

BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY
WASHINGTON BOROUGH COUNCIL MINUTES – May 1, 2007.

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: Higgins, Turner, Oakley, Cioni, Housel, Woykowski, Van Deursen
7 – Present

Also Present: John Corica, Interim Borough Manager
Richard P. Cushing, Esq., Municipal Attorney
Kristine Blanchard, RMC Borough Clerk

Mayor Van Deursen led everyone in the flag salute.

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 of Borough Hall stating the time, place and purpose of the meeting as required by law.

COUNCIL APPEARANCE:

Betty Wysocki – Animal Control

Ms. Wysocki gave the Mayor and Council a brief overview of the animal control operations. Animal Control has continued to pick up lost cats and dogs and also stray animals within the Borough. They also remove other types of animals and most recently removed a bat from the Wachovia bank. She indicated that this is her seventeenth year working for the Borough of Washington.

Mayor Van Deursen thanked Ms. Wysocki for the wonderful service they have provided for the Borough all of these years.

MINUTES:

Noting several minor corrections it was moved by Housel, seconded by Oakley that the minutes of the April 3, 2007 and April 17, 2007 be approved.

April 3, 2007

Roll Call: Woykowski, Higgins, Turner, Cioni, Housel, and Oakley. -Yes
Van Deursen - Abstain
Ayes: 6, Nays: 0.
Motion carried.

April 17, 2007

Roll Call: Woykowski, Housel, Turner, Higgins, Cioni, Oakley, and Van Deursen – Yes

Ayes: 7, Nays: 0
Motion Carried.

COMMUNICATIONS:

The following communications were entered into the Record:

1. NJLM Re: Legislative Bulletin
2. Comcast Re: WFME Addition
3. NJLM Re: New League Pamphlet
4. NJLM Re: League Immigration Survey
5. Highlands Council Re: Transfer of Development Rights Program

Mayor Van Deursen entertained a motion to acknowledge, receive and file the communications.

It was moved by Housel, seconded by Higgins that the communications be acknowledged, received and filed.

Ayes: 7, Nays: 0.
Motion carried.

Council Discussion:

Council discussed the communication from the Highlands Council in regards to the Transfer of Development Rights Program. Councilman Housel asked where the Highlands Council is getting the money from for this particular program.

Mayor Van Deursen stated that maybe someone from the Highlands Council should come before Council. Councilwoman Woykowski stated that some preparation needs to be done prior to speaking with the Highlands Council. For instance, some of the required documentation is already complete. The documentation that is not complete could be costly to prepare.

Mayor Van Deursen asked if it would be worth while to have the Manager look into this. She stated that we need a full understanding of the available sewer capacity and how much redevelopment the Borough can accept; we really don't know how much transfer property we could consider.

Councilman Housel asked if anyone has done the economic impact study of how the redevelopment will impact the Borough. Councilwoman Oakley suggested tabling the topic and review in six months. Mayor Van Deursen stated that Council can give this to the Redevelopment Committee.

Councilman Higgins suggested having the Borough Manager contact the Highlands Council to have them come before Council to discuss the grant.

AUDIENCE:

Mayor Van Deursen entertained remarks from the audience on items that were not on the agenda.

Mary Finnegan – 23 Youmans Avenue

Mary Finnegan stated that the Borough of Washington needs to recognize that the state of the Shabbecong Creek is worsening each year. Pollution and debris are becoming more widespread throughout the waterway. In addition the Road Department Garage on Allegar Street is adding to this by allowing their debris to fall into the Shabbecong Creek. This is unsightly, dangerous, and is destroying natural habitats. This is not the example that we should try to set for others. Ms. Finnegan showed the Mayor and Council several photographs of the area in questions. The first photograph was of a concrete pipe sitting in the middle of the creek that rolled down the hill from the Borough garage. She requested that Council remove the pipe for the safety of the citizens. She also showed a picture of a ten foot long board with spikes coming out of it. These are dangerous for children and very unattractive. She stated that these should also be removed. She explained that additionally the Road Department's rubble is falling down the embankment of the creek and destroying the habitats of the aquatic life living there. She also stated that there is a major decrease in the aquatic life that live in the area. Ten years ago there were many frogs, cray fish, and fish living there. Now there is nothing except the smallest of minnows. Washington Borough needs to set a better example for its citizens. The Borough can do this by leading us in a fashion that beautifies its neighborhoods and natural waterways. Ms. Finnegan suggested the Borough sponsor a clean – up more than once a year, plant trees on a bank to prevent water pollution. Washington needs to prevent further debris from falling into the creek from the Road Department.

