. She stated as we start to incorporate the two ordinances that are still pending, you can see what that would look like, there may other capital projects on the road, but you can also see how that does drop down allow for the addition of future capital. Councilman Ullman asked what the mind set of not permanently bonding those 2019 ordinances? Ms. Tracey asked into this issue? Councilman Ullman asked or doing separate issues, but doing it today, the 5.6 million is basically bonding the BANS that we have been rolling over since the beginning of time, those are the old BANS, that is 5.6 million, you are proposing in scenario one that we bond those and there is a 10-year repayment on those. Ms. Tracey replied correct. Councilman Ullman stated when we move to 2019, the ordinance 2019, we have the firehouse of 5.7 million, and the General Capital for 3 million, if we know we are going to be expending money, with the rate environment, why would we not want to try to bond those immediately? Ms. Tracey stated even though the rates are very low, you don't necessarily need all of that capital today, and also while they may be estimated cost for the projects, you may not actually end up exactly the amount that is authorized to spend, so in the past, the Township, as many other municipalities will sometimes do bond anticipation notes while the projects are underway to see how much money you are actually going to spend, and then convert it to long term financing once you know the dollars that you spend. She stated also there sometimes other sources of funds that may be used to pay down the projects, but that is not to say it has to be done that way, there are certainly many municipalities that may go and do all of it at once, but she doesn't know the timing of the firehouse building, when you would actually need the dollar, so there is sort of that difference right now. She stated you will begin to pay interest, even though it is very low, 1.5% or 2% on money that you will not be spending yet. Mr. Beinfield stated if that bond issue is folded into this bond issue, the time frame for both of them to be paid back is going to be squeezed, as opposed to the second bond issue coming in seven or eight years, in which case you can move some of that debt service in the back end after this ten-year bond matures. He believes the numbers would show if you push it all once, you will have a higher immediate debt service in the next nine or ten years, which will have a higher increase in the tax rate, you would not stay at the \$900,000 number that was mentioned. Councilman Ullman stated understanding when we look at the aggregate debt service and the incremental tax impact, he is trying to understand what that number represents, in 2022 the tax rate, all else being equal would go up an additional \$25.49. Ms. Tracey stated on the average home, would be over what the current rate is now. Councilman Ullman stated the next year it goes up due to further bonding, when we get to 2045, the total PNI is \$468, would we be seeing a negative in this column? Ms. Tracey replied you would, but realistically you would have other projects. Council President DeSena stated you would have money to pay for other projects. Ms. Tracey stated exactly. Council President DeSena stated if you wanted to budget \$900,000 per year for payments, you can add another \$500,000 in projects 2035. Mr. Beinfield stated you can pay the capital or you could have other capital projects over the course of twenty years. Ms. Tracey stated the Township's 2018 debt service was one-million-eighty-thousand in the budget, that is actually higher than any of the numbers, even though we are showing an incremental \$25.00, maybe the \$10.00 the next year, it is still conservative and lower than any of the 2018's.

Councilman Ullman asked can a BAN be converted at any point into permanent funding? Ms. Tracey replied you can within ninety-days of the maturity date. Mr. Beinfield stated there is a federal government tax law limit which gives tax exemption on this, it is two sets of obligations for the same thing, to be out more than ninety-days at the same time, you could not choose if you went out for a year BAN, three months into the BAN you can't, in terms of a ten-year plan you can decide at any point, at any year going into permanent financing or not, that current, that is part of the budget plan. Ms. Tracey stated the difference with scenario two is that this takes in addition to the \$5,630,000 that is coming due, it also permanently finances an additional \$1,620,000 for either of the pending capital ordinances. She stated she used the \$3,000,000 capital ordinance in this scenario, of the two ordinances that are for consideration this evening, it takes a little bit of that. She stated to your point with interest rates being as low as they, maybe we want to permanently finance more of it, the projects are happening, funds are needed, probably spend a million-six or so on them within the next year, so let's put them into this bond issue. Mr. Beinfield stated it goes to the point we are talking about, which if you add more to the bonding now, Sherry just added a little bit really bringing us back to when the interest rates were higher two to three months ago. Councilman Ullman asked when we split it is that fungible or does it have to be a specific project that you are bringing in? Mr. Beinfield replied we have to identify what we are financing when we finance it, we would have to choose or a mix, but we need to identify what we are funding. Ms. Tracey stated the million-six-twenty is a number that still allows you to keep the tax rate somewhat flat, without increasing debt service too much, but still taking advantage of the lower rates, again this scenario does incorporate that bond issue later, for just a smaller amount since we put a little bit more in the first one. Councilman Cascio asked what would Ms. Tracey suggest to save the tax payers money? Ms. Tracey replied given where rates are, in her opinion, if those ordinances are adopted this evening, knowing that some of that money is going to be spent, and those are real projects that are going to happen, she would include them. She stated doing the full three-million, that may be a lot to increase, because both of the ordinances are for 10-year useful life, you would have to pay those off in 10-years, you would be putting more pressure on debt service. Councilman Cumming asked what is the correlation between Ms. Tracey's numbers here and the prime, if there is a relationship? Ms. Tracey replied it is not a direct relationship because the fed is impacting just the short-term rates, and the long term is really guided more in our case, treasuries are very low, but what has kept municipals lower is the demand, the demand is strong. Council President DeSena asked if we go out September 4<sup>th</sup>, and come in under 2.5%, can we increase that 1.6% to another number or are we stuck with the 1.6%? Mr. Beinfield replied you have to make the choices to what you are going to do once we go out. Council President DeSena stated if it comes in lower, that is great, the tax payers will see it coming in lower, but we cannot increase it to two-million to get us to the \$900,000 number. Mayor Calamari stated what we are discussing here is basically cost of money, assuming we have projects that are either ready to go, or being held by band-aids in the next two or three years, he doesn't see the rates going down, but there is a chance they can go up in the next three years, would it be a fair statement to say if you have projects coming up now is the time to lock in long term financing for them? Mr. Beinfield replied he thinks the answer is absolutely, it is a good time lock it in and your only balancing consideration would be how much you want to load in because it will hit the tax rate, the opportunity of rates going down by 100 basis points or so, that may predate or two or three month analysis, but they probably go down 50 basis points, what you have is an opportunity to load in more now of those projects that are coming up because the debt service associated has gone down you can throw more in, you have a chance to do it now. Council President DeSena stated we are getting rids of the BANS from the dinosaur age, and we are adding one-point-six-million-dollars that we are going to pay for the new project, to him it is a win/win. Mayor Calamari asked Ms. Curran, to your knowledge, do you concur with what is being said? Ms. Curran replied yes.

Councilman Ullman stated when we finish this round of funding, we should really have a clear plan of how we are going to handle future funding, because we are going to be paying, depending on which scenario we go with, another \$550,000 to \$780,000 in interest on the BANS that we have to retire, the 5.6, we have had these borrowed for quite some time, he is sure we paid that much or more, he believes we should not get enamored with cheap money because there is still cost. Mr. Beinfield stated at the time of bonding, before these new projects go forward, you will have wiped your note slate clean. Ms. Tracey stated the last page is a graph of the one year municipal bond rate and the ten-year, they are really starting to come together, they are only 25 basis points different, you can see that big run down in the ten-year, from about November 1<sup>st</sup> of last year, we are actually within of basis points of each other. Mr. Beinfield stated this is what it means what you hear talk of inversion of yields, meaning that the long term is almost under a one-year rate, which is where we are. He stated we would like to be able to get ready for the next meeting.

