

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
REGULAR MEETING AGENDA  
May 20, 2019~7:30 p.m.

**☞PUBLIC HEARING ON 2019 BUDGET @ 8:00 P.M.☞**

CALL TO ORDER: Council President DeSena, 7:30 p.m.

STATEMENT:

Welcome to the regularly scheduled Public Meeting of May 20, 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 Municipal Clerk for any disability requirements necessary for attendance at Mayor and Council meetings. The fire exits are located through the double doors to your right and through the door on your left. Please silence all cell phones.

SALUTE TO FLAG: Lead by Council President DeSena.

ROLL CALL:

Councilmen Cascio, Cumming, Council President DeSena.

Let the record reflect also in attendance: Mayor Calamari; Township Administrator Tovo; Township Attorney Poller; Township CFO Curran and Township Clerk Witkowski.

Absent: Councilmen Bruno and Ullman.

READING OF TOTAL LIST OF BILLS: as of April 30, 2019

The Clerk read the totals of the list of bills representing April 1, 2019 through April 30, 2019.

TOTAL	2018 Reserve	\$29,868.30
TOTAL	2019 Current	\$3,701,839.87
TOTAL	Capital Fund	\$42,836.00
TOTAL	Animal Control	\$115.80
TOTAL	Trust Fund	\$6,517.86
TOTAL	Grant Fund	\$0.00
TOTAL	Escrow Trust	\$68,829.00

*Councilman Bruno arrived at 7:32 p.m.*

APPROVAL OF MINUTES:

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

Budget Meeting Minutes March 20, 2019

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

*Councilman Ullman arrived at 7:34 p.m.*

## RECOGNITION

Robert Benden, 100<sup>th</sup> Birthday, May 19, 1919

Peter Calamari, Mayor

Mayor Calamari and Council President DeSena read the following bio, provided by Mr. Benden's family into the record:

### "EARLY YEARS

Robert (aka Bob) Benden was born on Monday, May 19, 1919, in Brooklyn, New York. His parents, Perry Benden, of Luton, England, and Margaretta (nee Howell) Benden of London, England, immigrated to America around 1912. The two met in Brooklyn at a dance for British transplants and married sometime after. Robert was the couple's second child and the new baby brother of his 18-month old sister, Ruth.

Bob was only 4 pounds at birth with a heart issue, so the doctors didn't expect him to survive. Being so sickly, the doctors recommended that Robert (his mother hated nicknames, so never called him Bob, although everyone else did) be raised in the "country" as he needed fresh country air, so two months after his birth the family moved to a small two-bedroom home (the family home until the early 1970's) in Hillsdale, New Jersey.

At the age of 5 Bob began his schooling at the newly built 12-room schoolhouse, the George White School in Hillsdale. As a boy, he earned pocket change by delivering newspapers on his bike and by caddying at a local golf course. He attended 4 years of high school at Park Ridge High School from which he graduated in 1937, along with the other 12 students in his high school class. Bob liked to play baseball, and was the left-handed relief pitcher for the Park Ridge High School team (although he admits he wasn't that great of a pitcher).

After high school Bob went to work at the American Can Company in Jersey City. He was hired to work on the milk container line and later worked as a Clerk Typist before being drafted into the United States Army during World War II.

### ARMY YEARS

On December 9, 1942, Bob was inducted into the United States Army in Newark, New Jersey. After taking his physical and doing other testing, the Army decided to place Bob in the Medical Corps to train to be an X-ray Technician. Bob spent one day in Fort Dix, where he was made a Corporal, and then was put on a train to Little Rock, Arkansas, for 3 months of training at O'Reilly General Hospital. His X-ray Technician training included learning all 206 bones in the body, body part positioning for x-rays, how to operate the x-ray machine and how to develop and process the x-ray film.

After he completed his training Bob was sent to Fort McCoy in Wisconsin for another 3 months at which time, he was assigned to the 35th Field Hospital in Italy. Bob was sent back to the east coast to Camp Shanks in Orangetown, New York, the largest U.S. Army embarkation camp during WWII, where after two days he and his unit began their 2-week journey aboard a troop transport to Tunis, Africa, the first stop on their way to Italy and the WWII European campaign. Bob's unit was in Tunis for about 3 months after which they boarded an L.T.S. (landing ship, tank) to cross the Mediterranean Sea to Italy. When the L.T.S. arrived in Taranto, Italy, they were informed the ship carrying the medical equipment that had left the day before them had been bombed by German aircraft while crossing the Mediterranean. A lieutenant and four soldiers were killed in that air strike and all of the medical equipment was lost.

Since there was no medical equipment available, everything was pretty much put on hold until the new equipment arrived. His unit left Taranto and moved about 30 miles north to a very small town named Urky, where the Army took over the school and made it into a field hospital to tend to sick and injured soldiers, as best they could without medical equipment. (Bob believes this was the first field hospital in the war, an idea initiated by his unit's Lieutenant Colonel.)

Bob's unit remained in this small town until the new equipment arrived in Bari, Italy. His unit went to Bari, and then traveled by freight train with the medical equipment to Naples, where his unit was broken up into two separate field hospital units. His unit was sent to Semigallia on the coast of the Adriatic Sea, where they again took over a school and made it into a field hospital. His medical unit was attached to the Air Corps, so it was their responsibility to tend to injured Air Corpsmen. His medical unit often got busy later in the day, when the Air Corpsman returned from their daily missions of bombing Germany.

It was a happy time for everyone when the Germans surrendered and the war ended in Europe. After some much-earned R&R, Bob's unit was scheduled for deployment to the Pacific. However, the war in the Pacific soon ended after the bombings of Hiroshima and Nagasaki in August 1945, so his unit returned to the U.S.A., arriving home on December 1, 1945.

Bob was honorably discharged as a Technician Fourth Grade on December 5, 1945, in Fort Mon-mouth, New Jersey. He received the European-African-Middle Eastern Ribbon, a Good Conduct Medal, and a Victory Medal for his service in WWII.

#### FAMILY YEARS

After the war Bob returned home and moved back to his parent's home in Hillsdale. He returned to work at the American Can Company, this time as a time-keeper. He gradually worked his way up to Production Control Manager, the position from which he retired in 1972 after a total of 34 years with the company.

From 1946-1948 Bob was a member of the Hillsdale Volunteer Fire Department. While on the Department, he joined the Fire Department's softball team and played centerfield.

