

**TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY**

PUBLIC PORTION/CONFERENCE SESSION

September 22, 2014

The Township Council held a Public Portion/Conference Session in the Municipal Building, Pascack Road. The meeting was called to order at 7:33 p.m. by Council President Thomas Sears with the Clerk leading a salute to the flag. Members present: Glenn Beckmeyer, Peter Calamari, Steve Cascio, Richard Hrbek, Thomas Sears. Also present: Janet Sobkowicz, Mayor; Ken Poller, Attorney; Matthew Cavallo, 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 Ridgewood News, forwarded to the local newspapers, posted on the Municipal Bulletin Board and filed with the Municipal Clerk.

APPROVAL OF MINUTES

A motion was made by Dr. Cascio, seconded by Mr. Sears, to approve the September 8, 2014 Public, Conference and Closed Session Minutes. (All Vote)
Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.
Nays: None.

GENERAL PUBLIC DISCUSSION

A motion was made by Dr. Cascio, seconded by Mr. Sears to open the general public discussion.
Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.
Nays: None.

Ray Bernroth, 838 Crest Place – Mr. Bernroth is grateful his street is being paved and his driveway was also fixed. Mr. Bernroth asked with regard to the State Law signs for stopping of pedestrians in crosswalks, what is the status of getting those signs. Administrator Cavallo is working with the police department to get pricing for those signs. Mayor Sobkowicz would like to clarify that Mr. Bernroth's driveway was not fixed, but the apron of the driveway. Mr. Bernroth states new curbing was put in since the old one was completely messed up, and no, the whole driveway was not done, just poured concrete for the new curb.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso spoke of dispatching and would like to know has council been getting any information on who works the dispatching desk and the hours. Mr. Sears states as of right now council has not yet received anything. Mayor Sobkowicz states that a while back a report was given to Mr. Sears on regular hours and dispatching hours. Mayor Sobkowicz did explain to Mr. Sears at the meeting before the last council meeting that a form was being worked on in order to be able to record exactly who is on the desk and at what time. Mayor Sobkowicz further states that she did indicate to Mr. Sears it would be at least a month before a report can be given; the first draft has been started. Mayor Sobkowicz is surprised that Mr. Sears stated what he did since he did indicate to Mayor Sobkowicz he didn't have a problem. The administrator and the Chief of Police are working on the form and at the end of a one month period council will have a report. Mr. Sears is quite surprised that the Mayor would come out with such a statement knowing full well that the full council voted for the information and telling council something and receiving something in writing are two different things. Mr. Sears states he is glad the Mayor is now doing something about it. Mayor Sobkowicz states let me finish Mr. Sears. Mr. Sears replies, no we are done, you are done. Mr. D'Urso states coming up with a basic report is not that difficult, and Mr. D'Urso is glad Mr. Sears is doing something about it. Mr. D'Urso states this is transparency, someone needs to know who is working at that desk. Mr. D'Urso asks does anyone have the figures with regard to police

overtime. Mr. Sears states he can't answer that. Mayor Sobkowicz does not have those numbers. Mr. D'Urso states he will OPRA request that information. Mr. D'Urso would like to know if anyone has the figures with regard to what has been spent in dispatching. Mr. D'Urso states in previous years what was budgeted was never exceeded. Mr. Sears states that Mr. D'Urso can put in an OPRA request for that information. Mr. D'Urso would like to know what is going on with regard to the gas station at the corner. Mr. Sears states nothing that he knows of as of this date. Mayor Sobkowicz has nothing to report. Mr. Sears will reach out and find out. Mr. D'Urso states it has been almost a year, the gas station and the unsightly homes owned by the Season's owners on the other side, and now Helen Bohn is vacant, and is starting to deteriorate a little bit. Mr. D'Urso would like to know if anyone has had any conversations with the county with regard to that corner. Mr. Sears has not. Mayor Cavallo states the last communication with regard to that corner has been with the former administrator and the county was still on hold with it.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment states that the Administrator stated two weeks ago that the firehouse needs an assessment. Mrs. Ozment further states in 2013 there was money put into an ordinance in the amount of \$13,200 for a feasibility study. Mrs. Ozment would like to know if that money has been spent. Mr. Sears states no money has been spent. Mrs. Ozment states that the money has been there since 2013, and maybe that can be looked into. Mrs. Ozment also spoke of the red house, that it might be possible to sell the red house, which generates \$1000 per month to help the firehouse. Mrs. Ozment also spoke of the possibility of adding an upstairs section to the firehouse, putting an elevator in and instead of only fixing the floor. Mrs. Ozment spoke of the DMF building, that she believes there is mold there, not dirt. Mrs. Ozment suggested that maybe the DMF building can be power washed and painted. Mrs. Ozment would like to know when street sweeping was last done. Mayor Sobkowicz replied in the Spring. Mrs. Ozment states that someone told her that a street sweeper was on Jackson Avenue, driving down to Robinwood, and Mrs. Ozment thought that was very strange since paving work is being done on Hoover, Ridgewood Boulevard North and Crest Place. Mrs. Ozment would like to know how many times the street sweeper is supposed to come to the Township. Mr. Sears replies three times. Mrs. Ozment states she has not seen her street done. Mrs. Ozment spoke of the commuter parking fees, which were increased in September 2012 from \$50.00 to \$75.00. Mrs. Ozment states at this time a new ordinance cannot be done increasing the fee since there is not enough time. Mrs. Ozment also spoke of the ecology permits that residents do dutifully get them at the Clerk's office, but some residents do not and they are proud they haven't been caught. Mrs. Ozment also spoke of the past practices with the stickers that new residents were given two free stickers, and if they were lost a fee of \$10.00 was charged due to administrative costs.

