

## **MINUTES OF REGULAR MEETING HELD APRIL 5, 2005**

The Regular Meeting of the Borough Council of Washington, Warren County, New Jersey was held in the Council Chambers of Borough Hall at 8:00 P.M.

Roll Call: Woykowski, Glaser, Oakley, Turner, Buoye, Van Deursen and Housel (Arrived at 8:20 PM). – 7 Present.

Absent: Richard P. Cushing, Esq., Municipal Attorney

Also Present: Richard J. Sheola, Borough Manager  
Judith Kopen, Esq. filling in for R. Cushing, Esq.  
Robert Miller, C.M.E., Borough Engineer  
Linda L. Hendershot, RMC/CMC, Borough Clerk

Mayor Van Deursen read the following Statement into the Record:

“The requirements of the ‘Open Public Meetings Law, 1975, Chapter 231 have been satisfied in that adequate notice of this meeting has been published in the Star Gazette and posted on the Bulletin Board stating the time, place and purpose of the meeting as required by law.

### **MINUTES:**

#### **Regular Meeting – March 15, 2005**

Mayor Van Deursen entertained additions or corrections to the minutes of the regular meeting held March 15, 2005.

Councilwoman Woykowski noted a correction on Page 2, fourth paragraph down from the page. Mr. Sheola should read Mr. Sheldon.

Hearing no further corrections to the minutes of March 15<sup>th</sup>, it was moved by Woykowski, seconded by Turner that the minutes of the regular meeting held March 15, 2005 be approved as corrected.

Roll Call: Buoye, Woykowski, Van Deursen, Turner and Glaser – Ayes: 5,  
Nays: 0 - Abstained: Oakley.

Motion carried.

### **COMMUNICATIONS:**

The following communications were entered into the Record:

- 1) NJ State League Re: Solid Waste Management Plan;
- 2) Warren County Planning Department RE: County Strategic Plan;
- 3) NJ State League RE: Seminar – Defeated School Budgets;
- 4) NJ State League RE: League Budget Testimony;
- 5) Township of Belleville RE: Cut to Community Development Block Grants;
- 6) NJ State League RE: Action Needed for Tax Reform;
- 7) Township of Washington – Amending their Development Regulations Ordinance;
- 8) NJ State League Re: Community Development Block Grant Update;
- 9) NJ State League RE: NJ Smoke-Free Air Act;
- 10) NJ State League RE: Remedial Pay-to-Play Bills;
- 11) NJ State League RE: Clean Communities Funding Announcement
- 12) Comcast – Update;
- 13) NJ State League RE: Delaware River Water Asset Management Workshop;
- 14) NJ State League RE: SCI Report Released;
- 15) NJ Highlands Council Meeting

It was moved by Glaser, seconded by Buoye that the communications numbered #1 thru #15 be acknowledged, received and filed.

Discussion: Mayor Van Deursen noted that the Borough noted that the Community Development Block Funding program has been restored. When the Borough receives their grant money the Borough generally hires summer employment to help clean and beautify the downtown business district.

Ayes: 6, Nays: 0.  
Motion carried.

**AUDIENCE:**

**Evelyn Kimble, 2 Pershing Avenue** gave a status report on what has transpired to date since they made their initial request to the governing body for hook-up into the Borough sanitary sewer system. She questioned why this project has taken so long and as to why they are not hooked into the sewer. They have incurred major expenses to have their septic system pumped out, legal fees and title work. The expenses initially for the title work is supposed to be reimbursed to them by the Borough. This has also not been done to date. Maser Consulting has received the permit from the D.O.T.

The next phase of this project would be the preparation of the plans and specifications by Maser Consulting and then the project will be placed out for bid. Manager Sheola projected that the entire process would probably take anywhere from two to two and a half months to get to the point where the project would begin.

Councilwoman Glaser stated that she was very sympathetic to Mrs. Kimble's concerns and that if the permit was received in January, we should have been ready to go out for bid in March!

Councilman Turner stated that he would like to know when the permit was applied for with the DEP? If we make promises to people he felt that we need to have our professionals on board and to be held accountable.

Councilman Housel entered and took his seat during this discussion at approximately 8:20 PM.

Mrs. Kimble noted that the minutes of the January 4<sup>th</sup>, 2004 meeting reflect that the title search work that they paid for would be reimbursed to them.

Council discussion followed. The Manager was requested to have an up-date for Council prepared for the next meeting.

Hearing no further business to come before Council, it was moved by Buoye, seconded by Glaser that the audience portion of the meeting be closed.

Ayes: 7, Nays: 0.  
Motion carried.

**ORDINANCES:**

**Ordinance #3-2005** – Establishing a Senior Citizen Advisory Committee (Final Passage)

An ordinance to establish a Senior Services Advisory Committee was introduced by Councilwoman Glaser.

It was moved by Glaser, seconded by Oakley that the Clerk read Ordinance #3-2005 by title only.

Roll Call: Woykowski, Buoye, Van Deursen, Turner, Glaser and Oakley –  
Ayes: 6, Nays: 0. Abstained: Housel.

Motion carried.

The Clerk read Ordinance #3-2005 by title only and stated that this ordinance was published in the Star Gazette as required by law, a copy was posted on the bulletin board and a copy of the ordinance was available upon request from the Clerk's office.

Mayor Van Deursen opened up the public portion of the ordinance to the audience for their questions or comments.

Hearing none, it was moved by Glaser, seconded by Oakley that the public hearing portion of the ordinance be closed.

Ayes: 7, Nays: 0.  
Motion carried.

Council Discussion:

Councilwoman Woykowski noted that the title of the ordinance should be consistent with the title of the committee, "Senior Services Advisory Committee". This will be corrected in the context of the title of the ordinance.

Hearing no further discussion, it was moved by Glaser, seconded by Woykowski that Ordinance #3-2005 be adopted on final passage and that final publication be made as prescribed by law.

Roll Call: Oakley, Glaser, Turner, Van Deursen, Buoye, Housel and  
Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

### **ORDINANCE #3-2005**

#### **AN ORDINANCE AMENDING CHAPTER XIV OF THE CODE OF THE BOROUGH OF WASHINGTON TO ESTABLISH A SENIOR SERVICES ADVISORY COMMITTEE**

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the Borough of Washington, Warren County, New Jersey, that Chapter XIV of the Code of the Borough of Washington, Warren County, is hereby amended to read as follows:

**A. Establishment of a Senior Services Advisory Committee**

**TheRe is hereby established a Senior Services Advisory Committee. The purpose of the Committee is to identify the immediate and long term needs of the aging population of Washington Borough as it relates to the health, safety and welfare of that population.**

**B. Membership of Committee**

**The membership of the Committee shall consist of the following eight members:**

- 1. Deputy Mayor**
- 2. Councilperson**
- 3. Citizen At Large**

4. **Two (2) Senior Citizen who reside in Washington Borough (one male, one female)**
5. **A representative from the Washington Borough Fire Department who lives in Washington Borough**
6. **A representative from Washington First Aid Squad who lives in Washington Borough)**

**C. Purpose of the Committee**

**The purpose of the Committee is to:**

1. **Seek out and identify those in the community who are in need of assistance with chores and tasks such as: putting out trash, recyclables & white goods, shoveling snow, etc. The Committee is also charged with developing a master list of those senior citizens and disabled members of the community who are in need of assistance, and with the seniors' permission, share the list with those organizations that make up the safety and code offices including, but not limited to: Code Enforcement Official, Police Department, Fire Department, First Aid Squad, the Office of Emergency Management and the Borough Manager's Office so that those public officials may be aware of the needs of the seniors in connection with enforcement issues.**
2. **Research and assess the needs of the residential senior and determine if there are other needs that must be satisfied.**
3. **Explore the potential for the establishment of a separate Senior Citizens Organization within the Borough and assist with its formation, if appropriate.**
4. **Offer programs for senior citizens as recommended by the Committee.**

**D. Other Resources**

**Nothing in this section shall preclude the Committee from using other outside resources, such as local service organizations (Kiwanis, Rotary, Women's & Junior Woman's Clubs), youth organizations (Boy Scouts, Girl Scouts), faith-based organizations and school related organizations (Honor Society, etc.).**

This Ordinance shall take effect upon its adoption and final publication in accordance with law.

