

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY
REGULAR MEETING MINUTES
October 7, 2019~7:30 p.m.

CALL TO ORDER: Council President DeSena.

STATEMENT:

Welcome to the regularly scheduled Public Meeting of October 7, 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 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: Council President DeSena.

ROLL CALL

Councilmen Cascio, Cumming, Ullman, Council President DeSena and *Councilman Bruno arrived late.

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 September 1, 2019 through September 30, 2019.

TOTAL	2018 Reserve	\$245.00
TOTAL	2019 Current	\$2,655,427.99
TOTAL	Capital Fund	\$36,247.88
TOTAL	Animal Control	\$12.60
TOTAL	Trust Fund	\$8,480.67
TOTAL	Grant Fund	\$970.00
TOTAL	Escrow Trust	\$46,451.29

Councilman Cumming asked if a new tractor was bought for \$15,000? Administrator Tovo replied it was a new mower. Councilman Cumming stated he is glad he found out after the bill was paid. Council President DeSena replied we will have a discussion about that.

PUBLIC SERVICE ANNOUNCEMENT read by Council President DeSena

Paper Shredding Event

A SHREDDING ONLY EVENT will take place on Saturday, October 12, 2019 in the Municipal Complex Parking Lot from 9:00 am-1:00 pm so bring all your papers to be shredded. As a reminder, no books, binder clips or three ring binders please.

Voter Registration Deadline

Late night for Voter Registration is Tuesday, October 15th. The Township Clerk’s Office will be open until 9:00 p.m.

Satellite Office & Passport Reach Services will be at Town Hall October 15th, 16th and 17th from 10:00 am – 2:00 pm at Town Hall. Please visit the website for further information.

Motor Vehicle Commission is coming to the Township on Wednesday, October 16th at the Bethany Community Center. Also included in services that day is motor vehicle inspections. Please visit the Township website for additional services that will be offered.

Free Rabies Clinic will be held on Saturday, November 2nd, at the DPW garage from 9:00 am – 10:30 am. Dogs must be on leashes, and cats in carriers, retractable leashes are not allowed. Both dogs and cats are welcome at any time.

Poll Workers Needed - Be a Poll Worker in your town on Election Day November 5, 2019 5:30AM TO 8:30PM EARN \$200.00 FOR THE DAY.

Email Notices

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

*Councilman Bruno arrived at 7:33 p.m.

APPROVAL OF MINUTES:

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

April 15, 2019 Regular Meeting
April 15, 2019 Conference Meeting

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

Nays: None.

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

May 6, 2019 Regular Meeting (*rb*)
May 6, 2019 Conference Meeting (*rb*)

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

Nays: None.

Abstain: Councilman Bruno.

The following Proclamation was read by Council President DeSena.

PROCLAMATION

Fire Prevention Week 2019

WHEREAS, the Township of Washington is committed to ensuring the safety and security of all those living in and visiting Township of Washington; and

WHEREAS, fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; and

WHEREAS, home fires killed 2,630 people in the United States in 2017, according to the National Fire Protection Association® (NFPA®), and fire departments in the United States responded to 357,000 home fires; and

WHEREAS, the majority of US fire deaths (4 out of 5) occur at home each year; and

WHEREAS, the fire death rate per 1000 home fires reported to US fire departments was 4 percent higher in 2017 than in 1980; and

WHEREAS, when the smoke alarm sounds Township of Washington residents may have less than two minutes to escape to safety; and

WHEREAS, Township of Washington residents who have planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

WHEREAS, Township of Washington residents should make a home escape plan, drawing a map of each level of the home, showing all doors and windows; and

WHEREAS, Township of Washington residents should practice the home fire escape plan with everyone in the household, including visitors; and

WHEREAS, Township of Washington residents should practice the home fire escape drill at least twice a year, during the day and at night; and

WHEREAS, Township of Washington residents should teach children to escape on their own in case adults can't help them; and

WHEREAS, Township of Washington residents should make sure everyone in the home knows how to call 9-1-1 or the local emergency number from a cell phone or a neighbor's phone; and

WHEREAS, Township of Washington residents should practice using different ways out; and

WHEREAS, Township of Washington residents in a real emergency should get low and go under the smoke to get out quickly; and

WHEREAS, Township of Washington residents should get out and stay out, never going back inside the home for people, pets, or things; and

WHEREAS, Township of Washington residents are responsive to public education measures and are able to take action to increase their safety from fire, especially in their homes; and

WHEREAS, the 2019 Fire Prevention Week™ theme, "Not Every Hero Wears a Cape. Plan and Practice Your Escape!™" effectively serves to remind us that we need to take personal steps to increase our safety from fire.

THEREFORE, the Governing Body of the Township of Washington, do hereby proclaim the week of October 6-12, 2019, as Fire Prevention Week throughout this town, and I urge all the people of the Township of Washington to be aware of their surroundings, look for available ways out in the event of a fire or other emergency, respond when the smoke alarm sounds by exiting the building immediately, and to support the many public safety activities and efforts of

Township of Washington fire and emergency services during Fire Prevention Week 2019.

Signed by: Mayor Peter Calamari Council President Michael DeSena, Councilmembers Robert Bruno, Steven Cascio, Art Cumming and Michael Ullman

REPORT OF MAYOR CALAMARI

911 Ceremony – Our 9/11 Ceremony was a moving tribute to all people and first responders who were going about their normal every day routines and never returned to their families, friends and loved ones. Please try to attend the ceremony every year.

Paper Shredding Event – This paper shredding event is only for paper, not electronics.

Town Day – Town Day was this past Saturday, October 5th, and it was a tremendous success. The weather fully cooperated, and the addition of the zip line was a welcomed attraction. We wish to thank the Oritani Charitable Foundation and Mr. Lynch for their continued sponsorship for the ten years that the event has been held.

Halloween Event – Another Halloween event will take place this year on Colonial Boulevard, October 31st, from 4:00 p.m. – 6:00 p.m. Hot dogs will again be served. Please come out with your children to enjoy and support the event.

ADA Handicap ramps – Starting on Wednesday, October 9th, ADA Handi-cap ramps will be installed on Washington Avenue between Pascack Road and Colonial Boulevard. On October 16th, milling and paving will commence on the same section of Washington Avenue. Please plan alternate routes during the milling and paving operation. We have been notified Ridgewood Avenue will be done in the Spring.

Town Hall Hours – The summer hours at Town Hall have been so well received by the residents that we have decided to make them permanent, the following Departments that interface with the public will be open until 7:30 p.m. on Mondays, and will close at 12:30 p.m. on Fridays. Clerk, Building, Tax, Planning & Zoning offices will observe this schedule. Please note that all Departments in Town Hall are closed from 12:30 p.m. to 1:30 p.m. daily.

County POW-MIA Event – A few residents and the Mayor were happy to attend and show support for the County POW MIA Event in Hackensack, the guest of honor was our own Vito Trause and the key note speaker was our own Tom Sears. For those of you that don't know Tom Sears is a big advocate of working with Veterans to educate them and assist them in getting the support they are entitled to.

S&P – A notice came in after 5:00 p.m. today from S&P that after their review, the Township has maintained its AA Plus bond rating.

REPORT OF COUNCIL:

Councilman Ullman stated he has no report at this time.

Councilman Cumming stated we are about to finalize the purchase of our energy management system equipment, one of the bidders did get back to us, and all of the paperwork has been put in. He stated we have trustworthy people, can enlarge upon the Honeywell System we have as necessary, and are looking forward to cutting more kilowatts.