Julie Lipnick, 184 Finnerty Place – Ms. Lipnick spoke of Woodfield Road and a wooded area behind the shopping center where the trees have been clear cut, all pushed back and resting up against the embankment. Mr. Sears asks when these trees were cut. Ms. Lipnick states in the last three weeks. Ms. Lipnick would like to know who and why. Ms. Lipnick is also concerned about the sidewalk, that is the overpass of the stream right by the library, where there have been pieces of wood laid down, stanchions and cones, which clearly indicates there has been an erosion problem. Ms. Lipnick would like to know who is monitoring that area and who is responsible. Administrator Cavallo states that the Township engineer has been out there for about two weeks, an RFQ was issued on Friday. The clearing of the trees was due to getting to the sewer which runs underneath, that is underwater. Administrator Cavallo states that this is all part of an investigation and he is waiting for a response from the engineer. Administrator Cavallo further states that he should have a response to council and the mayor by the next meeting. There

was a discussion of whether the roadway in that area is deteriorating and if it affects Woodfield Road. Administrator Cavallo states that is why an engineering study is being done on that road. The results will be made available to council before the next meeting.

Michael Ullman, 2 Clark Avenue – There was a discussion on what exactly closed session personnel involves. Mr. Ullman would like to know the position that is going to be discussed. Mr. Poller states it is Municipal Court. Mr. Ullman asks if a planner has been approved by the Township. Mr. Sears states that will hopefully be settled tonight. There was a discussion on what is on the agenda and if the Master Plan has been reviewed. Mr. Sears the Master Plan has not been reviewed. Mr. Ullman asks if any discussions have taken place of the possibility of consolidating the Firehouse and DPW Facilities or relocating them. Mr. Sears states not consolidating, but there has been a discussion on both buildings. Mr. Ullman asks just basically moving forward where everything is right now. Mr. Sears states yes, unless the planner comes in and does a needs study and give us some information with regard to the positions of the buildings, the needs of the town. A decision cannot be made until the planner gives the Township a needs study. There was a lengthy discussion with regard to the pricing of the Memorial Field fence project. Administrator Cavallo states the estimates were done under the former administration. Mr. Hrbek spoke of the guard rail, and a section of the fence had to have certain structural properties. There was a lengthy discussion on why the current bid is \$90,000 and the bonding would be \$110,000. Administrator Cavallo states that the Township has received a \$45,000 grant, but first the money has to be spent before the county will pay us. Mr. Hrbek states we want to make sure we have enough money for the project to cover any costs; the Township will only bond what it spends. Mayor Sobkowicz spoke of the funding of the project, bonding and the permanent debt. Mr. Beckmeyer states it is \$90,000, on top of that is approximately 20%. Administrator Cavallo states long term is \$45,000 plus section 20 is not reimbursable, internal fees, bidding fees, and bond council costs.

Fred Goetz, 587 Washington Avenue – Mr. Goetz would like to know what specifically council and the Mayor are doing with regard to the recent dropping of the school system rank. Mayor Sobkowicz states that there was a meeting with the Superintendent a couple of weeks ago to discuss some of these items, to keep each other informed. Mayor Sobkowicz also met with the PSO last week to work on things for the schools, opened up some new lines of communication. Mayor Sobkowicz states she also saw the drop in the school rating, and there is another Superintendents meeting coming up soon and that will be a topic for discussion. Mr. Goetz would like to know if council has any plans to meet any members. Mr. Sears states council has not been invited to any meetings; it is an interesting topic we should address. Mr. Goetz spoke of the bond ordinance for fencing at Memorial Field. It seems to Mr. Goetz if there is going to be a redevelopment of Memorial Field with turf field, is it wise to put in this fence if at a later date it would have to be removed. Administrator Cavallo states at this point there is no set plan on the redevelopment of Memorial Field. This fence goes around the perimeter, and if there is a redevelopment of Memorial Field, turf or whatever is decided, the sections can come out for construction and go back in. This project was started by the previous administration, funding was sought by the county by the previous administration for this project. There was a lengthy discussion with regard to the fencing and the guardrail providing a degree of safety for the children and people on the field. There was a discussion on whether once the guardrail is removed, if it can or cannot be reinstalled. There was a discussion with regard to Ordinance #14-12. Administrator Cavallo explained it is two trucks with attachments. Mr. Goetz states parking have not been expanded, where these vehicles are going to go. Administrator Cavallo states one vehicle is going back

