

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
REGULAR MEETING  
Tuesday, September 3, 2019~7:30 p.m.

CALL TO ORDER: Council President DeSena.

STATEMENT

Welcome to the regularly scheduled Public Meeting of September 3, 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 Bruno, Cascio, Cumming, Ullman, 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

READING OF TOTAL LIST OF BILLS:

The Clerk read the totals of the list of bills representing August 10, 2019 through August 31, 2019.

TOTAL	2018 Reserve	\$500.00
TOTAL	2019 Current	\$1,305,390.40
TOTAL	Capital Fund	\$16,116.67
TOTAL	Animal Control	\$3.60
TOTAL	Trust Fund	\$29,858.43
TOTAL	Grant Fund	\$0.00
TOTAL	Escrow Trust	\$8,661.80

Councilman Ullman stated on page 2, receipts for Central Cashier, check #37884, has it been put in place? Ms. Curran stated the Codes are set up, it will be started after tax season to give Ms. Apar some time. He stated on page 5, check #37900, T&M Associates, line item for a Principal Planner, Supervising Professional Staff, a Group Manager, another Group Manager, and a Senior Professional Staff, he was under the impression we were in the sunseting phase of COAH, that we were waiting for updates and approvals, he doesn't recall seeing this many people working on our project. Attorney Poller stated he has not seen all the bills, but if you look at previous bills you will find people of those ilk in his previous bills over the years, some work on spending plans, some on zoning aspects. He stated as far as the sunseting plans, he doesn't think it is appropriate to discuss where we are with COAH in open session, but it can be discussed in Closed Session. Council President DeSena asked for a copy of the invoices. Councilman Bruno asked COAH falls under the legal budget? Attorney Poller replied some. Councilman Bruno stated these bills should run through you. Attorney Poller stated he has seen some of these bills, maybe all, he does look at the bills to see who works on things, he knows what is going on, and knows they are doing the work, he works with them every day. Councilman Bruno stated these should all be approved by you, because it is in your

Department. Attorney Poller stated he does sign off on as the Director. Councilman Ullman questioned on page 9, check #37917, does this gentleman get a W-2 or 1099, is this stipend or reimbursement? Ms. Curran stated she was told that he may have been a part-time employee, he took this class, then became full-time, he was told upon employment that he would get reimbursed for that. Administrator Tovo stated it is a class, it is an incentive we are using to retain our employees, we cannot attract those who already have CDL's, they are making more money elsewhere, so we will pay for the course, with the agreement they will stay here for a period at least two-years or have to pay it back, it is a reimbursement of an expense, not a stipend. Councilman Ullman stated on page 10, check #37927, Amoroso, charges for Beech, Clark and Gardner Fields, did they also do the work at the firehouse and was that bill received yet? Administrator Tovo stated he believes a different vendor did that, he will have to double-check, that was not paid yet. Councilman Ullman stated he would like to know who did the work there, and was that work in advance of the anticipated building of the firehouse, or was there an issue that needed to be addressed. Council President DeSena stated it was a diseased tree that was taken down. He stated Mr. Scudieri and himself went to Beech, Clark, Gardner Fields and the firehouse to review what was done by Amoroso, he doesn't know if they did the firehouse. Councilman Ullman stated on page 10, check #37931, General Engineering for Boswell, he thought most engineering is associated with a project, and billed to a project. Administrator Tovo stated it is a combination of retainer, plus billing for projects, when he reviewed this, and he apologizes, he didn't see this one, he will check what that was paid for, we do have a retainer for most aspects of General Engineering. Councilman Ullman stated on page 10, check #37933, replace two utility poles, where were those poles located? Administrator Tovo replied these are the poles that the fire sirens were on, one is here on site and one is on Calvin Street.

APPROVAL OF MINUTES:

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

March 4, 2019	Regular Meeting (no conference meeting)
March 18, 2019	Regular Meeting
March 18, 2019	Conference Meeting
April 1, 2019	Regular Meeting
April 1, 2019	Conference Meeting

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

Nays: None.

REPORT OF MAYOR CALAMARI

School Year – School begins on Thursday, September 5<sup>th</sup>, please be aware of children.

SLEO Officer – A new SLEO Officer was sworn in this morning, Antonio Parisi. Parents will probably see him directing traffic, please give him a warm welcome.

9/11 Memorial – The September 11<sup>th</sup> Memorial Service will be held at 6:00 p.m. in the Senior Center

Mayor Calamari stated he does have two sad things to report, long-time Planning Board Member Bernie Golick passed away. The wake was held today, which he attended, the Funeral Mass will be held tomorrow at 10:00 a.m. at our Lady of Good Counsel. He stated there was a pretty bad accident in the Township today,

and he is happy to say all of our emergency personnel really stepped up to the task.

Councilman Ullman stated he has nothing to report.

Councilman Cumming stated his sympathies to the families of those involved in this terrible automobile accident that occurred on Linwood Avenue, as well as the folks in Texas who suffered two mass shootings. He hopes there is a resolution to that sort of thing in the near future. He stated he will be working with the Property Maintenance Officer to tighten up and will bring to Council many revisions of ordinances in order so we can get our goals accomplished in property maintenance.

Councilman Bruno stated he would like to comment on the social media sites, he believes there are a few residents that are unacquainted and not entirely familiar of the complexities of the Township finances and operations, which have changed with this Council since 2016 and up to today. He stated a few of the comments are surplus is just sitting there, which is not entirely true, there was a beginning balance of 4.3 million-dollars, Council decided to use 1.5 million-dollars as revenue to reduce taxes, and to maintain a 2.5 million-dollar balance instead of a 4 million-dollar balance, there is about \$300,000 that went back into the kitty. He stated the Council will also use the one-million-dollars which was generated from the school sale for the DMF building, which sat idle for 20-years. We also eliminated funded unused ordinance money where we paid interest for years and never used the money for capital, probably \$500,000 to \$600,000. He stated we also reduced unnecessary spending, along with budgeting procedures, and unnecessary reserve build-up. He stated another comment was reduced taxes, since 2016 up until this year, taxes have decreased, 2017, 2018 and 2019, the rate is similar to 2015, so effectively the Council has reduced taxes for four consecutive years, which is probably unheard of in any municipality in Bergen County. He stated the last comment that Council members get paid and should not be there, Councilman Bruno didn't do his job as an elected official, screwballs in office, vote them all out, November is voting season, again, its apparent to him that some residents are unenlightened as to what actually has transpired. He stated many council members have come and gone, along with Township Officials, and other persons of interest with political ties and influence, some of which were also paid, none of which, to his knowledge, reduced taxes four-consecutive years, implemented proper budgeting controls to stop the build-up of surplus, used the surplus prudently, used one-million in school money sitting idle for twenty-years, eliminated unnecessary reserve build-up, cancelled funded unused ordinance money, adjusted salary ordinances, where appropriated, purchased soap for employees, fixed up little things in the Municipal Building, Policeman remediation, new doors, replaced flooring, lighting and even grew grass. He stated we all have families and jobs to attend to, and stuff happens, and yes, we do get paid, based upon the history of our success he supposes he can comment as to whether or not prior Town Officials and some employees received compensation and never showed up. He stated if anyone needs any further clarification, his email is on the website, feel free to email him.

Councilman Cascio stated he has no report this evening.

PUBLIC SERVICE ANNOUNCEMENT read by Council President DeSena

Household Debris Pick-Up

Household debris (bulk) pickup will take place the week of September 9<sup>th</sup> on your scheduled day due to the Labor Day Holiday.

### 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 Human 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, 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.

### Annual Fall Festival

The Township's Annual Fall Festival will take place on Saturday, October 5<sup>th</sup> from 11:00 am – 4:00 pm at Memorial Field. The festival this year will feature a "Health and Wellness Theme" and there will also be a "Kids Entrepreneur Corner." For further information, please visit the Township Website.