Bob married Viola Bilz (aka "Vi") of Westwood, New Jersey, on April 11, 1948, when he was 28 and she was 20. They had their first and only home built in 1949 on Fern Street in the Township of Washington, where he continues to live for almost 70 years. As money was tight in those early years, he moonlighted as a bartender at the "Harmony" (now the Doghouse) to help pay for his home. He also continued his "softball career" in the Township by playing on the Harmony's softball team for a number of years.

Bob and Vi raised their three daughters, Bonnie, Kathleen (aka Kitty) and Lynn in the Township. Their daughter, Bonnie, blessed them with three grandsons. Bob also has a 10-year old great granddaughter, who is the apple of his eye.

Bob and Vi loved to travel, so after his retirement from the American Can Company, they took a number of car trips during which they visited every state in the continental United States as well as driving across the lower regions of Canada. They also took trips to Hawaii and Alaska to complete their desire to visit all 50 states.

Bob and Vi were avid bowlers, joining numerous bowling leagues over the years. Bob also loved to golf. After five years of retirement and doing much traveling, Bob went back to work in 1977 as a custodian in the Hillsdale school system to

help pay those costly green fees. He retired from that position in 1981. Bob continued to play golf through his 80's and bowled in a senior bowling league until about 3 years ago.

Bob's wife, Vi, sadly passed away in October 2000 at the age of 73. About a year after her passing, Bob was introduced to Margaret (aka Marge) Keates, a widow, by his dentist who also resides in the Township, James Keates. Marge grew up in Hillsdale and also attended Park Ridge High School, graduating several years after Bob. Bob and Marge, acquaintances from their childhood years, hit it off right away and ended up having 11 great years together until her passing in 2012.

#### LIFE TODAY

Although he doesn't participate any longer, Bob is a member of the Hillsdale Chapter of the American Legion. He continues to live on his own in the same home in Washington Township that he and Vi raised their family. He enjoys doing jigsaw puzzles, watching sports on TV, especially golf and baseball (his teams are the Yankees and the Mets), as well as watching his daily "judge" programs, game shows, and movies. He loves working/playing on his computer. He checks out his emails and Facebook friends every day and is a master at playing hearts and solitaire.

Bob is very close to his family, enjoying the holidays and gatherings of family and friends. He has a 10-year old great granddaughter, who is the apple of his eye. Marge's children are still very much a part of Bob's life also with their frequent calls and visits when they are in town.

Bob will turn 100 years old on May 19<sup>th</sup>, and he looks forward to the start of his second century, an almost unimaginable achievement for most. God Bless you Bob!"

Mayor Calamari – To mark this special occasion, the Mayor presented a plaque to Mr. Benden on behalf of the Mayor and Council, with the following inscription:

"The Township of Washington proudly presents this award, with warmest congratulations to Robert W. Benden, May 19, 2019 on this momentous occasion, your 100<sup>th</sup> Birthday. We have witnessed great milestones in our nation's history, and your life represents an important part of the American Story. As you reflect upon a century of memories, we hope that you are filled with tremendous pride and joy. Happy Birthday, and may you enjoy many more happy years in the future."

#### PROCLAMATION

EMS WEEK, May 19-25, 2019

Peter Calamari, Mayor

Whereas, emergency services are a vital public service; and

Whereas, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

Whereas, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

Whereas, emergency medical services have grown to fill a gap by providing important, out of hospital care, including preventative medicine, follow-up care, and access to telemedicine; and

Whereas, the emergency medical services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers,

firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public and other out of hospital medical care providers; and

Whereas, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

Whereas, it is appropriate to recognize the value and accomplishments of emergency medical services providing by designating Emergency Medical Services Week.

Now, therefore, I, Peter Calamari, Mayor of the Township of Washington, do recognize the week of May 19 through May 25, 2019, as Emergency Medical Services Week, with the theme:

EMS Strong: Beyond the Call

GENERAL PUBLIC DISCUSSION (Five Minute Time Limit)

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

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

Nays: None.

Earl Norwood, 341 Jackson Avenue – Mr. Norwood stated for point of reference, as you walk out the back door, across the parking, through the fence that is his backyard. He stated he sent a letter to Council, spoke to Administrator Tovo, and thanked Mr. DeSena for his response. He stated on Saturday morning, unbeknownst to him, all of the trees along the backline of the fence were removed. He stated those trees were put in as a privacy buffer, and removing those trees opened up a 3D panorama of this building. He stated in 1998, a promise was made that the area was to be tree lined, with a minimum of 31 trees going along the back fence, a 10-foot fence was requested, but neighbors settled on 8 feet, and a tree was supposed to be planted every ten feet on center. He spoke of the trees burning in the back due to yellow vehicles being parked there, and trees that were taken down due to them leaning, and not being taken care of. He stated currently, as he understands it, there is not plan, but trees do need to be put back up to create a buffer. A conversation followed on the obligation neighbors have to notify neighbors if they are doing work on their property, which does not need to be done. Administrator Tovo stated the trees were taken down due to the impact sap was causing on police vehicles, as well as a few of the trees being dead. Councilman Ullman spoke at length of his concern that the neighbors, who didn't have to be notified, should have been notified, as that is the neighborly thing to do, and that currently there is no plan in place to replace those trees. Attorney Poller responded that the Township is not required to replace the trees, as the ordinance states, since it is town owned property. A conversation followed on planting large arborvitae to replace those trees that were taken down. Councilman Ullman spoke of his concern of the height of the firehouse, trees that will need to be taken down in that area, and notifying the neighbors in the area and explaining what is being done, even though meetings are televised. He feels that is the neighborly thing to do.

Mary Gozel, 464 Van Emburgh – Ms. Gozel stated during the month of April, Bergen County participated in a crackdown of texting while driving. Grant money in the amount of \$5,500 was awarded to those Police Departments that participated, she would like to know if our Police Department participated? Administrator Tovo stated that grant money was not applied for by our Police Department, he has encouraged the Chief to apply for these grants in the future.