**Ordinance #4-2005 – Salary Ordinance – P.B.A. #280 (Final Passage)**

An ordinance providing salaries for P.B.A. Local #280 was introduced by Councilman Housel.

It was moved by Housel, seconded by Woykowski that the Clerk read Ordinance #4-2005 by title only.

Roll Call: Woykowski, Housel, Buoye, Van Deursen, Oakley, Glaser and Turner.

Ayes: 7, Nays: 0.  
Motion carried.

The Clerk read Ordinance #4-2005 by title only and stated that this ordinance was published in the Star Gazette as required by law, a copy was posted on the bulletin board and a copy of the ordinance was available upon request from the Clerk's office.

Mayor Van Deursen opened up the public portion of the ordinance to the audience for their questions or comments.

Hearing none, it was moved by Glaser, seconded by Oakley that the public hearing portion of the ordinance be closed.

Ayes: 7, Nays: 0.  
Motion carried.

Council Discussion: None.

It was therefore moved by Glaser, seconded by Turner that Ordinance #4-2005 be adopted on final passage and that final publication be made as prescribed by law.

Roll Call: Turner, Glaser, Oakley, Van Deursen, Housel, Woykowski and Buoye.

Ayes: 7, Nays: 0.  
Motion carried.

**ORDINANCE #4-2005**

**AN ORDINANCE FIXING THE SALARY AND WAGES  
OF CERTAIN MUNICIPAL OFFICIALS AND REPEALING  
PORTIONS OF PRIOR INCONSISTENT SALARY AND WAGES  
ORDINANCES.**

**SECTION 1.** The annual salaries, wages and salary and wage ranges for the municipal officials and employees of the Borough of Washington hereinafter named shall be as follows:

**SCHEDULE A – FULL-TIME CLASSIFIED**

**SALARY OR WAGE RANGE**

Police Lieutenant	\$ 71,907-\$85,558
Police Sergeants	\$68,247-\$81,296
Police Officers	\$36,696-\$75,379

**SCHEDULE B – PART-TIME CLASSIFIED**

**SCHEDULE C – UNCLASSIFIED SERVICE**

**SCHEDULE D – UNCLASSIFIED SERVICE  
(TEMPORARY OR SEASONAL)**

**SECTION 2.** Salaries herein shall be payable at the rate fixed in equal bi-weekly installments. Wages shall be payable bi-weekly. Any and all fees received by officials and employees of the Borough of Washington shall be paid unto the municipality.

**SECTION 3.** Any salary and wage ordinance adopted prior to the adoption of this ordinance with provisions inconsistent with the provisions of Section 1 of this ordinance shall, to the extent of any inconsistency, be repealed.

**SECTION 4.** In the event the position becomes vacant or no figure listed, then the figures noted in the column with the heading “salary or wage range” shall be utilized by the appointing authority and any salary or wage paid within this range shall be deemed appropriate and valid.

**SECTION 5.** The rates contained herein become effective January 1, 2004 unless otherwise provided herein.

**SECTION 6.** An officer assigned to the Detective Bureau shall receive a stipend equal to \$ 40.00 per pay period, not to exceed \$ 1,040.00 per year.

**SECTION 7.** An officer who has obtained an Associates Degree in Police Science, Public Administration or Organizational Management shall be entitled to \$500.00 incentive pay and an officer who has received a Bachelor of Science Degree in Police Science, Public Administration or Organizational Management shall be entitled to \$1,000.00 incentive pay. Incentive pay shall be added onto the employees base salary.

**SECTION 8.** A K-9 officer, who is not provided with time-off during his or her normal assigned shift for K-9 maintenance, shall be compensated at the rate of \$ 15.00 per hour for 2004, \$ 15.50 for 2005 and \$ 16.00 for 2006 and to the end of the contract term for K-9 maintenance duties up to a maximum of 5.25 hours per week.

**SECTION 9.** An officer who has medical coverage under a spouse's health benefit plan and waives participation in the Borough of Washington health benefits program shall be compensated at the rate of \$ 1,000.00 annually prorated to compensate the officer for only those pay periods when the Borough is no longer obligated to make health benefit payments.

**SECTION 10.** In accordance with Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington, this Ordinance shall become effective 20 days after final passage unless the Council, by an affirmative vote of five (5) Council Members, shall adopt a resolution declaring the Ordinance to be an emergency upon which said Ordinance will take effect upon final passage.

**Ordinance #5-2005** – Salary Ordinance – Municipal Officials (Final Passage)

An ordinance providing salaries for the municipal officials was introduced by Councilman Housel.

It was moved by Housel, seconded by Turner that the Clerk read Ordinance #5-2005 by title only.

Roll Call: Wokowski, Buoye, Housel, Van Deursen, Turner, Glaser and Oakley.

Ayes: 7, Nays: 0.  
Motion carried.

The Clerk read Ordinance #5-2005 by title only and stated that this ordinance was published in the Star Gazette as required by law, a copy was posted on the bulletin board and a copy of the ordinance was available upon request from the Clerk's office.

Mayor Van Deursen opened up the public portion of the ordinance to the audience for their questions or comments.

Hearing none, it was moved by Glaser, seconded by Oakley that the public hearing portion of the ordinance be closed.

Ayes: 7, Nays: 0.  
Motion carried.

Council Discussion: None.

It was therefore moved by Housel, seconded by Glaser that Ordinance #5-2005 be adopted on final passage and that final publication be made as prescribed by law.

Roll Call: Housel, Woykowski, Buoye, Van Deursen, Glaser, Oakley and Turner.

Ayes: 7, Nays: 0.  
Motion carried.

