

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
REGULAR MINUTES  
September 16, 2019~7:30 p.m.

CALL TO ORDER: Council President DeSena.

STATEMENT

Welcome to the regularly scheduled Public Meeting of September 16, 2019 of the Township of Washington Township Council. Adequate notice of the meeting was given in accordance with the Open Public Meetings Act by the Township Clerk to at least two (2) newspapers in January and this notice has been posted on the Township Bulletin Board and on the Township Web Site.

Please notify the Municipal Clerk for any disability requirements necessary for attendance at Mayor and Council meetings. The fire exits are located through the double doors to your right and through the door on your left. Please silence all cell phones.

SALUTE TO FLAG: Lead by Council President DeSena.

ROLL CALL

Councilmen Cascio, Cumming, Council President DeSena.

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

Absent: Councilman Bruno.

Council President DeSena thanked Administrator Tovo and the Township Clerk for the new flags in Council Chambers. He stated Councilman Bruno will not be attending tonight's meeting, he had a death in his family, our condolences go out to his family.

Councilman Ullman arrived at 7:33 p.m.

READING OF TOTAL LIST OF BILLS: none

APPROVAL OF MINUTES: none.

PRESENTATION:

Bergen County Open Space Grant  
Senior Citizens Park-\$30,000

Bergen County Freeholder  
Chairwoman, Germaine Ortiz

Ms. Ortiz – greeted everyone, and stated she is here on behalf of the County Executive and the Board of Chosen Freeholders, presenting a check in the amount of \$30,000 for the Bocce Ball Court for your Seniors. We are very committed, the Freeholders and the County Executive of preserving open space, and especially with this fund, raising it now from a quarter of a penny to a whole penny. This has helped the County to take advantage of this fund because they have been able to beautify most of their parks, either recreational, seniors or just to preserve open space. She encourages everyone to please continue to apply for open space, this would be great for your municipality, and community as a whole. Thank you so much for having us here.

Ms. Rifkin – Thanked Council for having her back again, the presentation is usually done in April, but she had just gotten back from maternity leave, so she will be doing her recap from the previous year, as well as giving Council a heads up of what is going on for this year, still to come. In front of Council there are two documents, one is the Annual Report Brochure, which gives an overview of the library statistics, from funding, circulation, programs that were held, all sort of fun things that were new in 2018, which was the library's anniversary year, and the list of the Library's Staff, and Board of Trustees is on the back. The other document is a more thorough breakdown. Councilman Cascio started her up on this four or five years ago, and it is a really great way to show everyone the progress over the years, circulation was up to over 87,000, our library card has cleared 6,000, we are at 68%, her goal is 80%, so if you do not have a library card, please come on by, we will get you signed up with one. Program attendance cleared over 12,000, just under 13,000 last year, which is a huge jump, our Young Adult and Reference Librarian has been working to do a lot of outreach to adults and seniors. We had over 500 adults participate in our Summer Reading Club last year, it looks as though this year will surpass what was done previously, she is looking forward with presenting Council with those numbers. Our 1/3 of a million funding is on the upswing, it is related to equalized property values, so the more the Township does, the more money the library gets, so thank you for everything that Council is doing to improve the area. The library is part of the Bergen County Cooperative Library System (BCCLS), that means that we loan materials out to people from other towns, as well as borrow from other towns for our residents. In the past few years the numbers have been shifting and equalizing, which is exactly what we want to see, our patrons are not borrowing so much from other towns, they are borrowing more and more from our own collection, which we have been expanding. It is about 20,000 from six years ago from other towns. There is always going to be special collections, facilities that have larger collections, that they will always want to borrow from, which is the beauty of being a part of BCCLS, which is an extra resource we can tap into. As you know we will be fundraising for our New Jersey State Building Grant, it was voted on the State level, the application will be available in the Spring. She has been in touch with the Township Grant Writer, who has given her a number of great pointers, she appreciates that resource. We have four upcoming fundraisers, this Saturday the Girl Scouts will be holding an indoor book sale, the Community Room, donations are still being accepted, there will also be a Garage Sale, donations are welcome, any items that are not sold will be donated to the Veterans homes, the library will also be doing pie and cake sale from Carousel Cakes, they will be delivered to the library the Tuesday before Thanksgiving, and lastly there will be gift wrapping every Saturday from November 23<sup>rd</sup> through the last Saturday before Christmas which is December 21<sup>st</sup>, as well as a cookie swap in December, everything goes towards the building grant. As far as programs go, we have our Haunted House on October 26<sup>th</sup>, which is a haunted pirate ship this year, and it follows the Rag-a-Muffin Parade, our pre-tree lighting party will be on December 6<sup>th</sup>, at 5:30 p.m. which is the same day as the Township tree lighting, the theme is Frozen this year. On Wednesday, September 18<sup>th</sup>, there will be Home Staging Workshop at 7:00 p.m., Saturday, September 28<sup>th</sup> at 10:30 a.m. there will be a Family Costume Swap, if anyone has any costumes they no longer use, feel free to donate it to the library, and pick something out. The library averages about 17 programs a week, plus Scout visits, she lost count after 500 Scout Troops that booked meetings in our room for the past year, we have repeat Scouts as well as new Scouts every month. We had over 5 Eagle Scout Silver Award Projects in just the last five years alone, it is really nice to see the kids connect to their community, there are open spaces all around town, from the little free libraries, the outdoor story time spaces, the local history room was redone by an Eagle Scout, a Girl Scout did a safe space in the front of our building with a bench, and we have this big Veteran's Memorial