Council President DeSena stated we will take a straw poll, is Council in favor of scenario one or two?

Councilman Ullman stated scenario 2.

Councilman Cumming stated scenario 2.

Councilman Cascio stated scenario 2.

Council President DeSena stated scenario 2.

Councilman Bruno – absent.

Council President DeSena stated it is scenario 2, we will see you at the next meeting, and forward all of the information.

READING OF TOTAL LIST OF BILLS:

The Clerk read the totals of the list of bills paid since the last bill list was submitted representing July 13, 2019 through August 9, 2019.

TOTAL	2018 Reserve	\$18,278.00
TOTAL	2019 Current	\$2,881,338.11
TOTAL	Capital Fund	\$28,977.13
TOTAL	Animal Control	\$36.60
TOTAL	Trust Fund	\$3,624.00
TOTAL	Grant Fund	\$6,989.00
TOTAL	Escrow Trust	\$24,597.98

Councilman Ullman asked Ms. Curran do we have any cash flow issues with regard to paying current obligations from the current account. Ms. Curran replied we could have, we did ask the school if we could have a few days extension to pay the school tax, they agreed, we paid them on Thursday of last week, it was due August 1<sup>st</sup>. Councilman Ullman stated on page 11, it is showing a date of August 1<sup>st</sup>, are we backdating dates? Ms. Curran stated it was drafted on that date, but we did place a call to the school to see if we could hold on delivering a check for a few days, and they agreed to the 5<sup>th</sup>. Councilman Ullman stated that is because we did not have adequate funds in the current fund. Ms. Curran replied yes. Councilman Ullman stated the taxes are due quarterly, do we this problem in other quarters? Ms. Curran replied no, the tax rate was very late, so the tax bills are late. Councilman Ullman asked if the tax bills are mailed on the 2<sup>nd</sup>, they would be due 25 days after they were mailed, which would put us at the 27<sup>th</sup>, why are we giving the tax payers until September 3<sup>rd</sup>? Ms. Curran replied that is not my decision, that is the Tax Collector's decision. Administrator Tovo stated Edmunds had advised the Tax Collector that they would not be mailed until the 6<sup>th</sup> or 7<sup>th</sup> of the month, unfortunately they were mailed earlier, we had no way of knowing that. Councilman Ullman stated he thought the town

printed and mailed the bills. Mayor Calamari stated we have not done that in the past two years. Councilman Ullman asked do we know what our current collection rate is for the 3<sup>rd</sup> quarter? Ms. Curran stated if it is due September 3<sup>rd</sup>, most residents do wait until that time to pay it, we have been pretty lucky, today we did receive a payment of \$800,000 from one of the larger banks. Councilman Ullman asked Edmunds could not give us a firm date of when the bills were going to be mailed? Administrator Tovo replied it was our impression the 6<sup>th</sup> or 7<sup>th</sup> was a firm date, they ended up getting them sooner, mailing them the 2<sup>nd</sup>, it was too late for us to change our dates at that point. Councilman Ullman asked can we enforce any type of agreement to get that tighter? Administrator Tovo replied he will look into it. Councilman Ullman asked what would have happened if the school did not allow us to remit the payment later? Ms. Curran replied we could borrow from another account that we have, she stated we may have to think about doing estimated bills in the future, because Bergen County has been late, the State has been late. Council President DeSena stated a majority of towns do estimated bills, they take the two of them, average them together. Ms. Curran stated they look at last year's budget and this year's budget, they come up with a tax rate, it does have to go to resolution before the Council for approval. Council President DeSena stated he feels that is easier, it is only for the third quarter, but you are collecting money on time. Ms. Curran stated there is more cost involved, your printing out twice, Council needs to budget that. Councilman Cascio stated perhaps we can print them in house, we do have the personnel and equipment. Council President DeSena stated it is food for thought for 2020. Council Cumming stated he will email his questions to Administrator Tovo.

#### APPROVAL OF MINUTES:

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

Public Meeting Minutes            February 4, 2019 (rb)  
Conference Meeting Minutes    February 4, 2019 (rb)

Ayes:            Councilmen Cascio, Cumming, Ullman, Council President DeSena.  
Nays:            None.  
Absent:          Councilman Bruno.

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

Public Meeting Minutes            February 19, 2019 (rb)  
Conference Meeting Minutes    February 19, 2019 (rb)

Ayes:            Councilmen Cascio, Cumming, Ullman, Council President DeSena.  
Nays:            None.  
Absent:          Councilman Bruno.

#### REPORT OF MAYOR CALAMARI

##### Summer Concerts

We closed out our Summer Concert Series of 2019 on this past Friday, which was postponed from an earlier date due to the excess heat a few weeks. The band was Rubix Cube, a popular 80's tribute band. The children who attended had a good time as the band invited them on stage a few times. These concerts have shown they are great events to bring out community out a few evenings a year to interact with each other. Thank you to the Fire Department members for all they did in the planning stage, and before and after each concert.

### Summer Recreation Program

The Township Summer Recreation Program had a tremendous year with over 450 participants, using the Bethany Church Community Center allowed us to offer more activities. There are too many people and organizations to thank individually, so I want to give them all a collective "Thank You" for making the program a huge success. He counts the concerts and the Summer Recreation Program as two of his major achievements to make us a more community-oriented place to live. Bethany Community Center is being a great neighbor in our Township, and if you have not paid them a visit yet, you owe it to yourself to do so to review many of the programs they have to offer. We have established an excellent relationship with them and look forward to partnering with them for many more events in the future.

### Grant Writer

Our Grant Writer has met with all of our departments, and is putting a summary of those meetings together to review with the Administration.

### Planning Board

He is happy to announce that at the July 24<sup>th</sup> meeting of the Board, the Board approved an application for a Dairy Queen franchisee. They are expected opening with be sometime in November. With that store opening the shopping center will only have one remaining space vacant, please give the stores your support. The Board also adopted the Township's Master Plan Re-examination Report at the July 31<sup>st</sup> meeting. I encourage you to go the Township website to review it, the plan re-affirms the desire to keep the Township's residential character and as green as possible. I would like to thank the sub-committee members of the Board who worked with T&M Associates to update the plan.

### Capital Projects

We look forward to the Council approving the bond ordinances this evening so we can get started on these long overdue projects. None of us on the dais enjoy spending large amounts of tax payers money, however I can assure the residents and tax payers the spending is necessary to keep our Township's facilities current, so home values continue to rise, and our Township will be on the top of the list when people are looking to relocate. After some recent increases in interest rates the trends are on the way down, so now is the right time for the Township to lock in low interest rates for the long term to fund these important projects across current and future residents.

### REPORT OF COUNCIL

Councilman Ullman stated he has no report this evening.

Councilman Cumming stated in the interest of expediency he would like to thank the Council President for his kind remarks concerning the greenness of Memorial Field and his suggestion of field blankets, which will be put at the field. He did walk the field before the concert, it was green except for a few areas.