up for auction. Mr. Goetz states without these vehicles being sheltered they will be prone to rusting.

Beatrice Napier, 324 Hudson Avenue – Mrs. Napier has lived here for over 40 years now and it is a disgrace the DPW trucks are all over just rusting out. Mrs. Napier states she pays good taxes on her house, and nothing is getting fixed, something needs to be worked out. In the summertime it stinks from the garbage. Mrs. Napier further states from the salt on the roads, she lost two gas tanks on her car. Mrs. Napier states all the people in her neighborhood feel the same way and this needs to be straightened out, it is not fair.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer to close the general public discussion.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

ORDINANCES

ORDINANCE # 14-10

The Clerk read Ordinance #14-10 entitled: AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT OF OFFICERS AND EMPLOYEES IN SAID MUNICIPALITY FOR THE YEAR 2014

A motion was made by Mr. Hrbek, seconded by Mr. Beckmeyer, to introduce and pass Ordinance # 14-10 at second reading by title.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

The following resolution, **Resolution #14-164** was presented and adopted on a motion by Mr. Beckmeyer, seconded by Mr. Hrbek.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance #14-10 entitled: AN ORDINANCE UNDER CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF WASHINGTON SETTING FORTH THE RATE OF COMPENSATION AND MANNER OF PAYMENT OF OFFICERS AND EMPLOYEES IN SAID MUNICIPALITY FOR THE YEAR 2014 be read on second reading and the public hearing be held thereon pursuant to law.

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

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso spoke at length with regard to his disappointment with council on this ordinance. Mr. D'Urso spoke of a line item of a \$12,000 salary that was discussed at length last year in budget meetings, and that this particular line item has the mayor written all over it. This person does not punch a clock and comes and goes as he pleases. Mr. D'Urso further states the DMF contract December 31, 2013 and they have been without a contract for a year. Mr. D'Urso states these people are afraid to speak up due to the fact they are afraid of losing their jobs or becoming part time. Mr. D'Urso spoke at length with regard to this issue, the increase of the stipends and that the teamsters should know about this. Mr. D'Urso states these men should be earning the money, not someone who comes and goes as he pleases and jumps into a snow truck a couple of times a year and maybe causes some damage out there, which Mr. D'Urso knows about but no one will say anything. Mr. D'Urso states this ordinance is dead wrong, it should not pass and he hopes someone takes the initiative and tells the union. Mr. D'Urso states that everyone up there represents the taxpayers and that Mr. Hrbek,

who is a friend of Mr. D'Urso once stated don't let her hang herself at our expense. Mr. D'Urso states this is wrong giving favoritism to a person that doesn't deserve it, and a union guy should be hired. Mr. Hrbek states that this was discussed quite heatedly at budget meetings, and it was something most of the council was opposed to, the point is it needs to be documented. Mr. Hrbek also spoke at length with regard to back pay, and that there needs to be a supervisor, but that position was turned down by someone who was in the department. Mr. D'Urso states yes, he knows the reason and it is called fear for your job. Mr. Hrbek states council continues to voice the opinion that a supervisor is needed there and it comes down to the administration moving forward on this. Mr. D'Urso states a superintendent is never going to be gotten because no one is trying hard enough; no one wants to work in this town for good reasons. Mr. Hrbek states part of the contingency for the position is hours need to be kept. Mr. D'Urso states we are the taxpayers, and if council passes this salary ordinance the way it is, you should all be ashamed of yourselves. Mayor Sobkowicz states Mr. D'Urso I would like to make this comment. Dr. Cascio states point of order.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment states an operations manager is a director, and as a salaried employee is only allowed to get \$1.00. Mrs. Ozment spoke of the advertisement for a certified tax collector, that the advertisement states clerk, that means anyone can be hired, meaning that person does not need to be certified, then who will be certified. Mayor Sobkowicz states that Mrs. Ozment is correct with regard to the position of operations manager and director, meaning they cannot receive both pay. Mayor Sobkowicz also states with regard to the certified tax collector, the Township did receive a few applications with regard to a certified tax collector, but nothing really appropriate for the position. We then advertised for a tax collection clerk, maybe that person would then take classes to become a certified tax collector. Mrs. Ozment states under the Deputy Municipal Clerk and the Deputy Clerk, when the Clerk does not work in either office they are supposed to get \$10.00 per diem, that is not there. Mrs. Ozment states she know that the Mayor did not like this. Mrs. Ozment would like to know if everyone agreed to this. Mr. Sears does not believe this was discussed at all. A discussion followed with regard to the \$10.00 per diem stipend. Mrs. Ozment states with regard to the CFO, which is a part time position at \$50.00 per hour, there is no increase. Mrs. Ozment states this sounds like a part time permanent position and that person should be entitled to a raise of some sort since everyone did receive a 1.5% increase. Mrs. Ozment states it is \$15,000 maximum per year, at a maximum of five hours per week. Mrs. Ozment would like to know how many hours a week does she work. Mayor Sobkowicz states that the CFO earned \$6,800 for the whole year. Mrs. Ozment states that Mrs. Do was at every meeting answering every question posed.