Councilman Bruno stated every election time, every year, he hears a comment that states "it is a crazy time of the year." He stated more recently an anonymous letter was sent to the Administrator and to Council, he is not sure if the entire Council received it, but three council members did. The author or authors expressed their concern as to who might be appointed as the next Police Chief, the author also continues and alleges infidelity of an employee, the author also continues and alleges an employee continued harm to Mr. Bruno for no reason. He asked is this from a concerned and responsible person that is aware of something he is not, he doesn't know, is it dirty politics rearing its head again, maybe, or is it right from the playbook from the Three Stooges or that puppet show Howdy Doody, he doesn't know. He has no interest in anyone's personal life, or alleged affairs, but he is concerned about any harm to him or his family, hopefully the authors statement is unfounded. He stated he missed the last meeting due to a family matter, and as he understands, he could be wrong, an employee from Summer Rec received some sort of a salary increase without the knowledge of the Council, and change in the salary ordinance. He stated if this is the fact, this is another violation of Municipal Law from the Administration, not only to mention total disrespect to the tax payers. He stated he spoke to the forensic accountant today, as he spoke to Council President DeSena about some concerns. He stated the forensic accountant is aware that he has a \$10,000 budget, he is aware of what he has to do for us, review some of the books/ records, submit a report, and it will be in that budget. He stated he is asking that a check be sent to the forensic accountant so he can start the process. Council President DeSena stated there was a favorable vote to hire him. Councilman Bruno replied correct, we just have to get the retainer changed, which was done via a revised letter which states it is a \$10,000 retainage. Administrator Tovo stated he can be put in as a vendor, once the letter is received, we can get the purchase in.

Councilman Cascio stated he would like to thank the emergency services of the Township of Washington, yesterday he had an incident at his home, a problem with one of his vehicles, the Police and Fire Departments came out very quickly, and he thanks them for that. He stated sometimes a resident doesn't know what to do, but the residents of the Township of Washington can always feel confident in calling 911 or the police main number, and they will get the service they deserve and expect, he cannot thank everyone enough for coming out and helping him in that situation. He stated it was a little scary, but they handled themselves very professionally and he wants to thank them. He stated as he has been out campaigning the last month, speaking to residents, they have advised him of many issues they may be having, unfortunately, as council persons we do not get out there enough, because we are all busy with our lives. He stated if a resident has an issue, whether it is with the Building Department or something you would like to see in the Township, please call the Borough, the Administrator or the Town Clerk, and it will be addressed as quickly as we can, we are only six people including the Mayor, we have to know residents concerns or complaints, or positive feedback, we are here to serve the residents, but we need to know what we need to do better, what residents like, don't like, suggestions, we are all open minded people and are here to help.

Council President DeSena stated the emergency paving on Washington Avenue that is just a temporary area, the rest of Washington will be paved next year. Administrator Tovo stated we met with the County today, and they are committed to this part of Washington Avenue, as well as Ridgewood Road in the Spring. They didn't have the paperwork on when Washington will be completed, all of the handicap ramps will be done except for the ones that are involved in the intersection with the company that we hired. Councilman Cumming stated he would like to add he recently took out permits to do a master bath renovation in his town home, the gentleman who came to do the final inspection was Jim Dougherty, from Upper Saddle River. He would like to say both Sarah, and the inspector were both very speedy, nice, pleasant and easy to deal with.

Councilman Ullman stated we have had the need to do the ADA ramps for over a year, along with the designs. Council President DeSena stated yes, but these are not designs, they are just milling and resurfacing, the agreement with the County was once the ADA ramps were complete, they would pave both roads, from the residents complaining to the County, the Township received this emergency paving from Pascack to Colonial, it is like a band-aid on the rest of the road. PSE&G has ripped up even more of it, which is good that it was done before we paved, but it is going to make it more of a hectic winter with all of those craters from PSE&G all over the place. ADA ramps are scheduled, except for the ones at the corner of the intersection that is being replaced. Councilman Ullman stated he doesn't understand why it cannot be done this year, it has been pending on the Project Tracker, as well as imminent, it seems that it does linger. Administrator Tovo stated Washington was done two weeks ago, we thought they were doing Washington from Pascack to the town line, it wasn't until recently that we found out they are only going to Colonial, with the intention of coming back to complete. Councilman Ullman stated he thought it was border to border on both roads, and the prerequisite was the ADA ramps, effectively we will not have this done until 2020. Council President DeSena stated that is correct, and it is upsetting because when you hear people blame us for the lack of progress, he thinks we have pushed these issues as much as we can as a Council, and it lies somewhere else, it is out of our hands. He stated this is brought up every week at every meeting on the Project Tracker, we are told it is being worked on. He stated when he is at meetings, and Council gets blamed for the roads not being paved, it is not us, it is not the five of us up here that are responsible for that, we can push it all we want, but ultimately it stops at the Administration of when it gets done, that is the difference in our duties on this dais. Councilman Cascio stated he believes the frustration is we have talked about doing ADA compliant sidewalks as a prerequisite to paving the roads, and it has been over a year, it should not take a year to get this done. He stated we have an engineer we pay well, along with administrative people we send out to do the project. He stated one of the priorities he hears from residents is what are you doing with the major roadways, if that has been on the docket that goes up to the top of the list since it affects everyone in the Township, when it is delayed, it is disturbing, those things have to be prioritized. He stated he is very disappointed those major roads that everyone goes on, our residents, along with everyone else that uses Washington Avenue, a patch job should not be done, the whole thing should be done.

Council President DeSena stated continuing with his report, the intersection is progressing. He stated the Mayor and himself, have been discussing the acquisition of the swim club in the past six months, that is all he can discuss about it, it is on the docket and the Council has been made aware of it, we do not have an agreement with the swim club at this point, but we have been diligently pursuing that, it is an important issue. He stated the DMF is progressing, we do have some coals in the fire. He stated Town Day was a great day, the weather held out, but he is still very disappointed that we charged the residents of our town for the use of the blow-ups. He stated we made a decision during the last budget, as well as the previous budget to use the reserves that exist in the Town Day fund, and we made money by charging the kids to use blow-ups, if we can't pay for blow-ups, we shouldn't have town day. He stated he doesn't want to pay for residents foods, but a 20 second pony ride, that cost two rides for \$10.00 is a disgrace, he felt embarrassed as a Councilman, if his six-year old was not crying that he wanted to go on the pony, it would have been tough, but he gave in and spent \$10.00 on two 20 second pony rides, and we should be ashamed of charging our residents that. He stated that is all he has to say about that, but other than that it was a great Town Day. He stated we made a decision not to charge our residents and we charged them, he doesn't know who made the decision, he believes there is \$80,000 in that line. Councilman Ullman stated it was discussed in detail at the budget meetings. Council President DeSena stated it was discussed that we would not charge the

residents for Town Day Events. Councilman Bruno stated and two years before that, you have four years worth of Town Day. Council President DeSena stated he cannot imagine with the sponsorship, that we cannot offset the cost, it is mind-boggling, we are doing something wrong. Council President DeSena stated Councilman Cascio and himself talk to Westwood and they turn events down, they have too many things being donated, if the Township cannot get an event donated, we have issues here. He stated he will stop with his report there. He asked does he have a motion to open the meeting up to the public? Mayor Calamari asked Council President DeSena, can he correct one incorrect thing that was said. Council President DeSena replied yes, Mr. Mayor. Mayor Calamari stated as far as a potential unauthorized salary increase, there was an error made on one person's salary, as soon as it was realized it was brought back down to where it should have been, and his last paycheck was adjusted to retroactively take that money back, so it was just an oversight, there was no intention to give anyone a raise outside the salary ordinance. Council President DeSena stated being in the public world, corporate world, the only way that a data processing center would change someone's salary is if someone requested the number to be changed, someone had to go call, for example ADP, that is who does a majority of paychecks, someone had to tell ADP adjust this person's number from \$40.00 to \$42.50. So who was that person and why weren't the checks and balances that we put into effect last year when this happened stop it again. Mayor Calamari stated the person inadvertently put the wrong rate on his payroll time sheet, it was carried forward. He stated we have instituted now that whenever someone either new or seasonal comes back on, that at least the very first paycheck, it will be checked against the salary ordinance to make sure that it is being paid by the ordinance. Councilman Bruno stated a payroll is built into the system, anybody can put anything they want on a voucher, the system is built in at \$40.00 rate, whatever it is, but it doesn't change unless someone inputs it, if someone puts it on a voucher, it doesn't mean anything, the person is getting a salary, that is what it is, so obviously somebody put something else or authorized something that we are not aware of, that is his opinion.