Councilman Cascio stated Council President and himself met with two representatives from Westwood three weeks ago discussing shared services in many areas. He stated it was a good meeting, there were many good ideas, and he feels we can work very well with the Borough of Westwood to do some things together in order to benefit both municipalities as well as the school. He stated it is very unique to the Township and the Borough to share more, maybe doing some inter-municipal athletic events, Mayor-Council challenges, improving and

bettering the life of residents of both towns. He stated we will be giving more details in the future.

Council President DeSena stated the Summer Concert Series was great, and he thanks everyone involved. He stated not only did the children have fun, but the adults also had fun. He stated it was great to be at the Summer Concert Series, and it was an honor to be at the Police promotions tonight, congratulations to the three gentlemen that were promoted, well deserved. Hopefully tonight we will pass the Ordinance for the intersection which will put us into the cue to have the funding available to us next year.

GENERAL PUBLIC DISCUSSION (Five Minute Time Limit)

A motion was made by Councilman Ullman, seconded by Councilman Cumming to open the Public Discussion.

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

Nays: None.

Absent: Councilman Bruno.

Jim Zaccone, 668 Clinton Avenue – Mr. Zaccone stated he has been a resident of the Township for 57 years, and has been a member of the Fire Department for 44 years. He stated the original firehouse was built in 1951 and was a three-bay garage with a flat roof, in 1966 two bays were added and a second floor, but the bays that were added were to 1951 standards. He stated the gear used to be on the trucks, when a call was made, we would get dressed when we got to the call, but that has all changed. He stated now the gear has to come off the trucks, needs to be on racks, so we are losing an entire bay in that garage because we have to be fully dressed before we board the fire truck to respond to a call. He invites Council members to come to the fire house next Monday night, sign an application, join-up, pages will be provided, you don't have to go to the Academy or fight fires, just come down and observe. He stated when a call is received at two or three o'clock in the morning, you can all come down, and then you will see himself, and five other guys getting dressed out in the rain, because that is where our gear rack is, it is right up against the door, the doors go up, and we are getting dressed in the rain. He stated the Fire Department saves this Township approximately two-million-dollars a year by providing volunteer fire service, we deserve better than that.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to close the Public Discussion.

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

Nays: None.

Absent: Councilman Bruno.

ORDINANCES:

Adoption-2<sup>nd</sup> Reading:

Ordinance No. 19-13

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A NEW FIRE AND EMERGENCY SERVICES FACILITY IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,714,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-247 authorizing second reading and opening of Public Hearing for Ordinance No. 19-13.

Ayes: Councilmen Cascio, Cumming, Ullman, Council President DeSena.  
Nays: None.  
Absent: Councilman Bruno.

Resolution No. 19-247

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 19-13 entitled: BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A NEW FIRE AND EMERGENCY SERVICES FACILITY IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,714,000 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.

David Snyder, 91 Windsor Circle – Mr. Snyder stated he is very much in favor of what the Township is going regarding the facility. He spoke of his concern of the congestion in the area with surrounding towns adding more residents, which will increase the traffic flow.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to close the Public Hearing on Ordinance No. 19-13.

Ayes: Councilmen Cascio, Cumming, Ullman, Council President DeSena.  
Nays: None.  
Absent: Councilman Bruno.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to adopt Ordinance No. 19-13.

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

Council President DeSena asked are four votes needed? Attorney Poller replied that is correct.

Ordinance No. 19-13 - NOT PASSED

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A NEW FIRE AND EMERGENCY SERVICES FACILITY IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,714,000 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 \$6,000,000, said sum, except for the sum of approximately \$550,000 available therefor pursuant to other appropriations of the Township, being inclusive of all appropriations heretofore made therefor and including the sum of \$286,000 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 \$6,000,000 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 \$5,714,000 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 \$5,714,000 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 construction of a new fire and emergency services facility in and by the Township on lands owned by the Township and located at 656 Washington Avenue, said building being of not less than Class B construction (as such term is defined or referred to in Section 40A:2-22 of said Local Bond Law), including installation of telephone, computer, electrical, heating, ventilation and air conditioning systems, and improvement of the site thereof, together with all water, gas, electric and storm water management facilities and structures, sidewalks, driveways, curbing, parking facilities, lighting, paving, landscaping, structures, fixtures, furnishings, equipment, work and materials necessary, useful or convenient for said facility, all as shown on and in accordance with the plans and specifications therefor prepared and filed or to be prepared and filed in the office of the Township Clerk, subject to such variation, modification, addition or alteration as may from time to time be approved by the Township Council of the Township as necessary or desirable in connection with the construction of said facility.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$5,714,000.

(c) The estimated cost of said purpose is \$6,000,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$286,000 down payment for said purpose, said estimated cost being exclusive of the sum of approximately \$550,000 available therefor pursuant to other appropriations of the Township.

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 thirty (30) 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 \$5,714,000, 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 \$750,000 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. Any funds from time to time received by the Township as a grant for the improvement or purpose described in Section 3 of this bond ordinance shall be used for financing such improvement or purpose by application thereof either to direct payment of the cost of said improvement or purpose, or to payment or reduction of the authorization of the obligations of the Township authorized by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of such costs shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this bond ordinance.

Section 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, acting chief financial officer or treasurer of the Township (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 at not less than par 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 7. 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 8. 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 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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#### Ordinance No. 19-15

ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, AND APPROPRIATING \$389,712 THEREFOR, CONSTITUTING PROCEEDS OF OBLIGATIONS OF THE TOWNSHIP HERETOFORE ISSUED.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-248 authorizing second reading and opening of Public Hearing for Ordinance No. 19-15.

Ayes: Councilmen Cascio, Cumming, Ullman, Council President DeSena.  
Nays: None.  
Absent: Councilman Bruno.

Resolution No. 19-248

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 19-15 entitled: ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, AND APPROPRIATING \$389,712 THEREFOR, CONSTITUTING PROCEEDS OF OBLIGATIONS OF THE TOWNSHIP HERETOFORE ISSUED be read on second reading and the public hearing be held thereon pursuant to law.

Seeing none.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to close the Public Hearing on Ordinance No. 19-15.

Ayes: Councilmen Cascio, Cumming, Ullman, Council President DeSena.  
Nays: None.  
Absent: Councilman Bruno.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to adopt Ordinance No. 19-15.

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

Ordinance No. 19-15

ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, AND APPROPRIATING \$389,712 THEREFOR, CONSTITUTING PROCEEDS OF OBLIGATIONS OF THE TOWNSHIP HERETOFORE ISSUED.

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

Section 1.

The improvements described in Section 2 of this ordinance are hereby authorized to be made or acquired by the Township of Washington, in the County of Bergen, New Jersey, as general improvements, and there is hereby appropriated therefor the sum of \$389,712, said sum constituting proceeds of obligations of the Township heretofore issued and not necessary for financing the purposes for which issued and now available for financing the said improvements or purposes.

Section 2.

The improvements or purposes for the financing of which the appropriation is made as provided in Section 1 of this ordinance are: the acquisition by purchase of various equipment including a wood chipper, box, mower and leaf pusher (\$72,875) and the reconstruction, rehabilitation and resurfacing of various roads and locations in the Township (\$316,837), together with for all the aforesaid all structures, site work, accessories, appurtenances, 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.

Section 3.