Ms. Finnegan stated she has made a commitment to help clean the banks of the Shabbecong on June 2, 2007 along with friends and family. She asked that the Borough make the same commitment to help beautify the creek.

Mayor Van Deursen explained that the Borough Garage will be relocating and the area near the Shabbecong will be vacated. She stated that Ms. Finnegan is absolutely right in the fact that the Road Department should not allow their items to fall into the Shabbecong. She requested that the Borough Manager contact the Road Supervisor and request that it is cleaned up in and around the creek. Mayor Van Deursen also explained that as the redevelopment continues in the Borough, that area along the Shabbecong will become a natural park setting. She suggested that Ms. Finnegan be part of the committee when the time comes. Ms. Finnegan asked when she thought this might be happening. Mayor Van Deursen stated that it will probably be within the next few years.

Ms. Finnegan stated that she would like to come back the first meeting in June and follow up on the progress of the Borough. Ms. Finnegan thanked the Mayor and Council for their time.

Mayor Van Deursen stated that Ms. Finnegan did a wonderful job presenting these issues to the Borough Council.

Attorney Cushing informed the Mayor and Council that another Borough he is aware of received a grant for bank stabilization along on of their creeks.

Gary Pohorley – 115 Wayne Street

Mr. Pohorley stated as a member of the as a member of the Pohatcong Creek Water Association he would like to inform Council of their clean-up scheduled for June 2, 2007. He also explained that the week of June 2, 2007 is national rivers week.

Portions of the Pohatcong Creek are cleaned up and the Shabbecong is a major contributory to the Pohatcong Creek. Mr. Pohorley requested that the Borough collect the garbage that is picked up along the river. Mayor Van Deursen requested that Mr. Pohorley contact the Borough Manager.

Terry Finnegan – 23 Youmans Ave

Mr. Finnegan expressed his opinion on the process of hiring a new Borough Manager. He would like to see some sort of public involvement in that process. He would like to see the public invited to at least one meeting. He stated he also hopes that Council will enforce the State Statute in regards to the Borough Manager living in the Borough. He feels it is very important to their success. He would also like a very cautious line on any perks and benefits.

Mayor Van Deursen thanked Mr. Finnegan for his recommendations.

Mark Mateo – 13 Pleasant View Avenue

Mr. Mateo updated the Mayor and Council on the coming events to the theatre. He also indicated that the Police Department is willing to work with the theatre in regards to movies letting out after the curfew.

Mayor Van Deursen thanked Mr. Mateo for his update.

Hearing no further comments, it was moved by Housel, seconded by Oakley to close the audience portion of the meeting.

Ayes: 7, Nays: 0.

Motion carried.

ORDINANCES:

None

COMMITTEE REPORTS:

Redevelopment Committee: Mayor Van Deursen reminded everyone about the upcoming joint meeting with the Planning Board, Council, and Redevelopment.

DPW Garage: Councilman Housel asked about the plans for the Garage. Manager Corica indicated the plans for the garage will be available at the May 15, 2007 meeting.

Sewer Committee: Councilman Higgins reported that he had spoken to the Borough Manager about some things and the committee is moving right along.

Streets Committee: None

Shared Services Committee: Councilwoman Woykowski reported that the manual is in the clerk's office next to the communications binder. She asked for Council's feedback on the handouts and asked for everyone to fill them out and put them in her mailbox. She also reported on the telephone cooperative. The Council of Governments reported that the savings to Washington Borough would be the greatest out of all of the participants. She wants to suggest that the telephone bills be double-checked. Mayor Van Deursen asked the Borough Manager to follow up on that for Councilwoman Woykowski. Councilwoman Woykowski asked if the bills turn out to be correct would Council be in agreement to pursue the cooperative. Council agreed that they would.

Senior Services – Councilman Turner reported that the information from the Senior Services was copied and distributed to members of the committee. A copy was also provided to Kathy Halpin for the High School to promote helping of Senior Citizens by local teens.