Fred Goetz, 587 Washington Avenue – Mr. Goetz states how are the hours for this person going to be verified if there is no written contract for this person. Mr. Goetz states there is no job description, no requirements for the job position. This person comes to the yard, everything looks good. This is a no show job and this is not right. Mr. Hrbek spoke at length with regard to the mayor providing a job description and how the hours are going to be documented. Mr. Hrbek states there was a heated discussion, and it was requested from the former administration that there be something in writing, that the position be documented. Mayor Sobkowicz states she did complete a job description for this position, and a couple of things were discussed on how it was going to be documented. Mayor Sobkowicz further states that nothing can be paid before the passing of this ordinance. Dr. Cascio states this was a heated discussion and it is a really preposterous thing that someone who is not qualified is in a position of supervision. Dr. Cascio states we don't know how the hours are going to be documented. Dr. Cascio further states that is why he voted down this budget and will vote down this ordinance. Council needs

answers and accountability and it has not been provided. Mr. Goetz states this is the council's ordinance, it seems like items are missing, such as the \$10.00 per diem and council is not aware. If council is going to be voting on something as serious as the salary ordinance, they should have all the information they can on all of the positions. Mr. Goetz sees the attorney's salary listed. Mr. Goetz would like to know if an answer was received by the IRS with regard to the position being a salaried position or an independent contractor. That should be addressed and answered, if council is operating outside of best practices law. Mr. Goetz also spoke of the Finance Department, the Deputy Treasurer position, which he does not believe a position can be created. The treasurer position is a statutory position. Mr. Goetz sees a \$7,000 increase for that position, which he does not believe is within the same percentage other employees are getting. Mr. Goetz states that may create possible litigation for other employees who are not getting a raise.

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

Ayes: Councilperson Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

Mr. Hrbek – Can we table this until we get the information requested on the items that were addressed.

Mr. Poller – Council can defer taking action. You can make a motion to defer to the next meeting.

A motion was made by Mr. Hrbek, seconded by Dr. Cascio to carry this to the next public meeting.

Ayes: Councilpersons Cascio, Hrbek, Sears.

Nays: Councilpersons Beckmeyer, Calamari.

ORDINANCE # 14-11

The Clerk read Ordinance #14-11 entitled: BOND ORDINANCE PROVIDING FOR THE INSTALLATION OF NEW FENCING AT MEMORIAL FIELD IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$110,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$104,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION.

A motion was made by Mr. Calamari, seconded by Mr. Beckmeyer, to introduce and pass Ordinance # 14-11 at second reading by title.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

The following resolution, **Resolution #14-165** was presented and adopted on a motion by Dr. Cascio, seconded by Mr. Beckmeyer.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance #14-11 entitled: BOND ORDINANCE PROVIDING FOR THE INSTALLATION OF NEW FENCING AT MEMORIAL FIELD IN AND BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$110,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$104,000 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: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment asks what type of fencing was the original fence that went out to bid. Administrator Cavallo states it was an ornamental style fence filled with concrete, 8 feet tall and made out of steel. Administrator Cavallo further states in the original specs it was to have concrete in the posts, and the original bid was at \$94,000. After speaking with the engineer, putting concrete in the poles will not help with the cars, the cars will go right through it. It then went out to rebid and came in at \$90,000 that is taking the concrete out. There was a lengthy discussion with regard to the grant funding. Administrator Cavallo states the pavilion roof was only \$15,000, and the county stated the remaining monies from that grant the Township can reallocate towards the fencing, to raise up the grant. Administrator Cavallo states he spoke with the county and they are allowing the Township to reallocate the monies since it is coming out of the same Open Space Funding.