**ORDINANCE #5-2005**

**AN ORDINANCE FIXING THE SALARY AND WAGES OF CERTAIN MUNICIPAL OFFICIALS AND REPEALING PORTIONS OF PRIOR INCONSISTENT SALARY AND WAGE ORDINANCES.**

**SECTION 1.** The annual salaries, wages and salary and wage ranges for the municipal officials and employees of the Borough of Washington hereinafter named be as follows:

**SCHEDULE A – FULL-TIME CLASSIFIED**

<b><u>POSITION TITLE</u></b>	<b><u>SALARY OR WAGE RANGE</u></b>
Account Clerk	\$22,827 - \$42,001
Administrative Clerk	\$32,434 - \$58,598
Assistant Municipal Tax Collector	\$27,749 - \$50,298
Assistant Supervisor, Streets	\$39,229 - \$57,260
Building Maintenance Worker	\$28,752 - \$43,855
Deputy Municipal Court Administrator	\$22,827 - \$42,001
Equipment Operator	\$34,930 - \$52,615
Laborer	\$25,859 - \$40,727
Library Assistant	\$19,892 - \$36,630
Municipal Court Administrator	\$32,434 - \$58,598
Principal Clerk Typist	\$34,930 - \$52,615
Supervisor Streets	\$42,723 - \$60,121
Supervising Library Assistant	\$24,506 - \$43,678
Truck Driver	\$31,104 - \$48,631

**SCHEDULE B – PART-TIME CLASSIFIED**

**SCHEDULE C – UNCLASSIFIED SERVICE**

Municipal Clerk	\$35,534 - \$60,359
Tax Collector	\$44,951 - \$71,109
Treasurer (Combined with Tax Collector)	\$10,000 - \$12,000

**SCHEDULE D – UNCLASSIFIED SERVICE**  
**(TEPORARY OR SEASONAL)**

**SECTION 2.** - Salaries herein shall be payable at the rate fixed in equal bi-weekly installments. Wages shall be payable bi-weekly. Any and all fees received by officials and employees of the Borough of Washington shall be paid unto the municipality.

**SECTION 3.** Any salary and wage ordinance adopted prior to the adoption of this ordinance with provisions inconsistent with the provisions of Section 1 of this ordinance shall, to the extent of any inconsistency and only to the extent of the inconsistency, be repealed.

**SECTION 4.** In the event the position becomes vacant or no figure is listed, then the figures noted in the column with the heading “salary and wage range” shall be utilized by the appointing authority and any salary or wage paid within this range shall be deemed appropriate and valid.

**SECTION 5.** The Supervisor of Streets in possession of a valid Certificate of Works Manager shall have added to their base pay \$ 6,000.00 per year to be paid bi-weekly.

**SECTION 6.** A public works employee who works eight hours in one day out of title in a job classification with a higher salary or wage range shall be entitled to additional compensation for that day at the rate of his or her current rate of pay plus ten (10%) percent.

**SECTION 7.** The rates contained herein shall become effective January 1, 2004.

**SECTION 8.** An employee who has medical coverage under a spouse’s health benefit plan and waives participation in the Borough of Washington health benefits program shall be compensated at the rate of \$ 1,000.00 annually prorated to compensate the employee for only those pay periods when the Borough is no longer obligated to make health benefit payments.

**SECTION 9.** In accordance with Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington, this Ordinance shall become effective 20 days after final passage unless the Council, by an affirmative vote of five (5) Council Members, shall adopt a resolution declaring the Ordinance to be an emergency upon which said Ordinance will take effect upon final passage.

**Ordinance #6-2005** – Establish CAP Bank (First Reading)

An ordinance providing a CAP Bank was introduced by Councilman Buoye.

It was further moved by Buoye, seconded by Housel that the Clerk read Ordinance #6-2005 by title only.

Roll Call: Oakley, Glaser, Turner, Van Deursen, Buoye, Housel and Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

The Clerk read Ordinance #6-2005 entitled, “ORDINANCE TO ESTABLISH A CAP BANK”.

Council Discussion:

Manager Sheola explained the purpose of this ordinance. This ordinance would allow the Borough to bank the difference between its final budget appropriations of the 2.5% Cap and the 3.5% cost of living adjustment when the difference is not appropriated as part of the final budget. This will allow the governing body to bank \$ 36,700 for next year’s 2006 Municipal Budget.

It was therefore moved by Glaser, seconded by Oakley that Ordinance #6-2005 be approved on first reading.

Roll Call: Woykowski, Housel, Buoye, Van Deursen, Turner, Glaser and Oakley.

Ayes: 7, Nays: 0.  
Motion carried.



It was further moved by Glaser, seconded by Housel that Ordinance #6-2005 be published in the Star Gazette on April 14, 2004 and that the public hearing be scheduled for May 3, 2005.

Roll Call: Woykowski, Housel, Buoye, Van Deursen, Turner, Oakley and Glaser.

Ayes: 7, Nays: 0.  
Motion carried.

**Ordinance #7-2005** - Amend Chapter 94 – Development Regulations (First Reading)

An ordinance amending Chapter 94 and the Master Plan to create a new active adult residential zone district was introduced by Councilman Housel.

It was further moved by Housel, seconded by Buoye that the Clerk read Ordinance #7-2005 by title only.

Roll Call: Glaser, Oakley, Turner, Van Deusen, Buoye, Housel and Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

Council Discussion: None.

It was moved by Housel, seconded by Glaser that Ordinance #7-2005 be approved on first reading.

Roll Call: Oakley, Glaser, Turner, Van Deursen, Woykowski, Housel and Buoye.

Ayes: 7, Nays: 0.  
Motion carried.

It as further moved by Glaser, seconded by Housel that Ordinance #7-2005 be published in the Star Gazette on April 14, 2005 and that the public hearing be scheduled for May 3, 2005.

Roll Call: Oakley, Buoye Housel, Woykowski, Turner, Glaser and Van Deursen.

Ayes: 7, Nays: 0.  
Motion carried.

**Ordinance #8-2005** – Amending Chapter 55 – Storage of Trailers (First Reading)

An ordinance amending Chapter 55 of the Borough's Code dealing with the storage of trailers was introduced by Councilman Housel.

It was moved by Housel seconded by Oakley that the Clerk read Ordinance #8-2005 by title only.

Roll Call: Woykowski, Buoye, Van Deursen, Housel, Oakley, Turner and Glaser.

Ayes: 7, Nays: 0.  
Motion carried.

The Clerk read Ordinance #8-2005 entitled, “AN ORDINANCE TO AMEND CHAPTER 55-15A(2) OF THE CODE OF THE BOROUGH OF WASHINGTON REGARDING STORAGE OF ABANDONED MOTOR VEHICLES AND OTHER ITEMS.”

Council Discussion: Extensive discussion followed. Councilman Buoye was concerned with how the ordinance would be implemented and how public awareness would be handled with the residents regarding this proposed change.

Manager Sheola explained that the ordinance would be posted on the web-site. He would also discuss the implementation of the enforcement of this ordinance with the Code Enforcement Officer. There would be a fair period of warning with regard to the ordinance before a summons would be issued.

Discussion took place with regard to the definition of trailers. Councilman Turner felt that the definition for a trailer should be better defined. The way the ordinance is presently written it was Councilman Turner’s interpretation that a one axle trailer would have to be stored other than your residence.

Attorney Kopen stated that it would be her interpretation that if the trailer can be hauled by a vehicle or it is licensed they would not fall into the category of being abandoned.

As the discussion ensued it was apparent that the ordinance needs further study and perhaps some revisions.

Mayor Van Deursen appointed Councilman Turner and Councilwoman Oakley to work with the Manager and Attorney on this ordinance.

It was therefore moved by Housel, seconded by Glaser that Ordinance #8-2005 be tabled for further study and revision if necessary prior to Council considering it for introduction on first reading.

Ayes: 7, Nays: 0.  
Motion carried.

**Ordinance #9-2005** – Salary Ordinance – Recreation Director (First Reading)

An ordinance providing for the salary of the Recreation Director was introduced by Councilwoman Glaser.

It was moved by Glaser, seconded by Housel that the Clerk read Ordinance #9-2005 by title only.

