

TOWNSHIP OF WASHINGTON, WARREN COUNTY

Regular Meeting
July 16, 2019

The regular meeting of the Township Committee was held on this date at the Washington Township Municipal Building, 211 Route 31 North, Washington, N.J. The meeting was called to order at 7:30 pm by Mayor Klingel.

SUNSHINE LAW COMPLIANCE – Mayor Klingel noted that this meeting was being held in compliance with the Open Public Meetings Law of 1975 in as much as a notice had been published in the Star-Gazette and transmitted to the Express-Times, posted at the Municipal Building and a copy is on file in the Clerk’s office. This agenda is subject to change by order of the Washington Township Committee before and/or during the scheduled meeting.

ROLL CALL

Fiore, present; Kovacs, present; Rossi, present; Willan, present; Klingel, present

STAFF PRESENT

Ann Kilduff, Township Clerk; Attorney Michael Lavery; Peter deBoer, Township Administrator; Chief Thomas Cicerelle; Andrew Hart, Superintendent of Public Works; Kevin Smith, Township Engineer

SALUTE TO THE FLAG

APPROVAL OF MINUTES

A motion was made by Rossi, seconded by Fiore, to approve the minutes of the regular meeting of June 18, 2019.

ROLL CALL: Rossi, yes; Fiore, yes; Kovacs, yes; Willan, yes; Klingel, yes

A motion was made by Fiore, seconded by Rossi, to approve the Executive Session minutes of the regular meeting of June 18, 2019.

ROLL CALL: Fiore, yes; Rossi, yes; Kovacs, yes; Willan, yes; Klingel, yes

A motion was made by Fiore, seconded by Willan, to approve Resolution 2019-133.

ROLL CALL: Fiore, yes; Willan, yes; Kovacs, yes; Rossi, yes; Klingel, yes

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-133**

**RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2019 4X4 DODGE TRADESMAN CHASSIS AND
REGULAR CAB OR EQUIVALENT**

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-3; and

WHEREAS, the 2019 Budget provides funds for the purchase of certain materials and equipment whose aggregate value will exceed \$40,000.00; and

WHEREAS, as per N.J.S.A. 40A:11-9b, contracting units with an appointed Qualified Purchasing Agent are required that items exceeding \$40,000.00 be properly advertised and bids received; and

WHEREAS, sealed bids were opened and read aloud at the Washington Township Municipal Building for the purchase of this Equipment on Friday, July 12, 2019; and

WHEREAS, bidders were required to comply with the requirements of N.J.A.C. 5:34 and N.J.S.A. 40A:11-3 et seq. and N.J.A.C. 17:27 and all bids received were reviewed by the municipal attorney; and

WHEREAS, the Acting Chief Finance Officer has certified the availability of funds for this contract and that the line items have been appropriated for this purpose in Account #30550071; and

WHEREAS, the Township Committee reserved the right to reject any and all bids or to accept such bids as in its judgment it may deem to be in the best interest of the Township of Washington, to waive any informality in the bids received and the right to consider bids for sixty (60) calendar days after their receipt.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Washington, County of Warren, hereby authorizes the CFO to execute any and all documents necessary for the purchase of a 2019 4X4 Dodge Tradesman Chassis and Regular Cab as per the Bid Proposal from Johnson Family Holdings, LLC; 411 Route 31 South; Washington, NJ 07882 for the Bid Price of \$48,507.00.

ORDINANCES

A motion was made by Rossi, seconded by Fiore, to open to the public Ordinance 19-06, An Ordinance Amending the 2019 Salary Ordinance #2018-12 Fixing the Salaries of the Officers and Employees of the Township of Washington, County of Warren and State of New Jersey (Revised) – 2nd Reading, Public Hearing and Adoption. **All were in favor.**

Seeing no one to address the Committee, a motion was made by Rossi, seconded by Fiore, to close the public portion of Ordinance 19-06. **All were in favor.**

A motion was made by Willan, seconded by Kovacs, to adopt Ordinance 19-06 on second reading.