Joe D’Urso, 12 Viola Terrace – There was a discussion with regard to the posts being concrete filled, not the fence. Mr. D’Urso asks if a renovation does take place, the fence would not be damaged. Administrator Cavallo states sections would be taken out of the posts. Mr. D’Urso asks if anyone spoke to the county about the guardrails that were removed. Mayor Sobkowicz states there was a conversation with a person at the county who stated if the Township wanted the guardrails back up, it would be totally up to the Township buying them. Mr. Sears also spoke to the county engineer and the engineer indicated to him it would be up to the Township. There was a discussion with regard to some of the county roads which do need repaving. Mr. D’Urso asked if the pavilion is on course to be dedicated to the person whose name is going to be there. Mayor Sobkowicz states yes, once it is done.

Fred Goetz, 587 Washington Avenue – Mr. Goetz states that he would like to see monies being put towards a new guardrail for the safety of the children in the playground. Mr. Goetz states as the administrator said, it does not matter putting concrete in the posts or not. Mr. Goetz states we should be focusing on putting the guardrail first, it would be more effective use of monies for the safety of our children rather than aesthetics. Mayor Sobkowicz will look into the guardrails.

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

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None

A motion was made Dr. Cascio, seconded by Mr. Beckmeyer, to pass Ordinance #14-11 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

ORDINANCE # 14-12

The Clerk read Ordinance #14-12 entitled: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL EQUIPMENT BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY APPROPRIATING \$575,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$547,000 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 # 14-12 at second reading by title.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

The following resolution, **Resolution #14-166** was presented and adopted on a motion by Dr. Cascio, seconded by Mr. Beckmeyer.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

BE AND IT IS RESOLVED, by the Township Council of the Township of Washington that Ordinance #14-12 entitled: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL EQUIPMENT BY THE TOWNSHIP OF WASHINGTON, IN THE COUNTY OF BERGEN, NEW JERSEY APPROPRIATING \$575,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$547,000 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: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

Mary Ann Ozment, 960 Adams Place – Mrs. Ozment spoke of the fact that this is almost exactly as the same ordinance as last year that council turned down. Mrs. Ozment would like to know where exactly is this equipment is going to be housed, since it is two trucks, two pieces which equals to four pieces. Mrs. Ozment spoke of the condition of the of the DMF trucks. Mrs. Ozment also would like to know for the next meeting how many trucks the DMF has. Mayor Sobkowicz states we have that information. Mrs. Ozment spoke of a white truck that was ordered several years ago and at the end of her tenure was a disaster. Mr. Ozment states she understands equipment needs to be ordered, but housing needs to be decided, as a metal housing of some sort.

Fred Goetz, 587 Washington Avenue – Mr. Goetz states it is wrong that council is voting on an half a million dollar ordinance and does not have the information needed to make an informed decision. Mr. Goetz states that council is putting the cart ahead of the horse. Mr. Goetz states the issue is where the equipment is going to be housed, it is not fair to the residents that live in the area, it is just going to take up additional space in the parking lot and it is not fair to the taxpayers that equipment is going to be purchased that will rust away and only get a half of its useful life.

Joe D'Urso, 12 Viola Terrace – Mr. D'Urso states a suggestion of getting a Quonset shed and putting it right next to the Dog House, that is putting the investment of the equipment underneath the shed. Mr. D'Urso states this is just a suggestion of protecting the investment.

Eamonn Twomey, 187 Devon Road – Mr. Twomey asked if there are going to be stainless steel bodies on the trucks. Administrator Cavallo states it is not in the ordinance since the specs have not been drawn up yet. Mr. Hrbek states the only place he heard of it being purchases is for a fire truck. Mr. Beckmeyer states they do make dump truck bodies in stainless steel, especially for the salt spreaders. Mr. Twomey states stainless steel would be much better if we are going to go out to bid for this equipment.

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

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None

A motion was made Mr. Beckmeyer, seconded by Mr. Hrbek, to pass Ordinance #14-12 on a second and final reading, submit the same to the Mayor for her approval and thereafter be published according to law.

Ayes: Councilpersons Beckmeyer, Calamari, Hrbek.

Nays: Councilpersons Cascio, Sears.

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 – With regard to the recreation refunds, can administrative fees be charged.

Administrator Cavallo – In our current ordinance, no.

Mr. Calamari – Can that be changed if we want to.

Administrator Cavallo – Yes.

The Consent Agenda was presented and adopted on a motion by Dr. Cascio, seconded by Mr. Hrbek.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

RESOLUTION #14-167

Tax Refund/CB Restaurants, Inc.