coming up, a lot of really great inspiration from our young residents. The 100<sup>th</sup> Anniversary of World War II is next year, the library will be doing a Veteran's book, we are trying to find some Eagle Scouts to work with, she will be talking to the Veteran's on Wednesday night, we are looking for dress photos and biographies for all Veteran's in the Township. We are looking to have the book bound, put in our history room as well as sell it as a fundraiser for the Veteran's and library. As per the last census there are over 500 Veterans in the Township, which is almost 5% of the population, this will be a great way to document all of the family members in the Township, the book will consist of current as well as former residents who have served, so if you have a family member that lived in the Township that has passed, we will be happy to take down their history. There will be a formal form to fill out for the biography, and the Scouts will type everything up to go into the book. Hopefully we will see Council at a few of the events, she is always happy to give tours of the building, if you haven't been there in a while or want to see what we are looking to update. It is a busy and active library, trying to do a number of outreach events, Back to School nights are coming up, so hopefully we will see families there. Two kindergarten mixers were held in August, the kids had cookies and milk, the parents got to socialize. Anyone in the Township is always welcome to come in, ask for her or any members of the staff. Election Day is always a big one, we always get people that either have moved to the Township or haven't been there in long time, we will show you around, help you find whatever it is you are looking for, and if we don't have it we will try to get it. The New Jersey State Buildings Grant is a matching grant. The library needs to fundraise, we are looking for a few different projects to be done, we would like to turn what is currently some office space into a multi-purpose room that can be used as a quiet study. The floor plan of the building is very open, which is wonderful, but when it comes to children's programs or a concert in the back, the noise carries quite a bit. She has been here 7 years, and it is a constant comment from the public that they are looking for quiet place, during the day between 9:00 a.m. – 5:00 p.m. It will be quiet study, at night and it will be used for smaller meetings, such as PTO's, smaller Scout Troops that are not large enough to use the community room, but too big for the story time room. We are also looking to put an awning on the very front of the building, the handicap accessible doorways have to open at a certain speed, in pressing that button anyone with a wheelchair, walker or a stroller is getting soaked or snowed on, we would like to put a permanent structure there with lighting so that way the building is more welcoming, and lastly right now we have a lot of attic storage space, the attic storage stairs fold down and it is not the safest for utility workers or staff, so we are looking to put some permanent stairs in that space, we also have to upgrade the security cameras as well as the HVAC to comply. The library is trying to fundraise as much as they can, however how much we have at the time of the grant application is how much the State would match if we are awarded the grant. The library is still getting a few last-minute quotes from the security company and the HVAC, the Library Board did hire an architect to design the plans, so they are looking at those plans, so we are thinking around \$250,000, with the library having to come up with \$125,000. She did speak with the Grant Writer, he was very welcoming and had a lot of great ideas. The library is an election location, and he did mention there are a few lesser known grants for polling locations that might help with any additional handicap accessibility curb cuts to the front entrance, so we are hoping that may also help with the fundraising as well.

GENERAL PUBLIC DISCUSSION (Five Minute Time Limit)

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

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

Nays: None.

Absent: Councilman Bruno.