ROLL CALL: Willan, yes; Kovacs, yes; Fiore, yes; Rossi, yes; Klingel, yes

ORDINANCE #2019-06

ORDINANCE TO AMEND THE 2019 SALARY ORDINANCE #2018-12 FIXING THE SALARIES OF THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF WASHINGTON, COUNTY OF WARREN AND STATE OF NEW JERSEY

BE IT ORDAINED by the Township Committee of the Township of Washington, Warren County, New Jersey, that the following salaries and rates of compensation shall be paid to the officers and employees of the Township of Washington for the calendar year 2019, and shall be effective on the first day of August 2019

Section 7

As-Needed Positions

Construction Inspector

\$35,000.00 – \$65,000.00

\$30.00 - \$45.00 per hour

Effective: August 1, 2019

A motion was made by Willan, seconded by Fiore, to open to the public Ordinance 19-08, An Ordinance of the Township of Washington, County of Warren, State of New Jersey Abandoning Right-of-Way Pursuant to Resolution Number 04-69 – 2nd Reading, Public Hearing and Adoption. All were in favor.

Richard Cotton, 5 Clubhouse Drive, addressed the Committee regarding the ordinance. Mr. Kevin Smith also spoke concerning the matter.

A motion was made by Fiore, seconded by Willan to table Ordinance 2019-08 until the next meeting.

ROLL CALL: Fiore, yes; Willan, yes; Kovacs, yes; Rossi, abstain; Klingel, yes

ORDINANCE NO. 2019-08

ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF WARREN, STATE OF NEW JERSEY ABANDONING RIGHT-OF-WAY PURSUANT TO RESOLUTION NUMBER 04-69

WHEREAS, EdMark31, LLC is the owner of property located in the Township of Washington (Block 65, Lots 8.02 & 8.03) located along State Highway 31; and

WHEREAS, EdMark31, LLC previously appeared before the Washington Township Land Use Board and was granted a variance permitting the use of lot 8.03 for a new automobile dealership facility as well as minor subdivision allowing a portion of lot 8.02 for the same purpose, as well as to eventually merge lot 8.02 with 8.03 both to be used for the purpose of operating an automobile dealership; and

WHEREAS, several years ago, approval was given by the Washington Township Land Use Board for the use of lot 8.03 for the construction of a now-built building for use by an entity known as Color and Chemical Technologies; and

WHEREAS, there had been previous consideration regarding a potential future roadway extending north through lot 8.03 to the Hawk Pointe Development; and

WHEREAS, the roadways and plans for the Hawk Pointe Development have been constructed in a manner rendering it virtually impossible for any roadway to continue in a northerly direction from Route 31; and

WHEREAS, EdMark31, LLC has requested that the Washington Township Committee review its previous concerns regarding the possible roadway to the Hawk Pointe project and further requested the Washington Township Committee to vacate the easement for the contemplation service road; and

WHEREAS, the Washington Township Committee on March 16, 2004 granted the request of EdMark31, LLC for the Township to vacate or abandon the aforementioned right-of-way (a 50-foot easement) subject to approval of the minor subdivision application and use variance request by the Land Use Board;

WHEREAS, the Washington Township Land Use Board approved on April 14, 2004 a Resolution granting EdMark31, LLC minor subdivision approval with a use variance to permit EdMark31, LLC to utilize block 65, lot 8.03 for a retail automobile sales and service facility; and

WHEREAS, the Washington Township Committee on May 18, 2004 passed Resolution No. 04-69 granting the request of EdMark31, LLC to abandon the aforementioned right-of-way.

Section 1

NOW BE IT THEREFORE ORDAINED, that the Township of Washington, County of Warren, in the State of New Jersey hereby abandons and vacates the right-of-way as described hereinabove pursuant to Resolution No. 04-69.

Section 2

This ordinance shall take effect immediately after passage.

RESOLUTIONS

A motion was made by Rossi, seconded by Fiore, to approve Resolutions 19-127, 19-128, 19-131, 19-132, 19-134, and 19-135.