It is the opinion of the Township Council of the Township, as the governing body thereof, that it is in the best interest of the Township that \$389,712 constituting proceeds of obligations of the Township heretofore issued under Ordinance Nos. 13-11 (\$46,411), 14-13 (\$72,875), 15-04 (\$123,778) and 16-02 (\$146,648) of the Township, shall be appropriated to and

used to finance costs of the improvements or purposes above-described in Section 2 of this ordinance.

Section 4.

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 ordinance shall take effect after final passage as provided by law.

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Ordinance No. 19-16

AN ORDINANCE PROVIDING FOR ALTERNATE MEMBERS OF THE PLANNING BOARD OF THE TOWNSHIP OF WASHINGTON

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-249 authorizing second reading and opening of Public Hearing for Ordinance No. 19-16.

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

Nays: None.

Absent: Councilman Bruno.

Resolution No. 19-249

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 19-16 entitled: AN ORDINANCE PROVIDING FOR ALTERNATE MEMBERS OF THE PLANNING BOARD OF THE TOWNSHIP OF WASHINGTON be read on second reading and the public hearing be held thereon pursuant to law.

John J. Lamb, Esq. Beattie, Padavano, representing the Concerned Neighbors of Washington Township, Incorporated – Mr. Lamb stated he believes the Township has the list of our members and supporters on file from previous correspondence. He asked which of the Councilpersons or Mayor, who basically came up with this idea or was the proponent of the ordinance? He stated it was previously introduced in July, he did look on the website to see the minutes of July, but as many towns the minutes are behind. Attorney Poller asked what does that have to do with Mr. Lamb's position on the ordinance? He stated ordinances come up all the time. Mr. Lamb stated he is asking how did it materialize? Attorney Poller stated he doesn't see the reason for asking the question, but he also doesn't think there is any reason to answer the question. Mr. Lamb stated in the interest of full disclosure, he would think the Council would want to let the public know why they are proposing to take a nine person Planning Board, adding two members to make it eleven members? Attorney Poller stated the Board is not being increased from nine to eleven, what they are doing is the same thing with the Planning Board as they had done with the Zoning Board. He stated the Zoning Board has nine members, along with alternates, for whatever reason there were never any alternates on the Planning Board, this is not increasing the size of the Planning Board, alternates are being provided, and the alternates would function exactly the same as they function for the Zoning Board. He stated the Board would remain the same as far as numbers, not increasing them, just providing for alternates just in case, there are cases of extended illnesses, situations where people cannot attend meetings, things like that, it is really the same set-up as the Zoning Board, and as Mr. Lamb's knows the Municipal Land Use Law provides for alternates for both Boards. He stated we have one for the Zoning Board, never had one for the Planning Board, he stated we did have a Code codification also as well, going through things with that as well. Mr. Lamb

stated when he says it is going to eleven members, it is going to eleven members, that being nine regular members and two alternates, when you take away the attorney from the secretary, members on the top and members on the bottom. Attorney Poller stated that is assuming everyone shows up, not everyone shows up to meetings. Mr. Lamb stated the simple question, for purposes of disclosure is which Council member or Council members thought this was a good idea. Attorney Poller stated that is not a question that he thinks has to be answered, that is his opinion. Mr. Lamb stated he understood there was a statement made in the July meeting, when this was introduced, that this was possibly in connection with the Viviano application or the American Dream application, which is before the Planning Board, he was wondering if that had anything to do with that, if he heard correctly or incorrectly, he wasn't present at the July meeting. A conversation followed on the status of the minutes of that meeting, which are being worked on at this time. Mr. Lamb stated he is involved in a number of Land Use cases, representing applicants, neighbors, objectors and Boards, all three sides. He stated currently involved in two applications now, which he would label somewhat contested, one being the American Dream project. He stated all of a sudden when a couple of Board members were disqualified for a conflict, both towns mysteriously decide they want to get an ordinance adopted to increase the number. He stated when he looks at it, it does not, to him appear to be proper if the reason for getting more members on it to try to stack the Board or in the middle of an application influence the Board, because there are plenty of Board members that can vote on the application now, having six or seven Planning Board members, not down to three or four, there are six, seven or eight, depending upon certain recusals. He stated, his simple question if there does not seem to be any need, respectfully he believes it does not appear appropriate to, in the middle of the application, when a few members had conflicts, to all of a sudden try and increase the Board to put Board members on this application. He stated his solution would be if it doesn't have to do with the American Dream project, or any current application, the ordinance can be adopted and limit it to only apply to applications that are not currently before the Board. In that case the extra two members wouldn't at all be appearing to influence the vote or be appointed for any political reason. He stated respectfully, he has to say he is a little disheartened that no one can tell him, obviously he cannot question the Council members in a forum like this, but he could ask each one did they propose this, are they the proponent of it, someone is the proponent of it, it wasn't just sitting there and all of a sudden it became a good idea, unless there is another document that recommended it. He stated with respect to this, he knows that we have already established that Council Cumming has a conflict, with his firm, because we were involved in litigation with Council Cumming, so he would request consistent with his previous recusal, that Councilman Cumming not participate in this because we have taken a position on it.

A motion was made by Councilman Cascio, seconded by Councilman Ullman, to close the Public Hearing on Ordinance No. 19-16.

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

Nays: None.

Absent: Councilman Bruno.

Attorney Poller asked Mr. Lamb if he is requesting that Councilman Cumming not vote because he recused himself from being on the Planning Board on his application. Mr. Lamb stated Councilman Cumming previously recused himself on the Planning Board because his firm was involved in litigation with him, details do not need to be discussed, Councilman Cumming, after discussing with Mr. Bell that he should recuse himself, he is suggesting that for the same reason. Mayor Calamari stated, since he is the one who appoints members to that Board, that Mr. Lamb insinuated that he would "stack the Board" he takes great exception to that comment, he only appoints people who he would think will listen to every case fair and balanced, and he feels that was a great disrespect to use that term. Mr. Lamb replied first of all he does not mean any disrespect, if

you notice he did not say actual conflict of interest, he stated in appearance. Mayor Calamari stated Mr. Lamb said he would "stack the Board." Mr. Lamb stated that is always the concern that when you are in the middle of an application, and a few members disqualify themselves or get disqualified, all of a sudden there is an ordinance that has never previously occurred in the Township of Washington to add members. Mayor Calamari stated he understands that, but Mr. Lamb did insult his integrity by saying he would "stack the Board." Mr. Lamb stated respectfully, he thinks Mayor Calamari has a conflict in participating in anything involving the Viviano and American Dream Project. Mayor Calamari stated that was addressed at the Planning Board meetings. Mr. Lamb stated he understands a decision has not been made whether Mayor Calamari will recuse himself or not. Mayor Calamari stated absolutely a decision has not been made. Mr. Lamb stated if the decision is still up in the air, Mayor Calamari likewise should not participate with the Council. Mayor Calamari stated he is a non-voting member. Mr. Lamb stated Mayor Calamari does not vote, but if he is in the room to discuss it, that is also not proper. Council President DeSena stated as per Mr. Lamb this is an ongoing application, to the best of his knowledge as an outsider, because of your group, the application is starting over, they have postponed every meeting to restart the application, so it is not an ongoing application, the new application has not started yet. Mr. Lamb stated the variances all expired, the Planning Board has not made a decision on whether they are starting a new site plan, but the application was filed and has certainly started, the developer cancelled the last two meetings, not his group. Council President DeSena stated the application has not started yet, there has been no testimony. Mr. Lamb stated there were two hearings in which testimony was taken before his involvement, the application has been filed, reports have been given and so he would fairly say that the application has started. Attorney Poller stated Councilman Cumming should recuse himself from this vote on the same basis of his recusal on the Planning Board, the same approach should be used in an abundance of caution, he recommends Councilman Cumming recuse himself. Councilman Cumming stated on Attorney Poller's advise he will recuse himself.