Roll Call: Van Deursen, Turner, Glaser, Oakley, Buoye, Housel and Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

The Clerk read Ordinance #9-2005 entitled, “AN ORDINANCE FIXING THE SALARY AND WAGES OF CERTAIN MUNICIPAL OFFICIALS AND REPEALING PORTIONS OF PRIOR INCONSISTENT SALARY AND WAGE ORDINANCES.”

Council Discussion:

Mayor Van Deursen was pleased that the salary was going to be based on an hourly basis instead of a straight salary. Councilman Turner asked if the salary for this position was part of the Recreation Commission budget? Mayor Van Deursen noted that it was part of their budget and was approved by the governing body.

Hearing no further discussion, it was moved by Housel, seconded by Glaser that Ordinance #9-2005 be approved on first reading.

Roll Call: Oakley, Glaser, Turner, Van Deursen, Buoye, Housel and Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

It was further moved by Glaser, seconded by Housel that Ordinance #9-2005 be published in the Star Gazette on April 14, 2005 and that the public hearing be scheduled for May 3, 2005.

Roll Call: Woykowski, Housel, Buoye, Van Deursen, Turner, Glaser and Oakley.

Ayes: 7, Nays: 0.  
Motion carried.

**REPORTS:**

It was moved by Glaser, seconded by Housel that the Zoning/Code Enforcement Report, NJ Department of Community Affairs – Livable Communities Grant Award – Livable Libraries, Council Goals Chart, Council Goals Report, Borough Clerk's, Police O.T., Collector-Treasurer's and Borough Manager's reports be accepted as presented.

Discussion: The policy updates were discussed and no clear direction has been established on the updating of all of the policies that were assigned to specific Council persons. Manager Sheola was particularly interested in updating the purchasing policy as soon as possible, preferable by the end of the month. The council representatives in charge of this policy should e-mail their proposed changes and recommendations to the Manager for his review. The Clerk was directed to "Policy Review" on the next meeting agenda.

Ayes: 7, Nays: 0. – Motion carried.

**VOUCHERS:**

Mayor Van Deursen entertained questions or additions to the vouchers and claims for payment. The regular vouchers and claims list and handwritten vouchers for the month of February required Council approval.

It was moved by Glaser, seconded by Buoye that the vouchers and claims be paid in the amount of \$ 449,427.03 and the handwritten vouchers for the month of February in the amount of \$212,543.24 as reflected in the debit/credit memorandum on file in the Collector-Treasurer's office.

Discussion:

Several questions were asked on the regular vouchers and claims list. Councilman Housel had a question on a payment for the Municipal Alliance dealing with counseling services? This was part of their application that was approved for budget purposes. Councilman Buoye had a question on a voucher in payment of an easement? This was in connection with easements for the Myrtle Avenue project. Another question dealt with Shammy Shine which was a site plan application brought before the Planning Board.

Councilman Turner had some questions on the GPU bills and a question on the Fire Department's cell phone bill? The Manager has discussed the fire department cell phone bill with the Fire Chief and this will be corrected.

Roll Call: Housel, Woykowski, Oakley, Buoye, Van Deursen, Turner and Glaser.

Ayes: 7, Nays: 0.

Motion carried.

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**OLD BUSINESS:**

**Web-Site Update**

The web-site committee submitted a comprehensive report which covered the purpose of the committee, the history, immediate goals, mid-term goals, long-term goals and the establishment of a website posting procedure calendar. Mayor Van Deursen was very pleased that the web-site has taken off very successfully and the cooperation has been excellent with the posting of agendas and minutes from the boards and commissions. All postings to the web-site shall be carbon copied to both the Mayor and Councilwoman Woykowski. Service organization information is being formulated for posting and events that are newsworthy that the public may want to know about. Any changes in staff should also be updated on the web-site and new staff members or employees should be posted.

Council discussed the report and directed that it be distributed to everyone involved in posting information to the web-site.

**NEW BUSINESS:**

**Letter of Resignation – Theo Coleman**

A letter of resignation was received from Theo Coleman from the Shade Tree Commission. Due to his long time commitment to the Commission and the community a Resolution will be prepared honoring Mr. Coleman.

It was therefore moved by Housel, seconded by Glaser that Mr. Coleman's resignation be accepted with regret and that a Certificate of Appreciation be sent to him.

Ayes: 7, Nays: 0.  
Motion carried.

**Letter from J. Broscius RE: Warren Hills Memorial Home – Request to Re-Zone Property**

A letter was received from Attorney James Broscius representing Warren Hills Memorial Home, 234 W. Washington Ave.. On behalf of Mr. McGuire he would like the Council to consider rezoning Lot 8 to place it in the commercial zone. Mr. McGuire has been taxed on this parcel as a commercial zone when it is in fact in a residential zone.

Council directed that Mr. McGuire appear before the Planning Board to request this zone change. Mr. McGuire, who was present, requested that the fees paid to the Borough for appearance before the Zoning Board be redirected to the Planning Board. Council concurred with his request.

Bob Miller, Borough Engineer will meet with Mr. McGuire regarding his request to assist in the Planning Board's process.

**Resolutions #57-2005 thru #62-2005**

Resolutions #57-2005 thru #62-2005 were approved for adoption as follows on a motion made by Glaser, seconded by Oakley:

**RESOLUTION #57-2005**

**A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE CURRENT FUND TO THE MUNICIPAL UTILITY FUND ACCOUNT.**

**WHEREAS**, a payment has been received on Block 70, Lot 1 from the Bankruptcy Court Chapter 13 Trustee in the amount of \$ 1,412.35. This single check payment was intended to redeem the Municipal Lien on Certificate #218-95; and

**WHEREAS**, the check included funds for both taxes and sewer utility charges. The check was deposited with Current Fund collections that includes \$ 278.55 of the total which is to be credited to the Municipal Sewer Utility Account.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the Borough Treasurer is authorized to transfer \$ 178.55 from the Current Fund to the Municipal Sewer Utility Fund Account.

Roll Call: Housel, Woykowski, Van Deursen, Buoye, Glaser, Oakley and Turner.

Ayes: 7, Nays: 0.  
Motion carried.

**RESOLUTION #58-2005**

**A RESOLUTION TO VOID A CHECK**

**WHEREAS**, Check #046267 was written December 8, 2004 on Washington Borough's Operating Fund #8102360230 in the amount of \$ 187.76 and payable to Treasurer, State of New Jersey; and

**WHEREAS**, the Treasurer's office was informed that the invoice from this vendor was already paid. A replacement check is not necessary.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington that the Treasurer be authorized to void Check #046267.

Roll Call: Oakley, Glaser, Turner, Van Deursen, Buoye, Housel and Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

**RESOLUTION #59-2005**

**A RESOLUTION TO VOID AND REPLACE A CHECK**

**WHEREAS**, Check #046654 was written March 2, 2005 on Washington Borough's Operating Fund #8102360230 in the amount of \$ 75.00 and payable to N.J.S. League of Municipalities, 407 West State Street, Trenton, NJ 08618; and

**WHEREAS**, the Treasurer's office was informed that this check should have been issued to Christina Woykowski, 24 S. Prospect Street, Washigton, NJ 07882.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington that the Treasurer be authorized to void and replace Check #046654.

Roll Call: Housel, Buoye, Van Deursen, Turner, Glaser and Oakley –  
Ayes: 6, Nays: 0. Abstained: Woykowski.

Motion carried.