Frank Gozel, 464 Van Emburgh – Mr. Gozel spoke of a yellow flashing sign that was put on his street, but even with the sign cars are not slowing down. He stated there are no markings on the street to remind drivers that the area is in fact a school zone and of tractor trailers driving 50 m.p.h. at 4:00 a.m. rattling homes. There is a need for more police presence in the area, not only for 15 or 20 minutes, but for a longer period of time. He stated he has spoken to other residents and speeding vehicles are a problem in the Township. A conversation followed on the speed limit in the Township, the speed limit sign that was parked on Colonial. Mr. Gozel asked to be provided with information on how many tickets are written for speeding. Administrator Tovo spoke of the three traffic functions, engineering, which would be signage, enforcement, and education. Mr. Gozel stated that a police vehicle needs to be out there, action is needed. Councilman Bruno requested the County be contacted to remove a sign by Spice and Jackson, which is obstructing motorists view when coming out of Jackson, looking west.

Mary Ann Ozment, 960 Adams Place – Ms. Ozment stated she agrees with Councilman Bruno, the sign states “Slow Down” but no one stops or yields, it also hampers a motorist that is coming out of Jackson to make a left-hand turn.

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

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

Nays: None.

#### BUDGET RESOLUTIONS

#### Resolution No. 19-200 Certification of compliance with the United States equal employment opportunity commission

A motion was made by Councilman Cumming, seconded by Councilman Cascio to approve Resolution No. 19-200.

Council President DeSena stated Council received in their packets where this is in the employee handbook, and how it pertains to the Township Code. As per Administrator Tovo’s explanation, a conviction, not an arrest, would hamper your employment. You can be arrested, however not convicted, this would be taken into account if you apply for employment. The offenses are listed in the manual.

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

Nays: None.

#### Resolution No. 19-200

#### Certification of compliance with the United States equal employment opportunity commission

WHEREAS, N.J.S.A. 40a:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964”, *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approval annual budget to the Division of local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Washington, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c. 183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

*Township Clerk Witkowski requested original signatures on the document.*

Resolution No. 19-204 Waiver the reading in full of 2019 Budget

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to approve Resolution No. 19-204.

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

Nays: None.

Resolution No. 19-204

Waiver the reading in full of 2019 Budget

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

- a. Be posted in a public place where public notices are customarily posted, and
- b. Is made available to each person requesting the same during said week and during the public hearing, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Township is hereby permitted to waive the reading in full of the 2019 Municipal Budget.

2019 BUDGET ADOPTION:

☪ PUBLIC HEARING ON THE 2019 TOWNSHIP BUDGET  
@ 8:00 PM AS ADVERTISED ☪

Council President DeSena stated for the record the Public Hearing on the 2019 Township Budget has been opened at 8:12 p.m.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to open the Public Hearing on the 2019 Township Budget.

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

Nays: None.

Council President DeSena - If anyone desires to be heard regarding the 2019 Township Budget, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record. A copy of the 2019

Budget Introduction was available at the Township of Washington Free Public Library and copies of said budget were made available to the public.

Seeing none.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to close the Public Hearing on the 2019 Township Budget.

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

Nays: None.

Resolution 19-205      Adoption of the 2019 Township Budget

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to approve Resolution No. 19-205.

Councilman Bruno – I have a few comments, if I may, I was not here for the last meeting, I apologize, but I did want to address a couple of things in terms of my feelings regarding of the introduction, I did not introduce the budget, nor do I feel like I would like to. I also want to address certain comments regarding forensic accounting and taxpayer's money. The set of financial statements we were handed were the sloppiest in years and full of inaccurate accounting along with actual spending amounts not properly shown. We spent 3 years of tedious reviews and establishing control levers, down the drain in 6 months!! Some of the issues we had was a \$12,000 invoice for a search firm was booked to three different line items. This impacts the real spend for each of these accounts that the Council earmarked for other expense and reduces the amount for which the council originally intended the monies to be used for, also distorts the budget process. We had \$45,000 sitting for years in a cash reserve to be used for town day, was once again not drawn down upon, causing the taxpayers duplicate spending. In addition, a \$45,000 accounting entry was made removing this amount from the reserve and now the \$45,000 is no longer available to the taxpayer to be used for future events. No explanation as to why. Well over \$100,000 was paid to the engineer without a full reconciliation as to where the money came from to pay the engineer. Even though I and Mike Ullman requested a full reconciliation months ago, to date we have received nothing. The Mayor stated in May of 2018 that he became aware of this in March or April of 2018. So, you appoint an engineering firm after being elected Mayor and there were no discussions or statements showing a six figure past due amount until 3 months later? When I stated that we were still in the budget process and why didn't you tell us the Mayor's comment was "I made a mistake" just another cover-up. How any firm can sit with \$100,000 of past due invoices for 15 years is incomprehensible. The Council was also asked to fund \$1,100 to cover the cost for an outside firm to prepare the tax reconciliations. Had we not been asked to transfer this money this would have been another well-kept secret and another cover up. Finally, a \$15,000 salary increase and a \$2,000 bonus to an employee, without knowledge and/or authorization from the Council. No need to say more. The nonsense that the Mayor didn't need council approval because the money was there, even though it wasn't, and the Council really didn't never said no is another attempt to cover it up, an abuse of power, and deceitful behavior. This is a breach of the Mayors fiduciary responsibility to the tax payer and a misuse of our money. You have to ask the question "Who will be controlling 12 million of capital expenditures in years to come?" I suppose you all can control that outcome in November. I have spoken with the Bergen County Prosecutor's Office, the New Jersey State Comptroller's Office and the New Jersey State Ethics Commission. Beside termination and fines that can be levied there is also restitution that can be imposed on the Mayor and all other personnel responsible for initiating and authorizing this increase outside the salary ordinance. For

everybody who thinks this form of government works, between the prior administration and the current administration or as the expression has it “the good old boys club” it has cost the taxpayer, you, close to one-million-dollars in cash, this does not take into account the five-million-dollars that sat idle and never used for town projects and now having to spend money on present day costs. I said it before and I’ll say it again, no one person should control the purse strings for this town, especially when you have zero financial acumen. Thank you, my answer is no to the adoption.

Council President DeSena – I would like to say Mr. Bruno, I find it laughable, what you just stated.

Councilman Bruno – I think you are laughable.

Council President DeSena – We spent six months here, with many nights, Saturdays, we all were here when we chose the search firm, we all knew we were spending that money for that search firm. For you to say we billed it in the wrong place, we all approve that \$15,000.

Councilman Bruno – You hid it in different accounts.

Council President DeSena – It was not hidden.

Councilman Bruno – Don’t go into an area you are not familiar with. We had to spend extra time because it was the sloppiest stuff, we received in three years.