Julianne Lipnick, 184 Finnerty Place – Ms. Lipnick asked did Administrator Tovo find out anything regarding the work being done in the shopping center and the water lines? Administrator Tovo stated he did speak with the representative, who indicated he would reach out to Ms. Lipnick to investigate the issue on her property to see if there is a connection with the work that is being done at the strip mall. Ms. Lipnick stated she has not heard anything, we had free flow at her home, he went into the drains, there was nothing in our lines, but the pump keeps going every ten minutes, she is very leery of any back-up. Administrator Tovo stated he explained that to SUEZ, he will reach out to them again. Ms. Lipnick asked when will some of the County roads be paved. Council President DeSena stated once the ADA ramps are completed, and PSE&G is done with their work, Washington and Ridgewood will be paved. Administrator Tovo stated PSE&G has already done the mains, the service lines need to be done, Ruggiero expects to be out here in the next two weeks, for the ADA curb cuts. Ms. Lipnick spoke of the horrific post office, and the need to do something about it. She spoke of mailing invitations five weeks ago from that post office to Cleveland Avenue, and that resident getting the invitation today. Council President DeSena spoke of what he has encountered, requests that he has made, and trying to speak to the Post Master General, she will not take his calls. Ms. Lipnick stated she has filed a complaint and has a case number, but the answer she received today is that they are understaffed, she stated it seems to be from the lake towards Westwood, Coolidge received the invitation, but Cleveland Avenue did not. Council President DeSena stated there is informed delivery, which every resident should have, all the mail gets scanned every day, it creates a pdf email to you every morning, so you know every piece of mail that will be delivered to you home, it is online and free. Council President DeSena stated he has been to the post office five Saturdays in a row, left his number, and the Post Master General still has not called him. Ms. Lipnick recommends closing it down, or go to Paramus or Hillsdale, and avoid the Township's excuse for a Post Office.

Diane Grimaldi, 441 Van Emburgh Avenue – Ms. Grimaldi asked if the Property Maintenance Officer walked the Viviano property. Administrator Tovo stated he has been working with the property owner to get the property cleaned up, it is his understanding there is one tractor left on the property that is being scheduled for removal, when that is done, he will be invited on the property to walk it. Ms. Grimaldi stated several pieces have been removed that were in the front, but other pieces have been moved from where they could be seen over to the brush, so they cannot be seen. Administrator Tovo stated we will walk it again to make sure it has been removed, not just moved. A conversation followed on photos that were provided. Ms. Grimaldi stated Mr. Melendez, on Katharina Place, has asked the Property Maintenance Officer to come and look from his property. She stated when she took photos in 2016, some things were cleaned up, but there is still more, they may clean up what is close to the road, but nothing is being done in the area behind. Administrator Tovo stated he can assure Ms. Grimaldi, once they indicate the work is complete, we walk the property, if we find anything else, there will be a penalties and fines that come along with that, the pictures he has received today have already been forwarded to Code Enforcement to look at first thing in the morning. The property owners were given a deadline, the lion's share had to be removed by this past Friday, they asked for an extension to remove the tractor since they want to keep that for themselves, they have until the middle of this week to get it off the property.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment asked regarding Title 39, private streets, would Viviano fall under Title 39. Attorney Poller stated it is a combination of public and private streets, Title 39 has to be requested by the owner, that would be the association, they would make the request, and Council at its discretion can grant it so Title 39 can be enforced. Mrs. Ozment asked was Franklin Court done by a settlement agreement. Attorney Poller replied it was

done pursuant to the settlement of the COAH suit, the agreement is available, they will be coming before the Planning Board after the Compliance Hearing is complete. Mrs. Ozment asked if the Property Maintenance Official has gone out to different areas in the Township to inspect sidewalks, and is the Council going to be kept up as to what areas he has gone out to. Administrator Tovo replied the Property Maintenance Official is currently compiling a list, spoken to homeowners about their sidewalks. Mrs. Ozment asked how many streets are being done by SUEZ for the water main problem with lead. Council President DeSena stated that has nothing to do with lead, it has to do with replacing the water mains that are old. He stated you can log into the SUEZ website, it will tell you whether your home has a lead service or not, there is nothing wrong with our lead levels in the Township, but you can check levels and you can also have your home identified on the SUEZ website to see if you have a lead service line, you would need to take action on your own as a homeowner, but there is no elevated levels in our water mains. He stated there are old water mains that keep repetitively breaking. Mrs. Ozment stated regarding the paving, the 2019 paving projects will be completed in Spring of 2020, then in the Fall of 2020 the 2020 road projects will be completed. Administrator Tovo stated that is our intention, yes. Mrs. Ozment asked how will the money be transferred, since it is different years. Administrator Tovo replied capital can sit there until it is time to spend the money and pay the project, all new capital money is authorized. Mrs. Ozment stated there was a request for proposals in the paper for a Professional Service, Affordable Housing Administrative Agent, is this mandatory. Attorney Poller stated it is part of the COAH requirements. Council President DeSena thanked Mrs. Ozment for bringing that to their attention, we didn't know the advertisement was made. Attorney Poller stated he is responsible for conducting the COAH litigation, and the requirements that were imposed by the Court Master, we are on time constraints, the request went out along with the other requirements, and also the guidance of the Court Master. He stated present tonight is Stan Slachetka to go over it. Council President DeSena stated it could have been forwarded to the Council. Attorney Poller stated he understands, but there a lot of things that are filed that are not forwarded necessarily to Council, this will be discussed tonight, it is not optional.