A motion was made by Councilman Cascio, seconded by Councilman Ullman, to adopt Ordinance No. 19-16.

Ayes: Councilmen Cascio, Council President DeSena.  
Nays: Councilman Ullman.  
Absent: Councilman Bruno.  
Recuse: Councilman Cumming.

Ordinance No. 19-16 NOT PASSED

AN ORDINANCE PROVIDING FOR ALTERNATE MEMBERS OF THE PLANNING BOARD OF THE TOWNSHIP OF WASHINGTON

BE IT ORDAINED, by the Township Council of the Township of Washington, that Chapter 553 (Planning Board) of the Code of the Township is hereby amended by adding the following Subsection "C" to Section 553-1 of the Code:

1. "§553-1

...

C. Alternate members.

(1) There shall be appointed by the Mayor two residents of the Township of Washington, Bergen County, New Jersey, to serve as alternate members of Class IV of the Planning Board and who shall be designated by the Mayor as "Alternate No. 1" and "Alternate No. 2." Alternate members shall meet the

qualifications of Class IV members of the Planning Board. The terms of the alternate members shall be for two years, except that the terms of the alternate members shall be such that the term of not more than one alternate member shall expire in any one year; and provided further that in no instance shall the terms of the alternate members first appointed exceed two years. A vacancy occurring otherwise than by expiration of term shall be filled by the Mayor for the unexpired term only.

(2) No alternate member shall be permitted to act on any matter in which he or she has either directly or indirectly any personal or financial interest.

(3) Alternate members may participate in all matters but may not vote except in the absence or disqualification of a regular member of any class. Participation of alternate members shall not be deemed to increase the size of the Planning Board established by Township ordinance. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote.”

2. If any section, sub-section, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid such decision shall not affect the remaining portions of this Ordinance.

3. All Ordinances or any provisions of any ordinance inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistencies and not otherwise.

4. This Ordinance shall take effect upon final passage and publication and in accordance with the Charter, and subject to such emergency resolution as may be adopted pursuant to Section 17-32 thereof. [R.S. 40:69A-181 (b)].

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ORDINANCE No. 19-17

BOND ORDINANCE APPROPRIATING \$4,288,650, AND AUTHORIZING THE ISSUANCE OF \$3,024,000 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.

A motion was made by Councilman Ullman, seconded by Councilman Cumming to approve Resolution No. 19-250 authorizing second reading and opening of Public Hearing for Ordinance No. 19-17.

Ayes: Councilmen Cascio, Cumming, Ullman, Council President DeSena.  
Nays: None.  
Absent: Councilman Bruno.

Resolution No. 19-250

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 19-17 entitled: BOND ORDINANCE APPROPRIATING \$4,288,650, AND AUTHORIZING THE ISSUANCE OF \$3,024,000 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 read on second reading and the public hearing be held thereon pursuant to law.

No Public Comments.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to close the Public Hearing on Ordinance No. 19-17.

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

Nays: None.

Absent: Councilman Bruno.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to adopt Ordinance No. 19-17.

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

Nays: None.

Absent: Councilman Bruno.

Ordinance No. 19-17

BOND ORDINANCE APPROPRIATING \$4,288,650, AND AUTHORIZING THE ISSUANCE OF \$3,024,000 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

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:

(a) 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 \$4,288,650 including the aggregate sum of \$153,000 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 (c) of said Section 3, the sum of \$111,650 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement to Woodfield Road and, in the case of the improvement of purpose described in paragraph (d) of said Section 3, the sum of \$1,000,000 of Township funds on hand and available to finance said purpose.

(b) For the financing of said improvements or purposes and to meet the part of said \$4,288,650 appropriations not provided for by application hereunder of said down payments and grant, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$3,024,000 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 \$3,024,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

(c) 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 various properties and facilities in and by the Township, including by the installation of a fiber optic network, together with all structures, 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	\$250,000	\$238,000
(b) Acquisition, by purchase, of new and additional firefighting apparatus for the protection of life and property in the Township for use by the Washington Township Volunteer Fire Department, including all engines, equipment, accessories and attachments necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	650,000	619,000
(c) Improvement of various streets, parking lots and other locations in and by the Township by the construction or reconstruction therein of 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, parking lots and other locations described in the Township's 2019 Road Program and Woodfield Road, and including also improvement of various intersections, together with for all the aforesaid all structures, milling, drainage improvements, ADA compliant curb cuts, traffic control systems, easement and property acquisition, 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 \$1,011,650 appropriation hereby	1,011,650	857,000

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
made therefor being inclusive of the amount of \$111,650 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement to Woodfield Road		
(d) The construction of a Department of Municipal Facilities building in and by the Township on lands owned by the Township and located adjacent to the Municipal Building or such other location as may be determined by the Township, said building being of not less than Class B construction (as such term is defined or referred to in Section 40A:2-22 of said Local Bond Law), including installation of telephone, computer, electrical, heating, ventilation and air conditioning systems, and improvement of the site thereof, together with all water, gas, electric and storm water management facilities and structures, sidewalks, driveways, curbing, parking facilities, lighting, paving, landscaping, structures, equipment, fixtures, 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 \$1,300,000 appropriation hereby made therefor being inclusive of the amount of \$1,000,000 of Township funds on hand and available therefor	1,300,000	285,000
(e) Acquisition by purchase of new and additional vehicular equipment for use by the Department of Municipal Facilities of the Township, including one (1) dump truck and two (2) pick-up trucks, together with all equipment, appurtenances and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	265,000	252,000

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(f) Acquisition by purchase and installation of a new radio system for use by various departments of the Township, including all equipment, appurtenances, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	750,000	714,000
(g) Improvement of municipally-owned properties and facilities in and by the Township, including the play fields by the installation of new bleachers, together with all equipment, structures, 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	<u>62,000</u>	<u>59,000</u>
Totals	<u>\$4,288,650</u>	<u>\$3,024,000</u>

Except as otherwise stated in paragraphs (c) and (d) above with respect to the said grant and the said available Township funds, 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.

(d) The following additional matters are hereby determined, declared, recited and stated:

1. 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.

2. 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 11.95 years.

3. 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 \$3,024,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

4. Amounts not exceeding \$350,000 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.

(e) Any funds from time to time received by the Township as a grant for the improvements or purposes described in Section 3 of this bond ordinance, including without limitation the \$111,650 grant referred to in Section 3(c), shall be used for financing such improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Township authorized by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of such costs shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this bond ordinance.

(f) All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or treasurer of the Township (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.

(g) 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.

(h) 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.