Council President DeSena – You made your statement; I am making my statement now. We all sat up here at this dais that approved a search firm, hired that search firm, we had to find a way to pay for that search firm, it came out of three different items. Where was the \$15,000 supposed to come from?

Councilman Bruno – Where did the \$100,000 come from for the engineer?

Council President DeSena – It came out of past bills that were not paid.

Councilman Bruno – Where is the reconciliation?

Council President DeSena – It didn’t come from the air, you are making it seem it is close handed, and are tarnishing everyone.

Councilman Bruno – I am tarnishing myself; I was part of it.

Council President DeSena – asked for a roll call please.

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

Nays: Councilman Bruno

Oritani Bank, \$100,000 Donation to Habitat for Humanity Township of Washington

Oritani Bank:

Kevin J. Lynch

Habitat for Humanity:

Jacey Raimondo

Council President DeSena – We would like to have a recognition of Oritani Bank for their generosity of \$100,000 donation to the Habitat for Humanity Home in the Township of Washington. Thank you, Mr. Lynch.

Mr. Lynch commented on the need of putting speed bumps throughout the Township, he does agree with Mr. Gozel.

Mayor Calamari – The Mayor thanked Mr. Lynch in addition to all of the money that the bank donates to the Township over the years, and not just this one, but this one is certainly outstanding. On behalf of Habitat and the Township, for you and the banks generous donation, we would like to present Mr. Lynch and Oritani Bank with this plaque, with the following inscription:

“The Township of Washington, in conjunction with Habitat for Humanity, proudly present this Award to Kevin J. Lynch, and the Oritani Bank Charitable Foundation in recognition and appreciation for your generous donations, enthusiastic support, and devotion to the success of our community. We are indeed grateful and thankful for your valuable contributions, which helps us assist the residents of Bergen County. Presented May 20, 2019 by the Mayor and Council.”

## ORDINANCES

### Adoption, 2<sup>nd</sup> Reading:

#### Ordinance No. 19-09

#### AN ORDINANCE ESTABLISHING THE TOWNSHIP OF WASHINGTON GREEN TEAM AS A PERMANENT ADVISORY COMMITTEE

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-196 authorizing second reading and opening of Public Hearing for Ordinance No. 19-09.

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

Nays: None.

#### Resolution No. 19-196

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 19-09 entitled: AN ORDINANCE ESTABLISHING THE TOWNSHIP OF WASHINGTON GREEN TEAM AS A PERMANENT ADVISORY COMMITTEE 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. 19-09.

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

Nays: None.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to adopt Ordinance No. 19-09.

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

Nays: None.

#### Ordinance No. 19-09

#### AN ORDINANCE ESTABLISHING THE TOWNSHIP OF WASHINGTON GREEN TEAM AS A PERMANENT ADVISORY COMMITTEE

BE IT ORDAINED, by the Township Council of the Township of Washington, that the Code of the Township is hereby amended by amending Article VII (“Department of Administration”) in Chapter 7 (“Administration of Government”) to establish the Township of Washington Green Team as follows:

1. Section 7-47 B is hereby amended by adding the following provision:

“Within the Department of Administration there shall be an advisory committee designated as the Green Team.”

2. There is hereby added the following section:

**“§ 7-56 Green Team.**

A. Within the Department of Administration there shall be the Green Team which shall be officially known as the “Washington Township Green Team” which shall be composed of no more than 9 members appointed by the Mayor. The members shall serve for staggered terms of four years from the date of their appointment, except that, at the time of their initial appointment, three shall be appointed for a term of one year, three for a term of two years, two for a term of three years and two for a term of four years. All members shall serve without compensation. The Mayor shall designate one of the members to serve as Chairman of the Green Team.

B. The Green Team, within the limitations of available appropriations and grants, shall:

1. Promote the education of employees, local businesses and residents of the Township in the benefits of recycling, including reduction, reuse and recycling of materials.

2. Encourage municipal leaders to continue their commitment to sustainable environmentally approved practices and programs.

3. Partner with local businesses to adopt or expand their own recycling programs.

4. Work with schools and the Library to educate children to promote environmentally beneficial goals through Green Team events and programs.

5. Encourage and increase locally grown food through education in schools and a weekly Farmer’s Market and Community Garden.

6. Participate in special events recycling programs as well as daily recycling programs which include cell phone and electronic recycling.

7. Promote sustainable or high-performance building design, construction and operation that have the potential to reduce or eliminate the negative impact of emissions and other environmental negative effects of commercial and residential buildings.

8. Coordinate input with respect to the Township’s webpage;

9. Solicit and evaluate environmental ideas and suggestions from the community.

10. Investigate and pursue grants to advance the goals of the Green Team.”

3. 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.

4. 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.

5. 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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Introduction, 1<sup>st</sup> Reading:

Ordinance No. 19-10

AN ORDINANCE PROHIBITTING ANIMALS FROM CERTAIN ENUMERATED RECREATIONAL FACILITIES IN THE TOWNSHIP OF WASHINGTON

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to introduce and pass Ordinance No. 19-10 at first reading by title.

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

Nays: None.

Enforcement would be by the Code Enforcement Official, or any resident who wishes to make a complaint.

The following resolution, Resolution No. 19-202 was presented and adopted on a motion by Councilman Cascio, seconded by Councilman Cumming.

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

Nays: None.

Resolution No. 19-202

WHEREAS, Ordinance No. 19-10 entitled: AN ORDINANCE PROHIBITTING ANIMALS FROM CERTAIN ENUMERATED RECREATIONAL FACILITIES IN THE TOWNSHIP OF WASHINGTON was introduced and passed at first reading at a meeting of the Township Council of the Township of Washington on the 20<sup>TH</sup> day of May, 2019; and

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 5th day of June, 2019, at 7:30pm, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Complex, 350 Hudson Avenue, Township of Washington at which time and place all persons who may be interested will be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED, that the office of the Township Clerk is authorized to advertise in The Bergen Record, a newspaper circulated in this Township, the introduction and notice of further consideration for final passage and public hearing of this ordinance as required by law.

Ordinance No. 19-10

AN ORDINANCE PROHIBITTING ANIMALS FROM CERTAIN ENUMERATED RECREATIONAL FACILITIES IN THE TOWNSHIP OF WASHINGTON

BE AND IT IS HEREBY ORDAINED by the Township Council of the Township of Washington that Chapter 137 of the Code of the Township of Washington (“Animals”) is hereby amended by adding the following provision thereto:

1. “

**§ 137 – 39.1 Animals prohibited from playing fields.**

No person shall allow a licensed or unlicensed dog, cat or other animal to be present on or within any of the following fenced-in playing fields of the Township, or any adjoining playground areas inclusive of areas on which playground structures are located: Memorial Field, Gardner Field, Clark Field and Sherry Field.”