Mary Gozel, 464 Van Emburgh – Ms. Gozel stated she has been following Facebook, there were some comments between Assemblywoman Holly Schepisi and some of the tax payers regarding the congestion on Washington. She would like to quote Assemblywoman Schepisi “unfortunately all of Bergen is facing a traffic apocalypse due to the Court ordered high density housing that is popping up in every community. I’ve been leading the fight against it with zero help from any Democratic counterparts in Bergen County. It is as if they welcome the overdevelopment.” Ms. Gozel stated it is up to Council to make the change, Viviano is a blank piece of paper, they acknowledge, along with our Tax Assessor, that they do not have an approved sub-division, if they did, they would not have been approved for Woodland Management, since they need it by joint lot, acres. If Viviano, Tameron, thought they had the sub-division, then this application would not have been possible, so, gentleman, please do the right thing and approve half-acre zone lots as was originally requested by Mr. Viviano 20 years ago.

Council President DeSena stated he, along with Councilman Cascio, have been talking to Assemblywoman Schepisi, and Assemblyman Auth we resurrected this ten or fifteen-year-old plan to create an Exit 169/170 off the Parkway, which the Parkway entertained years ago before it was dropped. He received the literature late today, and plans on having more information for the next meeting. Assemblywoman Schepisi is going to give us dates when we can meet, hopefully he can get a few Council members, have a Committee, with the Mayor being on it also, and create a new study committee to open up a new exit/entrance onto the Parkway at Exit 169/170, get the ball rolling again.

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

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

ORDINANCES

Adoption, 2<sup>nd</sup> 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 approve Resolution No. 19-275 authorizing second reading and opening of Public Hearing for Ordinance No. 19-19.

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

Resolution No. 19-275

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance No. 19-19 entitled: BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A NEW FIRE AND EMERGENCY SERVICES FACILITY IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,714,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION be read on second reading and the public hearing be held thereon pursuant to law.

No Public Comments.

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

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

Council President DeSena – At this time I would like a motion to table the “Motion to adopt Ordinance No. 19-19” at second reading by title to a future date to be determined in the next few days. We do not have a quorum of votes, due to Councilman Bruno’s family issue, so we would like to table it, giving Councilman Bruno the courtesy to vote.

Councilman Cascio stated he will make a motion to table it. Councilman Cumming stated he will second.

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

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

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.

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

Ordinance No. 19-22

AN ORDINANCE AMENDING REGULATIONS FOR THE FIREHOUSE PARKING LOT

A motion was made by Councilman Cascio, seconded by Councilman Ullman, to introduce and pass Ordinance No. 19-22 at first reading by title.

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

The following resolution, Resolution No. 19-276 was presented and adopted on a motion by Councilman Cascio, seconded by Councilman Cumming.

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

Resolution No. 19 – 276

WHEREAS, Ordinance No. 19-22 entitled: AN ORDINANCE AMENDING REGULATIONS FOR THE FIREHOUSE PARKING LOT was introduced and passed at first reading at a meeting of the Township Council of the Township of Washington on the 16th day of September, 2019; and

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

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

Ordinance No. 19-22

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 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)].

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.

Resolution 19-277            Authorize to enter into a cooperative pricing agreement with Sourcewell (formerly NJPA)

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-277.

Councilman Cascio asked what products does Sourcewell have? Administrator Tovo replied it is a cooperative, and they offer a wide-range of products, primarily for the DMF, when they were under NJPA the DMF did use them, it is more capital items. The tractor was received a few months ago.