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

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Introduction-1<sup>st</sup> Reading:

Ordinance No. 19-18

AN ORDINANCE TO AMEND ORDINANCE NO. 19-11, AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT OF EMPLOYEES FOR THE YEAR 2019

A motion was made by Councilman Cumming, seconded by Councilman Cascio, to introduce and pass Ordinance No. 19-18 at first reading by title.

Councilman Ullman asked were the new salaries or revised salaries discussed previously? Councilman DeSena replied the Township Clerk was discussed, there was an error, which was corrected, recreation was not discussed. Township Clerk Witkowski explained this is for the Township Clerk Assistant, to go full-time correctly, her salary was budgeted up until now, her salary has been exactly what it was paid before full-time, going full-time is in an increase in hours, not salary, this will reflect from September 1<sup>st</sup> through December 31<sup>st</sup>, and the 1.5% was never added to the Registrar position on the Salary Ordinance. Councilman Ullman stated the Assistant to the Clerk is going from part-time to full-time, so this brings the Salary Ordinance in line with the budget, which is in line with the discussions. Ms. Curran replied that is correct, regarding the Registrar and the Deputy Registrar, the 1.5% was not reflected in the Salary Ordinance, but it was budgeted. Councilman Ullman asked regarding the Recreation Director, was it not budgeted correctly or did this person get a raise? Ms. Curran replied that she is not sure about, she knows there was an increase, but she doesn't know anything about it, currently the hourly rate is \$22.66. Councilman Cascio asked do we have it in the budget to raise it to \$25.76? Ms. Curran replied she didn't check that as she didn't propose the increase. Administrator Tovo stated the largest issue here is that that salary is broken down into two different sections, one for pre-season, and one for the actual summer activity by the Director. This is more of an effort to combine those two together, so whether you are spending the hours during pre-season or during the season, one hourly rate would cover that, as opposed to figuring out where to deduct the funds from, and it was also at Mr. Pinto's request, since it is easier for him to track it that way. Councilman Ullman asked why did we budget separate then decide after the fact to combine it? Administrator Tovo replied from his understanding, that is how it has always been done. In speaking with Mr. Pinto, he didn't feel he needed to do that since they tend to flow right into one another. Ms. Curran asked it is a year-round position? Administrator Tovo replied no. Ms. Curran stated on the previous Salary Ordinance it states Summer Recreation Director pre-season \$22.66 per hour, and the season is \$5,050, she has already signed-off on a voucher. Administrator Tovo stated he would like to pull the voucher to see if that is correct. Councilman Cascio stated he would like a copy of the voucher, as well as copies of everything that has been paid up to date. He asked are his hours being recorded and is he submitting vouchers? Ms. Curran stated the vouchers she has seen come to approximately 60 hours a pay period/two-week period. Councilman Ullman stated the individual has been paid the \$5,050, so he doesn't know why there needs to be a change. Administrator Tovo stated he has been paid the allocated amount, but he will verify to make sure. Councilman Cascio stated the season is over, that particular line item can be looked at for the next budget. Ms. Curran stated he is just working the summer five weeks, maybe 60 hours a week. Mayor Calamari stated there is also before the program begins, setting up the program. Councilman Ullman stated that is the pre-season.

Council agreed to TABLE Ordinance No. 19-18

Ordinance No. 19-18 TABLED

AN ORDINANCE TO AMEND ORDINANCE NO. 19-11, AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT OF EMPLOYEES FOR THE YEAR 2019

BE IT ORDAINED, by the Township Council of the Township of Washington, in the County of Bergen, New Jersey that the salaries, compensation and stipends are hereby established for employees of the Township of Washington for the year

2019 are amended as follows, on a per annum basis and payable semi-monthly, unless otherwise noted:

**SALARY ORDINANCE 2019**

**Office of the Township Clerk/Health Department**

- 1. Special Secretary to the Township Clerk \$29,451
- 2. Registrar \$2,061
- 3. Deputy Registrar, Secretary to Board of Health \$1,754

**Department of Recreation**

- 1. Summer Recreation Director Per Hour: \$25.75

- 1. Except as herein amended, Ordinance No. 19-11 remains in full force and effect.
- 2. All ordinances or any provisions of any ordinance inconsistent with the provisions of this ordinance except prior appropriations for this purpose herein stated, are hereby repealed as to such inconsistencies and not otherwise.
- 3. This ordinance shall take effect twenty (20) days after final passage, provided notice of the same has been duly published all as required by law.

**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.

Council President DeSena requested to remove No. 19-255, service fee needs to be recalculated for the next Council Meeting, September 3, 2019.

Councilman Ullman stated he has questions on No. 19-254.

A motion made by Councilman Cascio, seconded by Councilman Cumming to approve all resolutions, with the exception of resolutions No. 19-254 and No. 19-255.

- Ayes: Councilmen Cascio, Cumming, Ullman, Council President DeSena.
- Nays: None.
- Absent: Councilman Bruno.

**Resolution No. 19-252**  
**Governing body certification of the annual Audit**

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the *Municipal Clerk* pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the *Township Council* of the *Township of Washington*, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Resolution No. 19-253

Authorize submission of Chapter 159 budget amendment for Open Space Trust Fund for construction of bocce ball court, FY2018

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Township of Washington in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum \$30,000 as a result of an award letter having been received by the Township of Washington from the County of Bergen through the Bergen County Open Space Trust Fund for the construction of a bocce ball court at Senior Citizen's Park in the Township of Washington.

BE IT FURTHER RESOLVED, that the like sum of \$30,000.00 be appropriated under the caption:

Revenue: Grant Bergen County Open Space Trust Fund  
Bocce Ball Court - 2019

Appropriations: Grant Bergen County Open Space Trust Fund  
Bocce Ball Court - 2019

Resolution No. 19-256

Authorize refund balance of engineering escrow monies, B3209, L1, 574 Cross Street in the amount of \$267.50

WHEREAS, Angels Landscape Contractors & Suburban Sidewalks posted engineering escrow for work on premises known as Block 3209, Lot 1, 574 Cross Street (Leavy Residence); 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 July 15, 2019, 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 in the amount of \$267.50 to the above.

CERTIFICATION OF AVAILABILITY OF FUNDS

As required by N.J.S.A. 40a:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, Judith Curran, Chief Financial Officer of the Township of Washington, have ascertained the availability of funds for such services as determined in the Township's escrow account; PROJECT ID: LEAVY00001. Total Certified Amount Not to Exceed: \$267.50. Judith Curran, CMFO

Resolution No. 19-257

Authorize refund balance of engineering escrow monies, B2413, L1, 810 Manhattan Avenue in the amount of \$442.25

WHEREAS, Pamela Sabato posted engineering escrow for work on premises known as Block 2413, Lot 1, 810 Manhattan Ave; 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 July 15, 2019, 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 in the amount of \$442.25 to the above.