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. 19-11

AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RANGE OF COMPENSATION AND MANNER OF PAYMENT OF EMPLOYEES FOR THE YEAR 2019

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to introduce and pass Ordinance No. 19-11 at first reading by title.

Councilman Ullman asked CFO Curran if this ordinance aligns with the budget as it stands, CFO Curran stated yes. A conversation followed on the Special Projects – Attorney, which is litigation involving COAH or Viviano. Councilman Cascio stated that the Township Code states the Attorney is bound to do all litigation, tax appeals, so on and so forth. However, in some unforeseen pending future litigation, he believes our attorney would be the best person to handle the litigation going forward. Normally he would not go that route, but in this particular instance he believes Attorney Poller has a tremendous depth and knowledge for these subjects, and if he were to hire an outside firm it would be Attorney Poller. He stated in the past he has been a fan of the flat rate, but believes this is an extenuating circumstance, since we are facing some serious hurdles at this point, it is capped at \$12,500, and will be brought to the attention of the Council before it is spent. Councilman Bruno stated the \$12,500 was designated for additional costs, but now we are changing the description of what the money is being used for, it is in addition to.

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

Nays: None.

The following resolution, Resolution No. 19-203 was presented and adopted on a motion by Councilman Cascio, seconded by Councilman Cumming.

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

Nays: None.

Resolution No. 19-203

WHEREAS, Ordinance No. 19-11 entitled: AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RANGE OF COMPENSATION AND MANNER OF PAYMENT OF EMPLOYEES FOR THE YEAR 2019 was introduced and passed at first reading at a meeting of the Township Council of the Township of Washington on the 20<sup>th</sup> day of May, 2019; and

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 5<sup>th</sup> day of June, 2019 at 7:30pm, prevailing time, or as soon thereafter as said matter can be reached in the Municipal Complex, 350 Hudson Avenue, Township of Washington at which time and place all persons who may be interested will be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED, that the office of the Township Clerk is authorized to advertise in The Bergen Record, a newspaper circulated in this Township, the introduction and notice of further consideration for final passage and public hearing of this ordinance as required by law.

Councilman Ullman asked does Council have the ability to review additional billings from the Department of Law? He does support the additional \$12,500, but is concerned of the controls. A conversation followed on the search firm that was hired, which Council approved, and payments being charged to three different line items, and does affect the budgeting mechanism.

Ordinance No. 19-11

AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RANGE 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 salary ranges, compensation and stipends are hereby established for employees of the Township of Washington for the year 2019 as follows, on a per annum basis and payable semi-monthly, unless otherwise noted:

<u>Department of Administration</u>	<u>Rate</u>
1. Director of Administration/Business Administrator	\$125,000
2. Administrative Secretary	\$42,000
3. Purchasing Assistant/Payroll Clerk	\$45,675
4. Acting QPA	\$400/month
5. Floating Staff (Part-Time)	\$15,238

Mayor & Council

- |    |  |          |
|----|--|----------|
| 1. | Mayor (Payable on quarterly basis)             | \$10,085 |
| 2. | Council President (Payable on quarterly basis) | \$6,463  |
| 3. | Councilperson (Payable on quarterly basis)     | \$6,236  |

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

- |    |   |                |
|----|---|----------------|
| 1. | Township Clerk                                  | \$80,000       |
| 2. | a) Election Officer                             | \$400/election |
|    | b) Election Assistant                           | \$75/election  |
| 3. | Special Secretary to the Township Clerk         | \$27,144       |
| 4. | Board of Health - Meeting Pay                   | \$75           |
| 5. | Registrar                                       | \$2,030        |
| 6. | Deputy Registrar, Secretary to Board of Health  | \$1,728        |
| 7. | Director of Health (Payable on quarterly basis) | \$1,250        |

**Department of Finance**

- |    |  |                      |
|----|--|----------------------|
| 1. | Treasurer  | \$100                |
| 2. | Chief Financial Officer (Full-time)  | \$110,000            |
| 3. | Director (Payable on quarterly basis)  | \$1,250              |
| 4. | Deputy Treasurer/Finance Assistant   | \$5,000              |
| 5. | Tax Collector (Full-Time)  | \$50,000             |
| 6. | Tax Collector Asst. (Part-Time)  | \$2,500<br>16.50/hr. |
| 7. | Tax Assessor (Average minimum of 20 hours per week,<br>at least 4 hours shall be office hours) | \$20,555             |
| 8. | Assistant to the Tax Assessor (Part-Time)  | \$5,814              |

**Department of Law**

- |    |  |          |
|----|--|----------|
| 1. | Director/Township Attorney   | \$74,201 |
|    | In addition, thereto, services in connection with proceedings before any court or administrative tribunal or agency; and special projects; all of this shall be reasonably compensated in accordance with Township policies at the rate of \$135.00 per hour |          |

**Department of Engineering**

- |    |                                       |         |
|----|---------------------------------------|---------|
| 1. | Director (Payable on quarterly basis) | \$1,250 |
|----|---------------------------------------|---------|

**Department of Public Affairs**

- |    |                                       |         |
|----|---------------------------------------|---------|
| 1. | Director (Payable on quarterly basis) | \$1,250 |
|----|---------------------------------------|---------|

**Land Use Administration**

- 1. Planning and Zoning Board Secretary
  - a. Officer Hours – 20 Hours per week \$27,186
  - b. Meeting Fee – Attendance Only \$75/meeting
- 2. Zoning Officer \$7,100
- 3. Code Enforcement Official \$9,000

**Uniform Construction Code Agency**

- 1. Construction Code Official \$28,387
- 2. Plumbing Sub-Code Official \$11,035
- 3. Electrical Sub-Code Official \$13,859
- 4. Fire Sub-Code Official \$8,350
- 5. Technical Assistants (Full Time) \$27,000
- Technical Assistants (Part Time) \$20,000
- 6. Building/Plumbing Inspector (Part-Time) \$15,600
- 8. Substitute Inspectors – Hourly \$500
- 9. Certificate of Continued Occupancy Inspections (CCO) \$12,000
- 10. Certificate of Smoke & Carbon Monoxide Detector Compliance \$50
- 11. Fire Inspection \$25