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

Nays: None.  
Absent: Councilman Bruno.

Resolution 19-277

Authorize to enter into a cooperative pricing agreement with Sourcewell (formerly NJPA)

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, Sourcewell (formally NJPA), hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, the governing body of the Township of Washington, County of Bergen, State of New Jersey has duly considered participation in the Cooperative Pricing System administered by the Lead Agency for the provision and performance of goods and services.

NOW, THEREFORE BE IT RESOLVED as follows:

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Business Administrator is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency from this date through December 31, 2019.

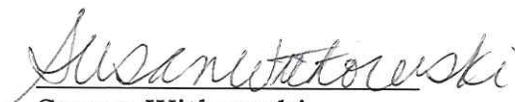
The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

This resolution shall take effect immediately upon passage.

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

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

Time noted: 8:13 p.m.

  
Susan Witkowski  
Township Clerk

  
Michael DeSena  
Council President

Approved: December 30, 2019

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY  
CONFERENCE MINUTES  
September 16, 2019

CURRENT BUSINESS

**Administration**

1. Project tracker

Administrator Tovo stated the following on the project tracker:

Road Program – RFP for the road program has gone to Attorney Poller for legal review.

Intersection – No update on the intersection. Currently working on land acquisition, meetings are being scheduled with various property owners, to date no meeting has been set up. Administration hopes by the end of this month we will have had most of these meetings. For the one property, Administration should have something by the next meeting. It was fast tracked, but some residents did engage Counsel. Boswell does have a project plan, there are some moving parts to it, Administration would not call it complete, but is close enough for some sort of review. There was a plan disseminated to Council, but there has been a minor change. Administration stated there have been some emails as recently as today regarding aspects of the project, we are getting closer to having a time line for the project. Administration will reach out to Boswell. The Mayor has executed the agreement with the County. Emails have been going back and forth between Boswell and PSE&G, they are moving on that. Mayor Calamari also did receive an email from PSE&G stating they were working from south to north on Pascack replacing all of the poles, not just the intersection.

ADA curb cuts – Will be completed before paving.

Class VII Dump Truck – A purchase order is being prepared for both the truck and the body.

Class V Truck – No update.

Breathalyzer – No update.

Radio System Upgrade – Survey by the Police Department was completed as of today, which were forwarded to the consultant. A meeting has been set up between the radio consultant and County radio to check on the viability of that. The County did come down a few years ago, but they changed a portion of their system, better coverage today than three years ago, change of tower locations and frequency.

Renovation to DMF – Administration stated there is no update. A conversation followed on the bid documents which were received by Council in their packets, the outsourcing of some of the work that is currently done by the DMF, and management of those changes, whether it be personnel or equipment. A former employee of the engineer, Boswell, is a former Superintendent/Director and will be involved in the project. The draft which was presented to Council is for review, contracted services will be recycling, yard waste and white goods, which are currently being done by the DMF. A conversation followed on looking at future options.

Basketball Court – Mr. Azzolina reported we are near completion of the bid package, should have the project done by the end of November.

Memorial Field – No updates.

Grant Writer – Administration did meet with him on Friday, reviewed meetings with respective department heads and library to prioritize what bids we would like to go after. There are few smaller ones on the fire side, as well as the library side. There is an upcoming one for fire apparatus which will be looked into, it is difficult to get, as well as a number of smaller ones for police as well, nothing for fire department buildings or first responder buildings at all. Councilman Ullmann suggested that every grant that is out there be applied for, since the grant writers are on retainage, there is no expense, he would also like a list of all projects that have been prioritized, and which ones we are applying for. The Grant Writer will be providing a monthly report to the Council.

Town Hall light repairs due to drainage project – Work began today on that; work was done in 2017. The cement and pavement part of the project were done in the winter, never settled correctly, once it did settle, they sunk a little bit, they were saw cut today, and will be resurfaced with black top and concrete, the lights also need to be reset, there is also an ongoing drainage issue on the Pascack side. We are waiting for a call back from Mr. Statile to see if the drainage on the Pascack side was included in the initial scope or not. It is discussed in the scope, but not to the point where there is a clear understanding for more for the contractor to do, the leak is still there, it needs to get done, as well as junction boxes that are not attached, and lights not working. The contractor was contacted to back out, the engineer did look at the leak and felt it should have been included in the original drainage project.