GENERAL PUBLIC DISCUSSION (Five Minute Time Limit)

A motion was made by Councilman Cascio, seconded by Councilman Bruno, to Open the Public Discussion.

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

Nays: None.

Jim Zaconie, 668 Clinton Avenue – Mr. Zaconie stated not one resident has objected to Ordinance 19-19 either in the newspaper or in meetings, residents have come to meetings stating they were in favor of spending the money, there were one or two that asked if the firehouse could be relocated, but they did not object to spending the money. He stated he would like to get this done. Council President DeSena replied it will be voted on tonight.

David Snyder, 91 Windsor Circle – Mr. Snyder stated he was one of sponsors for Town Day, it was a great day, great weather. He spoke of observing the Pascack Pioneers Robotic Team, which is comprised of students from Pascack Valley Regional High School, and being very impressed with them. He stated he did bring some brochures about the team, and would like to have Westwood Regional look into having something along the same lines. A conversation followed on the paving of Washington Avenue to Colonial Boulevard, milling will be done on October 16th, paving on the October 18th.

Stacey DeMarco-Feeney, 1 Braeburn Drive, Northgate – Ms. DeMarco-Feeney stated she supports the firehouse, she believes the volunteers need a facility that

is worthy of their time and support that they give us. In addition, she would like to state she is running for Township Council.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso stated he supports the progress for the firehouse and ambulance. Mr. D'Urso asked is there another property that is being discussed for acquisition by the Township? Council President DeSena replied it is being discussed in Closed Session, offers have been made, but none have been accepted, it is not the swim club. Mr. D'Urso spoke of his pet peeve, that being the swim club, as well as the progress with the intersection. He spoke of the importance of opening up Exit 169, which both Assembly members Schepisi and Auth are aware of, volunteering in a letter writing campaign, and putting pressure on the Turnpike Authority. A conversation followed on the Turnpike Authority willingness to put a traffic light, which the Township would control, at the Township Exit of the Parkway, but the former Mayor not willing to pay for the electricity. Councilman Cascio stated he agrees with opening up Exit 169. Councilman Bruno stated in the future, Closed Session should list what property is being discussed.

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

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

Nays: None.

ORDINANCES

Adoption, 2nd Reading

Ordinance No. 19-19

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

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

Councilman Ullman asked can he make a comment. Council President DeSena replied the Ordinance has been introduced, and there has been a public hearing. Attorney Poller stated it can be discussed. Councilman Ullman stated when he was on the Zoning Board, it was often asked that members state their position in support of the vote, in case there was ever an issue, it was clearly on the record. He stated in the case of this ordinance, he did want to make a comment about his position, because he does feel that the Fire Department and Ambulance Corps do deserve a new firehouse, his concerns are that the six-million-dollars is understated, there are expenses that we know are going to be incurred that are not part of this six-million-dollars. He stated in addition, he feels, it is his personal opinion, that there are opportunities to consolidate some of the space and make it slightly smaller, that would save some money, that may not be the popular opinion, but that is his opinion, and he wanted that on the record.

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

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

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Township of Washington, in the County of Bergen, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$6,000,000, said sum, except for the sum of approximately \$550,000 available therefor pursuant to other appropriations of the Township, being inclusive of all appropriations heretofore made therefor and including the sum of \$286,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$6,000,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$5,714,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$5,714,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3 (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the construction of a new fire and emergency services facility in and by the Township on lands owned by the Township and located at 656 Washington Avenue, said building being of not less than Class B construction (as such term is defined or referred to in Section 40A:2-22 of said Local Bond Law), including installation of telephone, computer, electrical, heating, ventilation and air conditioning systems, and improvement of the site thereof, together with all water, gas, electric and storm water management facilities and structures, sidewalks, driveways, curbing, parking facilities, lighting, paving, landscaping, structures, fixtures, furnishings, equipment, work and materials necessary, useful or convenient for said facility, all as shown on and in accordance with the plans and specifications therefor prepared and filed or to be prepared and filed in the office of the Township Clerk, subject to such variation, modification, addition or alteration as may from time to time be approved by the Township Council of the Township as necessary or desirable in connection with the construction of said facility.

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

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

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

The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township

may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is thirty (30) years.

The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$5,714,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

An aggregate amount not exceeding \$750,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

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

Section 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, acting chief financial officer or treasurer of the Township (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 8. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director,

Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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 Cascio, seconded by Councilman Cumming to approve Resolution No. 19-279 authorizing second reading and opening of Public Hearing for Ordinance No. 19-21.

Township Clerk Witkowski stated this is for the employee that is has gone full-time as of October 2nd, the Salary Ordinance did not reflect full-time. Council President DeSena stated it was put it in the budget, now we are amending the Salary Ordinance so it is correct. Township Clerk Witkowski stated the other two stipends were never increased.

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

Nays: None.

Resolution No. 19-279

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that 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 be read on second reading and the public hearing be held thereon pursuant to law.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso stated it was clarified in the opening statements what the problem was by the Mayor, and then there were comments. Council President DeSena stated this is a different employee. Mr. D'Urso stated he reserves his comments.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to close the Public Hearing on Ordinance No. 19-21.

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. 19-21.

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

Nays: None.

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.

Mayor Calamari stated he would like to make a quick comment, he would like to point out that certain errors go through without a problem, and certain errors get challenged to the nth degree. Councilman Ullman asked is this being done prospectively or retrospectively? Council President DeSena replied prospectively. Councilman Ullman asked has the person received the increase? Council President DeSena replied no. Township Clerk Witkowski stated the employee received the regular increase they were supposed to get, the percentage, what has changed is the additional 6 hours (full time), which covers to the end of the year, and has been budgeted. Township Clerk Witkowski stated the hourly rate has not changed, it is just the increase in hours, there is no extra increase going full-time, there was not pay raise in going full time, all that is being done is giving additional monies for additional six hours weekly worked. Councilman Ullman asked the employee has not received additional monies yet. Council President DeSena replied no. Councilman Ullman stated it is prospective, unlike other instances that have been identified that people have been getting paid more than they are due, and have to give money back. Council President DeSena replied that is correct. Councilman Ullman stated that is why some things get through, because we know about them up front, we address it, there is transparency, whereas others have to be discovered, uncovered, unwound, and addressed. He stated he is more than happy to push this through without challenge. Mayor Calamari stated he will let the public decide.

Ordinance No. 19-22

AN ORDINANCE AMENDING REGULATIONS FOR THE FIREHOUSE PARKING LOT

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-280 authorizing second reading and opening of Public Hearing for Ordinance No. 19-22.

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

Resolution No. 19-280

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 19-22 entitled: AN ORDINANCE AMENDING REGULATIONS FOR THE FIREHOUSE PARKING LOT 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. 19-22.

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. 19-22.

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

Ordinance No. 19-22

AN ORDINANCE AMENDING REGULATIONS FOR THE FIREHOUSE PARKING LOT

BE AND IT IS HEREBY ORDAINED by the Township Council of the Township of Washington that Article V of Chapter 223 of the Code of the Township of Washington (entitled "Firehouse Parking Lot"), be and is hereby amended by deleting the current provisions thereof and substituting the following therefore:

1. "

ARTICLE V
Firehouse Parking Lot

§ 223-32. Permit required.
No person shall park a vehicle upon the parking lot adjacent to and part of the firehouse building of the Volunteer Fire Department of the Township of Washington without a permit issued hereunder. If no parking stall is available, vehicles shall not be parked anywhere else upon the lot notwithstanding the issuance of a permit hereunder.

§ 223-33. Application for permit.