WHEREAS, the Tax Court of New Jersey granted a judgment for Block 2502.02, Lot 20, owner, Giselle Brown Realty (Charlie Brown, Tenant, payer of property taxes), 95 Linwood Avenue for year 2011. On July 31, 2014 NJ Tax Court entered judgment for base year assessment (2011) shall also be the assessment for tax year 2012 (Freeze Act) on the property referred for said Freeze Act year.

WHEREAS, under the New Jersey Statute 54:3-27.2, refund of excess taxes may be applied against delinquencies. Skoloff & Whole, PC attorney for plaintiff.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector, Elaine Erlewein, be authorized to issue a refund to:

CB Restaurants, Inc. and Skoloff & Wolfe, P.C.
293 Eisenhower Parkway
Livingston, NJ 07039

(2011) Original Assessment	\$ 1,411,400.00
Revised Assessment from judgment	\$ 1,225,000.00
Difference	\$ 186,400.00
Refund Due @ 1.865 per \$100	\$ 3,476.36

Resolution # 14-168

Engineering Escrow/United Water

WHEREAS, United Water posted engineering escrow for a Water Main Replacement Project that involved Fern Street, Beech Street and Cross Streets for outside billing purposes only; and

WHEREAS, the project has been completed as per the memo from the Police Department which is attached,

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 \$23,249.61 to the above.

Resolution #14-169

Tax Lien/433 Chestnut Street

WHEREAS, the Township of Washington (“Township”) issued and served notice to Barbara Federowicz, for health code violations on September 18, 2013, under Section 2.1 (c)(a) of the Public Health Nuisance Code of New Jersey; and issued and served notices to Barbara Federowicz for violations on September 4, 2013, under Sections 173-7 and 173-16 of the Code of the Township of Washington occurring at property commonly known as 433 Chestnut Street, Township of Washington (Block 3310, Lot 4); and

WHEREAS, Barbara Federowicz failed to comply with such notices; and

WHEREAS, pursuant to Section 173-24 of the Code of the Township of Washington, a Tax Lien Certificate dated September 3, 2014, was issued by the Township's Code Enforcement Official in the amount of \$616.87, which is attached to this resolution, for approval by the Township Council;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington that the Township Council hereby approves the Tax Lien Certificate dated September 3, 2014 attached hereto; and

BE IT FURTHER RESOLVED, that the Township Council hereby authorizes the Township Treasurer to take all appropriate action to impose on the property commonly known as 433 Chestnut Street, Township of Washington (Block 3310, Lot 4), a municipal lien in the amount of the Tax Lien Certificate (\$616.87), whereupon such amount shall become a municipal lien on such property, and said amount shall be added to and become and form a part of the real estate taxes assessed and levied upon said property, the same to bear interest at the same rate as real estate taxes, and to be collected and enforced by the same officers and in the same manner as real estate taxes.

Resolution #14-170

Tax Lien/85 Salem Road

WHEREAS, the Township of Washington ("Township") issued and served notices to Carmen S. Rivera Calderon for violations on August 11, 2014, under Sections 173-7F and 173-7B of the Code of the Township of Washington occurring at property commonly known as 85 Salem Avenue, Township of Washington (Block 1404.01, Lot 8); and

WHEREAS, Carmen S. Rivera Calderon failed to comply with such notices; and

WHEREAS, pursuant to Section 173-24 of the Code of the Township of Washington, a Tax Lien Certificate dated September 3, 2014, was issued by the Township's Code Enforcement Official in the amount of \$1,605.23, which is attached to this resolution, for approval by the Township Council;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington that the Township Council hereby approves the Tax Lien Certificate dated September 3, 2014 attached hereto; and

BE IT FURTHER RESOLVED, that the Township Council hereby authorizes the Township Treasurer to take all appropriate action to impose on the property commonly known as 85 Salem Avenue, Township of Washington (Block 1404.01, Lot 8), a municipal lien in the amount of the Tax Lien Certificate (\$1,605.23), whereupon such amount shall become a municipal lien on such property, and said amount shall be added to and become and form a part of the real estate taxes assessed and levied upon said property, the same to bear interest at the same rate as real estate taxes, and to be collected and enforced by the same officers and in the same manner as real estate taxes.

Resolution # 14-171

Engineering Escrow/Ruiz

WHEREAS, Luis and Susan Ruiz posted engineering escrow on premises known as Block 4301.01, Lot 9, 534 Cypress Street; and

WHEREAS, the project falls under the guidelines where a Certificate Of Occupancy nor a Certificate of Acceptance is not required,

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter date September 11, 2014,

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 \$314.00 to the above.

Resolution # 14-172

Tax Refund/Vespasiano, Trust Account

WHEREAS, the Bergen County Tax Board granted a judgment for Block 4501.03, Lot 2, owner, Chris and Cheryl Picinic, 164 President Road for year 2014.