Paving of Washington and Ridgewood – Previously covered.

WCTV upgrades – Moving forward.

Court Room Security -Additional pricing is being sought for comparison.

Flags – Have been received.

Police Computer Monitors – Ordered.

Bleachers – Purchase order has been prepared through Ed Data, one of the co-ops. The bleachers are ADA compliant, there will be a timing issue with delivery, they have to be put together, there is no place for storage, delivery will be done in March. Some of the bleachers will be fastened down, but a transporter was purchased if they need to be moved, the bleachers are all five rows with the mesh fencing.

Riding Mower – Has been received, now in operation.

Wood Chipper – Meeting with a vendor tomorrow, there was a vendor within the co-op, but he didn't include New Jersey, so we have to meet with a different vendor. Training will be provided through the JIF.

Town Hall Access Control – Administrator Tovo stated he did look at this since the last meeting, and knows there were mistakes made both on his part and the vendor, incomplete information. The vendor that was going to be used for the primary install is not going to get the work, the wiring vendor has been paid for his work, the job will be re-evaluated, how it will be completed, whether it be through a bid, State contract vendor, co-op, or do part of the project, not all of it this year. He has stated to the Mayor the difference, we weren't sure we would do all of the doors this year. Councilman Ullman stated this has been discussed for a number of meetings, a few meetings ago it was brought to our attention there was a bill in excess of \$40,000, information was requested, and was not received. He does have an OPRA request that he will be submitting to the Township Clerk, anything in excess of \$40,000 requires a bid, he didn't see any bids issued by the Township, work was partially done and now we are stopping

mid-way to reevaluate and review the next steps. He would like to know who is running the project, is it scoped out, do we have what we are looking at achieve and expectation of these vendors, it seems a building has been wired, if the next step is not clear, why didn't we do the first step. He stated the Administrator indicated at one point if it was everything we wanted to do it would be \$90,000, we got it to a certain point, now we are backing off again, we are getting it to another point, wires are hanging out of walls, what is the next step, what happened, what went wrong. Administrator Tovo stated my comment regarding the \$90,000 was a possible scenario based on numbers from one of the vendors, who gave a fairly high number without all the parts that were needed, in his opinion that was excessive for the amount of work that needed to be done. He stated looking at the different options, such as wireless and lock-sets, strikes versus mag-locks, it was determined that the most affordable way to do the project was wired door strips, with the hardware we looked at, that was the most viable option. He stated once that was decided on, we got a number on the locks, the locks were going to be special order only, since the door jams are not deep enough for traditional locks, we went through this process with different vendors, he wanted the Police and Admin building priced separately, with the exception of a few doors on this floor that would go on the Police contract since they are their doors. He stated after many attempts and not getting the information, he thought the best course of action was to stop the project, the wiring was going to be needed regardless, and re-evaluate whether we use a State contract vendor, go to bid, or we just do one building. Councilman Ullman stated this has not been executed in the best manner. Administrator Tovo stated he doesn't disagree. Councilman Ullman stated the other thing that is of a concern is that we are de-scoping to get it under a dollar amount, we don't have a bid, if we don't have a bid spec it doesn't really matter what is going on out there, it does matter, it is a lot of money, he thinks there should be a clear path in completing this, and it does not appear that is the case. He stated he is not sure if this is an engineering project, or a Police project, due to security, and is also not sure if the money we have spent is going to be useful for the ultimate solution. Administrator Tovo stated he is confident the wiring will work with the other locking system we go with. Councilman Ullman asked when will have a next step, and what has this project cost to date. Administrator Tovo replied about \$7,000, the next step will be in about 30 days, there is a possibility it will be bid out. Councilman Cascio stated bids are done to get the best possible price, he suggests that all future projects be bid on, if there is no rush, bid it out.