Applications for a permit shall include the following:

- A. Name and address of applicant.
- B. Copy of current driver's license, proof of insurance, and registration of vehicles (maximum two vehicles).

§ 223-34. Validity of permit; display required.

Each permit shall be valid until the expiration of the licensing year and shall be prominently displayed upon the vehicle being parked.

§ 223-35. Fee.

A permit fee of \$100.00 shall be due and payable upon issuance of a permit as herein provided.

§ 223-36. Permit limitations.

No more than one permit shall be issued for each family and such permit shall be limited and restricted to residents of the Township of Washington and shall not be transferable. Each permit issued may apply to a maximum of two (2) vehicles.

§ 223-37. Fee not pro-ratable.

All fees, except as hereinafter stated, shall not be pro-ratable for the period between the issuance of the permit and the end of the licensing year.

§ 223-38. Applications, issuance and renewal of permits.

The application for, issuance and renewal of permits shall be governed by the following procedure:

- A. Any person seeking the issuance of a permit hereunder for the upcoming licensing year must file an application therefore. The application form shall be available from the Township Clerk. The Township Clerk shall mail application forms to all permit holders for the current year as provided hereafter, and shall mail application forms to all residents requesting same for the upcoming year.
- B. On the first Township business day in November of the current licensing year, the Township Clerk shall mail application forms for the upcoming licensing year to all current permit holders and to all persons requesting applications in accordance with Subsection A above.
- C. Completed applications for the upcoming licensing year must be submitted in person or via mail together with proof of residency in the Township, current driver's license of applicant, vehicle registrations and vehicle insurance to the Township not later than December 15 of the current licensing year. At the last meeting of the licensing year, the Township Clerk shall inform the Township Council of the number of permits issued.

§ 223-39. Licensing year.

The licensing year shall commence on the first day of January and end on the 31st day of December.

§ 223-40. Parking restrictions.

- A. Parking permitted under this article shall be limited to those spaces designated as such on the parking lot property.
- B. Parking shall be limited to the period from Monday through Friday, between the hours 5:00 a.m. and 11:00 p.m.
- C. No more than one authorized vehicle per family may be parked during any

WHEREAS, the Township Council of the Township of Washington has determined to reappoint Susan Witkowski as municipal Clerk of the Township of Washington.

NOW, THEREFORE, BE IT RESOLVED BY THE Township Council that Susan Witkowski is hereby appointed Township Clerk for the Township of Washington for a second term commencing October 31, 2019 and to continue to serve until her successor is duly appointed and qualified.

Resolution 19-288 TABLED

Authorize the Mayor to enter into an agreement with S&P Global Ratings for the purpose of credit rating services in connection with \$7,250,000 General Bonds of 2019

WHEREAS, the Township of Washington, Bergen County has the need for credit rating services in connection with \$7,250,000 Township of Washington, County of Bergen, New Jersey, General Bonds of 2019 ("Bonds"); and

WHEREAS, such services may be in excess of \$17,500, and the contract for such services is not being awarded under what is termed the fair and open contract provisions as defined in N.J.S.A. 19:44A-20.5; and

WHEREAS, S&P Global Ratings has submitted a proposal to the Township dated September 17, 2019, setting forth the scope of work for the credit rating services related to the Bonds and the compensation to be paid for such services, and the Township wishes to accept said proposal and contract with S&P Global Ratings; and

WHEREAS, S&P Global Ratings has completed and submitted a Business Entity Disclosure Certification which certifies it has not made any reportable contributions to a political or candidate committee in the Township of Washington in the previous one year, or made any contribution not in accordance with the terms of the applicable Township ordinance, and has agreed that the terms of award of a contract hereunder will prohibit S&P Global Ratings from making any reportable contributions during the term of the contract or making any contribution not in conformity with the terms of the applicable Township ordinance; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds available in #C-04-55-919-178 to fund the contract amount, and the contract amount shall be chargeable at such time as a certification of available funds is made by the Chief Financial Officer upon receipt of a properly executed purchase order; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Washington, County of Bergen, State of New Jersey authorizes the Mayor to enter into a contract with S&P Global Ratings in accordance with the aforesaid proposal;

BE IT FURTHER RESOLVED that this expenditure shall be charged to such account(s) as may be deemed appropriate by the Chief Financial Officer;

BE IT FURTHER RESOLVED that the position set forth herein was not filled through the "fair and open process" as defined under N.J.S.A. 19:44A-20.4 et seq. As such, it has been attested that S&P Global Ratings, and any subsidiaries, assigns or principals controlling in excess of 10% of said company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the appointment that would, pursuant to P.L. 2004, c.19, affect the eligibility to perform under the appointment, nor will it make a reportable

contribution during the term of the contract to any political party committee in the Township of Washington, County of Bergen, or make any contribution which is not in conformity with Township ordinance, when the contract is awarded, or to any candidate committee of any person servicing in an elective public office of said municipality when the contract is awarded;

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification be placed on file with this resolution, and that a notice of the award of said contract shall be published in accordance with law.

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 Bond Ordinance #C-04-55-919-178 Judith Curran, CMFO

Resolution 19-289

Authorize supporting environmentally preferable purchasing practices

WHEREAS, the Washington Township Green Team has recommended to the Township the adoption of environmentally preferable purchasing practices as more specifically set forth on Schedule A annexed hereto; and

WHEREAS, Township Council has reviewed such practices and is in favor of adopting said practices in accordance with the recommendation of the Washington Township Green Team;

NOW, THEREFORE, BE IT RESOLVED that the Township Council hereby endorses and adopts on behalf of the Township of Washington the environmentally preferable purchasing practices set forth on Schedule A annexed hereto;

BE IT FURTHER RESOLVED, by the Township Council of the Township of Washington that to the extent practical the Township Administration is requested to follow such purchasing practices subject to applicable law and all rules, regulations and binding directives affecting purchasing by the Township of Washington.

Council President DeSena asked if he could have an explanation on Resolution No. 19-283, as well as 19-284, since they are tied together. Ms. Curran replied at the last meeting there was a Chapter 159 for the Bocce Court, \$30,000 grant, then the matching grant, we applied for Chapter 159, the State denied it, they wanted an Emergency Appropriation. She stated the Township Clerk and herself had to send out special documents to them, they wanted this one to be rescinded, so Council would know what is going on, then file a new application for an Emergency Appropriation, that is how they wanted it handled. Council President DeSena asked why would it be denied, what was the reason? Ms. Curran replied because it is being raised in the 2020 budget, it is not going to be in the revenue portion of the 2019 budget, the \$30,000 needs to be raised in next year's budget. Councilman Cascio asked will this set the project back? Ms. Curran replied the \$30,000 still can be used, it is in this years budget, but she has to raise the revenue next year, so they want it done as an Emergency Appropriation, not a Chapter 159, the \$30,000 is the grant, the matching portion we do not have, so we are allowed to put that budget part to the budget, but the revenue will have to be raised next year. Councilman Bruno stated it will be in next years budget if Council agrees. Council President DeSena stated if we do not pass the resolution, we lose the \$30,000 for the Bocce Court. Ms. Curran stated you will be losing the \$30,000, you have to have the matching grant portion. She stated the first one would have been easier, saying it will happen in 2020, but the State

permitted period.

§ 223-41. Waiver of liability.

All parking shall be at the applicant's own risk, and the applicant waives any rights or claims of liability against the Township for any loss or damage as a result of parking privileges extended hereunder.

§ 223-42. Violations and penalties.

No vehicle shall park or stand in a parking stall without displaying a parking permit placard issued by the Township Clerk for the applicable licensing year. Any person convicted of a violation of any provision of this Article shall be liable to a penalty of not more than \$100.00 per day for each offense. In addition to any applicable daily fine, any unauthorized vehicles shall be subject to being towed away by the Township. In such case, the owner shall be responsible to pay all costs associated with the removal and storage of such vehicle which may result from such removal before regaining possession of vehicle.”