**Department of Public Safety**

- 1. Crossing Guards/School Monitors \$17.94/hr.
  - Starting until 6 months – Hourly Maximum
  - 6 months to 1 year – Hourly Maximum
  - Over 1 year – Hourly Maximum

School Crossing Guards are entitled to maximum 4 days regular pay per school year in the event school is closed due to emergency closing/inclement weather. One (1) week pay for Holiday Recess. Two (2) days' pay for Winter Recess. One (1) week pay for Spring Recess. Not to exceed 19.75 hours or less hours usually worked by individuals. In addition, not to exceed 5 holidays, non-state or Federal holidays (based on hours usually worked by individual)
- 2. Records Clerk (Part-Time) \$19,000
- 3. Director (Payable on quarterly basis) \$1,250
- 4. Special Police Officers \$52,000

5.	Police Chief	\$180,964
6.	Dispatchers (Full-Time) (2,080 Hours/Year)	\$40,400
	Dispatchers (Part-Time)	\$27.21/hr.
7.	OEM Coordinator (Payable on quarterly basis)	\$1,250
8.	OEM Deputies (Payable on quarterly basis)	\$600

**Department of Fire Protection**

1.	Director (Payable on a quarterly basis)	\$1,250
2.	Uniform Fire Safety Act	\$8,500
	a. Fire Official	
	b. Fire Inspectors	\$4,500

**Prosecutor's Office**

1.	Prosecutor	\$6,927
	Base includes two (2) court sessions per month. Extra court sessions - \$75.00 per session, payable upon completion of a payment voucher.	
2.	Alternate Prosecutor – Per Session (not to exceed \$500.00 per year)	\$75

**Department of Municipal Facilities**

1.	Secretary (Part-Time or Full Time)	\$18,500
2.	Public Works Manager without Certification (Acting)	\$75,672
	Certified Public Works Manager	\$77,230
3.	Director (Payable on quarterly basis)	\$1,250
4.	Recycling Coordinator (Payable Upon Timely Submission of Recycling Tonnage Grant Report to BCUA)	\$1,000

**Department of Recreation**

1.	Superintendent (Full-Time)	\$29,000
2.	Cheerleading Instructors	\$9/hr.
3.	Summer Recreation Director	
	a. Pre-Season	\$ 22.66/hr.
	b. Season	\$5,050
4.	Summer Recreation Coordinators	\$19/hr.
5.	Summer Recreation Counselors	\$9/hr.
6.	Teen Program	\$10/hr.

7. Director (Payable on quarterly basis) \$1,250

**Office of Municipal Court**

1. Municipal Court Administrator \$19,823

2. Judge \$11,000  
Includes 2 sessions per month. Extra sessions - \$175.00 per session, payable upon completion of a payment voucher

3. Violations Clerk (Part-Time) \$21,894

**Annual Mileage Allowance – Payable Quarterly**

1. Business Administrator (payable on quarterly basis) \$600

2. Clerk (payable on quarterly basis) \$600

3. Building/Plumbing Inspector (payable on quarterly basis) \$250

4. Electrical Sub-Code Offl (payable on quarterly basis) \$250

5. Fire Sub-Code Official (payable on quarterly basis) \$250

6. Tax Assessor (payable on quarterly basis) \$250

**Per Hour Maximum**

The following positions are part-time positions and are payable on an hourly basis upon submission of certified payroll vouchers.

1. Department of Municipal Facilities  
a. Seasonal Workers – Hourly Maximum \$18/hr.  
b. Seasonal Workers (w/ CDL) – Hourly Maximum \$20/hr.  
c. Senior Van Driver \$20/hr.

2. Miscellaneous – All Departments  
a. Employees Not Otherwise Classified – Hourly Maximum \$20/hr.

1. Retroactivity – As to all employees employed as of the effective date of this ordinance, the foregoing salary ranges apply as of (a) January 1, 2019; (b) his/her date of employment in the position as herein described; or (c) his/her one-year anniversary date in the position, whichever is later.

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 except prior

appropriations for this purpose herein stated, are hereby repealed as to such inconsistencies and not otherwise.

## RESOLUTIONS

### Resolution No. 19-206 Honorary street name designation-Vito "Pal" Trause Way

Westwood has already named Ridgewood Road as it goes past Brookside School and this resolution is to take it from the Westwood border. Once the resolution is approved by Council, it will then go to the Freeholders for approval. Once that is done, it will then be decided where the sign will be located.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-206.

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

Nays: None.

### Resolution No. 19-206

### Honorary street name designation-Vito "Pal" Trause Way

WHEREAS, the true character and definition of a community has its roots in the quality and distinction of its resident and, throughout the State of New Jersey, the Township of Washington has distinguished itself through the lives of extraordinary individuals who have called the Township of Washington their home; and

WHEREAS, Vito "Pal" Trause, a life-long resident of Carlstadt who now resides in Washington Township, is one such individual who has been recognized as having exhibited all of the attributes of a citizen to whom we all would aspire to emulate; and

WHEREAS, as a war hero, husband, father, hard-working laborer and active participant in the community, Vito "Pal" Trause has lived an exemplary life of leadership and mentoring, replete with admirable acts and good deeds leaving a legacy worthy of recognition and honor; and

WHEREAS, Vito "Pal" Trause resided at 421 Lincoln Street in Carlstadt, now living in Washington Township, attended East Rutherford High School where he played football in 1941, 1942 and 1943, when after scoring a touchdown against Lyndhurst in his last game, he entered the service in the U.S. Army by the end of the following week; and

WHEREAS, while serving as a scout on the front line for six months, Vito "Pal" Trause was captured on September 24, 1944 and was imprisoned at Stalag VII outside Munich, Germany and spent what would have been his senior year in high school in a German prisoner of war camp; and

WHEREAS, after being liberated on May 2, 1945, Vito "Pal" Trause made a six-day trip to reach Paris, France and remained there for two weeks at the end of the war before returning home; and

WHEREAS, during his service to his country in the U.S. Army, Vito "Pal" Trause earned the Good Conduct Medal, The World War II Victory Medal, the American Campaign Medal and the European, African, Middle East Campaign Medal with three Bronze Stars; and

WHEREAS, Vito "Pal" Trause, who came from a family dedicated to service of our country with two brothers also having served, was married to Terry of East

Rutherford and had two daughters, Victoria and Cynthia; and

WHEREAS, Vito "Pal" Trause, having foregone his senior year of high school to enter the service was rightly and deservedly bestowed his East Rutherford High School Diploma for the Class of 1945 in June of 2018; and

WHEREAS, the Township of Washington has proposed renaming Ridgewood Road, a portion of which is in Westwood, as Vito "Pal" Trause Way in honor of his selfless service, life-long legacy, and for representing true patriotism to our country; and

WHEREAS, the Borough of Westwood is in agreement with this proposal; and

WHEREAS, Ridgewood Road is a County Road and it will require the authorization of the Bergen County Freeholders for an honorary designation as Vito "Pal" Trause Way;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Washington hereby petition the County of Bergen Board of Chosen Freeholders to ceremonially rename Ridgewood Road as Vito "Pal" Trause Way.