ROLL CALL: Rossi, yes; Fiore, yes; Kovacs, yes; Willan, yes; Klingel, yes

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-127
RESOLUTION TO AUTHORIZE AND APPROVE
SALARIES AND WAGES FOR CERTAIN EMPLOYEES**

WHEREAS, the current annual Salary Ordinance establishes the salaries/wages and compensation for Construction Inspector in the Township of Washington, County of Warren.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Washington, County of Warren that the following named employees be compensated effective August 1, 2019, unless otherwise noted, in the amounts as designated below:

<u>Name</u>	<u>Position</u>	<u>Salary</u>
Michael Heinrich	Construction Inspector	\$36.00 per hour
Curt Pantuso	Construction Inspector	\$36.00 per hour
Robert Vishnesky	Construction Inspector	\$36.00 per hour

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-128
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

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

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the Governing Body; and

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

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

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

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Washington, County of Warren hereby states that they have complied with N.J.A.C. 5:30-6.5 and do hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-131
REDEMPTION RESOLUTION
BLOCK 38, LOT 22 C0084**

WHEREAS, the Tax Collector was paid \$1,384.48 which is the amount necessary for the redemption of Tax Sale Certificate #2017-004 sold to US Bankcust for PC7 Firstrust Bank. The redemption is being done by the bank which holds the mortgage.

NOW THEREFORE BE IT RESOLVED, on this 16th day of July by the Mayor and Township Committee of the Township of Washington, County of Warren that since US Bankcust for PC7 Firstrust Bank's identification number is already on file it will be unnecessary to make provision for back up withholding, therefore the Acting CFO is hereby authorized and directed to prepare a check made payable to US Bankcust for PC7 Firstrust Bank in the amount of \$1,884.48 which is the redemption amount of \$1384.48 and a premium of \$500 which has been held in trust by the township since the tax sale. The check is to be returned to the tax collector who will mail it once the tax sale certificate endorsed for cancellation has been received by him.

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 38, Lot 22 C0084 from the tax office records.

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION # 2019-132
RESOLUTION AUTHORIZING THE SALE OF
SURPLUS TOWNSHIP VEHICLES AND EXCESS EQUIPMENT
BY ANNUAL WARREN COUNTY PUBLIC AUCTION - 2019**

WHEREAS, the Township of Washington owns various motor vehicles and equipment which are no longer in service, and the Township wishes to dispose of such vehicles and equipment; and

WHEREAS, N.J.S.A. 40A:11-36 provides that the Governing Body of a municipality may authorize the sale by public auction of any personal property not needed for public.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Washington, in the County of Warren, that the Township shall participate in the annual County Auction for disposal of surplus township vehicles and equipment, hereby listed below, in accordance with the provisions of N.J.S.A. 40A:11-36.

Qty.	Year	Vin #	Description
1	2001	1FTSF31F41ED10037	Ford F350 Truck
1	2003	1FDSX35P73DO7339	Ford F350 Truck
1	1996	1FALP52U6TA197962	Ford Taurus Sedan

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-134
APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE
A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION
FOR THE CEMETERY HILL ROAD
IMPROVEMENTS SECTION V PROJECT**

WHEREAS, Washington Township, Warren County, New Jersey has given the Township Engineer approval to submit this grant on the behalf of the Township of Washington.

NOW, THEREFORE, BE IT RESOLVED that Township Committee of the Township of Washington, County of Warren formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as **MA-2020-Cemetery Hill Road Sect V-00596** to the New Jersey Department of Transportation on behalf of the Township of Washington.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Washington and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-135
APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY
DEPARTMENT OF TRANSPORTATION FOR THE SPRINGTOWN ROAD SECTION I PROJECT**

WHEREAS, Washington Township, Warren County, New Jersey has given the Township Engineer approval to submit this grant on the behalf of the Township of Washington.

NOW, THEREFORE, BE IT RESOLVED that Township Committee of the Township of Washington, County of Warren formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as **MA-2020-Springtown Road Improvements-00595** to the New Jersey Department of Transportation on behalf of the Township of Washington.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Washington and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

A motion was made by Willan, seconded by Fiore, to approve Resolution 2019-129.

ROLL CALL: Willan, yes; Fiore, yes; Kovacs, yes; Rossi, yes; Klingel, yes

**TOWNSHIP OF WASHINGTON
WARREN COUNTY
RESOLUTION #2019-129
CORRECTIVE ACTION PLAN
2018 AUDIT REPORT**

WHEREAS, the State of New Jersey requires a Corrective Action Plan be prepared to address recommendations made in the audit; and

WHEREAS, the Corrective Action Plan has been prepared and is required to be presented to the Township Committee and upon approval, be submitted to the Division of Local Government Services;

NOW, THEREFORE, BE IT RESOLVED BY THE Washington Township Committee, that the following Corrective Action Plan prepared by the Chief Financial Officer be approved and accepted for the 2018 audit.

1. RECOMMENDATION:

An adequate segregation of duties be maintained with respect to the recording and treasury functions.

CORRECTIVE PLAN:

The Finance Department is a two-person office; duties will be divided as much as possible to ensure necessary checks and balances.

2. RECOMMENDATION:

The Township utilize all means provided by statute to liquidate the tax title liens in order to get these properties back on a tax paying basis.

CORRECTIVE PLAN:

The liquidation of tax title liens is on-going and the Township will continue the process in 2019.

3. RECOMMENDATION:

The tax overpayments be reviewed and/or refunded, applied to current year taxes, or cancelled through resolution.

CORRECTIVE PLAN:

The Certified Tax Collector will continue working to review tax overpayments and either refund, apply to current year taxes, or cancel by resolution by the end of the year. To be completed December 1, 2019.

4. RECOMMENDATION:

All interfunds be liquidated prior to year-end and are in agreement with the corresponding funds.

CORRECTIVE PLAN:

The Chief Financial Officer will review all interfunds and ensure they are liquidated prior to the end of the year if possible and review that they agree with the corresponding funds. To be completed December 1, 2019.

5. RECOMMENDATION:

The Chief Financial Officer review the budget on a monthly basis to ensure that no budget line item is over expended.

CORRECTIVE PLAN:

The Chief Financial Officer will review the budget monthly to prevent over expenditure of budget line items.

6. RECOMMENDATION:

Purchase orders are prepared and approved prior to the purchase of goods or services to ensure the availability of funds.

CORRECTIVE PLAN:

The Finance Department will ensure purchase orders are prepared and approved prior to the purchase of goods and services.

7. RECOMMENDATION:

The Clerk's receipts be deposited/turned over in a timely manner to ensure deposit within forty-eight hours of receipt and also have an approved fee schedule for clerk fees and permits.

CORRECTIVE PLAN:

The Township Clerk will deposit/turn over any receipts within forty-eight hours and adopt an approved fee schedule for clerk fees and permits. Fee Schedule to be completed August 20, 2019.

8. RECOMMENDATION:

The Police Department turn over the monies with in forty-eight hours of receipt.

CORRECTIVE PLAN:

The Police Department will turn over the monies with in forty-eight hours of receipt.

9. RECOMMENDATION:

Police overtime sheets are approved by the department head prior to submission to the Finance Department.

CORRECTIVE PLAN:

The overtime sheets will be submitted to the Chief of Police for approval prior to submitting to the payroll clerk.

10. RECOMMENDATION:

Analysis of balance be prepared for the payroll account.

CORRECTIVE PLAN:

The Chief Financial Officer shall prepare an account trial balance for the payroll account on a monthly basis.

11. RECOMMENDATION:

The police sick time calculation be reviewed by the Finance Department prior to the release of funds.

CORRECTIVE PLAN:

The police sick time calculation shall be reviewed by the Finance Department prior to the release of funds.

A motion was made by Fiore, seconded by Willan, to approve Resolution 2019-130.

ROLL CALL: Fiore, yes; Willan, yes; Kovacs, yes; Rossi, yes; Klingel, yes

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-130**

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$1,033,376 BOND ANTICIPATION NOTES OF THE TOWNSHIP OF WASHINGTON IN THE COUNTY OF WARREN, NEW JERSEY

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

Pursuant to a bond ordinance of the Township of Washington, in the County of Warren (the "Township"), entitled: "Bond ordinance providing for the construction of a new Department of Public Works storage facility in and by the Township of Washington, in the County of Warren, New Jersey, appropriating \$500,000 therefor and authorizing the issuance of \$237,500 bonds or notes of the Township for financing such appropriation", finally adopted on April 15, 2014 (#2014-04), bond anticipation notes of the Township in a principal amount not exceeding \$231,410 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance providing for the acquisition of vehicular equipment by the Township of Washington, in the County of Warren, New Jersey, appropriating \$195,000 therefor and authorizing the issuance of \$185,700 bonds or notes of the Township for financing such appropriation", finally adopted on April 19, 2016 (#2016-05), bond anticipation notes of the Township in a principal amount not exceeding \$165,066 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance providing for the acquisition of a new dump truck by the Township of Washington, in the County of Warren, New Jersey, appropriating \$170,000 therefor and authorizing the issuance of \$161,900 bonds or notes of the Township for financing such