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

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

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

Councilman Cumming stated he has sat here through two meetings and listened to this twice, and in good conscience he has to open his mouth, this is the wrong time, the vote has passed finally for the firehouse. He stated Council President DeSena was in meeting with him for at least an hour and a half, with two architects and ten firemen in the firehouse, the purpose of that meeting was to consolidate spaces in the firehouse between the Ambulance Corps and the Firehouse. Council President DeSena stated yes, that is correct. Councilman Cumming stated it was ten firemen, two architects, two councilmembers at that meeting. Council President DeSena stated and the Mayor. Councilman Cumming stated concentrating on not duplicating spaces, not having more space than necessary, one bay was cut from the Ambulance Corps, and two bays for the fireman, he is sorry that Chief Insetta left at this point, but he cannot stand this, he has to say this it is not true, there is not an overduplication of space in the Fire Department, it is exactly what they need from real experts, anyone who voted against it for that reason is wrong, that is what he has to say.

Introduction, 1st Reading:

Ordinance No. 19-23

AN ORDINANCE PROHIBITING PARKING ON ROSE COURT WITHIN THE TOWNSHIP OF WASHINGTON

A motion was made by Councilman Cumming, seconded by Councilman Ullman, to introduce and pass Ordinance No. 19-23 at first reading by title.

Attorney Poller stated it was requested by the Association, that the street be added to the schedule of “No Parking” the Planning Board recommended it, it

was discussed, at the last Conference Meeting. Friends and neighbors will not be allowed to park in the area.

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

Nays: None.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to approve Resolution No. 19-281.

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

Nays: None.

Resolution No. 19-281

WHEREAS, Ordinance No. 19-23 entitled: AN ORDINANCE PROHIBITING PARKING ON ROSE COURT WITHIN THE TOWNSHIP OF WASHINGTON was introduced and passed at first reading at a meeting of the Township Council of the Township of Washington on the 7TH day of October, 2019; and

NOW, THEREFORE BE IT RESOLVED, that further consideration for final passage and public hearing of said ordinance shall be held on the 21st 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. 19-23

AN ORDINANCE PROHIBITING PARKING ON ROSE COURT WITHIN THE TOWNSHIP OF WASHINGTON

BE AND IT IS HEREBY ORDAINED by the Township Council of the Township of Washington that § 223-69 of the Code of the Township of Washington [Schedule XIV: Parking Prohibited at All Times] be and is hereby amended by added the following street to the provisions thereof:

1. “

Name of street	Side	Location
Rose Court	Both	Entire Length

”

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

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

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

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.

Attorney Poller stated Resolution No. 19-288 needs to be pulled, the Pay to Play material has not been received back, it does need to be on file.

Councilman Cascio and Council President DeSena requested explanations on both Resolutions No. 19-283 and 19-284, and they be voted on separately.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to pass all resolutions, with the exception of No. 19-283, 19-284, and 19-288, which will be tabled until the Pay to Play is received.

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

Nays: None.

Resolution 19-282

Authorize Title 39 enforcement on Rose Court

WHEREAS, Stagger Lee Estates Association Corporation Homeowner's Association (the "Association") has filed a written request dated August 14, 2019, with the Township of Washington in accordance with *N.J.S.A. 39:5A-1 et seq.* requesting that the provisions of subtitle 1, Title 39, of the Revised Statutes of New Jersey be made applicable to Rose Court consisting of four (4) properties including 191 Linwood Avenue (Lot 17.01, Block 2502.01), 2 Rose Court (Lot 17.02, Block 2502.01), 4 Rose Court (Lot 17.03, Block 2502.01) and 6 Rose Court (Lot 17.01, Block 2502.01); and

WHEREAS, the Township Council has reviewed said request and has agreed to provide its consent;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington hereby consents, in relation to Rose Court and the aforesaid parcels, to the enforcement of the provisions of subtitle 1, Title 39, of the Revised Statutes of New Jersey to the semipublic or private roads, streets, driveways, trails, terraces, bridle paths, parkways, parking areas, or other roadways open to or used by the public, tenants, employees, and the members of such institutions for purposes of vehicular travel by permission of such persons, corporations, or institutions and not as matter of public right;

BE IT FURTHER RESOLVED that "No Parking" signs shall be installed on Rose Court, at the cost of the Association, in accordance with applicable law, rules and regulations and subject to the supervision of the Township of Washington Police Department as to the locations for such signage.

Resolution 19-285

Authorize submission of Chapter 159 budget amendment for 2019 Clean Communities Grant

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; and

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 of \$19,993.27 as a result of funds being received from the State of New Jersey under the Clean Communities Grant program.

BE IT FURTHER RESOLVED, that the like sum of \$19,993.27 be appropriated under the caption:

Revenue: Grant Clean Communities - 2019 (#G-01-10-733-205)
Appropriations: Grant Clean Communities - 2019 (#G-02-41-705-002)

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; as stated above. Judith Curran, CMFO

Resolution 19-286

Authorize refund balance of escrow money, B3402, L3, 10 Woodfield Road, in the amount of \$45.50

WHEREAS, Donald Becker posted engineering escrow for tree removal on premises known as Block 3402, Lot 3, 10 Woodfield Road; and

WHEREAS, the Planning & Zoning Engineer has confirmed that the replacement trees have been planted in accordance with the approved plan; and

WHEREAS, the Planning and Zoning Engineer has recommended the release of escrow monies; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Treasurer of the Township of Washington is authorized to refund the balance of the escrow money in the amount of \$45.50 to the above.

CERTIFICATION OF AVAILABILITY OF FUNDS

As required by N.J.S.A. 40a:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, Judith Curran, Chief Financial Officer of the Township of Washington, have ascertained the availability of funds for such services as determined in the Township's Escrow Acct. PROJECT ID: BECKER0001; Total Certified Amount Not to Exceed: \$45.50; Judith Curran, CMFO

Resolution 19-287

Authorize the appointment of a second term as Township Clerk to Susan Witkowski, RMC commencing October 31, 2019

WHEREAS, in accordance with N.J.S.A. 40a:9-133 every municipality in the State of New Jersey is required to have a Municipal Clerk; and

WHEREAS, Susan Witkowski, a certified Registered Municipal Clerk of the State of New Jersey, was appointed to serve a three (3) year term as Municipal Clerk of the Township of Washington, commencing October 31, 2016; and

wanted a formal Emergency Appropriation. The Township Clerk did have to certify certain documents, and they will have to go to the State with the resolution, it will be an appropriation, Current Fund.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to pass Resolution No. 19-283.

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

Nays: None.

Resolution 19-283

Authorize the rescinding of Resolution 19-268, submission of a chapter 159 budget amendment for the Township matching grant to Bergen County Open Space Trust Fund for the construction of a Bocce Ball Court at Senior Citizen's Park in the Township of Washington fiscal year 2018

WHEREAS, the above resolution was passed by the Governing Body of the Township of Washington on September 3, 2019; and was submitted by the CFO to the Director of the Division of Local Government Services; and

WHEREAS, the CFO was informed by the Director of Local Government Services on September 17, 2019 that the Director has denied the submission of the Chapter 159 since the revenue will be raised in the 2020 budget; and as such the Director is requiring the adoption of a Resolution authorizing the submission of an emergency appropriation by the Governing Body; and

WHEREAS, the CFO has prepared such resolution and it has been presented to the Governing Body for adoption on October 7, 2019; and

WHEREAS, the CFO felt it necessary to present the rescinding of Resolution 19-268 to keep the Governing Body properly informed; and

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Township of Washington in the County of Bergen, New Jersey, hereby approve the rescinding of Resolution 19-268 per the reasons stated above.