2. Solid Waste and Recycling Contracts – Mayor Calamari stated that he and Administrator decided it is time to look at outsourcing this to see what type of pricing we can get for the services. We wanted to do our due diligence to see if we can save taxpayers money, as opposed to contracting with separate haulers per household, hoping if we have one major contract, money can be saved. He stated he is not a fan of tax increases, but if it requires a minimal tax increase to stop people from contracting with separate haulers, it is tax money well spent. He stated we included everything we could think of, that is how much we want to outsource, as opposed to want we want to keep inhouse. Council President DeSena asked has an analysis been done of what the DMF costs are in house, yearly DMF tipping fees, man hours expended on a weekly basis, truck maintenance, at least to have a basis for our “a-la-carte” menu, such as white goods, grass pick-up. Administrator Tovo stated we did start the process, but it has not yet been completed. He stated in looking at the numbers, we are strongly looking to keeping in house what we currently do, which would be the bulk pick-up, the grass clippings and so forth, and maintaining what we don't do, such as the recycling and the garbage, the big question is what do we keep, what do we contract out, and the number of pick-ups per week for solid waste and recycling. Council President DeSena stated the “a-la-carte” menu is great, if we can get it done cheaper, and let the DMF work on other things, other than bulk pick-up, closing the yard down, that is a great asset to the residents. He stated in many towns, starting in April to September it is twice a week pick-up, winter months

it goes to once a week pick-up. He stated we should go out to bid getting a price for white goods and bulk pick-up, grass pick-up, when you come back with the numbers, and it is \$25,000 to go pick up grass, and they bid \$15,000 a year, it is no brainer. He feels that should be kept as an "ala carte" menu with alternates, he would like to see the summer months twice a week pick-up, and taper it to once a week pick-up for the winter months. Councilman Cascio stated he would like to see side-yard pick up included, since is it a big concern for the residents. Administrator Tovo stated it doubles the cost. Council President DeSena stated it went from \$20.00 a quarter to \$68.00 with one pick-up a month. Administrator Tovo stated many of the towns in Bergen County are going to once a week garbage pick-up, to once a week recycling all on the same day, leaves are not included. Currently the DMF has 12 seasonal workers, looking to have 13, there is an ad out. Administrator Tovo stated commercial establishments are not included. Councilman Ullman stated on page 7, Number 10 it states "consisting of household waste from private residents, commercial waste which originates in wholesale, retail or service establishments, and institutional waste" so it does include commercial establishments. Administrator Tovo stated it is a working draft, and will be deleted. Council President DeSena stated he didn't see an opt-out clause, which many municipalities have it going to the second bidder if the first one fails. Administrator Tovo replied that will be added in. Councilman Ullman stated on page 15 it states "collection locations, all single family dwellings including condos and towns houses, Township owned properties and locations, the contractor should be required to collect five solid waste household containers or items one time per week, no maximum limit on containers for curbside recycling collection" does the size of the container need to be specified, what could be in there. Administrator Tovo stated we can specify the maximum size of the container, for the household kitchen garbage and recycling will be co-mingled and paper. A conversation followed on the size of containers that should be allowed, the recommendation is 32 gallons, no landscaper barrels. Councilman Ullman stated on page 16 number 6, who determines the edibility for side-yard, assuming we go with curbside and how is that determined. Administrator Tovo stated he apologizes for the black and white copy, the colored copy was highlighted for discussion, we can define that going down the road. A conversation followed on side-yard eligibility, such as a person that is disabled, or a senior resident, who would make that determination. Councilman Ullman stated on page 16, number 7, public space litter recycling, 50 containers under 60 gallons, are these the garbage cans we have throughout the Township. Administrator Tovo stated these are in our parks and so forth, that was highlighted as well, we can have our DMF pick it up or go with the contract. Councilman Ullman asked if the recyclables can be expanded, to include other colors for glass, as well as not limiting plastics, there may not be a large market for the others, but if we can take them out of the household waste and put them in recycling, he believes it should be done. Council President DeSena stated if it is not on this list, it will go into household debris, it can be collected, it just goes into household trash. Administrator Tovo stated this list was taken from other RFP's. A discussion followed on breaking the contract with Buldo or Waste Management, changing of the ordinance, and the ordinance that was passed regarding the purchase of the bags. Attorney Poller stated he will review each contract. The recycling contract is up at the end of the year. Councilman Ullman stated on page 18, recyclables will be collected every week, but there is still a two-week cycle for co-mingles or cardboard. Administrator Tovo stated that is typo. Councilman Ullman stated it states "paper and cardboard will be collected one day every other week, alternating with the co-mingled recyclables collection" if we want everything picked up every week, that would have to be stricken. Councilman Cascio stated that would lead to confusion, putting the wrong items. Council President DeSena stated it will be every week as agreed. Councilman Ullman stated on page 19, recyclable disposable, any money or rebates or costs for the deposit of the recyclable are the responsibility of the contracted hauler, the Township is not getting these monies back. Administrator Tovo stated he wanted to discuss this, do we want to own the stream or not, all indication is we

don't want to own the stream, there is no money in it. Councilman Ullman stated we do get a small amount of funds for the cost of the goods; do we get a grant? Council President DeSena stated we do get a Clean Communities Grant, which will not be affected by this. A conversation followed on the monies received for the recycling tonnage, which is currently around \$20,000, and has gone down considerably. The size of the containers at the condos and Township do need to be verified. Councilman Ullman stated we currently don't have a reference, and it does go into if we need more or less space with the DMF building. The timeline is January, by the end of October, the recycling contract can be done month to month, another draft of this document will be completed and if Council has any additional comments that can reach out to the Administration. This change would have to take affect in June of next year, for 2021, to include any costs that would be associated with this. Councilman Ullman stated he would like written confirmation that the recyclable hauler will go month to month, and if there is any escalation in the cost what that is, since it was a three-year contract.

## **II. Council**

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

1. Rose Court-NJ Title 39 applied (*follow up*) (kp) – This is request by Rose Court to have Title 39 applied, which requires a resolution, there was an original Planning Board resolution. Attorney Poller stated he a look at the parking issue on a private road, it can be done and is not pre-empted by the State. The parking ordinance will have to be amended that says no parking for the full length of the street, added that to that section. Attorney Poller stated he would recommend that the Association pay for the signs, he has already prepared a resolution. Councilman Cascio asked if emergency vehicles can get down that road. Administrator Tovo replied it would be very difficult. Introduction on the Ordinance, and adoption of the resolution at the next meeting.

### **B. Financials**

1. Asset inventory proposal (sw) – The Township Clerk provided an update to the proposal that was received three years ago, they can bring us up to speed for that amount, if there is money that can be found in the budget. The Township Clerk stated it can be scheduled for November/December if funded. Councilman Ullman asked if an inventory audit was funded recently. Township Clerk stated an asset inventory is done every year; it was last done in 2015. Ms. Curran stated an asset inventory is done once per year, even if it is on the General Ledger they will come in and physically tag it, the State and Auditor want a professional firm to come in and do that, regardless of what is on the General Ledger. They want them to physically come in, appraise it, and tag it. Council President DeSena stated this should be a line item in the budget yearly, so it is not an audit comment. Councilman Ullman stated he feels this is absurd, if we can't maintain the physical inventory of a town of 10,000 people, we are not buying that much. A conversation followed on the policy going forward, Ms. Curran will be in charge, and getting this off of the audit comment. The State threshold is anything over \$5,000 should be a fixed asset. Council was is in agreement that in November the money will be transferred.

2. Forensic accountant-engagement letter (*follow up*) (rb) – The Township Clerk did reach out to Mr. Chakonis, he will get back to Councilman Bruno as to whether to make it a not to exceed amount, but he did not seem optimistic, he did have concerns. Tabled for the next meeting due to Councilman Bruno's absence.

### **C. Miscellaneous**

1. Viviano code enforcement (rb)  
a. summonses issued to Viviano (rb) – Summonses will be issued next week after the walkthrough if need be.  
b. timeline to clean up Viviano property (rb) – Councilman

Cumming stated the Code Enforcement Officer indicated to him he was receiving very good cooperation Viviano family, that did not require further summons activity. Extra photos have been provided.

2. Print out of payroll registers for each summer rec employee (rb) – Councilman Ullman stated it is specific to the Director of Summer Recreation, and Assistant Director, if more than the payroll register.

CLOSED SESSION:

Resolution No. 19-278

Potential Land Acquisition/Litigation COAH/Administrator/Clerk

A motion was made by Councilman Cascio, seconded by Councilman Cumming to approve Resolution No. 19-278.

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

Nays: None.

Closed Session

Resolution No. 19-278

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 property 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. **Litigation-COAH**

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 by discussed at a public meeting. **Administrator/Clerk**

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.

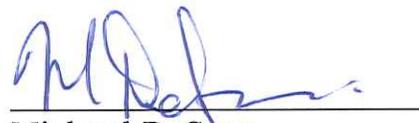
BE IT FURTHER RESOLVED, that notice is hereby given that the Township Council may find it necessary to take action at the conclusion of the executive/closed session; that such action if taken, will occur in open session; that you are invited to stay in the Municipal Building during the executive/closed 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: 9:14 p.m.

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

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

Approved: December 30, 2019