appropriation”, finally adopted on May 16, 2017 (#2017-07), bond anticipation notes of the Township in a principal amount not exceeding \$161,900 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Township, entitled: “Bond ordinance appropriating \$500,000, and authorizing the issuance of \$475,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of Washington, in the County of Warren, New Jersey”, finally adopted on May 15, 2018 (#2018-05), bond anticipation notes of the Township in a principal amount not exceeding \$475,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer 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 and shall be signed and sealed by officials and officers of the Township in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, 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 at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. 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 hereunder 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.

Any note issued pursuant to this resolution shall be a general obligation of the Township, and the Township’s faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Township, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

All action heretofore taken by Township officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

This resolution shall take effect immediately.

Regarding Resolution 2019-137 (Dump Body, Salt Spreader, Plow, and Related Equipment), Mayor Klingel noted that more information is required from the dealer and therefore would be put on the August meeting agenda.

STAFF ADMINISTRATIVE REPORTS

Chief Cicerelle stated that National Night Out would take place on Tuesday, August 6th and nothing further to add at that time. The Committee had no questions.

Mr. Hart previously submitted a report. He then updated the Committee on the status of mowing, tree trimming, and some paving in the township in response to Mayor Klingel's inquiry.

The Committee had no questions for Mr. deBoer. He had previously submitted a monthly report.

Mr. Kevin Smith also submitted a report. He also spoke briefly about the Hawk Pointe Village project and the Warren County Community College regarding their drone piloting program.

PUBLIC QUESTIONS AND CONCERNS

Mayor Klingel opened the meeting to the public.

Mr. Ed Novak, 8 Longhill Avenue, mentioned the need for paving on a section of Longhill Avenue. Pete deBoer explained that there is pipe work to be done prior to the paving of that area.

John Dorsch, 226 Route 31 North, discussed the allowance of selling CBD oil in that location. Attorney Lavery spoke on the matter and Mayor Klingel stated that the Committee would discuss the issue in Executive Session. Mr. Dorsch would be contacted as soon as possible.

Seeing no one else to address the Committee, Mayor Klingel closed the public portion of the meeting.

OLD BUSINESS

Mr. Fiore updated the Committee regarding the 2nd and 3rd sets of properties for foreclosure. He also stated that he had reached out to Stefanie Miller of the State Agriculture Development Committee. She had no news regarding the farmland preservation of any properties.

The Committee discussed a possible Resolution in support of Path to Progress recommendations made by New Jersey Economic and Fiscal Policy Workgroup.

A motion was made by Fiore, seconded by Rossi, to approve Resolution 2019-138.

ROLL CALL: Fiore, yes; Rossi, yes; Kovacs, yes; Willan, yes; Klingel, yes

**WASHINGTON TOWNSHIP
WARREN COUNTY, NEW JERSEY
RESOLUTION #19-138**

**RESOLUTION APPRECIATING THE EFFORT OF PATH TO PROGRESS BUT NOT IN AGREEMENT WITH THE
RECOMMENDATIONS MADE BY NEW JERSEY
ECONOMIC AND FISCAL POLICY WORKGROUP**

WHEREAS, the Washington Township Committee received a sample resolution made by the New Jersey Economic and Fiscal Policy Workgroup as follows:

“WHEREAS, New Jersey faces a daunting fiscal crisis; and

WHEREAS, for two decades, while county and municipal governments made the proper pension payments, New Jersey governors from both parties severely underfunded the pension system for teachers and State government workers; and

WHEREAS, while local government pension systems are funded at the national average, the State’s unfunded liability for pensions and retiree health benefits now tops \$150 billion – four times the size of the State budget; and

WHEREAS, actuaries project the State will have to increase its pension contribution from \$3.2 billion in this year's budget to \$6.7 billion to reach the Actuarially Required Contribution (ARC) by FY 2023; and

WHEREAS, health care costs continue to rise, and New Jersey and its local governments cannot sustain the unparalleled platinum-level benefits that they provide to their employees; and

WHEREAS, the State has held municipal aid flat, moved the Energy Tax Receipts out of the Property Tax Relief Fund, and with the sunseting of Chapter 78 relief and the 2% arbitration cap; and

WHEREAS, the State must bring pension and health care costs under control in order to hold down property taxes.”

NOW, THEREFORE BE IT RESOLVED that the Township of Washington, County of Warren **would like to convey its appreciation for the effort made by the New Jersey Economic and Fiscal Policy Workgroup but does not concur with the methods enumerated to achieve the desired results of the said proposed Resolution** of the Path to Progress report issued by the New Jersey Economic and Fiscal Policy Workgroup; and

BE IT FURTHER RESOLVED, that a copy of this Resolution is forwarded to Assemblyman John DiMaio, Assemblyman Erik Peterson, Senator Michael J. Doherty, Senate President Sweeney, Assembly Speaker Coughlin, Senator Paul Sarlo, Senator Steve Oroho, Assembly Majority Leader Greenwald, Assemblywoman Eliana Pintor-Marin, Senator Tony Bucco, Senator Troy Singleton, Senator Dawn Addiego, the Governor of State of New Jersey, the New Jersey Association of Counties, and the New Jersey State League of Municipalities.

NEW BUSINESS

Bob Kerschner, 4 Essex Road, shared some general information with the Committee on behalf of the Washington Emergency Squad.

Kevin Smith explained some things regarding the Hawk Pointe Village Redevelopment Plan, Area 1 related to the Consistency Determination.

A motion was made by Fiore, seconded by Rossi, to approve Resolution 2019-139.

ROLL CALL: Fiore, yes; Rossi, yes; Kovacs, yes; Willan, abstain; Klingel, yes

**TOWNSHIP OF WASHINGTON
WARREN COUNTY, NEW JERSEY
RESOLUTION #2019-139**

RESOLUTION OF THE TOWNSHIP OF WASHINGTON, COUNTY OF WARREN, STATE OF NEW JERSEY FOR A FINDING OF REDEVELOPMENT PLAN - AREA 1 CONSISTENCY FOR PROPOSED MAJOR SUBDIVISION FOR BLOCK 65, LOT 1, 3.03, 8, 9, 11-16 AS IDENTIFIED ON THE TAX MAPS OF THE TOWNSHIP OF WASHINGTON

WHEREAS, Asbury Farms Urban Renewal, LLC is the designated redeveloper (the “Redeveloper”) of Block 65, Lot 1, 3.03, 8, 9, 11-16 as identified on the tax maps of the Township of Washington (“Property”); and

WHEREAS, the Township Committee has previously designated the Property as an area in need of redevelopment and has adopted a redevelopment plan (the “Plan”) for the property which, among other things, sets forth certain design criteria for the development of the Property; and

WHEREAS, Section 9.1 of the redevelopment plan contemplated that Area 1, as that area is defined in the Plan, will consist of four neighborhoods designed to be around a community green space; and

WHEREAS, the Redeveloper has filed an application for Preliminary and Final Major Subdivision to the Washington Township Land Use Board which has modified the community green space for Area 1 as compared to the original conceptual layout in the Redevelopment Plan and has eliminated the conceptual townhomes in favor of single-family homes with individual yards, a permitted use in Area 1; and

WHEREAS, the Washington Township Land Use Board seeks confirmation from the Township Committee that the proposed layout of community green space is consistent with the intent of the Redevelopment Plan; and

WHEREAS, the Redeveloper, in response to the Land Use Board’s inquiry, has furnished the Township Committee various exhibits in support of plan consistency for the community green space, as listed in a review memorandum prepared by the Township Engineer, dated July 11, 2019; and

WHEREAS, the Township Committee has considered this request for a consistency determination, including a review of exhibits and of the Township Engineer’s memorandum.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Washington, County of Warren and State of New Jersey finds that the proposed community green space provided on the Redeveloper's layout exhibit for Area 1 is consistent with the intent of the current Hawk Pointe Village Redevelopment Plan; and further finds that the use, unit density and architectural aesthetics shall be consistent with the Redevelopment Plan; and further finds that the Redevelopment Plan does not require an amendment based on the information presented to the Committee for this consistency determination.

A motion was made by Fiore, seconded by Rossi, to acknowledge a letter from the State regarding permission to re-appoint Eileen Parks as Acting CFO for a second term.