CERTIFICATION OF AVAILABILITY OF FUNDS

As required by N.J.S.A. 40a:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, Judith Curran, Chief Financial Officer of the Township of Washington, have ascertained the availability of funds for such services as determined in the Township's escrow account; PROJECT ID: SABATO00001. Total Certified Amount Not to Exceed: \$442.25. Judith Curran, CMFO

Resolution No. 19-258

Authorize refund balance of engineering escrow monies, B2303, L12, 490 Ridgewood Blvd. North in the amount of \$444.75

WHEREAS, Anthony & Rosalie Conti posted engineering escrow for work on premises known as Block 2303, Lot 12, 490 Ridgewood Boulevard North; and

at this point to do those. Council President DeSena stated utilities are being done by PSE&G, Administrator Tovo had a meeting with them on Tuesday, there is no cost associated at this time, fire hydrants are not impacted, wells, if they are impacted will be done by the owners of the wells. Administrator Tovo stated the biggest unknown is Police overtime, they will be using the lower cost for this project. Council President DeSena stated regarding number 11, we don't have any shade trees, not using decorative traffic lights, not enhancing the sidewalks with color. Administrator Tovo stated the only cost he foresees is the cost of the back-up generator to run the light in the event of a long-term outage, a line would be dedicated to that light and kick on automatically. Councilman Ullman asked they pay for the signaling equipment? Council President DeSena replied they own it; we pay the electric bill for it. A conversation followed on sheet 2, which shows the signaling for the fire house, as well as the intersection. Councilman Ullman stated in the plans it states consideration will be given to municipal input in the design process, and he has a comment. He stated on plate 1, exiting Meisten, and further to the west, Burke, it is possible to put a block/grid, not a block box because they cannot enter their streets when there is a back-up. Administrator Tovo replied yes, we can, whether we pay for it or the County it is something we would have to work out. Councilman Ullman asked does this design assume the routing of the bus will occur within the parking lot, that is plate 2? Council President DeSena replied yes, there are no bus stops, the bus is going to pull into the Season's parking lot. Councilman Ullman stated on plate 3, based on the contemplated Emergency Service Building, does any of this design need to change? Council President DeSena replied no, it does not affect it, the stripe out will be affected that is about it, that would need to move down further, more east, no physical construction on that side of the road. Councilman Ullman asked can Council President DeSena explain on the lower portion, there is a u-shaped dip. Council President DeSena stated that is the sidewalk that goes around the tree at the condos. Councilman Ullman stated plate 5, for return trips from New York, the buses will be dropping off on Pascack Road, is that Administrator Tovo's understanding? Administrator Tovo replied it is. Councilman Ullman stated he doesn't understand design elements are, the cross hatch, left turn into Season's, a left turn into Jefferson, this is in the north to south travel lane. Council President DeSena stated one is on the north south one is on the south north, if you are traveling south down Pascack, you have dedicated lane to make the turn onto Jefferson, if you are heading north you have a dedicated lane to pull in, traffic continue past while you are waiting to get across traffic to get into the parking lot in order to get onto Jefferson. Councilman Ullman asked where would the bump out be for the bus stop, wasn't there discussion to reclaim some land? Council President DeSena replied that was for the sidewalk, not a bump out. Mayor Calamari stated he did request to discuss in Closed Session property acquisition. Administrator Tovo stated there are two issues going on, number the exact location has not been identified or approved by DOT, depending on where the location is, it would require action before moving forward. Councilman Ullman stated so there is a bus stop contemplated? Administrator Tovo stated there will be things on there that would be subject to change, northbound, coming in from the City, there is still more work to be done with DOT, the bus company, those will bring us closer to a final design, but it will be very close to this. Councilman Ullman asked how will Council get updates on costs as they become finalized. Administrator Tovo replied we can keep it on the tracker, perhaps with a breakdown of three or four major categories. Council President DeSena stated he thinks the next big cost is acquisition, as well as the Police overtime, we will not be doing pavers or decorative street lights. Administrator Tovo stated he would agree, based on our on-site meeting last week, there is a good possibility if it moves as planned, we may have reduced a lot of the Police overtime based on when the poles would be reset. Councilman Ullman stated the Fire Chief at the last meeting spoke of the need to do a diesel generator, due to the cost of gas is too high, but if this is going to be all ripped up does that cost go down and should it be contemplated? Council President DeSena stated no, it does not go down, it is the physical

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 July 12, 2019, 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 in the amount of \$444.75 to the above.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

As required by N.J.S.A. 40a:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, Judith Curran, Chief Financial Officer of the Township of Washington, have ascertained the availability of funds for such services as determined in the Township's escrow account: PROJECT ID: CONTI00001. Total Certified Amount Not to Exceed: \$444.75. Judith Curran, CMFO

Resolution No. 19-259

Authorize refund tax payment due to successful County Tax Board judgement, B1102, L7.01, 1160 Washington Avenue, in the amount of \$4,649.59

WHEREAS, Family House LLC, owners of 1160 Washington Avenue, Block 1102 Lot 7.01 were awarded a tax reduction on an added assessment due to a successful County Tax Board judgement; and

WHEREAS, under the N.J.S.A. 54:3-27.2, in the event a taxpayer is successful in an appeal from a reduced assessment, the taxing district shall refund any excess taxes paid; 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 Family House LLC in the amount of \$4,649.59.

<b>ORIGINAL ASSESSMENT</b>	<b>CBJ-NEW ASSESSMENT</b>
\$447,100	0
<b>TOTAL DUE OWNER:</b>	<b>\$4,649.59</b>

**CERTIFICATION OF AVAILABILITY OF FUNDS**

As required by N.J.S.A. 40a:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, Judith Curran, Chief Financial Officer of the Township of Washington, have ascertained the availability of funds for such services as determined in the Township's non-budget; 9-01-95-004-000. Total Certified Amount Not to Exceed: \$4,649.59. Judith Curran, CMFO

Discussion Resolution No. 19-254

Councilman Ullman stated in the 3<sup>rd</sup> Whereas, items 1-22, subsection B, has that been quantified at this point? Administrator Tovo stated we have verified items 1-22 are accurate with all negotiations with the County. Councilman Ullman asked do we know the numbers? Administrator Tovo replied we don't know the exact numbers, Police overtime has not been determined as of yet, that would be the Township's responsibility, Purchase for Easements are not known at this time as well as any upgrades the Township insists upon, such as pavers, permanent generators, light specs, that may be outside of the standard of the contract. Council President DeSena stated we added the \$400,000, which we already took his design services out, proposal was \$46,000, so we have about \$354,000 in that ordinance. Ms. Curran stated it was about that. Councilman Ullman stated do we know if that is going to be sufficient, every one of these has a cost associated with it. Council President DeSena stated number 1 is included in the scope, 2 is included in the scope, except for the cost to acquire the land, 3, 4, and 5 are included, he doesn't foresee us adding decorative papers, we would not have that cost. He stated number 5, that is in the scope, Division of Soil Erosion Sediment Control, the cost is in the \$500-\$700 range. Councilman Ullman stated fire hydrants, monitoring wells, utilities, there is an unknown cost

construction for PSE&G's labor, it will be a cost, it is a 2-inch line, he believes it would be \$60,000. Administrator Tovo stated the original estimate is to put in the gas generator were based on a FEMA project, the scope of that project has changed, there are still some questions to be answered, but at the end of the day they are better off in keeping the diesel. Councilman Cascio asked what is the benefit of having diesel over gas? Administrator Tovo replied gas would not be considered to be a reliable source, diesel would be, if you go to a 24-hour communication center that covers large areas, they are backed up by diesel power generators. Councilman Cumming stated because there is a major fuel source at the generator in a 275-gallon tank, gas lines can be damaged by an actual disaster. Council President DeSena stated the reason this is on for tonight the County Board of Freeholders voted for it, and this is the step that was never authorized years ago that held up the whole project, we need to proceed to keep the project moving and funded for 2020, if this is not processed we will not make the project, the light will be delayed another year.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-254.