### E-mail Notices

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

### No-Knock Policy

The No-Knock Policy is still available for registration for those who would like No Knock on their doors.

Council President DeSena stated he and Councilman Cascio met with Mrs. Murphy and Ms. Collins from the Westwood Council twice this summer. He stated we had some productive meetings, we are trying to bring back some services that have been taken away, such as e-recycling with Westwood and a recycling drop-off in Westwood. He stated we would like to get the two towns together for a Memorial Day firework show at Sherry Field, if anyone has any comments or would like to add to it, please reach out to him via his email or cell phone, which is on the website.

### GENERAL PUBLIC DISCUSSION (Five Minute Time Limit)

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

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

Nays: None.

Frank Gozel, 464 Van Emburgh Avenue – Mr. Gozel stated he spoke of the traffic in the area of Van Emburgh, and Administrator Tovo did get involved with some recommendations, that is educate, enforce and put up signage. He spoke of the flashing speed notification, which was part of the education and more police in the area, which is part of the enforcement. He stated Immaculate Heart has no signage for a school zone, vehicles are going way too fast for a school zone. He stated signage, as well as more speed limit signs would help, especially electronic mechanical speed limit signs. He spoke of the IHA girls running up and down the hill in groups, and shade in the area where drivers really do not see people. Administrator Tovo stated we are working on the mechanical signs, normally there would be school zone signs there, but the school did ask for pedestrian crossing signs through the Police Department, not a School Zone sign, the Police Department will be budgeting for those electronic signs next year.

He stated he would like to compliment the DMF, they did an exceptional job for leave pick-up, the area is very clean.

David Snyder, 91 Windsor Circle – Mr. Snyder spoke of an article in The Bergen Record regarding the 30 towns which the Police Department has given approval to for video access via video doorbells, he feels this Township should also be involved, since it is a great tool for prevention as well as having a video tape. A conversation followed on the No-Knock registry sign-up, which is on the Township website, and implementing a yellow line on Pascack Road for people that are running or biking. Council President DeSena stated currently there is a white line in that area, a yellow line can only be on the left side of a vehicle, not the right.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment spoke of the approved Corrective Action Plan, central cashiering, which she feels is a good thing for the Township.

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

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

Nays: None.

#### ORDINANCES

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

##### 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. 19-263 authorizing second reading and opening of Public Hearing for Ordinance No. 19-15.

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

Nays: None.

##### Resolution No. 19-263

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.

No Public Comments.

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

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

Nays: None.

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

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

Nays: None.

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

Ordinance No. 19-21

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 Bruno, seconded by Councilman Cumming, to introduce and pass Ordinance No. 19-21 at first reading by title.

Councilman Ullman asked is this a change from what was presented last week? Council President DeSena replied the Summer Recreation Coordinator was eliminated because it has not been resolved yet, we are moving forward with the one title so that person can be compensated correctly. Councilman Ullman stated there was discussion regarding the other position about two types of compensation, pre-season and regular season. Mayor Calamari stated the coordinator, after the Summer Recreation Program, took his vacation, which delayed some of the research, we will have it the next week or two for the next meeting. Councilman Ullman stated so we don't know what, why, and in what category this person was paid. Mayor Calamari stated we are still looking into those things. Councilman Bruno asked did the employee receive an increase already? Mayor Calamari replied it is still being looked into. Councilman Ullman stated this is outright appalling, which is a term the Mayor used once to speak about him, how many are there that we don't know. Councilman Bruno asked does the CFO know the answer? Ms. Curran replied she does not know. Councilman Bruno asked if the Administrator knows? Administrator Tovo replied he doesn't know, one of the infusion lines was having money that was allocated for regular season and preseason work, that what was asked to be ironed out so we have a better accounting of what he was paid. Councilman Bruno asked who did the allocation? Administrator Tovo replied it was done during the budget process, but when speaking with the employee he had never heard of those categories or payments.

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

Nays: None.

Councilman Bruno stated the Mayor and Council, as he read on social media are not getting increases.

The following resolution, Resolution No. 19-264 was presented and adopted on a motion by Councilman Ullman, seconded by Councilman Cumming.

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

Nays: None.

Resolution No. 19 – 264

WHEREAS, Ordinance No. 19-21 entitled: 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 was introduced and passed at first reading at a meeting of the Township Council of the Township of Washington on the 3<sup>RD</sup> day of September, 2019; and

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 7<sup>th</sup> day of October, 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. 19-21

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        | \$29,000 |
| 2. Registrar                                      | \$2,061  |
| 3. Deputy Registrar, Secretary to Board of Health | \$1,754  |

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.

RESOLUTIONS/CONSENT AGENDA:

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

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

Both Councilmen Ullman and Cascio requested to pull Resolution No. 19-267. Councilman Cascio stated he would also like to discuss 19-268.

A conversation followed on the \$25.00 fee on recreation refunds, which is being charged as part of the refund fee.

After a discussion, Council President DeSena requested resolutions with large amounts, such as Resolution No. 19-269 and 19-270, be put on the Agenda for a separate vote.

Resolutions 19-267 and 19-268 will be voted on separately.

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

Resolution 19-255

Authorize refund of recreation fees, Lacrosse registration Dakik, in the amount of \$120.00

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that the Township Treasurer is hereby authorized to refund the following recreation fees:

Aneta Dakik  
369 B William Street  
Washington Township, NJ 07676

Refund for Lacrosse Registration	\$145.00
Administration Fee Non-Refundable:	<u>\$ -25.00</u>
Refund total Lacrosse Fee	\$120.00

Refund Amount: \$120.00

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; 9-01-95-029-005. Total Certified Amount Not to Exceed: \$120.00. Judith Curran, CMFO

Resolution 19-265

Authorize refund of recreation fees, Cheerleading fees Massoud, in the amount of \$115.00

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that the Township Treasurer is hereby authorized to refund the following recreation fees:

Erin Massoud  
25 Gabriel Way  
Washington Township, NJ 07676

Refund for Cheerleading	\$140.00
Administration Fee:	<u>\$-25.00</u>
Refund total Cheerleading Fee	\$115.00

Refund Amount: \$115.00

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; 9-01-95-029-005. Total Certified Amount Not to Exceed: \$115.00. Judith Curran, CMFO

Resolution 19-266

Authorize refund of recreation fees, Cheerleading fees Esposito, in the amount of \$115.00

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that the Township Treasurer is hereby authorized to refund the following recreation fees:

Lisa Esposito  
653 Beech Street  
Washington Township, NJ 07676

Refund for Cheerleading	\$140.00
Administration Fee:	<u>\$-25.00</u>
Refund total Cheerleading Fee	\$115.00

Refund Amount: \$115.00

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; 9-01-95-029-005. Total Certified Amount Not to Exceed: \$115.00, Judith Curran, CMFO

Resolution 19-269

Authorize resolution providing for the combination of certain issues of bonds of the Township of Washington, in the County of Bergen, New Jersey, into a single issue of general bonds aggregating \$7,250,000 in principal amount

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

Section 1. Pursuant to the provisions of Section 40A:2-26 of the Local Bond Law of New Jersey, particularly paragraph (f) thereof and in lieu of the sale of more than one issue of bonds as provided for in said Local Bond Law, the several issues of bonds of this local unit described in Section 2 hereof, authorized pursuant to bond ordinances of the local unit heretofore adopted, shall be combined into a single and combined issue of bonds in the principal amount of \$7,250,000.