Website Committee – A list of Frequently Asked Questions has been compiled and will hopefully launch within the next week.

Curfew Committee – The committee is working on setting up its next meeting.

Pedophile Committee – This committee is in the process of meeting as well.

Councilwoman Woykowski stated she is pleased that this is now on the agenda. She also commended Councilman Higgins for bringing up the concerns of the BID at the last meeting. She would also like to see a section on the Committee Reports for the BID committee.

Councilwoman Woykowski also stated that she is disappointed that the BID sent the Sustainable Agricultural Grant in without Council approval.

REPORTS:

It was moved by Housel, seconded by Oakley that the Council acknowledge, receive and file the Complaint Tracking, Treasurer's Report Recreation, Treasurers Report, and the Zoning Monthly Report.

Discussion: Councilwoman Woykowski requested that the Borough Managers Report be included on the agenda.

Ayes: 7, Nays:
Motion Carried.

VOUCHERS & CLAIMS:

Mayor Van Deursen entertained questions or additions to the vouchers and claims for payment.

Councilman Housel questioned the Recreation Commission's donation to Project Graduation. Mayor Van Deursen stated that the Recreation Commission can donate to Project Graduation if they choose too. Mayor Van Deursen explained Project Graduation to members of Council. It is done to promote safety of the senior's after graduation.

Councilman Turner asked Council to hold the bills on page five from Hatch Mott MacDonald for Prospect Street and the soil erosion and page six for contractual services. He also requested the \$8,000.00 design cost for the DPW garage be held until further information is received. Council concurred.

Council also requested that the bill from Clarke Caton and Hintz be held as well for further explanation.

Councilman Higgins informed Council that the new fire truck will be at the Firehouse on Wednesday May 2, 2007.

Hearing no further comments or questions the vouchers and claims were approved for payment in the amount of \$ 473,019.97.

Roll Call: Van Deursen, Higgins, Woykowski, Turner, Cioni, Housel, and Oakley

Ayes: 7, Nays: 0.
Motion carried.

OLD BUSINESS:

Gardner's Court Update

Councilman Higgins explained that he had made contact with the sewer department. The sewer department stated that they were running over 4 million gallons at that time during the heavy rainstorm. They eventually did 7 million gallons over a course of two days. Councilman

Higgins explained that the plant began to fill up and the pipes began to back up. There are other issues that need to be discussed in executive session.

Councilman Houzel requested that Borough Manager, John Corica follow up with H2M and find out where they are with their study.

NEW BUSINESS

New Jersey Department of Transportation Centers of Place Program

Mayor Van Deursen asked Council if they had an interest in this program. She explained that the Grant is for non traditional transportation improvements. Councilman Houzel stated it would probably include bicycle paths, sidewalks,

Councilwoman Woykowski suggested finding out further information on this grant.

Resolution 124-2007 Amend Temporary Budget

Resolution 124-2007 was moved on a motion made by Higgins, seconded by Turner and adopted.

RESOLUTION #124-2007

***A RESOLUTION PROVIDING FOR AMENDING
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 2007 Budget, temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

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 amendments to the temporary appropriations:

TEMPORARY APPROPRIATIONS – 2007 BUDGET

General Government:

General Administration	
Salary & Wages	35,000
Other Expenses	0

Municipal Clerk	
Salary & Wages	7,500
Other Expenses	2,700
Revenue Administration	
Salary & Wages	20,000
Other Expenses	1,000
Legal Services	
Salary & Wages	6,000
Other Expenses	6,000
Engineering Services	
Other Expenses	18,500

Land Use Administration:

Board of Adjustment	
Salary & Wages	1,700
Other Expenses	400

Code Enforcement

Local Code Enforcement	
Salary & Wages	5,000
Other Expenses	0
P.E.O.S.H.A.	
Other Expenses	500

Insurance:

Insurances	
Workmen's Compensation	28,226
Group Medical	64,000

Public Safety:

Police Department	
Salary & Wages	85,000
Other Expenses	5,000
Civil Emergency Preparedness	
Salary & Wages	750

Other Expenses	0
First Aid Organization	
Other Expenses	4,000
<u>Public Works:</u>	
Road Department	
Salary & Wages	40,000
Other Expenses	25,000
Solid Waste (Garbage Collection)	
Other Expenses	55,000
Public Buildings & Grounds	
Other Expenses	7,000
Shade Tree Commission	
Salary & Wages	0
Other Expenses	3,300
<u>Health & Human Services:</u>	
Animal Regulation	
Salary & Wages	800
Other Expenses	700
<u>Parks and Recreation:</u>	
Recreation Commission	
Other Expenses	20,000
<u>Education:</u>	
Library	
Salary & Wages	36,000
Other Expenses	7,000
<u>Utilities:</u>	
Electricity	
Other Expenses	11,000
Street and Traffic Lights	
Other Expenses	11,000

Telephone	
Other Expenses	7,500
Fire Hydrants	
Other Expenses	7,250
Solid Waste Disposal:	
Disposal Costs	
Other Expenses	12,000
<u>Statutory Expenditures:</u>	
Unemployment Compensation	4,000
<u>Municipal Court:</u>	
Municipal Court	
Salary & Wages	20,000
Other Expenses	0
TOTAL APPROPRIATIONS WITH 25% LIMITATION:	\$558,826.

Debt Service:

Bond Interest	13,000
TOTAL DEBT SERVICE:	13,000

TOTAL ALL TEMPORARY APPROPRIATIONS: \$571,826

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

Ayes: 7, Nays: 0
Motion Carried

Resolution 125-2007 Sewer Refund

Resolution 125-2007 was moved on a motion made by Housel, seconded by Higgins and adopted.

RESOLUTION # 125-2007

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

<u>BLOCK/LOT</u>	<u>PROPERTY OWNER/ PROPERTY LOCATION</u>	<u>AMOUNT TO BE REFUNDED</u>
14.02/1	Estate of Betty Dodge 91.5 West Johnston Street	\$ 45.00

The former owner's executor made an overpayment during the closing procedures on the above property location. A refund of \$45.00 should be mailed to:

Estate of Betty Dodge
c/o Scott Reed
198 Winona Lakes
East Stroudsburg, PA 18301

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: Woykowski, Housel, Higgins, Oakley, Turner, Van Deursen, and Cioni.
Ayes: 7, Nays: 0
Motion Carried

Resolution 126-2007 Escrow Refund

Resolution 126-2007 was moved on a motion made by Housel, seconded by Higgins and adopted.

RESOLUTION # 126-2007

**A RESOLUTION AUTHORIZING THE RELEASE OF FUNDS FROM
DEVELOPERS ESCROW ACCOUNT HELD IN
TRUST BY THE BOROUGH OF WASHINGTON**

WHEREAS, Jade Washington/Ray Rice posted review and/or inspection fees in the amount of \$1000.00 with the Borough of Washington prior to a street opening; and

WHEREAS, these funds were posted in the Developers Escrow Account to cover the cost of review and/or inspection services; and

WHEREAS, Municipal Engineer Robert Miller, C.M.E., P.E. has determined that all outstanding bills have been paid for review and inspection services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey, that the Municipal Treasurer is hereby authorized to issue a check to Jade Washington LLC 16 Wolfe Run Court Long Valley NJ 07853, for the actual account balance in the Review Inspection Account.

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

Ayes: 7, Nays: 0
Motion Carried

Resolution 127-2007 Authorizing Bond Anticipation Note

Resolution 127-2007 was moved on a motion made by Housel, seconded by Cioni and adopted.

Council Discussion:

Councilman Higgins questioned how much of this note is long term debt. Manager Corica stated that none of it is long term debt. This is a renewal of the Borough's short term notes. This is also in anticipation for what needs to be done later in the year; going out for permanent funding (long term) in early 2008.

RESOLUTION 127-2007

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$10,545,529 BOND ANTICIPATION NOTES OF THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY.

BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY, AS FOLLOWS:

Pursuant to a bond ordinance of the Borough of Washington, in the County of Warren (herein called "local unit") entitled: "Bond ordinance making a further supplemental appropriation of \$13,300,000 for improvement of the wastewater treatment plant in and by the Borough heretofore authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey, and authorizing the issuance of \$13,300,000 bonds or notes of the Borough for financing such supplemental appropriation", finally adopted on June 17, 1997 (#6-97), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$701,067 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 local unit entitled: "Bond ordinance making a further supplemental appropriation of \$4,400,000 for improvement of the wastewater treatment plant and sanitary sewerage collection system in and by the Borough heretofore authorized to be

undertaken by the Borough of Washington, in the County of Warren, New Jersey, and authorizing the issuance of \$4,400,000 bonds or notes of the Borough for financing such supplemental appropriation”, finally adopted on October 21, 1997 (#12-97), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$2,793,102 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 local unit entitled: “Bond ordinance appropriating \$218,000, and authorizing the issuance of \$207,100 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey”, finally adopted on July 17, 2001 (#6-2001), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$177,466 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 local unit entitled: “Bond ordinance appropriating \$295,000, and authorizing the issuance of \$280,800 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey”, finally adopted on June 4, 2002 (#10-2002), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$259,238 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 local unit entitled: “Bond ordinance making a further supplemental appropriation of \$150,000 for the construction of sidewalks along North Prospect Street in and by the Borough heretofore authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey and authorizing the issuance of \$100,000 bonds or notes of the Borough for financing such supplemental appropriation”, finally adopted on June 4, 2002 (#11-2002), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$74,736 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 local unit entitled: “Bond ordinance making a further supplemental appropriation of \$95,000 for improvement of Myrtle Avenue in and by the Borough heretofore authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey, and authorizing the issuance of \$90,400 bonds or notes of the Borough for financing such supplemental appropriation”, finally adopted on June 4, 2002 (#12-2002), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$65,642 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 local unit entitled: “Bond ordinance making a further supplemental appropriation of \$60,000 for improvement of Myrtle Avenue in and by the Borough heretofore authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey, and authorizing the issuance of \$57,000 bonds or notes of the Borough, for financing such supplemental appropriation”, finally adopted on September 3, 2002 (#23-2002),

Bond Anticipation Notes of the local unit in a principal amount not exceeding \$49,000 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.

Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$331,600, and authorizing the issuance of \$284,495 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey”, finally adopted on November 3, 2003 (#14-2003), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$277,878 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 local unit entitled: “Bond ordinance appropriating \$151,245, and authorizing the issuance of \$134,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey”, finally adopted on July 6, 2004 (#11-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$134,000 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.

Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for improvement of the sanitary sewerage system in and by the Borough of Washington, in the County of Warren, New Jersey appropriating \$40,000 therefor, and authorizing the issuance of \$40,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on July 6, 2004 (#10-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$40,000 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.

Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for improvement of the municipal swimming pool in and by the Borough of Washington, in the County of Warren, New Jersey appropriating \$283,200 therefor, and authorizing the issuance of \$283,200 bonds or notes of the Borough for financing such appropriation”, finally adopted on September 21, 2004 (#15-04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$283,200 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 local unit entitled: “Bond ordinance providing for the improvement of Washington Avenue in and by the Borough of Washington, in the County of Warren, New Jersey appropriating \$1,350,000 therefor, and authorizing the issuance of \$1,333,100 bonds or notes of the Borough for financing such appropriation”, finally adopted on February 15, 2005 (#1-2005), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$1,333,100 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 local unit entitled: “Bond ordinance appropriating \$2,871,250, and authorizing the issuance of \$2,734,500 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey”, finally adopted on June 7, 2005 (#8-2005), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$2,734,500 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 local unit entitled: “Bond ordinance appropriating \$1,823,765, and authorizing the issuance of \$1,622,600 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Washington, in the County of Warren, New Jersey”, finally adopted on April 18, 2006 (#7-2006), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$1,622,600 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 the provisions of Section 40A:2-26 of the Local Bond Law of New Jersey, particularly paragraph (f) thereof and in lieu of the sale of more than one issue of bonds as provided for in said Local Bond Law, the several issues of bonds of this local unit authorized pursuant to bond ordinances of the local unit hereinabove in Sections 1 through 14 described, shall be combined into a single and combined issue of bonds in the principal amount of \$10,545,529.

The following matters in connection with said Bond Anticipation Notes are hereby determined:

All notes issued hereunder shall mature at such times as may be determined by the chief financial officer or the collector-treasurer of the local unit (the “chief financial officer”), provided that no note issued pursuant to Sections 1 through 14 hereof shall mature later than (i) one year from the date of the first note issued pursuant to the respective ordinances referred to in said Sections, and (ii) three years from the date of the first note issued pursuant to each such respective ordinance unless the local unit shall have paid and retired amounts of such notes sufficient to allow it, in accordance with provisions of Section 40A:2-8 of the Local Bond Law, to renew a portion thereof beyond the third anniversary date of the first of such notes;

All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer of the local unit; and

The notes shall be in the form prescribed by resolution heretofore adopted by the governing body of this local unit determining the form of Bond Anticipation Notes issued pursuant to the Local Bond Law, and any such notes may be signed or sealed by officers of the local unit in any manner permitted by Section 40A:2-25 of said Local Bond Law notwithstanding that said form or resolution may otherwise provide.

The chief financial officer of the local unit is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution, and the signature of the chief financial officer upon said notes shall be conclusive as to such determinations.

The chief financial officer of the local unit is hereby authorized to sell said Bond Anticipation Notes from time to time at public or private sale in such amounts as the chief financial officer may determine at not less than par and to deliver the same from time to time to

the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Any instrument issued pursuant to this resolution shall be a general obligation of the local unit, and the local unit's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations 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 of the local unit is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

The chief financial officer of the local unit is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of said 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 said notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to said notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to said 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 local unit, 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 said notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

This resolution shall take effect immediately.

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

Ayes: 7, Nays: 0
Motion Carried.

Resolution 128-2007 Planning Board Appointment

This Resolution was moved on a motion made by Housel, seconded by Turner adopted.

RESOLUTION 128-2007

Planning Board

WHEREAS, the Borough of Washington, Warren County, New Jersey is governed by Plan "E" of Municipal Charter Law; and

WHEREAS, under this plan the Mayor is directed and authorized to appoint members of the Planning Board.

WHEREAS, the Mayor has designated the following person as her appointee;

WHEREAS, The Council does approve of this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the following named person is appointed to the Planning Board for a term ending **January 1, 2011**.

Tina Truman

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

Ayes: 7, Nays: 0
Motion Carried.

Resolution 129 – 2007 Recreation Commission Appointment

This Resolution was moved on a motion made by Housel, seconded by Oakley and adopted.

RESOLUTION 129-2007

RECREATION COMMISSION

WHEREAS, the Borough of Washington, Warren County, New Jersey is governed by Plan “E” of Municipal Charter Law; and

WHEREAS, under this plan the Mayor of the Borough is to appoint the members of the Board of Recreation with the consent of the Borough Council; and

WHEREAS, the Mayor has designated the following person her appointee;

WHEREAS, The Council does approve of this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the following named person is appointed to the Recreation Commission as an Alternate Number 2 for a term ending **1/01/2008**.

Kathy Seguine

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

Ayes: 7, Nays: 0
Motion Carried.

Resolution 130-2007 Recreation Commission Appointment

Resolution was moved on a motion made by Housel, seconded by Higgins and adopted.

RESOLUTION 130-2007

RECREATION COMMISSION

WHEREAS, the Borough of Washington, Warren County, New Jersey is governed by Plan "E" of Municipal Charter Law; and

WHEREAS, under this plan the Mayor of the Borough is to appoint the members of the Board of Recreation with the consent of the Borough Council; and

WHEREAS, the Mayor has designated the following person her appointee;

WHEREAS, The Council does approve of this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the following named person is appointed to the Recreation Commission as an Alternate Number 2 for a term ending **1/01/2008**.

Rose Ann Morrow

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

Ayes: 7, Nays: 0
Motion Carried

Resolution 131-2007 Awarding Contract for the Purchase of Police Car

Resolution 131-2007 was moved on a motion made by Housel, seconded by Higgins and adopted.

Discussion: Councilman Higgins asked about the light package that will be put on this car. He would like to see uniformity with the police car lights. Councilman Cioni asked how often the Borough replaces police cars. The Borough replaces a vehicle every year.

RESOLUTION # 131-2007

**A RESOLUTION AWARDDING CONTRACT FOR THE
PURCHASE OF POLICE CAR**

WHEREAS, the Borough of Washington Police Department has the need to purchase a patrol vehicle; and

WHEREAS, N.J.S.A. 40A:11-12 permits the Borough purchase goods covered under state contract without public bidding or advertisement; and

WHEREAS, N.J.S.A. 40A:11-5 requires that contracts for goods that exceed the bid threshold be awarded by resolution; and

WHEREAS, the bidding threshold is set at \$21,000; and

WHEREAS, the Police Department wishes to acquire a 2007 Dodge Charger from Warnock-Ryan under State Contract # A67129-BRC:0073545 in the amount of \$22,748.40;

WHEREAS, funds for the purpose have been provided in the temporary budget and have been encumbered under purchase order # 23532.

WHEREAS, the Mayor and Council of the Borough of Washington has determined that it is in the best interest of the Borough of Washington to purchase the vehicle under state contract.

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 Police Department is authorized to purchase a 2007 Dodge Charger from Warnock-Ryan under N. J. State Contract # A67129-BRC:0073545 in the amount of \$22,748.40; and

BE IT FURTHER RESOLVED that the Borough Clerk shall publish a copy of this resolution pursuant to law; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to John N. Corica, Interim Borough Manager.

Roll Call: Woykowski, Oakley, Cioni, Van Deursen, Turner, Higgins, Housel

Ayes: 7, Nays: 0
Motion Carried.

Resolution 132-2007 Refund of Escrow for Street Opening Permit

Resolution 132-2007 was moved on a motion made by Cioni, seconded by Turner and adopted.

Councilman Turner requested that Manager John Corica review the Street Opening permit Ordinance and make sure the escrow being returned is correct.

RESOLUTION # 132-2007

**A RESOLUTION AUTHORIZING THE RELEASE OF FUNDS FROM
STREET OPENING ESCROW ACCOUNT HELD IN
TRUST BY THE BOROUGH OF WASHINGTON**

WHEREAS, Florencia Olave has posted review and/or inspection fees in the amount of \$1000.00 with the Borough of Washington prior to a street opening; and

WHEREAS, these funds were posted in the Street Opening Account to cover the cost of review and/or inspection services; and

WHEREAS, Municipal Engineer Robert Miller, C.M.E., P.E. has determined that all outstanding bills have been paid for review and inspection services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey, that the Municipal Treasurer is hereby authorized to issue a check to Florencia Olave, 107 Righter Road, Succasunna, NJ 07882, in the amount of \$1000.00 from the Street Opening Account.

Roll Call: Woykowski, Housel, Cioni, Higgins, Turner, Oakley, Van Deursen.

Ayes: 7, Nays: 0
Motion Carried.

Resolution 133-2007 Amend Temporary Sewer Budget

Resolution 133-2007 was moved on a motion made by Higgins, seconded by Turner and adopted.

RESOLUTION #133-2007

**A RESOLUTION PROVIDING FOR AMENDING
TEMPORARY SEWER UTILITY 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 2007 Budget, temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

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 amendments to the temporary appropriations:

TEMPORARY APPROPRIATIONS – 2007 SEWER UTILITY BUDGET

Operations:

Salary & Wages	35,000
Other Expenses	291,228

TOTAL APPROPRIATIONS WITH 25% LIMITATION: 326,228

Debt Service:

Bond Interest	7,486
Environmental Trust/Fund Principal & Interest	30,122

TOTAL DEBT SERVICE: 37,608

TOTAL ALL TEMPORARY APPROPRIATIONS: \$363,836

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

Ayes: 7, Nays: 0
Motion Carried.

Resolution 134-2007 – Authorize Submission of Tonnage Report

Resolution 134-2007 was moved on a motion made by Oakley, seconded by Housel and adopted.

RESOLUTION #134-2007

A RESOLUTION OF THE BOROUGH OF WASHINGTON FOR THE FILING OF THE ANNUAL TONNAGE REPORT AND GRANT APPLICATION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of Washington Borough to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Washington hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Interim Borough Manager John Corica to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

Ayes: 7, Nays: 0
Motion Carried.

RECAP

Borough Manager John Corica stated he will discuss with DPW cleaning the stream near their garage. He will inform DPW to pick up the garbage container after clean-up of the stream on June 2, 2007. He will contact the Highlands Council in regards to the grant opportunity. He will also look into the Centers of Place Grant, follow up with H2M and look into the bills as requested by Council.

Manager Corica also updated Council in regards to Mr. Zoltan, of 109 W. Stewart Street, issue with the sidewalks and water running into his basement. He requested Council's permission to have topsoil delivered and the site to be re-graded.

A motion was made by Housel, seconded by Higgins to have topsoil delivered to Mr. Zoltan and the site to be graded.

Ayes: 7, Nays: 0
Motion Carried.

COUNCIL REMARKS

Councilwoman Oakley – None

Councilman Higgins – Councilman Higgins asked who is responsible for the POW flags down on the corner of Rt. 31 and Rt. 57. Jim Sheldon informed Council that the flags that were ruined were removed. They will be discussing the issue with their supplier due to the fact that the flags were brand new. He also asked for an update for the water meter that was to be installed on the fire hydrant at Vara Field. Manager Corica explained that the Recreation Commission Chair Person has been in touch with the water company. Dawn Higgins, Recreation Chair stated that she did put an official work order in with the water company; however she requested a phone number for someone more local. Manager Corica will provide her with that information.

Councilman Turner – None

Councilwoman Woykowski – Councilwoman stated that she does not want Council to forget cause and effect that certain projects will have on surrounding streets. She would like Council to keep this in mind when discussing projects with the Borough Engineer. She also reminded Council about obtaining estimates and outlines from the engineer prior to their projects and studies. She would also like to see the project names consistent on reports and bill lists.

Councilman Cioni – Councilman Cioni explained his thoughts on adopting the Good Neighbor Policy. He will be providing more information to Council. He is also involved in organizing the Volunteer Day at the Park along with the Recreation Department. Councilman Cioni also suggested to Council and BID Director, Jim Sheldon to consider soliciting local businesses to sponsor items for the downtown area; specifically benches and trash receptacles.

Councilman Housel – None

Mayor Van Deursen - Mayor Van Deursen asked who is responsible for maintaining the area along Kinnaman Avenue and did the Borough assume responsibility for that area from the township. If the property is not maintained it will grow over and become unsightly. She stated that a decision needs to be made soon on that property. Manager Corica will look into the issue. He will review the Planning Board documents and gather some information from the Borough Engineer.

Borough Attorney, Dick Cushing had several items to report to Council. He explained that Mr. Van Cleef and the Borough Assessor met to review the assessment could possibly be on the

property. The discussion was on what the square footage would be on the units and on the building itself. Mr. Van Cleef also provided an appraisal of the property. Based on the information provided to him; the Borough Assessor is working on a value which will be reflective of the appraisal. The plan is to agree on a price per square foot that can be used to ascertain value throughout the units. Attorney Cushing explained that Mr. Van Cleef would like something attached to the tax agreement stating the mechanism that will be used to determine the taxes. If this is acceptable to Council the information will be provided to all parties and an attachment would be placed on the tax agreement with caveats that state; this is subject to the ratio, subject to the tax rate, and also subject to a revaluation.

Councilwoman Woykowski asked if the agreement to enter into a tax agreement would stay intact. Attorney Cushing stated yes it would stay intact. The only item added would be the chart attached to it. The tax agreement would be changed to make reference to the attached chart.

EXECUTIVE SESSION

A motion was made by Higgins, seconded by Cioni to enter executive session after a five minute recess.

Ayes: 7, Nays: 0
Motion Carried

RESOLUTION 135 -2007

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting under certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Washington, in the County of Warren and State of New Jersey as follows:

1. The public shall be excluded from the remaining portion of this meeting.
2. The general nature of the subject matter to be discussed is as follows:

Real Estate
Litigation

It was moved by Higgins, seconded by Turner that Council go out of Executive Session and back into open session.

Ayes: 7, Nays: 0.

Motion Carried.

Hearing no further business to come before Council, it was moved by Oakley, seconded by Turner that the meeting be adjourned at 11:20 a.m.

Ayes: 7, Nays: 0.

Motion carried.

Marianne Van Deursen, Mayor

Kristine Blanchard, RMC Borough Clerk