ROLL CALL: Fiore, yes; Rossi, yes; Kovacs, yes; Willan, yes; Klingel, yes

A motion was made by Willan, seconded by Fiore, to accept a letter of resignation from School Resource Officer Scott Wheeler.

ROLL CALL: Willan, yes; Fiore, yes; Kovacs, yes; Rossi, yes; Klingel, yes

A motion was made by Willan, seconded by Rossi, to accept a letter of resignation from Crossing Guard Kathy Petrozelli.

ROLL CALL: Willan, yes; Rossi, yes; Fiore, yes; Kovacs, yes; Klingel, yes

A motion was made by Willan, seconded by Fiore, to "Turn the Town Teal" from September 1st – 30th in support of the National Awareness Campaign for Ovarian Cancer.

ROLL CALL: Willan, yes; Fiore, yes; Kovacs, yes; Rossi, yes; Klingel, yes

Mr. Fiore led a discussion regarding Butler Park tax liens. It was decided by the Committee to move forward with the foreclosure process for all properties on the list. Attorney Campbell would confirm that all notices had been given as required.

A Stormwater Education Presentation was given by Pete deBoer.

A motion was made by Rossi, seconded by Fiore, to authorize the Mayor and the the Township Clerk to sign the FY 2020 Municipal Alliance County Contract.

ROLL CALL: Rossi, yes; Fiore, yes; Kovacs, yes; Willan, yes; Klingel, yes

ECONOMIC DEVELOPMENT

The Committee acknowledged receipt of a letter from First Student regarding their new arrangement.

REPORTS FROM OFFICIALS

Mr. Fiore reported that the Recreation Committee did not meet in July due to a lack of quorum. The Environmental Commission entertained a presentation on the Pohatcong Creek Arboretum. Ralph also met with Mr. Flint and Mr. Detrick to discuss the Clean Communities grant. He also mentioned an email from the State Agriculture Development Committee regarding the installation of a Farmland Preservation sign.

Mayor Klingel acknowledged the passing of Ron Greenwald, former Planning Board member and Environmental Commission member. His service was greatly appreciated.

PAYMENT OF BILLS

A motion was made by Willan, seconded by Fiore, to approve the payment of the bills in the amount of \$1,211,139.58.

ROLL CALL: Willan, yes; Fiore, yes; Kovacs, yes; Rossi, yes; Klingel, yes

EXECUTIVE SESSION

A motion was made by Fiore, seconded by Rossi, to approve Resolution 19-136, Resolution Authorizing Executive Session for a Meeting Not Open to the Public in Accordance with the Provisions of the NJ Open Public Meeting Act, N.J.S.A. 10:4-12 at 8:50 pm.

All were in favor.

Attorney Lavery stated that the Committee would be discussing several attorney-client privilege matters including a discussion with Oxford Township Mayor Bill Ryan, report of a police incident, emergency access road to the high school, non-profit status for Arboretum, A&P Plaza update, sports facility update, Grown in Warren Strategic Growth & Planning report, and 29 Pleasant Valley Road update.

RESOLUTION # 2019-136

RESOLUTION AUTHORIZING EXECUTIVE SESSION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WASHINGTON FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12

WHEREAS, the Governing Body of the Township of Washington, County of Warren, will be going in Executive Session; and

WHEREAS, the meeting is not open to the public in accordance with the provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12; and

THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Washington will give a brief summary of meeting upon coming out of Executive Session.

A motion was made by Kovacs, seconded by Rossi, to come out of Executive Session at 10:00 pm. **All were in favor.** Attorney Lavery stated the Committee discussed shared services with Oxford Township Mayor Bill Ryan, report of a police incident, emergency access road to the high school, non-profit status for Arboretum, A&P Plaza update, sports facility update, Grown in Warren Strategic Growth & Planning report, and 29 Pleasant Valley Road update. No official action was taken. Copies of these minutes will be available at such time the Committee determines there is no harm to the public interest.

ADJOURNMENT

Hearing no further business to come before the Committee, a motion was made by Fiore, seconded by Rossi, to adjourn the meeting at 10:05 pm.

All were in favor.

Respectfully submitted,

Ann Kilduff, RMC
Township Clerk