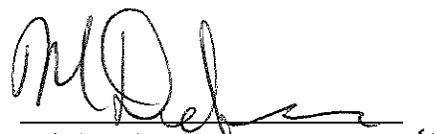
A motion was made by Councilman Ullman, seconded by Councilman Cumming, to adjourn to the Conference Agenda.

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

Nays: None.

Time Noted: 8:38 p.m.

  
Susan Witkowski  
Township Clerk

  
Michael DeSena  
Council President

Approved: October 21, 2019

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
CONFERENCE AGENDA  
May 20, 2019

CURRENT BUSINESS

**I. Administration**

A. 1. Project tracker

Administrator Tovo stated since the last meeting, there have been a few updates to the tracker:

Memorial Field – The vendor is working with DMF to maintain the field.

Red House – 676 Washington Avenue has been demolished. All of the debris has been removed.

Grant Writers – Firehouse Grants, has been interviewed, GLD will be interviewed this week.

Town Hall Light Repairs – Due to the drainage project, Administration will meet with the contractor this week, Tuesday/Wednesday.

Paving of Washington and Ridgewood Road – County would like to have all the ADA aspects of the project completed over the Summer. Both roads will be re-paved in the Fall of 2019.

2019 Road Program – The 2019 Road Program will include Phase 2 of Woodfield Road, waiting for engineer to give final calculations and numbers. Council was given a list in their packets of the anticipated 2019-2020 road list to be paved. Viola along with some others are on the list, Beech is not. Administrator Tovo will reach out to the former engineer for a list of streets that were previously paved.

Intersection – As of today, there are no changes.

ADA curb cuts – Final contract phase as of now. The curb cuts do include Washington and Ridgewood, the \$41,000 number will be a bit higher once all the streets are included.

Memorial Field-solar light is operational

Class VII dump truck – The truck has been ordered.

Breathalyzer – No change in status.

Radio System Upgrade – Still awaiting pricing from consultant, expect by middle of June. At this time two viable options are being looked at, one would be, on the pre-existing State system, or to upgrade our current system. Whichever path is chosen, there are known costs that we can look at evaluate and budget for to see which system is more viable to the Township. State contract vendors will be used for equipment, not necessarily for the installation, that will go out to bid. A conversation followed on upgrading the current system, which was previously stated was inadequate, that was part of the evaluation. Second option was upgrading to an expansive system, such as the State. The third option was the County system, which does not appear to fit the Township's needs. Mayor

Calamari stated saying upgrade may be a bit of a misnomer, it is more like replace all of the existing or go with the State.

Basketball Courts – Mr. Azzolina is preparing the specs to go out to bid.

ADA Parking at Gardner & Clark – Completed.

Signage – Purchase Order was completed, clarification was needed from the vendor, as well as color choices. Council President DeSena asked Administration to reach out to Paramus to see where they purchased their signs.

Fire House – No change in status. Administration is meeting with Conley on Thursday.

Red House, continuation – Councilman Ullman asked why is the demolition of the red house being charged to the intersection? Administrator Tovo that is the only line item which is closely aligned to that project. Councilman Ullman stated he finds that preposterous, the red house is Township owned, that the dedication is a couple of feet along Washington Avenue, that is the extent of the involvement in the intersection. On the other hand, it has been conveyed that it is part of the master plan of the firehouse, it will be knocked down, and parking extending west towards Pascack Road. He doesn't understand how it is stated it is most closely aligned with the intersection, it may be closest to the intersection, but he doesn't understand how it can be said it is closely aligned to the intersection. The demolition of a house that is nowhere near the intersection, but the intersection is being charged. Administrator Tovo stated it is a point well taken, perhaps it can be charged to the firehouse. Councilman Cascio stated he agrees, that house will be part of the parking lot, he would like it to be charged to the appropriate line. Councilman Ullman stated the contractor absolved themselves of asbestos, was the home tested for asbestos before it was demolished. Administrator Tovo replied he can't answer that. Councilman Ullman stated the contractor didn't do anything, but we don't know if there was asbestos. Administrator Tovo replied he doesn't. Council President DeSena stated we can look at the demolition permit, since it is a requirement of the Building Department, an oil tank was removed. Councilman Cascio asked for a copy of the permit for Council to see. Councilman Ullman asked if Boswell's engineering work is being charged to the ordinance, and in reading the ordinance, he doesn't see any provisions for soft costs or engineering, Ordinance No. 18-05. Ms. Curran stated it is being charged to general engineering. Council President DeSena stated the intent of the \$400,000 was to have the soft costs included, it is an oversight that needs to be corrected. Ms. Curran stated an amendment is needed. Council President DeSena stated it was intended to include that number, one of the reasons it was not moved forward in the previous administrations was that they didn't want to pay for engineering and acquisitions, the intent of the ordinance was to pay for engineering and acquisitions. Ms. Curran stated she did speak to the auditor, who stated if it was not changed, it will be a write-up, it has to state soft costs. Council President DeSena requested Administration to look into how that cost can be made.

2. 2019-2020 road program update (mds)- Previously covered.
3. Government responsibility, i.e. trees (mu) – Councilman

Ullman stated he has made his statement.

4. Intersection/Firehouse update (mu) – Councilman Ullman stated he has made his statement.

A. Ordinances and Legislation

1. Letter, N.J. Senate-support resolution (pc) – It is a sample resolution to support Path to Progress recommendations made by the New Jersey Economic and Fiscal Policy Work Group. Council President DeSena has asked

all to read and review as it will be put on the next meeting pending further Council review.