**RESOLUTION #60-2005**

**A RESOLUTION AUTHORIZING A REFUND  
OF 2005 TAX OVERPAYMENT.**

**WHEREAS**, the Tax Collector's records show a payment on January 28, 2005 by Chase Home Finance, LLC, through First American Real Estate Tax Service, on behalf of Carlos and Rosa Nolas, in the amount of \$ 1,024.00 as payment of 1<sup>st</sup> quarter 2005 taxes on Block 101, Lot 15.51, also known as 79 Lenape Trail. This duplicated a previous payment made on December 21<sup>st</sup>, 2004, in the same amount, by Attorney Orr, also for the Nolas; and

**WHEREAS**, the Tax Collector's office has received a written request that the above amount should be refunded to:

Refund Department MS 300  
First American RE Tax Service  
1201 Elm Street, Suite 400  
Dallas, TX 75270

Attn.: Vanessa Brody (Cust. #88880 Loan #1742083633)

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, that the Treasurer is authorized to refund the above duplicate payment amount as directed.

Roll Call: Housel, Woykowski Van Deursen, Turner, Oakley, Glaser and Buoye.

Ayes: 7, Nays: 0.  
Motion carried.

**RESOLUTION #61-2005**

**A RESOLUTION AUTHORIZING A REFUND  
OF 2005 TAX OVERPAYMENT.**

**WHEREAS**, the Tax Collector's records show a payment on January 28, 2005 by Cendant Mortgage/Rochester Outsourcing LLC, through First American Real Estate Tax Service, on behalf of Douglas and Margaret Levesque, in the amount of \$ 1,034.40 as payment of 1<sup>st</sup> quarter 2005 taxes on Block 016, Lot 002, also known as 61 Carlton Avenue. This duplicated a previous payment made on December 7<sup>th</sup>, 2004, in the same amount, by the firm of Kilcommons, Shanahan and Martin, LLC, for the new homeowners, Michael & Kristin Wolfe; and

**WHEREAS**, the Tax Collector's office has received a written request that the above amount should be refunded to:

Refund Department MS 300  
First American RE Tax Service  
1201 Elm Street Suite 400  
Dallas, TX 75270

Attn.: Vanessa Brody (Cust. #92242 Loan #0025045824)

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, that the Treasurer is authorized to refund the above duplicate amount as directed.

Roll Call: Housel, Woykowski, Van Deursen, Glaser, Oakley, Turner, and Buoye.

Ayes: 7, Nays: 0.  
Motion carried.

**RESOLUTION #62-2005**

**A RESOLUTION AUTHORIZING THE REFUNDING OF  
AN OVERPAYMENT OF THE BOROUGH'S  
SEWER SERVICE CHARGE**

**WHEREAS**, according to the Treasurer's records, there is an overpayment showing on the following property; and

<b><u>BLOCK/LOT</u></b>	<b><u>PROPERTY OWNER/ PROPERTY LOCATION</u></b>	<b><u>AMOUNT TO BE REFUNDED</u></b>
24/24	Typinski, Alan 44 East Washington Ave.	\$ 21.50

The former owner made an overpayment during the closing procedures on the above property location. A refund of \$ 21.50 should be mailed to:

Alan Typinski  
100 Valley Road  
Oxford, NJ 07863

**WHEREAS**, the Borough Treasurer's office has received a written request that the above amount be refunded.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the Borough Treasurer is authorized to refund the above overpayment amount.

Roll Call: Housel, Woykowski, Buoye, Oakley, Turner, Glaser and Van Deursen.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolution #63-2005 – Authorizing the Municipal Attorney to Act**

The following Resolution was moved by Housel, seconded by Woykowski and adopted:

**RESOLUTION #63-2005**

**RESOLUTION AUTHORIZING MUNICIPAL ATTORNEY TO ACT**

**WHEREAS**, the Borough of Washington has entered into a contract to purchase a portion Block 24, Lot 24 on the Tax Maps of the Borough of Washington as part of the Downtown Revitalization Program ("property"); and

**WHEREAS**, it is known that there are certain environmental problems that have existed on this site, as more fully set forth in various reports from the Borough's consulting engineers, Van-Note Harvey Associates, P.C.; and

**WHEREAS**, the Borough has committed, upon the execution of an agreeable Memorandum of Understanding and the closing of the property, it will pay any oversight costs and undertake any remediation of the site as required in the Memorandum of Understanding.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, Warren County, New Jersey, that the municipal attorney is authorized to send a letter to the attorney for the sellers confirming the Borough's agreement to pay any oversight and remediation costs as may be required by the Memorandum of Understanding in accordance with the form of letter attached hereto.

Roll Call: Woykowski, Van Deursen, Turner, Oakley, Glaser, Housel and Buoye.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolution #64-2005 to Join Somerset County Cooperative Pricing Council**

The following Resolution was moved by Housel, seconded by Turner and adopted:

**RESOLUTION #64-2005**

**RESOLUTION FOR MEMBER PARTICIPATION  
IN A COOPERATIVE PRICING SYSTEM**

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

**WHEREAS**, the Somerset County Cooperative Pricing System #2-SOCCP, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services.

**WHEREAS**, on April 5, 2005, the Borough Council of the Borough of Washington, County of Warren, State of New Jersey duly considered participation in a Cooperative Pricing System or the provision and performance of goods and services;

**NOW, THEREFORE BE IT RESOLVED**, as follows:

**TITLE**

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Washington.

**AUTHORITY**

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Borough Manager is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

**CONTRACTING UNIT**

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.

Discussion: Councilman Turner questioned why the Borough was entering into this agreement? Manager Sheola explained that there were no costs involved and it afforded the Borough more options for purchasing.



Roll Call: Oakley, Glaser, Turner, Woykowski, Housel, Buoye and  
Van Deursen.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolution #65-2005 to Join Cranford Police Department Cooperative Pricing Council**

The following Resolution was moved by Housel, seconded by Glaser and adopted:

**RESOLUTION #65-2005**

**RESOLUTION FOR MEMBER PARTICIPATION  
IN A COOPERATIVE PRICING SYSTEM.**

**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**, the Cranford Police Cooperative Pricing System (ID #47-CPCPS), hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

**WHEREAS**, on April 5, 2005, the Borough Council of the Borough of Washington, County of Warren, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services.

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

**TITLE**

This RESOLUTION shall be known as the Cooperative Pricing Resolution of the Borough of Washington.

**AUTHORITY**

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Borough is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

**CONTRACTING UNIT**

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.

**EFFECTIVE DATE**

This resolution shall take effect immediately upon passage.

Roll Call: Woykowski, Turner, Buoye, Glaser, Oakley, Housel and  
Van Deursen.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolution #66-2005 – Waiving 20 Day Wait Period – CWA Salaries**

The following Resolution was moved by Glaser, seconded by Turner and adopted:

**RESOLUTION #66-2005**

**A RESOLUTION DESIGNATING SALARY & WAGE  
ORDINANCE TO BE AN EMERGENCY ORDINANCE.**

**WHEREAS**, Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington states that Ordinances shall become effective 20 days after final passage unless the Council, by an affirmative vote of five (5) Council Members, adopts a resolution declaring the Ordinance to be an emergency upon which said Ordinance will take effect upon final passage; and

**WHEREAS**, the members of the Communication Workers of American Local 1032 have recently approved their respective contracts retroactive to the year 2004; and

**WHEREAS**, the above employee group is due retroactive salary and allowances; and

**WHEREAS**, the Mayor and Council desire to pay the retroactive salary and allowances to the Communication Workers of America Local 1032 as expeditiously as possible.

**NOW, THEREFORE, BE IT RESOLVED**, by the members of the Borough of Washington, in the County of Warren, State of New Jersey that Salary & Wage Ordinance #5-2005 in accordance with Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington and that this Ordinance shall take effect immediately upon final passage.

Discussion: Councilman Turner questioned what the hurry was? Manager Sheola indicated that it gave the Mrs. Van Why who does the payroll the authorization to begin figuring the retroactive payroll immediately. There is a lot of work to be done before the employees will receive their retroactive salaries.

Roll Call: Woykowski, Housel, Buoye, Oakley, Glaser, Turner and Van Deursen.

Ayes: 7, Nays: 0.

Motion carried.

**Resolution #67-2005 – Waiving 20 Day Wait – PBA Salaries**

The following Resolution was moved by Glaser, seconded by Woykowski and adopted:

**WHEREAS**, Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington, states that Ordinances shall become effective 20 days after final passage unless the Council, by an affirmative vote of five (5) Council Members, adopts a resolution declaring the Ordinance to be an emergency upon which said Ordinances will take effect upon final passage; and

**WHEREAS**, the members of the Policemen's Benevolent Association Local 280 have been recently approved their respective contracts retroactive to the year 2004; and

**WHEREAS**, the above employee group is due retroactive salary and allowances; and

**WHEREAS**, the Mayor and Council desire to pay the retroactive salary and allowances to the Policemen's Benevolent Association Local 280 as expeditiously as possible.

**NOW, THEREFORE, BE IT RESOLVED**, by the members of the Borough of Washington, in the County of Warren, State of New Jersey that Salary & Wage Ordinance #4-2005 in accordance with Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington and that this Ordinance shall take effect immediately upon final passage.

Roll Call: Woykowski, Buoye, Turner, Van Deursen, Housel, Oakley and Glaser.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolution #68-2005 – Bid Results – Garage Site Work**

The following Resolution was moved by Glaser, seconded by Woykowski and adopted:

**RESOLUTION #68-2005**

**A RESOLUTION REJECTING BID FOR THE DPW  
GARAGE SITE WORK**

**WHEREAS**, the Borough of Washington advertised in the Star-Gazette for qualified bidders for the above project; and

**WHEREAS**, the Borough received three (3) bids from a qualified contractors at the Bid Opening on March 30, 2005; and

**WHEREAS**, the Borough received three (3) bids from qualified contractors at the Bid Opening on March 30, 2005; and

**WHEREAS**, the bids received were:

Andy-Matt, Inc. Mine Hill, NJ	\$ 216,691.00 * error in bid
Lar Contracting North Branch, NJ	\$ 280,527.00
Navka Construction Co. Newark, NJ	\$ 379,010.00

**WHEREAS**, the Mayor and Council of the Borough of Washington wish to reject the bid for this work as it is in the best interest of the Borough of Washington to have the DPW employees proceed with this project in-house at a lower cost to the Borough, saving the Borough an estimated \$ 90,000.00.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey reject the bids for the DPW Garage Site Work as received and authorize the Borough Manager and Engineer to move forward with the development of a final work plan for the Borough DPW employees to perform the work.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to Robert Miller, C.M.E., Borough Engineer.

Roll Call: Housel, Buoye, Turner, Van Deursen, Glaser, Woykowski and Buoye. Ayes: 7, Nays: 0 – Motion carried.

**Resolution #69-2005 – Bid Results – Sidewalk Improvements**

The following Resolution was moved by Glaser, seconded by Housel and adopted:

**RESOLUTION #69-2005**

**A REOLUTION AWARDDING BID FOR THE SIDEWALK  
IMPROVEMENT PROJECT**

**WHEREAS**, the Borough of Washington advertised in the Star Gazette for qualified bidders for the above project; and

**WHEREAS**, the Borough received three (3) bids from qualified contractors at the bid opening on March 30, 2005; and

**WHEREAS**, the Borough Engineer's estimate was \$ 131,426.50; and

**WHEREAS**, the Mayor and Council of the Borough of Washington wishes to accept the lowest bid for this work as it is in the best interest of the Borough of Washington. A certification of available funds is attached and made part of this document.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey to award the bid for Sidewalk Reconstruction to Arnolds Roads of East Brunswick, NJ and authorize the Borough Manager and Engineer to prepare the contract documents as soon as possible and for the Mayor and Borough Clerk and any other municipal official to execute the contracts; and

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to Robert Miller, C.M.E., Borough Engineer and Arnold Roads.

Discussion: Engineer Miller outlined the schedule of when the work should begin. Contracts will require execution and documents required as per the contract shall be filed and a pre-construction meeting. Barring no unforeseen circumstances the project should begin one and a half to two months from now.

Roll Call: Woykowski, Housel, Buoye, Van Deursen, Glaser, Turner and Oakley.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolution #70-2005 – Introduction of 2005 Proposed Municipal Budget**

The following Resolution was moved by Housel seconded by Glaser introducing the 2005 Proposed Municipal Budget:

**BE IT RESOLVED**, that the statements and revenues and appropriations shall constitute the Municipal Budget for the year 2005.

**BE IT RESOLVED**, that said Budget be published in the Star Gazette in the issues of April 14, 2005 and the Governing Body of the BOROUGH OF WASHINGTON does hereby approve the Budget for the year 2005.

**NOTICE IS HEREBY GIVEN**, that the Budget and Tax Resolution was approved by the governing body of the Borough of Washington, County of Warren, on April 5, 2005; and

**BE IT FURTHER RESOLVED**, that the hearing on the Budget and Tax Resolution will be held at Borough Hall, on May 3<sup>rd</sup>, 2005 at 8:00 o'clock (p.m.) at which time and place objections to said budget and tax resolution for the year 2005 may be presented by taxpayers or other interested persons.

Roll Call: Woykowski, Housel, Buoye, Van Deursen, Turner, Glaser and Oakley.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolution #71-2005 – Approving Written Hazard Communications Program**

The following Resolution was moved by Housel, seconded by Turner and adopted:

**WHEREAS**, the Borough of Washington has prepared a Written Hazard Communications Program in conformity with the State of New Jersey Public Employees Occupational Safety and Health Program Hazard Communications Program Standard (PEOSHHCS), N.J.A.C. 12-100-27, et. Seq.,

**WHEREAS**, the Written Hazard Communications Program must be approved by the Borough Council; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey approve and adopt the Written Hazard Communications Program as submitted and direct the Borough Manager to forward copies to all interested and required parties; and

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution and a copy of the Written Program be forwarded to the New Jersey Public Employees Occupational Safety and Health Program.

Roll Call: Woykowski, Van Deursen, Glaser, Oakley, Turner, Housel and Buoye.

Ayes: 7, Nays: 0.  
Motion carried.

**Resolutions #72-2005 thru #76-2005– Tax Court Appeals**

The following Resolutions were moved by Housel, seconded by Woykowski and adopted:

**RESOLUTION #72-2005**

**A RESOLUTION PER TAX COURT APPEAL  
TO EXEMPT STATUS**

**WHEREAS**, the Tax Collector has received a Tax Court Judgment for the year 2003 and 2004 for the property listed below to exempt status:

<b><u>BLOCK/LOT</u></b>	<b><u>NAME OF OWNER/ PROPERTY LOCATION</u></b>	<b><u>YEAR - AMOUNT</u></b>
023 012	Central Warren Youth Association 31 Belvidere Ave.	2003 Taxes \$ 6,789.40 2004 Taxes 7,096.15

**WHEREAS**, the 2003 and 2004 taxes were not paid by the Central Warren Youth Association due to this tax appeal and therefore, the Tax Collector wishes authorization to cancel the 2003 taxes per Tax Court Appeal #004750-2003 and 2004 taxes per Tax Court Appeal #005883-2004.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, to hereby authorize the Tax Collector to cancel 2003 and 2004 taxes due to the exempt status.

Roll Call: Woykowski, Housel, Van Deursen, Turner, Buoye, Glaser and Oakley.

Ayes: 7, Nays: 0.  
Motion carried.

**RESOLUTION #73-2005**

**A RESOLUTION TO REFUND TAX MONIES  
PER TAX COURT APPEAL**

**WHEREAS**, the Tax Collector has received a Tax Court Judgment for the years 2003 and 2004 for the property listed below:

<b><u>BLOCK/LOT</u></b>	<b><u>NAME OF OWNER/ PROPERTY LOCATION</u></b>	<b><u>YEAR - AMOUNT</u></b>
023 018	First States Investors 3300, LLC 2 W. Washington Ave.	2003 Taxes \$7,317.28 2004 Taxes \$7,647.88

Refund payable to: Wachovia Bank, N.A., c/o Lasser Hochman, LLC, 75 Eisenhower Parkway, Roseland, NJ 07068-1694.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, to hereby authorize the Tax Collector to refund the above tax overpayment.

Roll Call: Oakley, Glaser, Turner, Van Deursen, Buoye, Housel and Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

**RESOLUTION #74-2005**

**A RESOLUTION TO REFUND TAX MONIES  
PER TAX COURT APPEAL**

**WHEREAS**, the Tax Collector has received a Tax Court Judgment for the years 2003 and 2004 for the property listed below:

<b><u>BLOCK/LOT</u></b>	<b><u>NAME OF OWNER/ PROPERTY LOCATION</u></b>	<b><u>YEAR - AMOUNT</u></b>
083 005	Washington Plaza Assoc. L P DAM #2 66 Park Ave.	2003 Taxes \$15,491.20 2004 Taxes 16,217.35
TOTAL		\$31,708.55

Refund payable to: Michael I. Schneck, Trustee for WASHINGTON PLAZA ASSOC LP, 101 Eisenhower Parkway, Roseland, NJ 07068.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, to hereby authorize the Tax Collector to refund the above tax overpayment.

Roll Call: Van Deursen, Glaser, Woykowski, Oakley, Turner, Housel and Buoye.

Ayes: 7, Nays: 0.  
 Motion carried.

**RESOLUTION #75-2005**

**A RESOLUTION TO REFUND TAX MONIES  
 PER TAX COURT APPEAL**

**WHEREAS**, the Tax Collector has received a Tax Court Judgment for the years 2003 and 2004 for the property listed below:

<b><u>BLOCK/LOT</u></b>	<b><u>NAME OF OWNER/ PROPERTY LOCATION</u></b>	<b><u>YEAR - AMOUNT</u></b>
097.03 010	Washington Heights, LLC 19 Nunn Ave.	2003 Taxes \$ 5,888.00 2004 Taxes 6,164.00
	TOTAL	12,052.00

Refund payable to: Mandelbaum & Irwin, P.A., as attorneys for Washington Heights, LLC, 80 Main St., West Orange, NJ 07052.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, to hereby authorize the Tax Collector to refund the above tax overpayment.

Roll Call: Turner, Van Deursen, Buoye, Housel, Woykowski, Oakley and Glaser.

Ayes: 7, Nays: 0.  
 Motion carried.

**RESOLUTION #76-2005**

**A RESOLUTION TO REFUND TAX MONIES  
 PER TAX COURT APPEAL.**

<b><u>BLOCK/LOT</u></b>	<b><u>NAME OF OWNER/ PROPERTY LOCATION</u></b>	<b><u>YEAR - AMOUNT</u></b>
101 012	Warren Washington Associates, Inc. W. Washington Ave. - Rear	2003 Taxes \$ 13,616.00 2004 Taxes 14,254.00
	TOTAL	\$ 27,870.25

Refund payable to: Mandelbaum & Irwin, P.A. as attorney's for Warren Washington Associates, Inc. 80 Main Street, West Orange, NJ 07052.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, to hereby authorize the Tax Collector to refund the above tax overpayment.

Roll Call: Housel, Van Deursen, Turner, Woykowski, Glaser, Oakley and Van Deursen.

Ayes: 7, Nays: 0. – Motion carried.

**Resolution #77-2005 – Providing for Temporary Current Fund Appropriations**

The following Resolution was moved by Glaser, seconded by Oakley and adopted:

**RESOLUTION #77-2005**

**A RESOLUTION PROVIDING FOR TEMPORARY  
CURRENT FUND APPROPRIATIONS**

**WHEREAS**, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2005 Budget, temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

**WHEREAS**, the total appropriation in the 2004 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements and public assistance, is the sum of \$ 5,044,781; and

**WHEREAS**, one twelfth of the total appropriations in the 2004 Budget, exclusive of any appropriation made for interest and debt redemption charges, capital improvements and public assistance in said 2004 Budget is the sum of \$ 406,870.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey do hereby make the following temporary appropriations:

**TEMPORARY APPROPRIATIONS – 2005 BUDGET**

General Government

Administrative and Executive

Salary & Wages	\$ 31,834
Other Expenses	3,734

Mayor & Council

Salary & Wages	1,208
Other Expenses	530

Elections (Municipal Clerk)

Salary & Wages	4,217
Other Expenses	1,017

Financial Administration

Other Expenses	1,600
Annual Audit	2,084

Collection of Taxes

Salary & Wages	11,226
Other Expenses	667

Assessment of Taxes

Salary & Wages	3,167
Other Expenses	1,234

Legal Services

Salary & Wages	3,834
Other Expenses	3,834



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Engineering Services	
Other Expenses	2,967
Downtown Redevelopment	
Other Expenses	5,083
<u>Land Use Administration:</u>	
Planning Board	
Salary & Wages	567
Other Expenses	2,433
Board of Adjustment	
Salary & Wages	517
Other Expenses	142
<u>Code Enforcement</u>	
Local Code Enforcement	
Salary & Wages	2,667
Other Expenses	334
<u>Insurance:</u>	
Insurances	
Commercial Package	23,108
Excess Liability	2,833
Professional Liability	8,298
Surety Bonds	334
Other Insurance	2,000
Workmen's Compensation	4,834
Group Medical	24,917
Unemployment Compensation	1,000
<u>Public Safety:</u>	
Police Department	
Salary & Wages	83,333
Other Expenses	6,667
Civil Emergency Preparedness	
Salary & Wages	550
Other Expenses	100
Fire Department	
Other Expenses	2,667
First Aid Organization	
Other Expenses	1,850
Uniform Fire Safety At	
Salary & Wages	1,100
Other Expenses	200
<u>Public Works:</u>	
Road Department	
Salary & Wages	26,667
Other Expenses	10,000