Section 2. The principal amount of the bonds of the several issues of bonds to be combined into a single issue as above provided, the bond ordinance authorizing each of said several issues described by reference to its title and date of adoption, and the period or average period of usefulness determined in each of said bond ordinances are respectively as follows:

<u>Principal Amount of Bonds</u>	<u>Title of Ordinance and Date of Adoption</u>	<u>Period or Average Period of Usefulness (in Years)</u>
\$18,519 bonds	"Bond ordinance providing for the purchase of equipment by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$44,000 therefor and authorizing the issuance of \$41,800 bonds or notes of the Township for financing such appropriation", finally adopted on July 12, 1999 (#99-7 as supplemented by #05-1)	15
\$15,989 bonds	"Bond ordinance providing for the purchase of equipment and renovation of the firehouse by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$50,000 therefor and authorizing the issuance of \$47,000 bonds or notes of the Township for financing such appropriation", finally adopted on August 23, 1999 (#99-12)	15
\$8,436 bonds	"Bond ordinance providing for the improvement of the storm water drainage system in and by the Township of Washington, in the	40

	County of Bergen, New Jersey appropriating \$700,000 therefor and authorizing the issuance of \$161,500 bonds or notes of the Township for financing such appropriation”, finally adopted on April 9, 2007 (#07-4)	
\$7,667 bonds	“Bond ordinance providing for the acquisition of new equipment for use by the Fire Department of the Township of Washington, in the County of Bergen, New Jersey, appropriating \$21,000 therefor and authorizing the issuance of \$20,000 bonds or notes of the Township for financing such appropriation”, finally adopted on April 9, 2012 (#12-06)	15
\$82,567 bonds	“Bond ordinance providing for acquisition of new and additional vehicular equipment by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$162,000 therefor and authorizing the issuance of \$154,000 bonds or notes of the Township for financing such appropriation”, finally adopted on July 23, 2012 (#12-12)	5
\$131,033 bonds	“Bond ordinance providing for the improvement to Memorial Field in and by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$160,000 therefor and authorizing the issuance of \$152,000 bonds or notes of the Township for financing such appropriation”, finally adopted on July 23, 2012 (#12-13)	15
\$639,640 bonds	“Bond ordinance providing for the improvement of various roads in and by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$908,692 therefor and authorizing the issuance of \$865,000 bonds or notes of the Township for financing such appropriation”, finally adopted on May 6, 2013 (#13-06)	10
\$16,067 bonds	“Bond ordinance providing for the improvement of Colonial Boulevard in and by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$300,000 therefor and authorizing the issuance of \$285,000 bonds or	10

	notes of the Township for financing such appropriation”, finally adopted on May 6, 2013 (#13-07)	
\$162,803 bonds	“Bond ordinance appropriating \$285,897, and authorizing the issuance of \$218,274 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”, finally adopted on May 20, 2013 (#13-11)	15
\$77,244 bonds	“Bond ordinance providing for the improvement of the municipal complex site in and by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$94,320 therefor and authorizing the issuance of \$89,604 bonds or notes of the Township for financing such appropriation”, finally adopted on May 20, 2013 (#13-12)	15
\$94,976 bonds	“Bond ordinance appropriating \$235,400, and authorizing the issuance of \$223,630 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”, finally adopted on September 23, 2013 (#13-20)	12.94
\$41,915 bonds	“Bond ordinance providing for the installation of new fencing at Memorial Field in and by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$110,000 therefor and authorizing the issuance of \$104,000 bonds or notes of the Township for financing such appropriation”, finally adopted on September 22, 2014 (#14-11)	15
\$91,348 bonds	“Bond ordinance appropriating \$100,000, and authorizing the issuance of \$95,000 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”, finally adopted on October 20, 2014 (#14-13)	26.51

\$137,876 bonds	“Bond ordinance providing for the improvement of Memorial Field in and by the Township of Washington, in the County of Bergen, New Jersey, making an initial appropriation of \$150,000 and authorizing the issuance of \$142,800 bonds or notes of the Township for financing such appropriation”, finally adopted on March 23, 2015 (#15-04)	15
\$644,277 bonds	“Bond ordinance providing for the improvement of various roads in and by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$750,000 therefor and authorizing the issuance of \$714,000 bonds or notes of the Township for financing such appropriation”, finally adopted on June 1, 2015 (#15-07)	10
\$655,416 bonds	“Bond ordinance providing for the acquisition of new and additional vehicular equipment by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$765,000 therefor and authorizing the issuance of \$728,000 bonds or notes of the Township for financing such appropriation”, finally adopted on July 20, 2015 (#15-09)	5
\$910,575 bonds	“Bond ordinance appropriating \$1,009,000, and authorizing the issuance of \$958,550 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”, finally adopted on April 18, 2016 (#16-02)	10.49
\$570,000 bonds	“Bond ordinance providing for the improvement of various roads in and by the Township of Washington, in the County of Bergen, New Jersey, appropriating \$600,000 therefor and authorizing the issuance of \$570,000 bonds or notes of the Township for financing such appropriation”, finally adopted on May 8, 2017 (#17-03)	10
\$75,024 bonds	“Bond ordinance appropriating \$2,946,123, and authorizing the issuance of \$2,643,927 bonds or notes of the Township, for various	15

	improvements or purposes authorized to be undertaken by the Township of Washington, in the County of Bergen, New Jersey”, finally adopted on June 12, 2017 (#17-04)	
\$1,237,000 bonds	“Bond ordinance appropriating \$1,300,000, and authorizing the issuance of \$1,237,000 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”, finally adopted on May 21, 2018 (#18-06)	9.15
\$11,628 bonds	“Bond ordinance providing for the improvement of municipal property in and of the Township of Washington, in the County of Bergen, New Jersey, appropriating \$125,000 therefor and authorizing the issuance of \$118,750 bonds or notes of the Township for financing such appropriation”, finally adopted on April 27, 1998 (#98-10 as amended and/or supplemented by #98-15)	15
\$1,620,000 bonds	“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”, finally adopted on September 3, 2019 (#19-17)	11.95

Section 3. The following matters are hereby determined with respect to said combined issue of bonds:

(a) The average period of usefulness, taking into consideration the respective amounts of obligations authorized to be issued pursuant to each of said bond ordinances, respectively, is 10.59 years.

(b) The bonds of said combined issue shall be designated “General Bonds of 2019” and shall mature within the said average period of usefulness hereinabove determined.

(c) The bonds of said combined issue shall be sold and issued in accordance with the provisions of said Local Bond Law applicable to the sale and issue of a single issue of bonds.

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

(a) None of the bonds of the several issues of bonds described in Section 2 hereof has been heretofore sold or issued and the several bond ordinances described in Section 2 hereof have not heretofore been rescinded and now remain in full force and effect as authorizations for the amount of bonds set

forth opposite the title of the several bond ordinances described in said Section 2 hereof.

(b) No bonds are authorized by any of the bond ordinances described in Section 2 hereof, except bonds in the amount set opposite the title of said bond ordinances in Section 2 hereof and except \$1,404,000 under ordinance no. 19-17.

(c) The several purposes for the financing of which the bonds described in Section 2 hereof have been authorized to be issued pursuant to the respective bond ordinances described in Section 2 hereof are purposes for which bonds of this local unit may lawfully be issued pursuant to said Local Bond Law and are not purposes for which a deduction may be taken in any annual or supplemental debt statement of the local unit.

Section 5. This resolution shall take effect immediately.