Ayes: Councilman Cascio, Cumming, Ullman, Council President DeSena.  
Nays: None.  
Absent: Councilman Bruno.

Resolution No. 19-254

Authorize shared services agreement with the County of Bergen (Intersection of Pascack Road and Washington Avenue)

WHEREAS, the County of Bergen (the "County") adopted Resolution 712-19 on July 2, 2019, authorizing a shared services agreement between the County and the Township of Washington (the "Township") in connection with an improvement and signalization plan for the intersection of Pascack Road and Washington Avenue (the "Project"); and

WHEREAS, Resolution 712-19 delineates the specific areas of responsibility of performance and costs relative to the Project as between the County (as prescribed in Subsection "A" of Responsibilities) and the Township (as prescribed in Subsection "B" of Responsibilities); and

WHEREAS, the Township Council, after consultation with and recommendation from the Township Engineer, has confirmed that the Township is willing to assume the performance and cost responsibility with respect to items 1 through 22 of Subsection "B" of Responsibilities in Resolution 712-19, and by the terms of this resolution authorizes the Mayor of the Township to execute a shared services agreement with the County in conformity with the above;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the Township hereby concurs with the provisions of Resolution 712-19, and agrees to assume the responsibility of performance and cost with respect to items 1 through 22 of Subsection "B" of Responsibilities in Resolution 712-19 adopted by the County;

BE IT FURTHER RESOLVED that the Township is hereby authorized to enter into a shared services agreement with the County incorporating the conditions set forth in Subsections "A" and "B" of Resolution 712-19;

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute a shared services agreement with the County in conformity with this concurring Resolution as well as any additional agreements and documents for the above stated purpose.



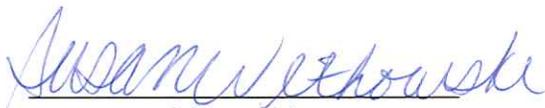
A motion was made by Councilman Bruno, seconded by Councilman Cumming, to adjourn to the Conference Agenda.

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

Nays: None.

Absent: Councilman Bruno.

Time Noted: 10:28 p.m.



Susan Witkowski  
Township Clerk



Michael DeSena  
Council President

Approved: December 9, 2019



TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
CONFERENCE MEETING  
August 12, 2019

CURRENT BUSINESS

**Administration**

1. Project tracker

Administrator Tovo stated the following on the project tracker:

Intersection – Discussed earlier.

ADA Curb cuts – PO has been issued to Reggio Construction.

Basketball Courts – Slight delay to ensure that we address the drainage issue, a bid package will be prepared by the middle of next week. Councilman Cumming stated he met with the engineer on Friday, and he finished his notes regarding trees and drainage, that was at Memorial, and he was also working on Gardner. Councilman Cascio requested that Administrator Tovo call Seal Master to see if that award is still valid.

Grant Writer – Departmental meetings have occurred.

Town Hall light repair – Nothing has changed, it will be completed in September of this year.

Flags – Flags have come in; poles have been ordered.

Administrator Tovo stated we have a list of projects from the grant writer, our next step is to prioritize them by department. The grant writer will be summarizing the departments requests, and see what grants are out there, based on the departments needs.

**II. Council**

- A. Ordinances and Legislation

1. Table of Organization, Police Dept. (mu) – Removed.

2. Fire Department by-laws (mds) – Council was given the change, which is the age of the life member, Section G, 25 years of service and 55 years of age, it used to be 65 years of age, inactive life member resigns. The change was made to bring the Township in line with other Fire Departments in the area. There is no LOSAP impact, not many members are eligible for this, clothing allowance is still received.

Council President DeSena stated a vote will be taken tonight, then reconfirmed by a resolution at the September 3, 2019 meeting.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to the change in the Fire Department By-laws.

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

Nays: None.

Absent: Councilman Bruno.

3. Commuter Parking (sw) – Township Clerk Witkowski

explained why this amended ordinance was put together due to changes that were made a year ago. There is no limit of 65 tags, no list is put together, it has been streamlined and is working very well. Attorney Poller will review it and prepare it for the next meeting.

B. Financials

1. Exit audit meeting and results (rb) – This is for employees. Administrator Tovo stated when appropriate.

2. Electric sign with landscaping (rb) – Landscaping was done.

3. Intersection (rb) – Previously discussed.

4. DMF progress (rb) – No change, still waiting on the engineer, Boswell has this in conjunction with the Administration.

5. COAH fees (rb) – Update for the next meeting.

6. Overspending procedures (rb) – Update for the next meeting.

7. Year to date financials (mu) – Administrator Tovo stated Ms. Curran finished her review, the Mayor and himself have not had a chance to review it, once that is done, it will go out to Council. Mayor Calamari stated he did speak with Ms. Curran, the year to date will be given when the bill list is given, which is monthly, that way it is all encompassing. He stated Ms. Curran will give it to the Administrator and himself either the Tuesday or Wednesday before the Council meeting so it can be reviewed and give Council any comments that they see are out of line. A discussion followed on getting reports electronically from Edmunds, the administration will reach out to Edmunds and inquire.

C. Miscellaneous

Councilman Cascio asked if the Township has a Deputy Treasurer, the person that signs the bill list signs it as a Deputy Treasurer, is that in her job description? Administrator Tovo replied he would have to recheck titles, either Deputy Treasurer or Treasurer, and Tax Collector, but he will check into that.

After a discussion, it was decided there would be no Closed Session.

Public Service Announcement – Council President DeSena.

TOWN HALL SUMMER HOURS - New summer hours run through Labor Day, Sept. 2nd. The new hours are as follows:

- Monday: 8:30am - 7:30 pm
- Tuesday/Wednesday/Thursday: 8:30am - 4:30 pm
- Friday: 8:30 am - 12:30 pm

*\*New hours pertain specifically to the following departments: Clerk, Board of Health, Registrar, CFO, Tax Collector, Purchasing, Building, Planning/Zoning.*

Senior Bus

Starting Tuesday, September 3<sup>rd</sup>, the Senior Bus will be picking up residents that are on the Shoprite list on Tuesdays instead of Mondays, since Shoprite offers a 10% discount to Seniors on Tuesdays. If anyone would like to be added to the list, please call 201-664-3268.

Annual Senior Citizens Picnic

The Department of Humans Services will hold their Annual Senior Citizens Picnic Thursday, September 5<sup>th</sup> from 10:00 am – 3:00 pm at Van Saun County Park in Paramus. For more information, please call Senior Services at 201-336-7416.

2019 Flu Clinic

The clinic is sponsored by the Township of Washington and Northwest Bergen Regional Health Commission, will be held on Friday, September 27<sup>th</sup> at the Municipal Building from 11:00 am – 1:00 pm.

Email Notices

Residents are invited to sign up for email notices by texting TOWNSHIP to 22828 and entering your email address.

A conversation followed on overpass work that is being done on the Parkway, an FYI was given to Council.

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

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

Nays: None.

Absent: Councilman Bruno.

Time Noted: 10:58 p.m.



Susan Witkowski  
Township Clerk



Michael DeSena  
Council President

Approved:

