

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

July 20, 2015

The Township Council held a Public Portion/Public Session in the Municipal Building, 350 Pascack Road. The meeting was called to order at 7:35 p.m. by Council President Peter Calamari with the Clerk leading a salute to the flag. Members present: Glenn Beckmeyer, Steve Cascio, Dave Frank, Thomas Sears and Peter Calamari. Also present: Janet Sobkowicz, Mayor; Ken Poller, Attorney; Matthew Cavallo, Business Administrator.

Pursuant to the provisions of the Open Public Meetings Act this meeting was listed in the Township Council Annual Meeting List which was published in The Bergen Record, forwarded to the local newspapers, posted on the Municipal Bulletin Board and filed with the Municipal Clerk.

PRESENTATION

Mr. Calamari – Stated Melissa Mertz and other members of the PSO are in attendance and would like to make a presentation to the Fire Department and the Ambulance Corps.

Ms. Mertz – Stated they are here to present the Volunteer Fire Department and EMT Ambulance Corps both a check in the amount of \$521.00 each which was raised by the Annual March Madness Basketball game that is a charity event that is held every year. This year two charitable organizations were selected to donate the proceeds to.

Mr. Calamari – Stated he has one other announcement before we go back to the regularly scheduled part of the meeting. Stated some people present might be here to talk or listen to things with regard to Memorial Field since there was an ad placed in the paper. He is not sure who placed it there, it is appreciated, but it was always council's intention to hold a special meeting on Memorial Field once we had done our entire fact gathering. Stated the ad might have been a little premature since we are still in the process of gathering our facts before we are ready to have a formal presentation to the public and get the public's input. He believes that a special meeting would happen sometime in August. Stated the engineer is due to be here to answer our questions about the field and that a special meeting will be dedicated to Memorial Field. He believes that would be better since at that time we will all be better versed in the facts. He stated that if anyone would like to leave now in light of this that would be fine. He would like to let everyone know there will be another special meeting probably sometime in August.

The Clerk read the total of various bills paid, a copy of which is attached and made part of these minutes.

APPROVAL OF MINUTES

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer, to approve the June 15, 2015 Public Minutes & Conference Session.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer, to approve the December 5, 2011 Closed Session Minutes. (Only Councilmen present at the December 11, 2011 Closed Session Meeting eligible to vote).

Ayes: Councilmen Beckmeyer, Cascio.

Nays: None.

REPORT OF MAYOR

Mayor Sobkowicz stated the Department of Municipal Facilities is currently focusing on household and lawn debris, potholes, catch basins and the facility itself. She hopes that everyone has noticed the new plantings and work at the front entrance of the back of the Municipal Building on this side of Town Hall. She stated the yard is much cleaner and neater and the parking lot has also been restriped. We also now can house four vehicles in the building. Grass and garden debris will be picked up each week according to the schedule until Friday, October 26th. Household debris will only be picked until September 18th. This evening the council will be voting on an ordinance to purchase 2 dump trucks with plows and salters and one garbage truck. She stated this equipment is sorely needed. Unfortunately at this time in the Road Department two of our full-time employees have been on sick leave, one for a back injury and one for a critical medical issue that is why Darryl Esoldi and John Horn have not been at work. As a result, two additional seasonal employees have been hired to provide uninterrupted service. The DMF needs study that is currently being done by the Musial Group is expected to be come in sometime in September. Bids for our Road Program 2015 were accepted on July 7th. Three bids were received, and the lowest bidder was D&L Paving Contractors from Nutley. Paving on the program will begin the middle of August and the following streets will be included; Fillmore Drive, Standish Place, Cleveland Avenue, Hoover south of Manhattan, Julia Court, Chestnut Street, Washington to Cleveland, Cosman Street, Darlene Terrace, Gorga Place, Hampshire Road, Jackson Avenue south of Ridgewood Boulevard East, Lindenwood Court and Roberts Court. Hoover Avenue from Edison to Manhattan will be paved and funded by United Water since they were doing a main replacement when that part was scheduled. Standish Road and Hampshire will be paved by Rockborn Trucking since we are doing that area in conjunction with the Village of Ridgewood since the road goes through two towns. Julia Court and Woodfield Road will be undergoing repairs which are expected to begin within one to two weeks, and there will probably be detours on Woodfield. Signs will be posted and the residents in the area will be notified by letter and our reverse 911 System. She stated Peter Calamari, Tom Sears, Engineer Statile and herself have been working to made inroads for improvement of the intersection. She stated the No Right Hand Turn restriction up in Woodcliff Lake has a great impact on Garden State Parkway Exit 168 and the intersection. She stated we did take our case to some State and County officials. She stated Peter, Tom and herself did meet with Senator Cardinale, Assemblyman Auth and Assemblywoman Schepisi's aid. She stated "on the drop of a dime" Tom, Chris Statile and herself went to Trenton for an opportunity to meet with Jamie Fox, the Chairman of the Department of Transportation and the Acting Assistant John Case. At this meeting we discussed with them traffic figures, patterns, safety, legal avenues we have and also funding. She stated we are going to follow-up with the County, but this meeting was a very good meeting and worth the travel to Trenton. From January 1, 2015 to June 30, 2015 the Ambulance Corps was dispatched 386 times. The members of the Corps are always working hard to get new members to provide the Township with more services. Please consider becoming a member. Another way to help the Corps is by contributing to the fundraising effort started by Councilman Sears and members of the Corps to purchase a chest compressor machine that saves lives. Donations can be made directly to the Corps or you can drop the donation off at the library, please mark the donation "Heart Healthy." Councilman Sears and herself have met with the manager and marketing director of the Charlie Brown's restaurants, and they are sponsoring "Donation Days" on September 15 and September 16 for this restaurant and as well as the one in Old Tappan. A percentage of what is spent will be donated to the "Hearty Healthy Campaign." They are also considering other options, such as signage in the Township and also will be participating in "Town Day" this year. The Charlie Browns in the Township of Washington is the oldest one that is still in operation. From January 1, 2015 to June 30,

2015 the Fire Department was dispatched 102 times. Their service calls included fires, rescues, accidents and utility issues. On June 14 they held their Annual Antique Custom Car Show, it was a great turnout. With regard to taxes, at this time Bergen County has not struck our tax rate. Hopefully it will be done by the end of this week and we will have the CD available to upload the data to our system and print the bills, fortunately the bills are printed here. After this week you can check the website where it says Pay Online and you can get the exact amount that is owed before you would actually get the bill or you can also call the tax office at 201-666-8797 to get the amount that would be after Friday of this week. Taxes are usually due on August 1st; however there will be a grace period of 25 days from the date of mailing. On tonight's agenda there is a resolution with regard to renewing some Bond Anticipation Notes and also adding things. She stated she is very happy to see the donation that was given as a result of the March Madness game. She did attend that game and it was well attended and everyone was very generous. She stated she will be working with Ethan O'Malley of Troop 321 this week who is currently working on an Eagle Scout project which is a Veteran's display case for pictures, media and memorabilia. She stated with regard to the Police Department, a record of the arrests made by our department through the Automated Traffic System and Automated Court System from January to June of 2014 and January to June of 2015 shows quite an increase. There were 7 arrests in the 2014 period and 34 arrests in the same period this year. She stated all of the automated arrests are coming from the State computer system when the officer is making a motor vehicle stop and they find warrants. The Police Department has been very proactive. Also please be aware that there is no parking on the streets from 2:00 a.m. to 5:00 a.m., we have received many, many complaints the past couple of months. If you do need to park overnight please call the Police Department, it does need to be a valid reason and it cannot be done every night. She stated if anyone wants to install a child restraint seats, please call the Police Department since we do have certified technicians that do that. The Junior Police Academy had a record number of attendances of 126 applicants; it was a wonderful experience for them. Lieutenant Skinner does an excellent job in running that program. Corporal Steven Riedel and Officer Richard Parsells received a Distinguished Service Award from MADD (Mothers Against Drunk Driving) for their efforts in keeping the roads safe from impaired drivers. The Recreation Program at this time has 160 children enrolled and they are enjoying a lot of activities. Falcon's football registration is now open; the program is open children entering grades K-8. Falcon's cheerleading is also open; girls entering grades 3-8 are welcome to join the program. Administrator Cavallo and she have met with the contractor and representatives from the Senior Club for the new flooring, since a grant was received. We picked out all the new tiles. She stated she would also like to paint the Senior Room, so we are lifting the tiles ourselves, people have volunteered, and with the money we save on that we will be able to paint the Senior Center. Christopher Statile made a presentation to the council with regard to Memorial Park at the last council meeting. At that meeting he did outline the major components of drainage, lighting, field and support items. He will be here later to answer questions. With regard to recycling we do need to step up our efforts, we are behind 66 tons from last year, which doesn't sound like a lot but there is a difference in revenue. The Summer Reading Program is in full swing at the Township Library and a lot of kids are involved in the program and enjoying it. On Thursday, July 16th the library featured Touch a Truck Day which was featured on the website, 70 children signed up, plus their parents. The children loved it. In the next few weeks we are going to have Fire, Ambulance and Police vehicles. It was a really wonderful opportunity for the children to learn about the vehicles. On July 21st the library will be featuring a magic show at 6:30 p.m. In the Fall the library will feature for adults a Murder Mystery Dinner. Town Day will be held Saturday, October 3rd from 11:00 a.m. to 4:00 p.m. New this year will be Music and Art. If anyone would like to volunteer we will be glad to have you. With regard to the Planning Board we didn't have much, except for the two homes on Washington

and Rocket Fizz. Rocket Fizz is a candy shop and soda pop store. They will be having a Grand Opening on Friday, July 31st at 10:30 a.m., please stop by. She stated she had a meeting with the Lake Association in reference with quite a few topics, such as ice fishing and ice skating. Our Administrator Cavallo has been busy with equipment, bid specs, review of them, road program bid and review and now we are going to start implementation of construction projects, purchasing, finance, bond anticipation notes, property maintenance issues, personnel and dealing with other agencies, and she thanks him for that. Vito Trause, World War 2 Prisoner of War and our Grand Marshall for the Memorial Day Parade, turned 90 Sunday, July 19th. Stated if you see him, please thank him for his service and wish him a Happy 90th Birthday.

REPORT OF COUNCIL

Dr. Cascio – Stated it is cool in here but very hot outside. Please make sure your air conditioner is on. If anyone would like to cool off, please go to the Senior Center. Thanked everyone for coming.

Mr. Beckmeyer – Thanked everyone for coming out in this hot weather. Stated favorable bids were received on the roads program. As everyone should know we tried to get into the Pascack Valley Coop, and the lead agency Westwood kind of was dragging their feet since they didn't have any roads to do. At the last meeting, per council's decision we opted out, went out to bid and we did receive some decent pricing on the asphalt. It is good to see we will be getting started and some of the roads will be done in the Fall. Vito Trause is a true American Hero at 90 years old and God Bless him. Please do congratulate and wish him a Happy Birthday when you see him.

Mr. Sears – Stated we have been getting complaints with regard to the light at Pascack and Ridgewood Road, the left hand turn. He stated he sat there and counted 4 seconds only to the green light, and that actually backs up traffic. He stated he believes we should reach out to the County to change that pattern since in the four seconds a car can barely go through the intersection and everyone else backs up. Stated he would like to reach out to the County and make it at least 20 seconds so more than one or two cars can go through the intersection. He stated with regard to the street crossing signs, he did take a ride from Park Ridge to Hackensack and every town from there down has those signs in the street. He targeted about four locations in this town where it would be a good idea to place them out there. The signs should be able to stop at least some of the traffic. He stated he did watch a pregnant woman trying to cross Memorial Field, and it was 20 minutes before finally a car stopped to let her cross. Stated if those signs are put out there people would get the idea to stop for pedestrians at the crosswalk. He did receive a couple of calls on property maintenance and he would like to thank the administration for quickly reacting to it. Some of the properties were in total disarray. He stated just because a property is owned by a bank or a real estate agent, the property still needs to be maintained. We did make some calls and thanks to the administration the properties were cleaned up. Stated the meeting that we had down in Trenton with regard to the intersection went exceptionally well. We brought our engineering plans and our engineer was also there. We did spend about an hour, hour and half with Commissioner Fox with regard the intersection and he also had some ideas on the way it can be funded. We are waiting for the County to reach out to us. We are going to have the State, County and ourselves meet together and we should be moving forward on the intersection. At the meeting we also discussed Exit 171 of the Garden State Parkway they are quite familiar with it. We did have some discussion going back and forth with regard to forcing Woodcliff Lake, Saddle River and Upper Saddle River to open up Exit 171. There is a legal document and there is not much we can do except if we can prove it is a safety hazard and hardship to the community we may have some type of advantage if we do before a judge, but right now it is locked into an agreement. We are not giving up; it is still on the list. He stated with regard to the heart machine, the money is coming in, it is not coming in a lot, but it is coming in. He stated the Mayor and himself had a

meeting with Charlie Browns and on September 15th and 16th if you go to dinner at Charlie Browns and mention the heart machine they will donate 10% of the check towards that. Charlie Browns really stepped up to the plate and he hopes he can get other businesses in the Township to help out as well.

Mr. Frank – Stated in the last couple of weeks he has been actively involved in the road program, working closely with the Mayor and the Administrator trying to do a little fine tuning to see if there were some roads we can repair rather than do the whole road and use the money elsewhere. Stated a couple of small changes were done and feels we do have very nice program to put out. As Councilman Beckmeyer stated the bids came in good and we are very pleased with that. He stated we should see a lot of work in August and things should start looking very good.

Mr. Calamari – Stated everything he wanted to say was covered by his fellow councilmen.

GENERAL PUBLIC DISCUSSION

A motion was made by Mr. Beckmeyer, seconded by Mr. Sears, to open the general public discussion.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Mr. Calamari – Asked that everyone please limit their comments to 5 minutes. Usually he is liberal with the five minutes, but there are a lot of people here tonight so he will be a little firmer tonight on the five minutes to give everyone who wants to speak a chance to speak. He stated a member of the audience is videotaping the meeting and that person has agreed if anyone does not want to be videotaped to let him know and he will not videotape your time up here.

Michael Ullman, 2 Clark Avenue – Mr. Ullman stated he is one who is videotaping and anyone who comes up is going to be taped, he does not plan on turning the machine off. Mr. Calamari stated he misunderstood and does apologize. Spoke of the council and administration coming in at the 2.2 million. Stated the engineer had quite a few omissions, things that would be done later and things the Township would get grants for. Stated he would like to know if the field is going to be done correctly. Mr. Calamari stated he does have a few questions for the engineer with regard to what is allocated as future plans. Mr. Ullman would like to know what the 2.2 million includes and he then questioned items that would be included in the 2.2 million, such as lighting, fencing and many other items. Stated he has been to the Waldwick and Ridgewood fields and spoke of what they have. Stated he does have from the Recreation Department an undated Schedule of Memorial Field Annual cost with grass surface. Spoke at length with regard to the Maintenance and Guideline provided by FieldTurf which outlines what needs to be done in maintaining a turf field. Stated he doesn't understand how everything is zero and no one has questioned it. He also read from a document entitled Memorial Field the Crown Jewel of the Township of Washington. He stated that the Keystone Purchasing Coop quote was \$300,000 for turf. He would like to know if there will be additional fees paid to the engineer besides the \$67,000 that was paid. Stated the plan presented by the engineer completely misleads the public and he would like a true number. Stated that someone is not being completely transparent with what they are doing.

Toni Plantamura, 808 Robinwood Road – Ms. Plantamura stated she is here to ask questions of the engineer who is not here and believes that she was misled and feels that council does not want this on the ballot for November. She stated she would like to get this as a binding referendum. She then gave a background on how the subject of Memorial Field came about and appointment of the Recreation Board by the Mayor. She stated that due to the football coaches and the lacrosse coaches being adamant, they have had the loudest voices and the residents have to pay for this. She also spoke of the Risk

Manager calling the public who are questioning this big ticket item the CCC's (Constant Complainers Club). She also spoke of the fact that volunteer coaches for football have been getting paid in this town for 20 years. She stated that Mr. Beckmeyer is one of them and believes he should recuse himself with regard to this field. Stated it is unethical that Mr. Poller has not advised Mr. Beckmeyer on this. Spoke at length with regard to the overreach of government and why this subject is not being put to a referendum vote. Also spoke of children not being able to sleigh ride on artificial turf in the winter time. Also asked who is currently taking care of the field and striping the fields. Mayor Sobkowitz replied the road department. Ms. Plantamura also spoke of Town Day being held on a turf field and if a cover would be put on. Stated that these questions will be asked and she is not going away.

Diane Grimaldi, 441 Van Emburgh Avenue – Ms. Grimaldi stated she does have questions for Mr. Statile and she also believes she was misled. Spoke of an article in the paper stating that Mr. Statile would be available to answer questions. Asked Councilman Sears if one of the areas for the four signs is Colonial and Washington, and also asked if the building department has a TA yet. Administrator Cavallo stated the former TA is coming back to help out. Mayor Sobkowitz stated there is a part timer and there continuous to be part timer. Ms. Grimaldi spoke of a friend putting a permit for a new fence and a staff member at the Township indicated they would receive a letter in about 3 weeks. Stated the MLUL states the letter must be received within ten days or it is an automatic approval. She asked if council has received the audit and if council is going to have a discussion on it. Mr. Calamari stated it has been received and there will be a discussion. Ms. Grimaldi asked what is Resolution 15-225 about. Administrator Cavallo explained Resolution No. 15-225 to Ms. Grimaldi.

Michael Sklar, 305 Fern Street – Mr. Sklar spoke of letters from former councilman that are in the local papers. Stated he has been in sales for 40 years and bases dealings on common sense. Spoke of seeing children on his block riding motorbikes with no exercise. Stated he feels 2.3 million dollars would be spent on a field which would likely not be used. Stated that he has seen one baseball game being held on the field in front of the high school in two years. Stated he can't see the field being used for a multitude of things since this generation and generations coming up are not going to use parks or walk. Stated things that are said about artificial turf are real and it should not be ignored. Stated he is a taxpayer and this does not seem to make sense. He stated he did ask about bamboo about a year ago and has yet to receive an answer. Administrator Cavallo stated that he himself and his secretary did provide Mr. Sklar an email that council decided they were not going to move forward with an ordinance and what the State of New Jersey recommended to the Township it is pretty much an unenforceable issue. Administrator Cavallo stated that Bernadette did forward that to Mr. Sklar. Mr. Sklar stated he did not receive it and would like to have the email forwarded again. Mr. Sklar stated the public needs answers and believes a referendum would be beneficial and spoke at length with regard to putting this subject to a referendum.

Cynthia Cannon, 804 Manhattan Avenue – Ms. Cannon spoke of the DMF equipment being stored outside, rotting away, the condition of the DMF building and having liability insurance in case the roof falls down on the new equipment that will be stored inside the building. Spoke at length with regard to the storing of the vehicles outside. Asked what is going to be done with regard to fixing the garage. Mr. Calamari stated a needs study is going on for the DMF building and that will be in September. Mayor Sobkowitz stated the new equipment is needed very badly since repairs are very costly. Ms. Cannon stated she is not saying it is wrong to buy the equipment, she is stating that something needs to be done with regard to the garage. Administrator Cavallo explained what the needs study would show. This will be addressed in September when we receive a report from the architect.

Robert Bruno, 697 Hillcrest Avenue – Mr. Bruno asked if the audit report has been completed and will it be posted. Administrator Cavallo stated it has been completed; it was received June 29th and will be posted tomorrow. Mr.

Bruno asked if something has been done with regard to the Season's property. Administrator Cavallo stated that Mr. Tucker did advise him that he spoke to the property owner. Mr. Bruno asked if any summons have been issued. Administrator Cavallo stated he is not sure of that. Mr. Bruno spoke of the condition of the trees on the Season's property. Mr. Bruno asked if anything has been done with regard to the sidewalk by the library. Administrator Cavallo replied that is being awarded tonight. Administrator Cavallo then explained what will be done in the area of Woodfield Road, by the library.

Ruth Mayer, 133 Woodfield Road – Ms. Mayer asked with regard to the repair will the stream be getting dredged out. Administrator Cavallo stated that is not part of the project, this is the repairs to the roadway and the header wall. Administrator Cavallo stated he can reach out to the County Waterways since that is usually their responsibility. She stated the side she is talking about is the side by the library, and asked what the drainage repair that is being done is. Administrator Cavallo explained the repairs that will be done to the culvert and the area. Ms. Mayer stated the area she would like to see addressed is the library side is where all the rocks have collapsed. She stated in a heavy rainfall you can see a whirlpool created by those rocks blocking up the flow of the stream. Administrator Cavallo stated he will ask Mr. Statile. Mr. Beckmeyer stated that sometimes is it designed and built to slow the water down.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso asked if the Township is contributing to the heart machine and if there was a discussion during budget time of putting an extra \$10,000 or \$15,000 to the line item of the Ambulance Corps. Mr. Calamari stated he does not recall anyone bringing that up during the budget discussions. Mr. D'Urso asked are there any expenses that the Ambulance Corps incurs or is taken back from the town, such as insurance. Mr. Calamari replied he doesn't know off hand. Mr. D'Urso stated he does record meetings and spoke of the meetings he has recorded. He stated something should have been posted on the bulletin board or the website stating that the engineer will not be fielding questions. Mr. Calamari stated that questions can be asked of the engineer this evening, he just wanted everyone to know that they will have another opportunity at asking questions at a special meeting. Mr. D'Urso stated that Mr. Calamari stated at the very beginning of the meeting if anyone is here for that specific purpose the engineer will not be fielding questions. Mr. Calamari stated if he misspoke he does apologize. Mr. D'Urso spoke of pulling out of the road program with Westwood, the resolutions that are on the Consent Agenda. Mr. Calamari stated something can be pulled off the Consent Agenda and voted on separately. Mr. D'Urso asked if the bond anticipation notes have been reviewed and discussed with the auditor. Mr. Calamari stated it was in our packets, if anyone has questions they can be asked and it can also be tabled. Mr. D'Urso asked if council has reviewed the library agreement. Mr. D'Urso then spoke with regard to the library debt load and what has been done in the past. Mr. Calamari stated again if anyone has a question they can ask it. Mr. D'Urso asked that the field be put up for a referendum vote.

Sandy Philips, 321 Hudson Avenue – Ms. Philips asked if the steps are going to be fixed in the front of the municipal building. Administrator Cavallo stated that was tabled by the council last year. Ms. Philips asked if the road on the side of the building where the cell tower is located is accessible. Administrator Cavallo stated the police use it all the time but he is not really sure if the ambulance can maneuver it, if the ambulance can maneuver it then they can use the road. Ms. Philips asked if there was anything new with regard to the VFW. Mr. Poller stated he spoke to Jacey Raimondo today, she will be following up on several items and she will get back to him.

A motion was made by Mr. Frank seconded by Mr. Beckmeyer to close the public discussion.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

ORDINANCES

2ND Reading Ordinance No. 15-09

The Clerk read Ordinance No. 15-09 entitled: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL VEHICULAR EQUIPMENT BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY APPROPRIATING \$765,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$728,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION

A motion was made by Dr. Cascio seconded by Mr. Beckmeyer, to introduce and pass Ordinance No. 15-09 at second reading by title.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

The following resolution, Resolution No. 15-209 was presented and adopted on a motion by Dr. Cascio, seconded by Mr. Beckmeyer.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 15-09 entitled: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL VEHICULAR EQUIPMENT BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY APPROPRIATING \$765,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$728,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION be read on second reading and the public hearing be held thereon pursuant to law.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer, to open the Public Hearing.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Beatrice Napier, 324 Hudson Avenue – Ms. Napier asked when will the trucks be delivered. Administrator Cavallo probably November for the dump trucks and December for the garbage truck. She asked if the building is not done, are the vehicles still going to be delivered. He replied yes, we are replacing the trucks we are getting rid of. He stated the Township is not the only DPW that keeps their vehicles out, most of the DPW's in the area do. He stated even if we do get a new building, it would be at least a year and a half, two years before the building is complete. He stated the vehicles right now don't work. Mayor Sobkowicz spoke of the maintenance plan the DPW has in place now.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso stated he does disagree with the Administrator with regard to the storage of the vehicles. He spoke of using a Quonset Hut for storage on sites in the Township. He asked if anything was considered to keep these vehicles out of the weather, since there are options. He asked if there was a discussion among the council with regard to awarding the bid. Mr. Calamari stated if anyone wants to discuss it, they can.

Michael Ullman, 2 Clark Avenue – Mr. Ullman asked are the dump trucks just dump trucks. Administrator Cavallo replied they are dedicated dump trucks. Mr. Ullman asked if there is a reason why you didn't go with the roll off option. Administrator Cavallo replied if we were going to buy a roll off, which was denied by the council, once last year and once previously, we would only be buying one of them and at this time we need to replace the vehicles we have. Mr. Ullman asked if these vehicles are fitted for multi-tasking. Mayor Sobkowicz stated each truck will have a salter and a plow. Administrator Cavallo spoke at length with regard to the trucks and also explained what trucks are being replaced.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer to close the Public Hearing.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

A motion was made Mr. Beckmeyer, seconded by Mr. Frank, to pass Ordinance No. 15-09 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

CONSENT AGENDA

The following resolutions were part of the Consent Agenda and were made available to the Governing Body and the Public prior to the meeting.

Mr. Calamari – Stated that Resolution No. 15-224 will be pulled for a separate vote and Resolution No. 15-226 is being pulled from the Consent Agenda.

Dr. Cascio – Asked what the price of the tonnage was with this new bid with regard to the comparison with Westwood.

Administrator Cavallo – Replied \$73.25, the Westwood bid that came in on Friday was \$73.20, same vendor.

There was a discussion with regard to Resolution No. 15-223.

Dr. Cascio – Asked that Resolution No. 15-225, Bond Anticipation Notes, be pulled from the agenda for further discussion.

A motion was made by Mr. Beckmeyer, seconded by Mr. Sears, to approve the following resolutions: No. 15-210, No. 15-211, No. 15-212, No. 15-213, No. 15-214, No. 15-215, No. 15-216, No. 15-217, No. 15-218, No. 15-219, No. 15-220, No. 15-221, No. 15-222, No. 15-223, No. 15-231.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Resolution No. 15-210

Engineering Escrow

WHEREAS, David Mayo & Sharon Maguire posted engineering escrow money on premises known as Block 3404.02, Lot 23, 725 Pine Lake Drive; and

WHEREAS, the Construction Code Official has issued approvals dated 6/25/15, CO No. 14-308; and

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter dated May 1, 2015; 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 \$510.00 to the above.

Resolution No. 15-211

Engineering Escrow Refund

WHEREAS, Steve & Donna Macchione posted engineering escrow money on premises known as Block 2201.02 Lot 10, 621 Hoover Avenue; and

WHEREAS, the Construction Code Official has issued approvals dated 6/15/15, CO No. 10-225; and

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter dated June 3, 2015; 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 \$514.00 to the above.

Resolution No. 15-212

Engineering Escrow Refund

WHEREAS, John Rucereto & Sandra Mule posted engineering escrow money on premises known as Block 3304, Lot 45, 41 Stratford Court; and

WHEREAS, the Construction Code Official has issued approvals dated 5/12/15, CO No. 06-519 and CO No. 06-519+A; and

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter dated February 24, 2015; 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 \$537.00 to the above.

Resolution No. 15-213

Engineering Escrow Refund

WHEREAS, Brian & June Murphy posted engineering escrow money on premises known as Block 4416, Lot 35, 297 Walnut Street; and

WHEREAS, the Construction Code Official has issued approvals dated 1/7/15, CO No. 14-363; and

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter dated January 5, 2015; 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 \$169.00 to the above.

Resolution No. 15-214

Recreation Refund

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

Ranko Abe
196 Devon Road
Township of Washington, NJ 07676

Summer Recreation Camp 2015	\$510.00
Sora Abe & Towa Abe	
Multiple Registrant Discount	- \$10.00
Administrative Fee Non-Refundable	<u>-\$ 50.00</u>
	\$450.00

Refund for Summer Recreation
Refund Amount: \$450.00

Resolution No. 15-215

Alcohol License Renewals

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that the following Plenary Retail Consumption License renewals for one year, effective July 1, 2015 be and are hereby approved:

#0266-33-005-004

License Name: TJG Inc.

Trade Name: Seasons Catering

#0266-33-004-010

License Name: Island Way Inc.
Trade Name: Bacari Grill

#0266-33-001-006

License Name: CB Washington Twsp LLC
Trade Name: Charlie Browns Steakhouse

#0266-33-003-008

License Name: Amy LLC
Trade Name: Dog House Saloon & Grill

BE IT FURTHER RESOLVED, that the following Plenary Retail Distribution License renewal for one year, effective July 1, 2015 be and are hereby approved:

#0266-31-009-001

License Name: Township Liquors Inc.
Trade Name: Township Liquors

BE IT FURTHER RESOLVED, that the following Club License renewal for one year, effective July 1, 2015 be and are hereby approved:

#0266-31-008-001

License Name: Washington Township Columbian Club Inc.
Trade Name: Washington Twp Columbian Club

#0266-31-009-001

License Name: Washington Township Recreation Club
Trade Name: Washington Township Recreation Club Inc.

BE IT FURTHER RESOLVED, by the Township Council of the Township of Washington that the Municipal Clerk be and is hereby authorized to sign and deliver the respective licensing certificates on behalf of the Township of Washington.

Resolution No. 15-216

Escrow Refund

WHEREAS, the Bergen County YMHA, 605 Pascack Road posted escrow money for the June 14, 2015 circus being held on their premises for Police Outside Billing; and

WHEREAS, all parties have been paid and they are requesting a refund on the balance,

NOW, THEREFORE, BE IT RESOLVED, by the Township Treasurer of the Township of Washington is authorized to refund the balance of the escrow money in the amount of \$846.73 to the above.

Resolution No. 15-217

Certification of Annual Audit

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

WHEREAS, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Township of Washington pursuant to N.J.S.A. 40A-:5-6, and a copy has been received by each member of the governing body; and

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

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

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

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C.5:306.5; and

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

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

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

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

Resolution No. 15-218

Recreation Refund

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

Barbara Ravennati
116 Walnut Street
Township of Washington, NJ 07676

Summer Recreation Camp 2015	\$255.00
Administrative Fee Non-Refundable	<u>-\$ 25.00</u>
	\$230.00

Refund for Summer Recreation
Refund Amount: \$230.00

Resolution No. 15-219

Awarding Bid for the 2015 Road Improvement Program

WHEREAS, on July 7, 2015, the Township of Washington, County of Bergen, New Jersey received bids for the 2015 Road Improvement Program; and

WHEREAS, D & L Paving Contractors, Inc., 681 Franklin Avenue, Nutley, NJ 07110 was the lowest responsive and responsible bidder for this contract, with a bid in the amount of \$659,658.00; and

WHEREAS, this contract shall be charged to Ordinance 15-07 or any other account that may be deemed appropriate by the Chief Financial Officer or her designee, and these funds shall be certified by the Chief Financial Officer;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the bid of D & L Paving Contractors, Inc., 681 Franklin Avenue, Nutley, NJ 07110, titled 2015 Road Improvement Program, be and is hereby accepted and is awarded to D & L Paving Contractors, Inc. in the contract amount of \$659,658.00; and

BE IT FURTHER RESOLVED that this expenditure shall be charged to Ordinance 15-07 or any other account that may be deemed appropriate by the Chief Financial Officer or her designee and the availability of funds shall be certified by the Chief Financial Officer; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the contract with D & L Paving Contractors, Inc. for the above stated purpose consistent with said bid.

Resolution No. 15-220

Awarding Bid for the 2015 Drainage Repairs – Julia Court & Woodfield Road

WHEREAS, on July 7, 2015, the Township of Washington, County of Bergen, New Jersey received bids for the 2015 Drainage Repairs Contract – Julia Court and Woodfield Road; and

WHEREAS, Colonnelli Brothers, Inc., 409 South River Street, Hackensack, NJ 07601, was the lowest responsive and responsible bidder for this contract, in the bid and contract amount of \$218,870.00; and

WHEREAS, this contract shall be charged to Ordinance 14-13 and Ordinance 13-06 or any other account that may be deemed appropriate by the Chief Financial Officer or her designee, and these funds shall be certified by the Chief Financial Officer;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the bid of Colonnelli Brothers, Inc., 409 South River Street, Hackensack, NJ 07601, titled 2015 Drainage Repairs – Julia Court and Woodfield Road, be and is hereby accepted and awarded to Colonnelli Brothers, Inc. in the contract amount of \$218,870.00;

BE IT FURTHER RESOLVED that this expenditure shall be charged to Ordinance 14-13 and Ordinance 13-06 or any other account that may be deemed appropriate by the Chief Financial Officer or her designee and the availability of funds shall be certified by the Chief Financial Officer;

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the contract with Colonnelli Brothers, Inc. for the above stated purpose consistent with said bid.

Resolution No. 15-221

Awarding of Bid for Two (2) New 2016 Heavy Duty 4x4 Dump Trucks

WHEREAS, on July 14, 2015, the Township of Washington, County of Bergen, New Jersey received bids for two (2) new 2016 Heavy Duty 4x4 Dump Trucks; and

WHEREAS, Frank's Truck Center, Inc., 325 Orient Way, PO Box 503, Lyndhurst, NJ 07071 was the lowest responsible bidder for Contract 2015-101 in the amount of \$390,788.00, less the trade-in value of Truck #16 (1994 Auto Car 16-yard dump body with plow) of \$3,000 and of Truck #18 (1997 GMC 4-Wheel Drive Dump Truck) of \$1,600.00, for a final bid and contract amount of \$386,188.00; and

WHEREAS, the contract amount of \$386,188.00 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

WHEREAS, funds will be available upon the effective date of Ordinance 15-09, and will be certified by the Chief financial Officer on the effective date of that Ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the bid of Frank's Truck Center, Inc., 325 Orient Way, PO Box 503, Lyndhurst, NJ 07071 be and is hereby accepted and is awarded to Frank's Truck Center, Inc. under Contract 2015-101, for the purchase of two (2) new 2016 Heavy Duty 4x4 Dump Trucks in the final contract amount of \$386,188; and

BE IT FURTHER RESOLVED that this expenditure shall be charged to Ordinance 15-09, or any other account the Chief Financial Officer or her designee may deem just and appropriate; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute Contract 2015-101 with Frank's Truck Center, Inc. for the above stated purpose consistent with said bid.

Resolution No. 15-222

Awarding Bid for One (1) New 2015 Heavy Duty 6x4 Refuse Sanitation Truck

WHEREAS, on July 14, 2015, the Township of Washington, County of Bergen, New Jersey received bids for one (1) new 2016 Heavy Duty 6x4 Refuse Sanitation Truck; and

WHEREAS, Frank's Truck Center, Inc., 325 Orient Way, PO Box 503, Lyndhurst, NJ 07071 was the lowest responsible bidder for Contract 2015-101 in the amount of \$229,868.00, less the trade-in value of Truck #10 (1995 G32-yard sanitation truck) of \$2,800, for a final bid and contract amount of \$227,068.00; and

WHEREAS, the contract amount of \$227,068.00 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

WHEREAS, funds will be available upon the effective date of Ordinance 15-09, and will be certified by the Chief financial Officer on the effective date of that Ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the bid of Frank's Truck Center, Inc., 325 Orient Way, PO Box 503, Lyndhurst, NJ 07071 be and is hereby accepted and is awarded to Frank's Truck Center, Inc. under Contract 2015-102, for the purchase of one (1) new 2016 Heavy Duty 6x4 Refuse Sanitation Truck in the final contract amount of \$227,068.00; and

BE IT FURTHER RESOLVED that this expenditure shall be charged to Ordinance 15-09, or any other account the Chief Financial Officer or her designee may deem just and appropriate; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute Contract 2015-102 with Frank's Truck Center, Inc. for the above stated purpose consistent with said bid.

Resolution No. 15-223

Township of Washington Library Agreement

WHEREAS, an issue has arisen between the Township of Washington (the "Township") and the Board of Trustees of the Township of Washington Library (the "Library") in connection with funding and past practices; and

WHEREAS, the issue between the Library and the Township has been amicably resolved between the Parties; and

WHEREAS, the Parties wish to memorialize their agreement resolving all outstanding issues in a Settlement Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, County of Bergen, New Jersey, that the Township Council hereby approves the proposed Settlement Agreement between the Township of Washington and the Board of Trustees of the Township of Washington Library and authorizes the Mayor to execute said Settlement Agreement on behalf of the Township of Washington.

Resolution No. 15-231

Drive Sober or Get Pulled Over

WHEREAS, the Township of Washington Police Department has applied for the Driving While Intoxicated enforcement "Drive Sober Or Get Pulled Over 2015 Statewide Labor Day Crackdown" Highway Safety Grant from the New Jersey Division of Highway Traffic Safety; and

WHEREAS, the State has awarded a grant to the Township of Washington in the amount of \$5,000.00; and

WHEREAS, the grant (\$5,000.00) will pay for Police Officers to work overtime to enforce laws effecting the safety and welfare of the residents and streets of the Township of Washington and to educate and encourage the public to refrain from driving while intoxicated;

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people every day, and almost 18,000 people each year; and

WHEREAS, 28% of motor vehicle fatalities in New Jersey in 2012 were alcohol related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and Labor Day holiday in particular are traditionally times of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober Or Get Pulled Over 2015 Statewide Crackdown; and

WHEREAS, the project will involve increased impaired driving enforcement from August 21 through September 7, 2015; and

WHEREAS, an increase in impaired driving enforcement and reduction in impaired driving will save lives on our roadways;

THEREFORE, be it resolved that the Mayor and the Council of the Township of Washington accept the Grant from the State of New Jersey, Division of Highway Traffic Safety and declare its support for the Drive Sober Or Get Pulled Over 2015 Statewide Labor Day Crackdown from August 21 through September 7, 2015 and pledges to increase awareness of the dangers of drinking and driving.

Councilman Sears has recused himself from voting on Resolution No. 15-244.

A motion was made by Mr. Beckmeyer, seconded by Dr. Cascio, to approve Resolution No. 15-244.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Calamari.

Nays: None.

Resolution No. 15-244

LOSAP Fire Department (Supersedes Resolution No. 15-165)

WHEREAS, The Township adopted Ordinance No. 99-10 which created the Length of Service Awards Program (LOSAP); and

WHEREAS, N.J.S.A. 40A:14-191 requires that the Township of Washington Fire Department furnish the Township Council with an annual certification list of all volunteer members who have qualified for credit under the award program for the previous year.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, New Jersey that the Township Council hereby approves the list of the volunteer members of the Township of Washington Fire Department certified by the Department LOSAP Coordinator, Chief and Director for the year 2014, a copy of which list is attached here as Exhibit A; and

BE IT FURTHER RESOLVED that a copy of this list has been posted for at least thirty (30) days in the squad building.

BE IT FURTHER RESOLVED that after the thirty (30) day posting period the Township Treasurer will issue a check to cover volunteers on the attached list to Lincoln Financial.

Time Noted: 8: 48 p.m. (End of Open Session)

Time Noted: 11:05 p.m. (Motion to go back into Open Session after Closed Session)

A motion was made by Dr. Cascio, seconded by Mr. Sears, to go back into Open Session.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

A motion was made by Dr. Cascio, seconded by Mr. Calamari on Resolution No. 15-230.

Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.

Nays: None.

Resolution No. 15-230

Burchell Investigator

WHEREAS, the Township of Washington (the "Township") has filed a Declaratory Judgment Action in the Superior Court of New Jersey, Bergen County, in furtherance of the Supreme Court's March 10, 2015 decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the "Supreme Court Decision"); and

WHEREAS, Fair Share Housing Center ("FSHC"), through the services of David Kinsey, has prepared what it considers to be the statewide fair share numbers (the "FSHC Numbers") for use by the 15 vicinage Mt. Laurel Judges to calculate a municipality's affordable housing obligation pursuant to the Supreme Court Decision; and

WHEREAS, the Township desires to participate in the preparation of a statewide fair share analysis to be undertaken by Rutgers, The State University of New Jersey ("Rutgers"), through Dr. Robert W. Burchell, Principal Investigator, and various other experts employed by Rutgers in order to establish a rational and reasonable methodology (the "Burchell Fair Share Analysis") for determination of a municipality's obligation to provide a realistic opportunity through its land use ordinances for its fair share of the region's affordable housing needs in accordance with the Mount Laurel Doctrine as set forth in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) ("Decision") and prior decisions of the Courts of New Jersey, and the Fair Housing Act, N.J.S.A. 52:27D-301 et. seq.; and

WHEREAS, Rutgers, utilizing Dr. Burchell as the Principal Investigator and author has agreed to prepare the Burchell Fair Share Analysis within 90 days of being retained to establish his view of the proper way to determine each municipality's fair share obligation; and

WHEREAS, Dr. Burchell estimates the cost to prepare the initial Burchell Fair Share Analysis will be \$70,000; and

WHEREAS, it is anticipated that there will be a need for Dr. Burchell to analyze any challenges to his conclusions and prepare a rebuttal report to said challenges which is not included in the \$70,000; and

WHEREAS, it is anticipated that if each municipality contributes \$2,000, there will be sufficient monies to pay the cost to prepare the initial Burchell Fair Share Analysis, to analyze any challenges to the Initial Fair Share Analysis and to prepare a rebuttal report given the number of municipalities that have expressed an interest in retaining Burchell; and

WHEREAS, a Municipal Shared Services Defense Agreement (hereinafter "MSSDA"), has been prepared (a) so that monies can be collected to enter into an agreement with Rutgers (hereinafter "the Rutgers Agreement") and so that Burchell, along with various other experts from Rutgers, can perform the tasks

described above and (b) so that the rights and responsibilities of each municipality that wishes to sign the agreement to retain Rutgers are defined; and

WHEREAS, the MSSDA provides that the Law Offices of Jeffrey R. Surenian and Associates, LLC ("Surenian") will serve as the administrative entity to sign the Rutgers agreement on behalf of the municipalities that signed the MSSDA and paid the \$2,000 fee; and

WHEREAS, it is imperative given the time constraints for municipalities that wish to retain Burchell to sign the MSSDA and pay the \$2,000 fee so that Burchell can conduct the necessary analysis; and

WHEREAS, notwithstanding the foregoing, it is possible that the MSSDA may need to be changed as a result of ongoing negotiations with the Rutgers agreement following execution of the MSSDA and the payment of the \$2,000 fee; and

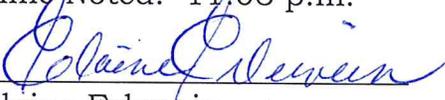
WHEREAS, in such an event, any member that objects to the changes that Rutgers may require shall have the opportunity to relinquish membership in the Municipal Group and to receive back the \$2,000 payment as more specifically set forth in the MSSDA.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, County of Bergen, New Jersey, as follows:

1. The terms and conditions of the MSSDA attached hereto are hereby approved, ratified and confirmed.
2. The amount of \$2,000 is hereby authorized to be expended by the Township of Washington for Rutgers through Dr. Robert Burchell, Principal Investigator to prepare the Burchell Fair Share Analysis.
3. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Township of Washington and is appended hereto.
4. The Mayor of the Township of Washington be and is hereby authorized to execute the aforesaid MSSDA to memorialize the participation of the Township of Washington in the preparation of the Burchell Fair Share Analysis and to take any and all actions reasonably required to effectuate said Agreement.
5. The Township of Washington hereby authorizes Jeffrey R. Surenian, Esq. to execute on behalf of the Township of Washington the Research Agreement with Rutgers to initiate and complete Burchell Fair Share Analysis and to do such other actions to effectuate the purposes of said Research Agreement.
6. If further changes to the MSSDA are needed as a result of finalizing the Rutgers Agreement, within ten (10) days of notification by Jeffrey R. Surenian, Esq. of the changes, the Township of Washington will inform Jeffrey R. Surenian, Esq. if it objects to the changes and wishes to withdraw from the Municipal Group and obtain a refund of the \$2,000 it paid.
7. This Resolution shall take effect immediately.

A motion was made by Mr. Beckmeyer, seconded by Mr. Sears to adjourn.
Ayes: Councilmen Beckmeyer, Cascio, Frank, Sears, Calamari.
Nays: None.

Time Noted: 11:06 p.m.


Elaine Erlewein
Township Clerk


Peter Calamari
Council President

Approved: August 17, 2015