2. DEP FEMA Ordinance (sw/kp) – It will be tabled until the next meeting, June 5<sup>th</sup>. Mr. Yakimik will be at the June 5<sup>th</sup> meeting to present his findings as he did complete an in-depth overview. Any resident who pays flood hazard insurance, if the ordinance is not amended, they will be denied flood hazard insurance.

3. Sustainable Jersey certification program – Sample Resolution for Green Team dashboard, that the Council has adopted. The sample resolution will be converted by Attorney Poller into a document for the Township of Washington, if Council agrees.

#### B. Financials

1. 2017 audit schedule C6 (rb) – Audit for 2018 is moving ahead, the auditors have been at Town Hall for about two weeks. Councilman Bruno asked on C-6, page 79, there is \$648,000 of ordinance money that we actually borrowed from, it is part of our BANS, and we are paying interest on it, the monies have not been spent for these projects. Ms. Curran replied that is correct. Councilman Bruno stated we sit here and talk about road improvements, fees, etc., looking at 13-11, which states various improvements, page 79 states we have \$57,000, that we did not spend, but we are paying interest, it is a BAN, is that correct? Ms. Curran replied correct. Councilman Bruno stated his question is why can't we take that \$57,000 and use for various improvements? Ms. Curran replied the reason being is that it is borrowed against the BAN, which you know is temporary financing, if we were to cancel this, it actually lowers what the taxpayers will pay in the future. Councilman Bruno asked why can't it be used, it is \$57,000 that we borrowed, that has not been earmarked for anything, why can't it be earmarked and use it, it states various improvements. Ms. Curran stated you do have cash sitting here, but you have been using the money all along. She stated you borrowed against these ordinances, you can use the money or permanently finance. Councilman Bruno stated this is money that is sitting somewhere, that we didn't use 100% of what we took from the ordinance, if we took \$157,710, we used \$100,000, and had left over \$57,710 left over, take that \$57,710, which is sitting somewhere and we are paying interest on, but we are not using, and use it, it does state various improvements. Ms. Curran asked would you rather do that or would you rather just cancel, if you go to your schedule of unfunded, you will see that all of those numbers are on the unfunded column. Councilman Bruno stated we either take all of this money, and instead of taxing the taxpayer again, for all of these improvements, use this money or cancel it all. Ms. Curran replied she would rather cancel it, especially if you are looking to do permanent financing with the firehouse. Council President DeSena asked if tomorrow, Ms. Curran canceled all of these ordinances, we would reduce the BAN amount by \$648,000. Ms. Curran replied not the BAN amount, BANS have to be permanently financed, this would be less that you would have to permanently finance. Council President DeSena stated we owe 5 million in BANS right now, we would owe 4.4 million if these are cancelled. Ms. Curran if you cancel, you would owe that much less in terms of permanent financing. She stated in some of the older ones, she would like to make sure everything is spent, not 2017 going forward, but the older ones. Councilman Bruno stated 15-04 was for engineering fees for the turf field, never used. Administrator Tovo asked if it can be reviewed, then a recommendation can be made to Council, some of them probably should be spent, and some canceled. Ms. Curran stated 15-07 and 15-09 are two audit mistakes, they are in the wrong column they are supposed to be in the expended column, 14-02 should be zero, and \$45, 281 is about \$29,000. Councilman Bruno stated if there is \$57,000, and it is for various improvements, the improvement can be knocking a house down. Ms. Curran stated she would like an opportunity to check some of these out, to see when the projects started, and if there are any monies. Council President

DeSena asked to close everything but 16-02 and 17-03. He stated once Ms. Curran checks them, and they can be closed, she can come back and advise Council of the same. Councilman Ullman fully agrees, but if we don't do in a controlled manner, we will miss an opportunity. He stated there are 3 for 2012, 5 for 2013, maybe one year at a time can be done, either cancel or use the money. Council President DeSena stated as Ms. Curran goes through them, starting at 1999, and figures out an ordinance is 100% paid, can be closed, prepare the document that Council needs to sign to close that, just keep going down the list, as many as can be closed, close them or use them for a project.

C. Miscellaneous

1. Exercise programs-follow up (mds) – At the last meeting two women discussed the exercise program in Westwood, which is no longer free of charge for Township residents, they must pay. There are plenty of classes in the Township, the library does have Senior Chair Yoga every Thursday, as well as mat yoga on Tuesdays & Thursdays at the Township, along with Senior Classes. If anyone is interested, please reach out to the Recreation Coordinator, Joe Setticas.

CLOSED SESSION:

Resolution No. 19-207

Closed Session: PBA Negotiations; Litigation-Viviano; Personnel-Police Department

A motion was made by Councilman Bruno, seconded by Councilman Cumming to approve Resolution No. 19-207.

Councilman Ullman stated that the issue of Personnel – Personnel Police Department is possible retirement, which is covered by exemption.

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

Nays: None.

Closed Session

Resolution No. 19-207

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

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

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

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

1. Any matter which, by express provision of federal law or

State statute or rule of court shall be rendered confidential or excluded from the provision of subsection of a. of this section.

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

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

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

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

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

7. Any pending or anticipated litigation or contract negotiation other than in subsection b. (4) of N.J.S.A. 10:4-12, herein in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer. **Litigation-Viviano**

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

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

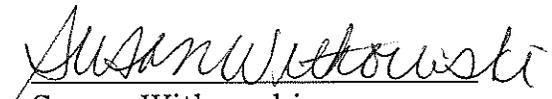
BE IT FURTHER RESOLVED, that it is not possible as yet to fix the time when or the circumstances under which the discussion conducted in Closed Session can be disclosed to the public. It is anticipated that the subject matter under discussion will be made public when finalized.

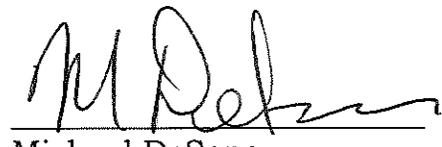
BE IT FURTHER RESOLVED, that notice is hereby given that the Township Council may find it necessary to take action at the conclusion of the executive/closed session; that such action if taken, will occur in open session; that you are invited to stay in the Municipal Building during the executive/closed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

\_\_\_\_\_The Township Council anticipates that an open session will be necessary.

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

Time Noted: 9:05 p.m.

  
Susan Witkowski  
Township Clerk

  
Michael DeSena  
Council President

Approved: October 21, 2019