#### Resolution 19-270

Authorize resolution determining the form and other details of \$7,250,000. General bonds of 2019 of the Township of Washington, in the County of Bergen, New Jersey, and providing for their sale

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

Section 1. Terms of Bonds. The \$7,250,000 General Bonds of 2019 (the "Bonds") of the Township of Washington, in the County of Bergen, New Jersey (the "Township"), referred to and described in the resolution adopted pursuant to the Local Bond Law of the State of New Jersey, by the Township Council of the Township on September 3, 2019, entitled "Resolution providing for the combination of certain issues of bonds of the Township of Washington, in the County of Bergen, New Jersey, into a single issue of General Bonds aggregating \$7,250,000 in principal amount" and authorized by certain bond ordinances of the Township therein described, shall be dated the date of delivery thereof, shall bear interest payable semi-annually on November 1 and May 1 in each year, commencing May 1, 2020, expressed in a multiple of 1/8 or 1/20 of 1%, shall mature in the principal amount of \$800,000 on November 1 in each of the years 2020 and 2021, \$750,000 on November 1, 2022, and \$700,000 on November 1 in each of the years 2023 to 2029, both inclusive and shall each bear a distinctive number to distinguish it from all other General Bonds of said issue.

Section 1. Book-Entry-Only Bonds. The Bonds shall be issued by means of a book-entry system with no physical distribution of bond certificates made to the public. The Bonds shall be issued in registered form and bond certificates for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC"), registered in the name of its nominee Cede & Co., and immobilized in its custody. A book-entry system will be employed, evidencing ownership of the Bonds in principal amount of \$5,000 or any \$1,000 increment in excess thereof, with transfers of ownership affected on the records of DTC and its participants pursuant to rules and procedures adopted by DTC and its participants. The successful bidder, as a condition to the delivery of the Bonds, will be required to deposit the bond certificates with DTC, registered in the name of Cede & Co. So long as Cede & Co. is the registered owner of the Bonds, principal and redemption price, if any, of and interest on the Bonds will be payable by the Township or its agent to DTC or its nominee as registered owner of the Bonds. The Bonds shall be executed in the name of the Township by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, under the seal of the Township affixed, imprinted or otherwise reproduced thereon and attested by the manual signature of its Township Clerk.

Section 2. Redemption. The Bonds maturing prior to November 1, 2027 are not subject to redemption prior to maturity at the option of the Township. The Bonds maturing on or after November 1, 2027 are subject to redemption prior to maturity at the option of the Township upon notice as

described below in whole or in part, in any order of maturity and by lot within a maturity if less than all the Bonds of such maturity are to be redeemed, on any date on or after November 1, 2026, at a redemption price equal to 100% of the principal amount thereof, together with interest accrued, if any, to the date fixed for redemption. Notice of redemption shall be given by first-class mail, postage prepaid, to the registered owners of the Bonds or portions thereof to be redeemed, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of any proceedings for the redemption of Bonds. If notice of redemption shall have been given as aforesaid, the Bonds or portions thereof specified in said notice shall become due and payable at the redemption price on the redemption date therein designated and if, on the redemption date, moneys for payment of the redemption price of all the Bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such Bonds shall cease to accrue and become payable. Less than all of a Bond in a denomination in excess of \$5,000 may be so redeemed, and in such case, upon the surrender of such Bond, there shall be issued to the registered owner thereof, without charge therefor, for the unredeemed balance of the principal amount of such Bond, Bonds of like designation, maturity and interest rate in any of the authorized denominations.

Section 3. Form of Bonds. The Bonds shall be in substantially the following form with such changes and modifications as may be required, necessary, convenient or desirable for delivery thereof:

Resolution 19-271

Authorize refund of redemption of certificate in the amount of \$22,641.70, plus premium in the amount of \$27,500.00, total amount of \$50,141.70 for 1115 Linwood Avenue, Block 2502.03, Lot 2, tax lien, delinquent 2017 taxes

WHEREAS, at the Tax Sale held on November 6, 2018, the Township of Washington sold a tax lien for delinquent 2017 taxes on Block 2502.03, Lot 2, also known as 1115 Linwood Avenue, owned by William & Muriel Diggs; and

WHEREAS, Tax Lien Certificate #18-00003 was sold to CHRISTIANA T C/F CE1/FIRSTTRUST (C & E Tax Lien Fund 1); and

WHEREAS, CHRISTIANA T C/F CE1/FIRSTTRUST paid a premium of \$27,500.00 on the date of the tax sale for Tax Sale Certificate #18-00003; and

WHEREAS, the tax office received a payment for redemption of Certificate #18-00003 in the amount of \$22,641.70; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector be authorized to refund \$22,641.70, plus the \$27,500.00 premium, payable to: CHRISTIANA T C/F CE1/FIRSTTRUST (C & E Tax Lien Fund 1), PO Box 5021, Philadelphia, PA 19111-5021:

Tax Lien	\$3,903.72
2% Redemption Penalty	78.07
Subsequent Taxes	16,553.41
Subsequent Interest	2,053.50
Recording Fee	53.00
	<hr/>
Sub-Total	\$22,641.70
Premium:	<u>27,500.00</u>
<b>TOTAL DUE:</b>	<b>\$50,141.70</b>

**For Informational Purposes:**

**1099**

Sub Interest: \$2,053.50

2% Penalty: 78.07

**\$2,131.57**

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 2019 Township's Tax current 9-01-95-005-000; Budget; and Trust account, T-12-56-850-8 Total Certified Amount Not to Exceed: \$50,141.70; Judith Curran, CMFO

Resolution 19-272

Authorize refund of overpayment of Q3 2018 property taxes, 288 Beech Street, Block 4408, Lot 11, in the amount of \$281.29

WHEREAS, an overpayment was received by ServiceLink, who paid Q3 2018 property taxes on behalf of Robert & Theresa Gilson, 288 Beech Street, Block 4408, Lot 1; and

WHEREAS, under the N.J.S.A. 54:3-27.2, tax overpayments shall be refunded to the payer; and

WHEREAS, ServiceLink has requested that the refund be made directly to the homeowners instead of to them; 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 in the amount of \$281.29 to Robert & Theresa Gilson, 288 Beech Street, Township of Washington, NJ 07676.

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 2019 Township's Tax current account. Total Certified Amount Not to Exceed: \$281.29; 9-01-95-0040-000. Judith Curran, CMFO

Resolution 19-273

Authorize refund of overpayment of Q4 2019 property taxes, 94 Sussex Road, Block 3407, Lot 14, in the amount of \$500.00

WHEREAS, Homestead Benefits were credited for the 4th Quarter 2019 tax installment to Block 3407, Lot 14, 94 Sussex Road, Jack & Barbara Inserra, and;

WHEREAS, the homeowner is exempt as a totally disabled veteran. Per New Jersey Statute 54:3 27.2, overpaid taxes are to be refunded to the homeowner, and;

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector be authorized to issue a refund to the above in the amount of \$500.00.

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 2019 Township's Tax current account; 9-01-95-004-000. Total Certified Amount Not to Exceed: \$500.00; Judith Curran, CMFO

Discussion on Resolution 19-267 (Approval of the Corrective Action Plan for the 2018 Audit recommendations)

Councilman Ullman stated finding number 1, Corrective Action, General Ledger and subsidiary ledger for tax overpayment should be reconciled, the new CFO has already implemented this, and it was corrected immediately, but who is responsible for this going forward? Ms. Curran stated the Tax Collector should be giving a monthly report to the CFO informing her as to what is being transferred, overpaid, and refunded as an overpayment, which would be booked to the General Ledger by the CFO, and that historically wasn't done here for a few years. Councilman Ullman stated the CFO, meaning Ms. Curran, would react to a report that is provided by the Tax Collector. Ms. Curran replied yes. Councilman Ullman asked in terms of the breakdown that was discussed here, was the information not being recorded to the ledger, or not being prepared to record. Ms. Curran replied there was no reporting done, so she thinks the auditors came in and they ran the reports, they had to actually put something in the financial statements. She stated when she went back, she reconciled, there were many different issues, there was no reporting of transferring of overpayments to the CFO, they were different on the General Ledger side, so she had to reconcile all the tax on the General Ledger side. Councilman Ullman asked the General Ledger is now reconciled? Ms. Curran replied yes. Councilman Ullman asked on the tax books, are those overpayments properly reflected? Ms. Curran replied her recommendation is going forward, she did speak to the Tax Collector and told her what she should do is have a monthly report to her and actually tell her what she is doing with the overpayments, this should be done on a monthly basis, it was done every four or five months, or quarterly, but it should be done every month. Councilman Ullman asked has Ms. Curran made that recommendation not only to the Tax Collector but also to the Administration? Ms. Curran replied she doesn't know if Administration would be involved in that, she doesn't think they would. Councilman Ullman asked if Ms. Curran has oversight of the Tax Collector? Ms. Curran replied she believes she is supposed to, but she doesn't really know if she does, she is not the Director of Finance, she doesn't really know if the Tax Collector reports to her, she was trying to get the tax records and finance records straightened out. Councilman Ullman stated the auditors have identified a situation, it has been corrected historically, he is trying to see if we have a plan to correct it going forward, and if Ms. Curran and the Tax Collector agree to something, and it is not within your power on either side to do that, he is asking is the Administration and the Mayor supporting this process and can this be put in place. Administrator Tovo stated we haven't had this discussion as of yet, but he is in agreement that it makes sense, we will discuss it further. Councilman Ullman asked number 3, do we know where we stand on Current Interfund Outstanding and is there a process in place to ensure these are reconciled going forward. Ms. Curran replied stated she cleared all of them, with the exception of one she is questioning, there was on interfund for \$9,200 payable for LOSAP, and it goes back two or three audits ago. She did call the company and she has no record of it being owed to them, she said it could be that maybe people did not send in their paperwork, but if they don't have the paperwork perhaps it should not be paid, she is going to hold off and see where that stands because we may not actually owe it, that is the only one that is outstanding right now. Councilman Ullman asked would that imply if it is a LOSAP payment that an activity credit, for lack of a better term, was not paid. Ms. Curran replied what it usually means is that people did not put in the proper paperwork to qualify. Councilman Ullman asked do we know if it is the Fire and Ambulance LOSAP accounts. Ms. Curran replied she doesn't know which one in particular, but she believes the person who was doing that has a list, she will ask for the list and see where it stands, since it does go back three to four years. Councilman Ullman asked can Ms. Curran keep the Council up to date on that. Ms. Curran replied sure. Councilman Ullman stated number 5, accounts payable subsidiary ledger should be reviewed for aging and completeness prior to cancellations, would that apply also to accounts receivables. Ms. Curran replied the account receivables that we have the majority of is taxes, that is reviewed when tax payments are received, right after the tax quarter delinquent notices go out, and then the tax

sale, so that lets you collect the accounts receivables. She stated we do have some revenue receivables, we watch for the cable franchise checks, sewer bills went out, those payments came in, recreation fees, they are monitored all the time to see if they are coming in. Councilman Ullman asked would any grant receivables be captured. Ms. Curran replied she does have a list of those that she is monitoring right now, in the last bond ordinance we will be getting \$111,000 for DOT, which is on her radar. Councilman Bruno asked is the Township getting reimbursed for road work, such as PSE&G. Administrator Tovo stated the only company typically or was paying escrow up front was SUEZ, we bill PSE&G as we go, as well as the other large utilities, if we have smaller companies that we do not have an established relationship with, we ask for the money up front, all of the money flows through the Police Pay Trust Fund. Councilman Ullman asked are the outside billing trust funds fully reconciled at this point. Ms. Curran replied she doesn't believe they are, she thinks the two people handling them have different balances, and she probably will help them reconcile them. Councilman Bruno asked does Ms. Curran know the last time they were reconciled? Ms. Curran replied she is not sure. Councilman Ullman asked in terms of timing, he would imagine that the officers who performed the duty, are looking for their money immediately, how are we funding that if there is none, are we running it through the trust. Ms. Curran replied her understanding is once we are billing them, since they get paid once a month, the money is supposed to be in, in time to pay them. Administrator Tovo stated there have been no issues with funding to pay the officers, if the money was not there, they would have to wait on it. Councilman Bruno stated number 9, the opening of bank accounts without signatures, was that done properly. Ms. Curran replied that actually was open, the person in charge and herself signed off, however the auditor stated he wanted a higher approval, perhaps Council, also this was running through the Police Department, they had several accounts, and he wants it all running through her, so she has taken care of that, it is all running through her as a separate fund, which she reconciles. Councilman Bruno asked what is the status for online refunds. Ms. Curran replied in the past, the person who was doing recreation did an online reimbursement, the program was paid via credit card and the refund was done the same way, he was just following suit, and the auditor recommended it not be done that way, that it goes through a resolution. She stated Community Pass printouts does show who is getting a refund.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-267.

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

Nays: None.

#### Resolution 19-267

#### Approval of the Corrective Action Plan for the 2018 Audit recommendations

WHEREAS, the Township of Washington has received a report of audit for the year ending December 31, 2018; and

WHEREAS, the New Jersey Division of Local Government Services requires that the Chief Financial Officer submit a Corrective Action Plan for all recommendations in the audit within 60 days of receipt of the Report of Audit; such Audit having been received by the Township Clerk of the Township of Washington on July 11, 2019;

WHEREAS, the Chief Financial Officer, in accordance with the requirements promulgated by the Division of Local Government Services, has developed a plan to address the recommendations listed by the auditor;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the

Township of Washington in the County of Bergen, New Jersey, hereby approves the Corrective Action Plan for the 2018 Annual Audit.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby directed to transmit a certified copy of this resolution and its attachments to the New Jersey Division of Local Government Services.

Discussion on Resolution 19-268 (Authorize submission of Chapter 159 budget amendment for matching grant to Bergen County Open Space Trust Fund for construction of Bocce Ball Court at Senior Citizen's Park, fiscal year 2018)

Councilman Cascio asked would there need to be appropriations on the grant. Ms. Curran stated the actual grant called for a matching grant, by the Township which was never done way back when, in 2017. She stated she had to do it this way, she has to have the \$30,000 we were getting from the County, and the \$30,000 which the Township has to match, which will be raised in next year's budget.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-268.

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

Nays: None.

Resolution 19-268

Authorize submission of Chapter 159 budget amendment for matching grant to Bergen County Open Space Trust Fund for construction of Bocce Ball Court at Senior Citizen's Park, fiscal year 2018

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 which also called for a matching grant from the Township of Washington. Such matching grant to be raised in the 2020 current budget as a deferred charge.

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

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

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

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 annual budget; G-02-41-800-002. Total Certified Amount Not to Exceed: \$30,000.00 Judith Curran, CMFO

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

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

Nays: None.

Time noted: 8:26 p.m.



Susan Witkowski  
Township Clerk



Michael DeSena  
Council President

Approved: December 30, 2019



TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
CONFERENCE MINUTES  
September 3, 2019

CURRENT BUSINESS

**Administration**

1. Project tracker

Administrator Tovo stated the following on the project tracker:

Road Program – Final RFP will be completed this week.

Intersection – No update on the intersection

ADA curb cuts – Contractor is scheduled this Fall.

PSE&G – Work is still being done, the Township Road Program is being coordinated around them, one will not affect the other as far as paving goes.

Class VII Dump Truck – A PO is being prepared for both the truck and the body, both under State contract.

Class V Truck – No change.

Breathalyzer – No update.

Radio System Upgrade – Currently testing the radio supplied by the County, it may be an opportunity to utilize the County system while still maintaining our own dispatch. Councilman Ullman asked was a company engaged to assist us with this at some point. Administrator Tovo replied we did, the company has been very helpful in evaluating our current system, as well as the State system, but the testing of the radios has to be done in the field by officers, otherwise we would be paying that consultant much more than we are. He stated information was received that to go on the County system, we would have to go with their dispatch, that turned out not to be true, so it is worth looking and evaluating the County as a third option. Councilman Ullman stated there are three options, a completely new system, State and County. Administrator Tovo stated there will be three once we are done with this phase of it, each one will have a price-tag associated with it, we do have numbers for the State radio system, upgrading our local System, we now have to compare that to both the liability and the cost of the County, we will be coming back to Council with the three options, the County option is the last option that is being evaluated. Councilman Ullman stated the current system is an old system, is it going to have to be an actionable item December 31<sup>st</sup>. Administrator Tovo replied no, its not.

Renovation to DMF – No update.

Basketball Court – RFP will go out this week.

Signage - Councilman Bruno asked that a stop sign at indicating “Caution Children” that is located at Ridgewood Boulevard East be looked at, since it is rusty and faded, as well as a sign at the end of Jackson Avenue, yellow arrow is faded. Administrator Tovo stated the Township has purchased a great deal of stop signs, which are being worked on when there is a crew available. He stated this particular line item pertains to the upgrades our “Welcome to Washington Township” signs, as well as signage for the building. He stated stop signs were

funded out of the current budget, we did spend an equal amount of those signs, also when roads are repaved the signs are replaced with new signs.

Memorial Field – No update.

Grant Writer – Grant writer has met with Department heads, Administrator Tovo will meet with him next week. Councilman Ullman asked if the Grant Writer presented a list of who is asking for what. Administrator Tovo stated yes, we do, the next time will be to prioritize and the availability of grants for those purposes, he hopes to have some progress at the next meeting. Councilman Ullman stated understanding that there might not be a grant available, but a need still exists to get a full list of wants from the Departments, and then evaluate that if there is grant money or needs to be considered for budgeting in 2020. Administrator Tovo replied that can be done.

Townhall Lighting – Once the contractor is finished with school projects, our project will be next.

WCTV Upgrades – The installation is underway and should be wrapped up shortly.

Court Room Upgrades – Looking at final pricing.

Flags – The wrong poles were shipped; new ones are in and will be picked up this week.

Police Department – New computer monitors have been ordered, working on pricing the bleachers, again should be completed by the end of the week.

Police Department Vehicles – Vehicles have not been ordered, the Administrator received information last week, and will review it this week.

Town Hall Access Control – Councilman Ullman stated he had called Ms. Curran last week, since this caught his eye. He stated the general comments, when we spoke about contracts and agreements required to be advertised, we had a discussion and the Town Hall Access Control, if it exceeded \$40,000 and was required to go out to bid, contracts issued, following that type of guideline. He stated it seems as though now the project is under \$40,000, is that correct. Administrator Tovo replied there were a number of working estimates from a few different companies on this project, most of which were on the enterprise level, in the area of \$90,000. He stated we started to scale back, look at other options, that brought the number down, also had some options with hardware, we kept driving the number down, we are below that number based on the two estimates from the two companies we are currently working with. Councilman Ullman stated his concern is that we didn't put this out to bid, didn't receive bids, working on contracts that may have not been reviewed by legal, we are sort of chipping away at it so it falls under a specific threshold so it can move forward. He stated if the project costs \$90,000, we should have gone out to bid, a bid review, specifications, PO's, he feels we should have a lot more rigor around this, and we don't have that rigor. He stated we are finding a way to get it under a number that requires that rigor, based on his understanding of the situation, that is his reading of what is going on, it seems we are trying to avoid doing things a certain way and that \$40,000 threshold is an important number in that type of enforcement. Administrator Tovo stated his comment on the \$90,000 was regarding some of the first solutions we looked at, which were wireless handsets, and things of that nature, which would have driven this project up into that range. He stated yes, we have been trying to drive the price of the project down to save the taxpayers money on this, but he will take a second look at this to make sure everything is where it needs to be. Councilman Cascio stated he appreciates that, but if we are trying to get the best system for the money, you

must go out and bid for this, not start at \$90,000, chopping stuff off a project just to get us under \$40,000, that is not the way to do business, that is wrong, you want to go out to bid, get your specs of what you think the Township needs for that project, then get sealed bids, getting the best number you can. He stated it is like him going out to buy \$20,000 car, but taking out the radio and power seats so he can get it under \$10,000, that is not how business is done, that is wrong. He stated the whole process of doing the system was done incorrectly, that is not the way it is supposed to be done, that is not how it works. He stated there is a process that towns are supposed to take, not trying to squeeze out the process so it works, so you don't have to go through the hoops, the hoops are required for a reason, not to avoid them, but to do them, so you get what the Township residents required need for the right price, he is not an isolated incident. Councilman Ullman stated in his opinion a bid packet should have been prepared, gone out to bid, when bids are received for \$90,000 we could have assessed if that is an appropriate amount or not, and decided do we want to spend \$90,000, or is there a less expensive option, and go out to bid with that less expensive option. He stated we had crossed the \$40,000, and we are finding a way of getting it under \$40,000 to avoid this, if we were to gather all of the payments associated with this project, would it exceed \$40,000, he is guessing it probably would, therefore it should have been bid, and he doesn't understand why it wasn't, but perhaps the Mayor can explain why it wasn't. Mayor Calamari stated he cannot explain it off hand, Administrator Tovo stated he would look into it and see if it was done correctly and report back to Council. He stated Councilman Cascio indicated it was not an isolated incident, does he have any other incidents that he believes are happening like this. Councilman Cascio stated he will go back to the history of the Council and find them, it is not the first time, it has happened in the past, it needs to end here. Councilman Ullman asked do we know what the pricing is for court room upgrades, and it is strictly for holding court here in this Chamber. Administrator Tovo stated the metal detector would only be needed for Court. Councilman Ullman stated the former Administrator had discussions about doing Court in Paramus, depending on what this number is, do we want to revisit that process or move forward with this. Administrator Tovo stated it was revisited, but we felt that keeping our Court here, streamlining the operation. Council President DeSena stated there were follow-up discussion, but Linda Lasini came back with some proposals which made it work by changing some things around, and it did include improvements required. Administrator Tovo stated he doesn't believe the price of the metal detector was \$110,000, and that should not be the type of item that would drive us towards a shared Court. Council President DeSena stated the changes that Ms. Lasini made would make it beneficial in keeping it in the Township. Councilman Cascio stated in the past we tried doing Court with other towns, but it seemed to be beneficial to stay in the Township. Councilman Bruno questioned if the QPA should handle this. Administrator Tovo stated only wiring has been done, it is not handled by a QPA.

## **II. Council**

### **A. Ordinances and Legislation.**

#### **1. Commuter Parking Draft Ordinance (sw) – Township Clerk**

Witkowski state the copy has been cleaned up, given to Council to review, to see if there are any other changes. She stated the only thing that was omitted was a fee for a replacement tag, it is up to Council if they want to insert that. A conversation followed on including the option to park at the bank, which is currently available only if there is overflow, and is temporary. Council President DeSena stated if any Council members have any comment, please reach out to the Township Clerk.

2. Deputy Treasurer (sc) – Councilman Cascio stated in the present Code we have four people that can sign checks, that is the Township Treasurer, Director of Finance, Deputy Treasurer, and the Mayor. He stated currently we don't have a Township Treasurer, no Director of Finance, but we do

have a Mayor and Deputy Treasurer. He stated the biggest safeguard in having someone sign vouchers and checks is to have someone that responsible in a way that they could probably be penalized, in the former section that was revised before 2013 we had a CFO who holds a license, he would like to introduce the CFO back into the mix, for more oversight, he would like to amend 15-03 and add the CFO. He stated he would also like the Mayor to appoint the Treasurer and the Director of Finance, since we do not have one. Councilman Cascio asked Council to give him their thoughts. Mayor Calamari stated Ms. Curran, in our conversations, he thought she said she could sign checks. Ms. Curran replied she actually thought she was the Treasurer. Attorney Poller stated the Codification re-did our entire Code, it is Chapter 7, Department of Finance, Ordinance No. 15-03 no longer exists, nor does any of the other ordinances. He stated that doesn't mean that you cannot change what you have, if you want someone to sign a check, you can do that. Councilman Cascio stated he will look through it one more time.

3. Rose Court – NJ Title 39 applied (sw) – Township Clerk explained Title 39, requiring signage for no parking, as well as a letter of recommendation. Council President DeSena stated Rose Court is not a Township road, but we are giving the ability for an officer to go onto private property to give a ticket. Attorney Poller stated it gives the officers the ability to enforce the traffic laws on private property, if Council agrees, a resolution can be passed. He stated the second part is they are requesting "No Parking" at all times, they are asking Council to amend the ordinance, he doesn't know if we have any other private roads. Administrator Tovo stated Title 39 is strictly for parking, if you illegally parked and a car cannot go by. Attorney Poller stated he will review it and get back to Council.

#### B. Financials

1. Forensic Accountant (review engagement letter) (rb) – Councilman Bruno stated he made several phone calls, and he would like to begin the process, he thinks a forensic accountant should look at our books and records. Council President DeSena stated since it is a Professional Service, we have to go out to bid. Councilman Bruno stated it is \$10,000, it is not a retainer, why do we have to go out to bid. Councilman Ullman stated it is a professional service we can circumvent that, as we do for all of our professional services. Council President DeSena requested revision to the letter, since it is not a retainer.

A motion was made by Councilman Bruno, seconded by Councilman Ullman, to approve the engagement of a Forensic Accountant.

Ayes: Councilman Bruno, Cascio, Ullman.

Nays: Councilman Ullman, Council President DeSena.

2. Request Establishment Council Finance/Capital Reporting Committee (rb) – Councilman Bruno stated based upon everything, he would like to establish a Finance Capital Reporting Committee, call it what you will, to track capital projects, and be able to report to the tax payers, what was spent, where and the proper documentations, forms. Council President DeSean asked isn't that what Ms. Curran is doing? Councilman Bruno replied he doesn't know, but he would like to have a committee involved. He is talking about the firehouse, the fees, what was spent, proper documentation. Ms. Curran stated she doesn't think it hurts to have a Finance Committee, but that is up to Council. Councilman Ullman stated we have quite a large number of big projects along with a project tracker, meetings with bond council, auditor, prior auditor, need to increase the visibility, information is out there, don't think presented as visible to the Township residents, even to the Council. Council President DeSena stated we are getting year to date financials from Ms. Curran, which we have never gotten, she is making leaps and bounds on this information to us, and to

introduce another level of oversight right now, he thinks you need to give Ms. Curran the ability to do her job. He stated Ms. Curran has a license, and the buck stops with her, and he believes that is why she was hired, she has the licensing along with the knowledge to do the job. He understands we have a lot of projects, but between the professionals that are involved, he doesn't see the need for this. Councilman Ullman stated for each ordinance that was passed, we should have a report that is provided, what was approved, what has been funded, spent, dates, projects and duration of time. He stated to date he doesn't know if everyone knows how much of the \$400,000 that was approved for the firehouse has been drawn down or paid out, you would have to go through multiple billing reports to find that information, year to date financials, it may be year to date, but not project to date. He stated we just approved a consolidation of bonds and notes, 7/12/99, \$18,000 is remaining, can anyone tell us how much is left? He doesn't doubt that Ms. Curran has been doing her work and the weight of others, virility and transparency has been increased. Attorney Poller asked what is the committee supposed to do, committee cannot get involved via the Administration, all it can do is it can report back to the Council. Councilman Bruno stated to look at things and report back to the Council, so Council understands. Council President DeSena stated that is done now. Councilman Bruno stated he doesn't understand why there is a resistance to have a committee to track capital projects, since multi-million-dollars will be spent in the next few years. Attorney Poller stated you can certainly have committees to do whatever you like, track whatever you like, there is nothing wrong with it, they can report back to you, but he wants to make sure you start getting involved in the CFO's job or Administrator's job. Councilman Bruno stated he is very clear in what he is trying to get at, he is not getting involved in their jobs. Councilman Ullman stated he agrees, at one point, he believes Ms. Groh started compiling a binder of each bond ordinance or financing ordinances with general ledgers and support, it took four or more years to cancel some of these ordinances, if there are additional hands that can take basic financial information making it usable to the council they can evaluate more readily and clarity what is going on. He stated all of us just voted to bond 7.2 million-dollars, he challenges anyone if he picks any one of these ordinances, what is it, went to Ms. Curran or Mr. Tovo as it would take some time to figure it out. Council President DeSena stated any one of us can track that \$400,000, if we approve \$400,000 for professional services, until it gets to \$380,000 someone comes to me and says we are going to go over \$400,000, then the bells and whistles should go off in our heads, questions should be asked are we on budget or not on budget. Councilman Bruno asked did Council President DeSena know that lacrosse was overspent? Council President DeSena replied yes, that was stated last year. Councilman Bruno stated we overspent what was put in the budget and we don't know. Council President DeSena stated it just got overspent in the previous report, lacrosse was overspent, he doesn't see the need for it. Attorney Poller stated you can have as many committees as you like, do whatever you like, but if you expect the committee to have access to the administrative employees, tell them what to do and start getting information from them, then there will be some issues, because the Administration runs the Administration, reports to Council. Councilman Ullman stated as a Council or individual he can OPRA any of that, you just said we cannot tell the administration what to do or ask individuals within the administration for information. Attorney Poller stated he said the committee cannot sit down with the CFO and start having conferences, information you can get 100% information and should, whatever you want you should get, no question, all he is saying that he doesn't want someone to be under the impression that if you name a two person committee, and they say "Chief Financial Officer we would like to meet with on Wednesday, and bring with you all the books and records, all the ordinances, we are going to sit and find out things" the government doesn't work that way, the government can work if you want information, you don't have to OPRA it, you're a councilpersons ask for it, make a list of all the things you want, either at Council meetings or outside Council meetings. Project trackers have been changed, reporting has been

changed, a million things have been changed, if you want more information you can do that too. He stated when you start to say let's have a committee, his concern is what is the committee, what is the charge of the committee, the power of the committee, as far as information, it is yours, all of your information. Council President DeSena stated most of the questions that are on the Conference Agenda he tries to get, Councilman Bruno had a question on emails, if they are accessed or not accessed any longer, the Township Clerk is able to get it. Councilman Cascio stated he doesn't like building another layer. If information is needed, ask for it, at this point he doesn't want to do, he understands Councilman's Ullman's position, we do have immediate access to information, we can start a committee within the Council, working together, i.e. present firehouse information, easier for everyone involved. Council President DeSena stated the situation with the lacrosse, last year we would not have found that overage until budget time, by having Ms. Curran those year-to-dates on monthly basis we now see it. Councilman Bruno stated he thinks the whole point is being missed on what he is trying to get to, it is a report mechanism, which is done in any big company, a folder, and tracking. He stated the reality is there is one person right now as CFO, who is bombarded with 10, 15 years worth of nonsense, trying to dig herself out of a hole, which will never happen within the next year, the CFO did state it doesn't hurt to have a Finance Committee, he can ask for all the information he wants, but Ms. Curran will be bombarded. Councilman Cumming stated this is another layer of supervision of the new CFO, who has barely got her feet on the ground, he feels it is politically motivated, and doesn't think it needs to happen at all. Councilman Bruno stated there is no political motivation. Mayor Calamari stated we have always been transparent, any information that has been asked for has been provided, he would like to suggest instead of creating a committee, if the Council can come up with say the format of a spreadsheet, each different sheet is an ordinance, with four or five different columns, which would show things as they are being drawn down, that would be easy enough. He doesn't see the reason for a committee if we give that information to the whole Council. The one thing he would ask you come up with, the information you want, work it through the administration, we will work with Ms. Curran on it and see if there is enough staffing to do it, if it takes an hour a week, ten hours a week, then we will get back to you, it gets the Council what they are looking for without the need of a committee.