Garbage Collection	
Other Expenses	22,167
Public Buildings & Grounds	
Salary & Wages	3,500
Other Expenses	2,800
Shade Tree Commission	
Salary & Wages	100
Other Expenses	2,000
<u>Health &amp; Human Services:</u>	
Animal Regulation	
Salary & Wages	700
Public Assistance	
Salary & Wages	434
<u>Parks and Recreation:</u>	
Recreation Commission	
Other Expenses	8,834
<u>Education:</u>	
Library	
Salary & Wages	16,250
Other Expenses	4,834
<u>Utilities:</u>	
Electricity	
Other Expenses	4,334
Street & Traffic Lights	
Other Expenses	5,000
Telephone	
Other Expenses	3,167
Water	
Other Expenses	567
Natural Gas	
Other Expenses	5,000
Heating Oil	
Other Expenses	1,500
Sewage Disposal	
Other Expenses	834
Gasoline & Diesel Fuel	
Other Expenses	2,834
Fire Hydrants	
Other Expenses	4,234

Solid Waste Disposal:

Solid Waste Disposal Other Expenses	12,108
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Statutory Expenditures:

Social Security	10,250
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Municipal Court (XCAP):

Municipal Court Salary & Wages Other Expenses	7,334 567
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Public Defender Other Expenses	84
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Municipal Alliance (XCAP):

Municipal Alliance Other Expenses	250
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**TOTAL APPROPRIATIONS WITH 25% LIMITATION   \$406,870**

**TOTAL ALL TEMPORARY APPROPRIATIONS         \$406,870**

Roll Call:     Woykowski, Housel, Buoye, Van Deursen, Turner, Glaser and  
                  Oakley.

Ayes: 7, Nays: 0.  
Motion carried.

**State Aid Applications**

Engineer Miller prepared three applications for submission to the NJ DOT by April 15<sup>th</sup>. They were Carlton Avenue Reconstruction, Belvidere Avenue and Youmans Avenue. The applications were prioritized in the following order: Belvidere Avenue, Carlton Avenue and Youmans Avenue.

It was Housel, seconded by Glaser that the Mayor and Clerk be authorized to execute the State Aid application for **Belvidere Avenue** for submission to the State D.O.T.

Roll Call:     Woykoski, Housel, Buoye, Van Deursen, Glaser and Oakley.  
                  Ayes: 6, Nays: 0. Abstained: Turner.

Motion carried.

It was moved by Oakley, seconded by Glaser that the Mayor and Clerk be authorized to execute the State Aid application for **Carlton Avenue** for submission to the State D.O.T.

Roll Call:     Turner, Oakley, Glaser, Van Deursen, Buoye, Housel and  
                  Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

It was moved by Housel, seconded by Buoye that the Mayor and Clerk be authorized to execute the State Aid application for **Youmans Avenue** for submission to the State D.O.T.

Roll Call: Van Deursen, Buoye, Oakley, Glaser, Turner, Housel and Woykowski.

Ayes: 7, Nays: 0.  
Motion carried.

#### **Letter from Andrew Turner RE: Sewer Charges**

This letter has been tabled for the meeting when the sewer calculation charges will be reviewed with the Borough's Financial Advisor, Stephanie Lewis.

Councilman Housel noted that there were at least two or three public hearing on the sewer issue and how the fee was arrived at and the basis for the rate being uniform at to bring in a consistent source of income, given we have a new and upgraded sewage treatment plant. Councilman Turner noted that this issue should be looked at again and explained in simple terms for the taxpayer.

#### **South Lincoln Avenue Parking Committee Report**

The report was distributed this evening and will be placed on the next meeting agenda for discussion.

#### **Dog Rabies Clinic**

Council was in receipt of a News Release for the dog rabies clinic scheduled for Saturday, April 30<sup>th</sup> from 2 – 4 PM at the Washington Borough Fire Bays. Cats are also invited to be inoculated.

#### **COUNCIL COMMENTS:**

Mayor Van Deursen entertained remarks from the Council:

Councilwoman Woykowski commended the Manager on his report. The format is improved and very detailed.

Councilman Housel had no comments.

Councilman Buoye remarked that he had thoroughly enjoyed the employee dinner. It was a good chance to get to know the employees better. Councilman Housel did a terrific job organizing and hosting the event.

Councilwoman Oakley also commended Councilman Housel for organizing the dinner. She hoped that this could be an event that could happen a couple times a year.

Councilwoman Glaser would like to schedule a meeting of the Senior Services Advisory Committee for the purpose of organizing the Committee. She would like to schedule it for Monday, April 25<sup>th</sup> at 8 PM in the Municipal Building. The Clerk will prepare a meeting notice for advertisement.

Councilman Turner commended Councilman Housel for the excellent dinner. He did a great job.

Councilman Turner also directed the Manager to get in touch with Maser Consulting to get an up-to-date status report on where the Kimble Sewer Project stands.

Councilman Turner noted that the culvert down by Warren County Liquors and Warren Hills has collapsed. The engineer noted that this culvert is in the process of being replaced by the NJ DOT.

Councilman Turner also noted that the storm drains up by Railroad Avenue and Rt. 57 also appear to be collapsing and should be looked at.

Mayor Van Deursen noted that she enjoyed the employee dinner and had a very good time. Councilman Housel did an excellent job organizing it.

Mayor Van Deursen read a letter from Barbara Van Why extending her thanks and appreciation to the Council for hosting the employee appreciation dinner.

Mayor Van Deursen reminded Council of the Emergency Squad Banquet scheduled for Saturday, April 9<sup>th</sup>.

Mayor Van Deursen commended the members of the governing body for the healthy working environment they have created and the many projects that they are working on in the best interest of the community. Everyone is to be commended. She also thanked the Manager for the wonderful job he is doing in formulating these reports.

Mayor Van Deusen also commended the Engineer for the wonderful job he is doing particularly with keeping the lines of communication open.

Manager Sheola thanked Councilman Housel for the wonderful Friday night meal for the employees. It was great!

Manager Sheola also noted that there is information on the web-site putting the public on guard for a SCAM regarding the Homestead Tax Rebate Program.

Manager Sheola commented that he was very pleased with Council and their ability to work together and the effort they have put forth to move ahead with their projects and goals. He appreciates their input and is truly pleased with the working relationship between the Council and the Manager.

### **Executive Session**

It was moved by Glaser, seconded by Oakley that the Council go into Executive Session to discuss personnel, litigation and contract negotiations after a short recess at 9:30 PM.

Ayes: 7, Nays: 0.  
Motion carried.

Council reconvened at 9:50 PM with everyone present, with the exception of Councilwoman Woykowski and Councilman Housel who were excused. The remaining Council members went into Executive Session.

It was moved by Turner, seconded by Glaser that Council go out of Executive Session and back into open session at 10:30 PM.

Ayes: 5, Nays: 0.  
Motion carried.

A motion was made by Turner, seconded by Glaser that the attorney be authorized to prepare an ordinance for the vacation of a portion of Roy's Lane that is not necessary for use by the public for Council consideration.

Ayes: 5, Nays: 0.  
Motion carried.

Hearing no further business to come before Council, it was moved by Glaser, seconded by Oakley that the meeting be adjourned at 10:45 PM.

Ayes: 5, Nays: 0.  
Motion carried.

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Marianne Van Deursen, Mayor

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Linda L. Hendershot, RMC/CMC  
Borough Clerk