Council President DeSena asked Administrator Tovo, regarding Resolution No. 19-284, where are we with the plans of the Bocce Ball Court? Administrator Tovo stated Boswell is working on them now, it will be done Spring of next year. He stated Statile, was the first one to do the plans, we have walked the site with Boswell, and they are working on plans. Councilman Cascio asked Administrator Tovo has anything been finalized? Administrator Tovo replied it has not been. Council President DeSena stated other than two years have passed by and we have not gotten a Bocce Ball Court. Councilman Cascio stated Council did get the plans very late, it was not discussed with anyone on the dais of what we would like to see. He stated nothing against Bocce Ball, but he doesn't know how many people would play Bocce Ball, there may be better uses for that property since nothing has been finalized as of yet. Council President DeSena stated the grant is for a Bocce Ball Court. Councilman Bruno stated we have a grant for \$30,000 for the Bocce Ball which we have to match, lets assume we do not want a Bocce Ball Court, we lose our \$30,000 grant, but we don't have to spend the \$30,000 for the Bocce Ball Court. Ms. Curran stated correct, but she was told by Mr. Azzolina that sometimes you can ask to have the \$30,000 for the Bocce Ball Court applied to somewhere else, she stated Administrator Tovo did speak about this. Administrator Tovo replied that is correct, we would have to come up with a different project, submit it to the County for their approval, to fund that as opposed to the Bocce Ball Court, the Administration would have to ask. A conversation followed on moving the monies to another project.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to approve Resolution No. 19-284.

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

Nays: None.

Resolution 19-284

Authorize submission of an emergency appropriation for the 2019 current budget for the local matching grant to the County of Bergen Open Space Trust Grant for the construction of a Bocce Ball Court at Senior Citizen's Park in the Township of Washington fiscal year 2018

WHEREAS, an emergency has arisen with respect to a local matching grant for a grant from the County of Bergen Open Space Trust fund which was not raised in the 2018 current budget and, no adequate provision was made in the 2019 budget for the aforesaid purpose as the CFO was not aware of the 2018 grant application, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above, and

WHEREAS, the foregoing appropriation with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2019;

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with N.J.S.A. 40A:4-489:

1. An emergency appropriation is hereby made for Grant: Local Match Bocce Ball Court in the amount of \$30,000;
2. That said emergency appropriation shall be provided for in full in the 2019 budget, and is requested to be excluded from CAPS, pursuant to N.J.S.A. 40A:4-53.3c (1)
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

Mayor Calamari stated that Council President DeSena and himself have joked coming up to the Firehouse Ordinance, that we wanted to do a ceremonial signing, so he would like everyone to know it is in front of him, and he is signing it right now.

Councilman Ullman asked regarding tabling Resolution No. 19-288, does this prevent any of the actions we plan on taking, regarding permanent bonding. Attorney Poller replied it does not affect Mr. Beinfield, it is a ministerial matter. Councilman Ullman asked if we are issuing 7.2 million in bonds, and we need to do something, and we can't do it, is it being impacted. Attorney Poller replied he will contact Mr. Beinfield.

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: 8:35 p.m.



Susan Witkowski
Township Clerk



Michael DeSena
Council President

Approved: February 18, 2020

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY
CONFERENCE MINUTES
October 7, 2019

CURRENT BUSINESS

Administration

1. Project tracker

Administrator Tovo stated the following on the project tracker:

2019 Road Program – Boswell is currently working on the application that will be submitted to the state regarding Woodfield and Robinwood Roads, those contracts will be combined together, formal bid packets are going out for pricing on the smaller projects by December 1st of this year. He stated it is Boswell's feeling that the smaller projects will be under the bid threshold, therefore we will have the ability to get them done and the larger projects, as reported earlier will be done in the Spring of 2020.

Intersection – Previously covered. Councilman Ullman asked if Mr. Yakamik of Boswell come back to the Township about the property acquisition. Administrator Tovo replied stated we are still working with a number of different people on that piece of it, it is a work in progress, as recently as Friday. Councilman Ullman asked do we know the extent of the property that needs to be acquired. Administrator Tovo replied in his opinion it is minimum. Councilman Ullman asked it is firmly defined? Administrator Tovo replied it is.

ADA curb cuts – Previously covered.

Breathalyzer – No change in status.

Radio System Upgrade – The Township consultant is continuing to meet with the County on the feasibility of utilizing their system. The radios were tested, and tested better than our current system and awaiting on what the consultant reports back.

Renovation to DMF – No update.

Basketball Court – Bids have been received, anticipation of making an award at the next Council meeting and will be done by the end of November. Quotes were received by the company Councilman Cascio won at the Conference, there is a certain degree of work that needs to be done on the Township's part in order for the project to be done. The courts are in no position for material to be applied, there is a quote for that, what Councilman Cascio won at the Conference will be honored until Spring of 2020. This is for Clark Field.

Signage – No update.

Firehouse – Voted on this evening, proceed forward with that.

Paving of Washington Avenue and Ridgewood Road – Previously covered.

WCTV upgrades – Near completion.

Township Computer/Server – It has been ordered. A list of a few other parts needed was received and will be ordered.

Town Hall Access Control – No change.

Court Room Security – Working with vendors on a “walkthrough metal detector” specs. Two manufacturers have been identified, having a difficult time to find a New Jersey registered company to provide that to us, we are working on that.

Police Computer Monitors – Have been received and are being utilized.

Wood Chipper – Requisition has been generated for a purchase under a State contract.

Leaf Pusher – Order placed, vendor has one in stock that can be modified to fit our trucks, will be in within days.

Tracker Software – The Township is expanding its relationship with SDL, who currently provides software to the Building Department, which will allow tracking, fleet maintenance, pet licensing, along with a number of other things.

Sherry Field Parking Lot – Waters & Bugbee – Reminded again today they need to be out by the first week of November, it was told to them at the preconstruction meeting, and they have been reminded since then.

Grant Writer – The grant writer is working with department heads to identify the priorities for each of the Departments. There is an old grant from FEMA, what was going to be a generator at the firehouse, however, based on the difficulty and cost of getting updated gas lines, and timing of the project, the generator would not be in place before the grant were to expire. The Township has formally requested to move that generator grant to the library, so it could serve as a full-time cooling and warming center. The grant writer, who has a relationship with the Township FEMA representative, is working on the details of what needs to be done to accomplish that prior to the Summer of 2020. The firehouse would continue to use the one that they have, and it is sized for the new building.

Gardner Field – Councilman Cascio requested to check on enforcement of the yellow curb.

Councilman Bruno asked regarding DMF, do we have any footprints, or anything that Council can start looking at. Council President DeSena stated we have the plans from Mr. Sarlo, that is the size of the building that the DMF would need, wherever it is, the square footage of the building, and the number of bays. Councilman Ullman stated in the discussion with Mr. Sarlo, that building is fit to the site, more than it being the needs, there were traffic flow issues that also needed to be addressed. He stated we don't know where we stand with acquisition, it was discussed it would remain on this site, pivoting the building, putting the back of the building against Oritani. Administrator Tovo stated Boswell has a retired DPW foreman on staff that was considered an expert on DPW facilities, as part of our monthly retainer to Boswell, he is willing to come in and evaluate our site, and give the best option for layout, what can or cannot be there, he has asked our engineer to engage him in that process so we can have a more detailed explanation of options. Council President DeSena stated we have a ticking clock on this project, we need to be remediated or we will be under violation of the DEP again. This Council has spent a lot of money to get the Township out of trouble and bring out environmental consultants to bring us up to where we are today. A three-year-moratorium, giving us three years to remediate the problem, we are in year two of that, so time is of the essence on getting this project off the ground. Councilman Cascio stated we do have three sets of plans for this site that was done four or five years ago, consisting of three lay-outs of this particular property, he suggests those plans be revisited, he asks the Township Clerk to redistribute those. Councilman Ullman stated one of the

issues with those is it contemplated complete and closed parking for every vehicle. Councilman Cascio stated it did, but it was a layout, we did pay for those and they should be utilized.

II. Council

A. Ordinances and Legislation

1. Payment of claims; Expenditures (mds) – Council President

DeSena stated Council has been asking to see a bill list for a long time, and has referenced River Vale, since they are a Faulkner Form of government, he did plagiarize their ordinance, basically changing it to the Township of Washington. He stated the ordinance would be amending the Code of the Township of Washington Chapter 7, Administration of Government, Article 6, Department of Finance Payment of Claims, Expenditures, “The Township of Washington shall provide for a method of prior approval by the governing body of all payment of claims submitted by any department, before any checks are drafted to satisfy the payment of claims. Payment of claims shall provide for the certification of funds being available in the particular budget line item account for the budget control, maintained by the CFO, and then encumbering of such account at the time the purchase order is issued, so that a current balance in the other expense line item is maintained at all times. Only emergency purchases and specified charge accounts, specifically approved in writing by the Business Administrator, with the consent of the CFO, are to be made without first encumbering funds.” Council President DeSena stated it is similar to what Councilman Cumming was asking for before, Council would see the bill list and approve the bill list before it went out. He stated we have spoken about this in the past two years that he has been on Council, this needs to be discussed to see what everyone’s thoughts are. Councilman Bruno stated he does agree. Councilman Ullman stated we have a payment today, that we authorize through an ordinance or resolution, it is certified by the CFO, we are just asking for that on a broader scale. Council President DeSena stated before the bill is paid, Council sees it. Councilman Ullman stated when we refund a recreation fee, for example, there is a certification on the resolution, this would be expanding that to include basically all accounts, with the exception of recurring operating accounts, such as electric, gas, telephone. Ms. Curran stated before the checks are cut, Council will have a chance to take something off the bill list for discussion or if they don’t want it paid. She stated now Council gets the bill list but the checks are already out. Council President DeSena stated that is the issue Council has had, since he has been on the Council. He did speak to a few people in River Vale, they said this ordinance prevents that, and he kind of plagiarized it to make it work for the Township. Councilman Ullman stated he would support it. Mayor Calamari asked Council President DeSena what he is trying to accomplish because he thinks that Council President DeSena used a bad example saying it would have short-stopped Councilman Cummings thing of having input on lawn tractor. Council President DeSena replied Council would have seen the purchase order or the invoice, so therefore Councilman Cumming could have said “hey, who put a purchase order in for a lawn tractor”, he could then question it, but we bought the lawn tractor and the only reason we found that we bought a lawn tractor is Council received a bill list that has already paid for that lawn tractor. Mayor Calamari stated isn’t that the purpose of setting up a budget every year, to give the Administration and Department Heads the ability to use it, as they see fit, are we going to start having Council’s input on all purchases now, which in his opinion will slow things down drastically. He stated we are paying the vendors on time, something that he thinks we all ran on and wanted to address from prior governing bodies. Council President DeSena stated waiting years to pay someone is different than prompt payments, paying as quickly as the funds are available, we ran on not waiting a year to pay someone monies that they are owed. Mayor Calamari stated at this time every purchase order requires four signatures, Department Head, Mayor, CFO and Administrator, he doesn’t understand what extra level of control, this is not a transparency question, but he believes with the four signature that are already required, he is still not clear

what Council President DeSena is trying to accomplish, especially since the work on a purchase order is already done, how is Council going to say they are not going to pay someone when the work is already done. Council President DeSena stated we can say, who authorize the work. Mayor Calamari stated the work is authorized from the budget. Council President DeSena stated Council has been asking for a list of the bills in the past, we have been promised. Mayor Calamari stated he would, what you are going to accomplish by this, other than slowing down the payment to vendors. Council President DeSena stated it is now slowing it down. Mayor Calamari stated it is slowing it down, right now we do check runs every two to three weeks, during the summer there is only Council meeting per month, slowing the process down, we just built up our reputation with the vendors again that they don't mind doing business with the Township since they know they will be paid promptly, again, he doesn't understand and he has not heard yet what Council President DeSena hopes to accomplish by adding this extra level. Council President DeSena stated he would like to see things before they are paid, because we have no way of going back once they are paid. Mayor Calamari stated that is correct, but again, based on Council budgeting it, it is the Administration's job to carry out and make sure the budget gets spent, again, using Councilman Cumming's tractor, as an example, not wanting a John Deer, he wants another brand, that is another heavy level of oversight that will slow things down drastically, seldom do all five members of Council agree on anything, if two members agree, or vice-versa, he just doesn't understand. Councilman Cascio stated the Township will function just as other boroughs, they have the same function, they do the same thing, is Mayor Calamari stating that every municipality that has something like this, they are slow payers, he doesn't believe that is true, he stating we are talking about large ticket items. Mayor Calamari asked is that going to be put in the ordinance, stating Council will need to see items that are above \$10,000, just to pick a random amount. Councilman Casico replied no, he wouldn't put that in there, that is ridiculous, we are not trying to hamstring the Administration, but Council sees things after the fact, and there is no recourse. Mayor Calamari stated he cannot think of anything, Council reviews the bill list now, at worse things need to be reclassified if it was charged to the wrong account, but he cannot think of more than a handful of things in the past two years that we have purchased out of line, or someone said why did you purchase that, to him this adds another level of complexity, but that is up to the Council. Councilman Cumming stated number one, he thought if he was charged with almost the sole responsibility for maintaining Memorial Field in its appearance that he should know something as big as a \$15,000 machine for cutting the grass, he feels left in the lurch, that he had no idea, whether budgeted or not, which was selected, what was going on, but he leaves that to Administrator Tovo and the people that work for him to determine how much, if anything, they think he needs to know in order to keep Memorial Field up to a higher standard. Number two he doesn't know whether it is Administrator Tovo or Ms. Curran, but someone should give Council some input as to how this will affect the internal processes of bill payment they should have something to say, and lastly should Attorney Poller look over this, since he is supposed to prepare all of the ordinances. Council President DeSena stated yes, there is no ordinance number on this, this is just for discussion, if we decide we want to proceed with this, we will have Attorney Poller put his legalese to it and adjust it accordingly, this is why it is on the Conference Agenda, we are not railroading it through, it is on there so it can be discussed and come to a consensus. He took what has been discussed for the last year and a half and put it to paper. Attorney Poller stated he believes number one, that some of the stuff that is in this ordinance that came from River Vale, the Township already has in the other Section of Payment of Bills, where the CFO certifies the funds being available, he does have to check it, since there is a whole list of things, it is very in depth, and may be duplicative, number two, he thinks it would be good to differentiate between what kinds of bills, payroll is not included. Councilman Bruno stated that is a good question. Attorney Poller stated for example payroll, what Council is basically saying is that no bills get paid for the Township unless

Council has a meeting, has a vote that three people vote yes on. Councilman Bruno stated payroll you cannot hold back; they are employees of the Township. Council President DeSena stated payroll will be excluded. Attorney Poller stated does Council want to bypass certain things, such as utility bills. Councilman Ullman stated there are regularly occurring items, such as utilities, telephone bills, and he thinks the ordinance, as it is written speaks to that, where there are specified charge accounts specifically approved by the Business Administrator, with consent of the CFO, so what are those, come up with that list, is it payroll, PSE&G, SUEZ. Attorney Poller stated what this says is basically only emergency purchases and specified charge accounts, if Council is saying specified charge accounts, they need to be specified. Council President DeSena stated which is fine, Administrator Tovo and Ms. Curran can come up with that list. He stated it wouldn't include Board of Education payments, library payments, pension payments, but there are a lot of payments Council should see. Councilman Ullman stated tonight's bill list was twenty-eight pages. Attorney Poller stated we are speaking of showing what was paid versus pre-approving. Councilman Ullman stated of the twenty-eight pages, how much of this would fall under that list of pre-approved, a recurring payment, such as SUEZ. Attorney Poller stated in drafting it, it would be good to say what is not included. Council President DeSena stated that would be up to the Administrator and Ms. Curran. Councilman Cumming stated as long as we don't go backwards, the Fire Chief did tell him the phone was shut off at the firehouse due to lack of payment, but that was the previous Administration. Council President DeSena stated he is not saying don't pay a bill for a year or two. Councilman Cascio stated basically it is something that is glaring, something that stands out. Attorney Poller stated the concept of emergency, so you can say emergency, but he thinks you have the discretion to someone, saying in their judgement, it is an emergency. Council President DeSena stated it is in writing by the Business Administrator with the consent of the CFO, that they would have to deem it an emergency. Mayor Calamari stated he wants that better defined, he will not have them just do it then questioned by five members of the Council after the fact, no matter which body is up here, they would constantly be seconded guessed, Council needs to spell out specifically what an emergency is, and no checks will get signed unless it meets that criteria. Council Presidents DeSena stated let's see what Attorney Poller comes up with.

B. Financials

1. Interlocal Paramus Street Sweeping, year 2020 proposal (mds)- Council President DeSena stated in the first paragraph, it states Paramus agrees to provide a one time all streets cleaning services at a cost of \$4,500 per sweep, he thought it was three times. Administrator Tovo stated the total budget for this line item is \$18,000 per year, \$4,500 per sweep, done four times per year. Council President DeSena asked if other towns have been looked at. Administrator Tovo stated Paramus is doing a good job, they call and indicate which day they are coming, and they do come on that day, if weather delays them, they give another date and show up on that date. A conversation followed on the cost of a street sweeper, which is approximately \$250,000, storage, maintenance, getting rid of the waste and hiring a full-time person to operate it.

C. Miscellaneous

1. DMF site location (mds) – Mayor Calamari stated the outcome of tonight's Closed Session will dictate the timeline much more firmly. Council President DeSena stated a public report was done on the site by Mr. Sarlo. Mayor Calamari stated he has a verbal agreement that it would not be discussed, so if he can be given tonight.

2. Sidewalk repairs (mds) – Council President DeSena asked is there is a list of where the Code Enforcement Official has gone to enforce sidewalk repairs, number of permits received, list of repairs. He stated as per the Ordinance, it is \$50.00 fee to get a sidewalk permit, is that being enforced, are

permits being issued. Administrator Tovo stated the question he has for the Council is right now the Zoning and Code Enforcement Official has been very successful getting residents to comply with the request to replace or repair sidewalks, as of right now it is not expensive to do so, he feels if we are going to them and asking for replacement, can the fee be waived. Attorney Poller stated only if the ordinance is changed. Council President DeSena stated it cannot be waived right now, residents have gotten the fee waived or reduced, and he doesn't know how that was being accommodated, since the ordinance is clear, it is \$50.00 application fee. Mayor Calamari stated no one, to his knowledge, has gotten it waived or reduced. Administrator Tovo stated we have discussed asking Council for that permission, but no one has been given permission to do that. Council President DeSena stated he is all for keeping the ordinance the way it is, it is \$50.00 administrative fee, we then know the sidewalk has been repaired correctly, it gets put into the file. Administrator Tovo stated we wouldn't do anything differently, we would just waive the fee, they still need a permit. Councilman Cascio stated if a resident puts down a sidewalk, does someone inspect the footings, so there is no inspection on the sidewalk. Council President DeSena stated he doesn't have an issue with the \$50.00 fee, we know it is done, residents paid for it, and Mr. Setticasa can do a drive by and it would be off his list. Mayor Calamari stated the resident would get the permit, the fee would be waived, it was just a good will gesture that was suggested. Council President DeSena stated if a resident needs a permit, that means the residents sidewalk is in disrepair, if a resident lets their sidewalk get to that point, where they need to be replaced or corrected. He stated residents should be looking at their sidewalks, and if there is a two-inch lift, they should repair it on their own, if we go out there, the fee should be there, he feels it should not be taken away. Councilmen Ullman, Bruno, and Cascio feels it should be left as is. Councilman Cumming stated he abstains.

3. Grant Writer Review of Departmental Needs List (mds) – Council President DeSena asked if Administrator Tovo has that list. Administrator Tovo replied stated he does have that list, keep in mind it is not just a departmental needs list, it is also matching up with the grant funding that is available. Councilman Ullman stated the way it was explained is the grant writer met with the department heads to identify their needs, his understanding is that list of wants and needs is exhaustive, to a certain extent, the grant writer was then to go and figure out if there was a grant to match it, and he had asked a number of meetings ago for that exhaustive list, with the understanding that if it was not met by a grant, that it potentially becomes not an obligation, but something that needs to be funded in the future by the Council from a budget prospective. He stated he believes Council was promised that two meetings ago, it was asked again last meeting, we were told Council was going to get it, and now we are asking again. He stated his question is when is Council going to get it, when will Council see some traction from the grant writer. The Council did receive this evening, from the Assistant Chief, about firehouse grants, that time is a wasting, that there are grants out there that are not being addressed, the grant writer has not met with the Fire Department, according to the email, and the Fire Department is the one area where grants are available, accessible, and can be written up rather quickly and he doesn't see that happening. He stated back in late March he had provided the Firehouse Grants Group to the Administration, the Administration was looking at other organizations, going with the second organization, which is fine and Council agreed. He stated he doesn't understand how we are going to miss another grant cycle that is ending in November, according to the Deputy Chief, we have Scott-paks and a few apparatus that need to be bought, and he feels that either we don't have traction or the wheels are spinning, he would like to know where do we stand. Administrator Tovo stated we are aware of the deadlines, and the grant writer has met with all the Department Heads, including the Fire Department, he doesn't know where that information came from, but it is not accurate. He stated we have a list put together, as he stated the goal was to match up the department priority list along

with what is available, looking at what is going to be coming available in the near future. He stated he would not call the list exhaustive, he would just call it a list, it is not saying because it is on a wish list doesn't mean there is an expectation that the Township will fund it, if there is no grant funding available, it might be something that is on a wish list if other funding became available, that was never his intention. Councilman Ullman stated he agrees, but it would be good to know what that potential list is, perhaps in the Police Department there is a desire for some piece of equipment, that as a Council we might never decide to fund, it is a wish that they want, next year there may be a new grant available based on Homeland Security and they can apply, to Administrator Tovo's point, it may not directly become a funding priority or funded by the Council but it would be good to know what they are looking for, what they want. Administrator Tovo stated understood, he will have a list out to Council by Wednesday. Mayor Calamari stated in looking at his Township's email, it looks like our grant writer got back to the person that wrote the email stating "please be advised that two weeks ago I met with Fire Chief Insetta, made a site visit to your firehouse and discussed various department needs with them." Mayor Calamari stated you take something in an email from someone that doesn't know the whole story necessarily, that is a general rule, he did correct that, he would also like to say that grants are out there, it is not only this person who wrote that email to the person in the Fire Department, they are not the only ones that could get these grants, he is sure our existing grant writer knows about as many grants as this person who made the proposal.

CLOSED SESSION:

Resolution No. 19-290

Potential Land Acquisition/Swim Club Acquisition

A motion was made by Councilman Bruno, seconded by Councilman Cumming to approve Resolution No. 19-290.

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

Nays: None.

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

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

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

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

1. Any matter which, by express provision of federal law or State statute or rule of court shall be rendered confidential or excluded from the provision of subsection of a. of this section.
2. Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
3. Any material the disclosure of which constitutes an

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

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

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

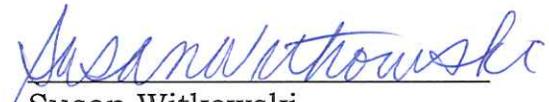
BE IT FURTHER RESOLVED, that it is not possible as yet to fix the time when or the circumstances under which the discussion conducted in Closed Session can be disclosed to the public. It is anticipated that the subject matter under discussion will be made public when finalized.

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: 9:27 p.m.


Susan Witkowski
Township Clerk


Michael DeSena
Council President

Approved: February 18, 2020