3. Year to date financials through August 2019 (rb) – Councilman Bruno stated received, thank you.

4. Cancelled ordinances/road program (rb) – Councilman Bruno asked what is the process of getting the money into the Road Program. Administrator Tovo stated we are breaking it down by projects, identifying some smaller ones to get funding, catch basins do need repairs, they are being covered by field ordinances, some of the smaller paving jobs will also be covered from there and be done before the end of 2019, the rest of the 2019 Road Program will be done in the Spring of 2020, due to the weather. Administrator Tovo stated Boswell seems confident that we will have our RFP out in time to get the smaller projects completed in 2019. The rest of the work projecting to be done in the Spring of 2020 with 2020's Road Program, late summer/early fall, currently we are shooting for before the end of the year. Ridgewood and Washington cannot be paved until the ADA curb cuts are done, which may be in the Fall, it all depends on timing.

5. W-9 Vic Fadini (rb) – Councilman Bruno stated in going back and looking at the past financials, Mr. Fadini is issued a 1099 and checks are made payable directly to Vic Fadini, he would like to know why. Ms. Curran replied she did some research on that, and she did inform Mr. Fadini he would have to fill out a W-9, and will be getting a 1099. She stated he does pay insurance on our behalf, but State Statute states if she cuts checks to anyone that is not an LLC or Corporation, they must receive a 1099. She stated her

understanding is that there are certain policies that JIF does not administer, so Mr. Fadini, as part of the underwriting process, gets those policies, one is for Recreation, and one is for the Volunteer Fire and Ambulance, so he gets a check and in turn pays that policy on the Township's behalf. Councilman Bruno asked is this an LLC we are paying? Ms. Curran replied we are paying Mr. Fadini, and he actually pays the policy, she did get the two policies, and it is the exact amount, she matched them up.

#### Miscellaneous

1. Copies of all summonses issued to Viviano property, amount collected, and amount outstanding (rb) – Administrator Tovo stated he was never asked to compile a report on this, he did have a discussion with the Council President regarding this. He stated the file on this property is rather large and goes back many years, this year we have been focused on trying to get the remainder of what is on that property cleaned up. He stated we made substantial progress, with debris clean-up, had a little bit of a fall off with communication due to some events within their family, but we have been able to regroup, and they are scheduled to have someone on the property tomorrow to see what it would take to remove the remaining vehicles that are there. He stated at this point we expect to have a resolution as to the time-frame of when they are going to be removed, if we don't have that information by weeks end, we did advise them that summonses will be issued. Councilman Bruno asked have summonses been issued? Administrator Tovo replied no, prior to that he doesn't know the answer, but they were told we need an answer by the end of the week as far as the schedule for removal of the vehicles. The dumpster was removed earlier in the year and he stated our deal has been, once they tell us it has all been remediated, we will go in for inspection if that is the case. Councilman Cumming stated may he suggest that a summons be issued with a Court date at least two weeks in the future, if they do not comply then you are on your way to Court, that will give them Prior Use of Notice. Administrator Tovo stated his concern is the Code Enforcement is telling us he is getting cooperation, so why jeopardize the cooperation. Councilman Ullman stated understanding they have a right to their private property, and they have the right to allow or disallow people on it, but if there is something that is visible from the street, if you are on Van Emburgh looking down the driveway/path, there is at least two vehicles that are visible, a trailer from tractor trailer with its door up, and rotting something inside. Even if we don't have the cooperation of the Viviano's or owners, if that visible assessment can be made and it is apparent, why do we need their cooperation. Administrator Tovo stated there are areas of that property that residents complain about that we need access to verify that there is a violation. Councilman Ullman stated he is sure that there are individuals that would love for a fine tooth comb to be gone through that property, if we are not getting that level of access, at a minimal, shouldn't we be able to access it from the public right of way, and determine there is an issue. Administrator Tovo replied we can, but they have invited us on the property, we would like to keep that door open.

2. Timeline for DMF and Soil Remediation (rb) – Game plan is 2021.

3. Ambulance Deed/Commuter Parking/Status of Season's parking lot (rb) – Attorney Poller stated it will not be a deed, it will be an annual lease to the new building. Councilman Ullman asked what about the purchase of the old building. Attorney Poller stated there is no purchase, it is going to be deeded back, there is a reversion clause when they leave it goes back to the Township, he will do a recordable document that should reflect that. A conversation followed on the firehouse parking lot being relocated to Season's during construction. Mayor Calamari stated the owner of Season's is working with the necessary Departments to put a Commuter Parking Lot there, that is between him and the various agencies, he has expressed to him when it comes time and

he has the right audience, he would need a written statement from him or have him appear to say that a Commuter Parking Lot is for the public good. If it is for the public good, it does give him more leeway as far as what he can do with the waterway either on or behind his property. Councilman Ullman asked is there a timeline. Mayor Calamari stated he doesn't want to give one since it has not been shared with him, it is pure speculation. Councilman Ullman asked do we have a Plan B if it is not in place, and if the firehouse proceeds at the pace it is. Mayor Calamari stated we are negotiating with one or two possible areas.

4. Finalize COAH, closure meeting (rb) – Meeting next week.

5. Senior Citizen Parking (rb) – Employees are parking on surrounding streets during senior meetings.

6. Parking Lot Trees (rb) – Administrator Tovo stated he has been working with the homeowner, he is away for a few weeks, and will reach out when he gets back. Only one individual has asked for remediation, the solution needs to be evaluated as to not favor one neighbor over another, and then cannot afford to go over.

7. Seasonal Labor DMF (rb) – Leaf season coming up, very difficult to find seasonal labor, two have been identified, with a possible third, with three being the ideal number.

8. E-mail Addresses for former employees/elected officials – A list provided for all the active and inactive email accounts. For generic emails, there is an automatic forward to anyone that took their place, those with a name bounces back, not being able to forward. The Township Clerk will check into the drop-down menu of email addresses.

9. Seal coat basketball court Clark Field (sc) – Administrator Tovo did reach out, they did get back to him but he was out, reached out to them again today, haven't heard back yet. This would be a resurfacing for Clark, with material and training.

CLOSED SESSION:

Resolution No. 19-274                      Potential Land Acquisition

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-274.

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

Nays:                      None.

Closed Session

Resolution No. 19-274

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 a. of this section.

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

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

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

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

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.

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

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

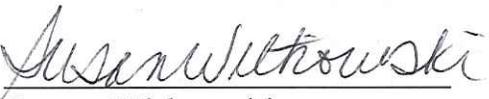
BE IT FURTHER RESOLVED, that it is not possible as yet to fix the time when or the circumstances under which the discussion conducted in Closed Session can be disclosed to the public. It is anticipated that the subject matter under discussion will be made public when finalized.

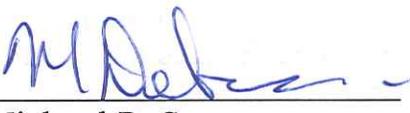
BE IT FURTHER RESOLVED, that notice is hereby given that the Township Council may find it necessary to take action at the conclusion of the executive/closed session; that such action if taken, will occur in open session; that you are invited to stay in the Municipal Building during the executive/closed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

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

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

Time Noted: 9:34 p.m.

  
\_\_\_\_\_  
Susan Witkowski  
Township Clerk

  
\_\_\_\_\_  
Michael DeSena  
Council President

Approved: December 30, 2019