WHEREAS, under the New Jersey Statute 54:3-27.2, in the event a taxpayer is successful in an appeal for a reduced assessment, the taxing district shall refund any excess taxes paid within 60 days of judgment. Michael A. Vespasiano, Esq. is attorney for plaintiff.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector, Elaine Erlewein, be authorized to issue a refund to:

Michael A. Vespasiano, Attorney Trust Account
331 Main Street
Chatham, NJ 07928

Amount Due in 4 th Q 2014	\$	5,916.00
Amount of credit to Homeowner	\$	6,370.56
Refund Due	\$	454.56

Resolution # 14-173

Tax Refund/Huntington Esquires (Doyle)

WHEREAS, the Bergen County Tax Board granted a judgment for Block 4103, Lot 14, owner the owner on record is Washington County Properties, LLC, 11 Boulevard S for year 2014.

WHEREAS, under the New Jersey Statute 54:3-27.2, in the event a taxpayer is successful in an appeal for a reduced assessment, the taxing district shall refund any excess taxes paid within 60 days of judgment. Huntington, Esq. (Doyle) is attorney for plaintiff.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector, Elaine Erlewein, be authorized to issue a refund to:

Huntington Esquires (Doyle)
373 Kinderkamack Road
Westwood, NJ 07675

Amount Due in 4 th Q 2014	\$	1,614.00
Amount of credit to Homeowner	\$	3,264.91
Refund Due	\$	1,623.91

Resolution #14-174

Tax Refund/Cadiz/Molano

WHEREAS, an overpayment was received for Block 3309, Lot 7, 247 Sussex Road, owner William Cadiz and Alicia Molano, for the 3rd quarter 2014. Payments were received on August 13, 2014 by Ocwen Loan Servicing (\$2,287.26.) and on August 27, 2014, (\$2,287.66) paid by Corelogic.

WHEREAS, under the New Jersey Statute N.J.S.A. 54:3-27.2, overpayments must be refunded Ocwen Loan Servicing has authorized to refund the homeowner directly and;

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington, New Jersey that the Tax Collector, Elaine Erlewein, be authorized to issue a refund to:

William Cadiz and Patricia Molano

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REFUND: \$ 2,287.26

Resolution #14-175

Recreation Fees 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:

Sandee Perfetto
279 Hoover Avenue
Township of Washington, NJ 07676

Refund for Flag Football Registration
Refund Amount: \$45.00

Michele Myles
409 Walnut Street
Township of Washington, NJ 07676

Refund for Flag Football Registration
Refund Amount: \$45.00

Colleen Malnick
606 Calvin Street
Township of Washington, NJ 07676

Refund for Cheerleading Registration
Refund Amount: \$130.00

Resolution #14-176

Engineering Escrow/Ingram

WHEREAS, Stephen and Robin Ingram posted engineering escrow on premises known as Block 4407, Lot 40, 324 Beech Street; and

WHEREAS, the project falls under the guideline where a Certificate of Occupancy nor a Certificate of Acceptance is not required,

WHEREAS, there are no outstanding invoices due the Township Engineer as per his letter dated September 15, 2014,

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 \$608.00 to the above.

Resolution #14-177

Accepting and Awarding the Contract for Memorial Field Fence Replacement-Rebid

WHEREAS, on August 13, 2014, the Township of Washington, County of Bergen, State of New Jersey received bids for Memorial Field Fence Replacement – Rebid; and

WHEREAS, Absolute Fence Services, Inc., 535 Ryerson Road, Lincoln Park, NJ 07035 was the lowest responsive and responsible bidder for the required contract amount of \$90,000.00; and

WHEREAS, funds are available in Capital Bond Ordinance 14-11 and shall be certified by the Chief Financial Officer upon passage of the estoppel period; and

WHEREAS, half the cost of this contract will be reimbursed by a grant awarded by the Bergen County Open Space Trust Fund;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Washington, County of Bergen, State of New Jersey that the bid of Absolute Fence Services, Inc., 535 Ryerson Road, Lincoln Park, NJ 07035 be and is hereby accepted and awarded in the required contract amount of \$90,000.00; and

BE IT FURTHER RESOLVED that this expenditure shall be charged to Capital Bond Ordinance 14-11 upon passage of the estoppel period as required by law; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to enter into a contract with Absolute Fence Services, Inc. in accordance with the bid and this resolution.

Resolution #14-177

Engineering Escrow, Ferreira Construction

WHEREAS, Ferreira Construction Co., Inc. posted engineering escrow for a project on Washington Avenue overpass of the Garden State Parkway for outside billing purposes only; and

WHEREAS, the project has been completed as per the memo from the Police Department which is attached,

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 \$3383.55 to the above.

Elaine Erlewein, Acting Township Clerk

Thomas Sears, Council President

**TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY
CONFERENCE PORTION/PUBLIC SESSION
September 22, 2014**

Members present: Glenn Beckmeyer, Peter Calamari, Steve Cascio, Richard Hrbek, Thomas Sears. Also present: Janet Sobkowicz, Mayor; Ken Poller, Attorney; Matthew Cavallo, Administrator.

PRIORITY

Commuter Parking – Mr. Sears states this cannot get completed this year, but would still like council's feedback, a plan moving forward. There was a discussion with regard to the number of spaces, which is not going to change, and also the fee which is not going to change. Dr. Cascio states it will be the same procedures, nothing will change, and the fee will remain the same. Mr. Hrbek states the annual fee, if it is increased can go to \$100, which is still reasonable and one of the lowest in the Valley.

UPDATES

Ecology Permits – Administrator Cavallo states he has not received any comments with regard to the draft of the Ordinance. Administrator Cavallo further states that Councilman Hrbek and himself did meet once, and did have discussions a couple of times after that. Mr. Hrbek states the sequence of the circumstances, how things suddenly changed, and a lot of our discussion became moot. Mr. Sears would like a follow up to be done and Mr. Hrbek to discuss this with Administrator Cavallo.

Habitat for Humanity – Administrator Cavallo did meet with Jacey Raimondo from Habitat for Humanity. Administrator Cavallo did contact Mr. Poller with regard to some legal questions on the sale of the property, meaning the Township would actually have to sell the property to Habitat. Once Administrator Cavallo has those answers, he will have some more information.

Roads – Administrator Cavallo states all roads are milled as of today. Ridgewood North was paved up to in the area right around Adams Place. There was a discussion with regard to what areas were milled. Administrator Cavallo estimates four days for paving, which started today, and roughly by Tuesday or Wednesday of next week paving should be completed. There was a discussion with regard to the catch basins, which Administrator Cavallo will follow up on.

Firehouse – Administrator Cavallo distributes a preliminary visual inspection report from the engineer Chris Statile. There was a discussion of when that floor was put in, which is sometimes in the early 60's. Administrator Cavallo spoke of what the report shows and that the report does call for the front apron to be replaced. Administrator Cavallo states that the engineer doubts the floor is floating, since there is a 45,000 pound truck on there, sitting there. Administrator Cavallo did speak with the Fire Chief and Director, both of whom said they haven't seen that, nor have they gotten any report of that. Mr. Sears states he actually saw it go up and down. Administrator Cavallo states that the engineer did recommend putting an expansion joint in the middle, since it is one poured sheet of concrete from the front to the back. Administrator Cavallo states that Chris Statile, the engineer recommended getting a quote with regard to taking the floor up from the center beam, right around the pump panel, take that out and replace the metal underneath, replacing the two foot concrete apron, from the contractor who is doing the firehouse paving parking lot. Mr. Beckmeyer would like Administrator Cavallo to get from the engineer for the next meeting a proposal on the design work and the suggestion on the repairs of the two bays. A discussion followed with regard to the lowering of the floor. Administrator Cavallo states a rough estimate that he received from the engineer with regard to taking out the floor would be \$10,000-\$15,000, that is not lowering it. Administrator Cavallo

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states if he has the information requested by Councilman Beckmeyer at the next meeting, it will be forwarded to council

DPW – Administrator Cavallo asks if anyone has any comments with regard to the Scope of Work. The director of the DPW looked at it, and Administrator Cavallo did have some comments, also reviewed RFP's for a needs study and has some items he would like to add to the final draft. Mr. Beckmeyer would like to have in the Scope of Work that the engineer will also look at other properties, Township of non-Township owned if need be, also if the Township needs to move on, supplement or add on. There was a discussion with regard to the additions that Administrator Cavallo had, that being the salt shed, the need for storage, what the vehicle's manufacturer says with regard to storing vehicles, and the need for outside storage. Administrator Cavallo states a large number of DPW's in the northern New Jersey area, which is accustomed to harsh summers and even harsher winters, store their vehicles outside. Administrator Cavallo would like to know if storing a vehicle inside is really going to help, since most of the damage done to the vehicle is from salt. There was a discussion with regard to washing down the trucks, and having at least one bay so a mechanic can work on the largest vehicle we have, which are the garbage trucks. Mr. Hrbek asks if updates are going to be had at every meeting. Mr. Sears states yes they are. Mr. Hrbek would like to add the intersection of Washington and Pascack.

A motion was made by Dr. Cascio, seconded by Mr. Beckmeyer to go into closed session.

Ayes: Councilpersons Beckmeyer, Calamari, Cascio, Hrbek, Sears.

Nays: None.

Elaine Erlewein, Acting Township Clerk

Thomas Sears, Council President

