

**BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY  
WASHINGTON BOROUGH COUNCIL MINUTES – March 4, 2008**

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

Also Present: John Corica, Borough Manager  
Richard 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**

**John Burd-Department of Public Works**

Mr. Burd stated that his main goal for the year 2008 was the completion of the new Borough Garage. He explained, right now his staff is preparing for the move by cleaning out the old garage. Mr. Burd also stated that he would like council to consider hiring another seasonal worker.

Councilman Higgins asked Mr. Burd if re-grading needs to be done at the new DPW garage site. Mr. Burd stated yes, re-grading would need to be done. Mr. Burd stated that he would need the use of a bull dozer and seed in order to complete the grading. Councilman Higgins noted that the catch basin that is supposed to drain into the retention pond is full of mud and needs to be cleaned. Mayor Van Deursen asked if a neighboring municipality or the county has a bull dozer the Borough could borrow. Mr. Burd will look into it. Councilman Higgins inquired about the start date of the Borough Garage. Manager Corica stated it will depend on when all of the permits are obtained.

Councilman Cioni asked if the street sweeper runs in the winter time. Mr. Burd stated generally it does not. Councilman Cioni also asked about the new signs for the Borough Park. Mr. Burd stated that he needs to know where the signs should go. Councilman Turner suggested putting together a list of the signs and recreation will provide a location.

Mayor Van Deursen thanked Mr. Burd for his informative report.

**MINUTES:**

Mayor Van Deursen entertained additions or corrections to the minutes of the Executive Session January 29, 2008, Regular Meeting February 6, 2008, Executive Session with Recreation Commission February 6, 2008, Executive Session February 6, 2008, Regular Meeting February 19, 2008, Executive Session with Dr. Frank Mangraviti February 6, 2008, and the Executive Session February 19, 2008.

Councilwoman Woykowski noted a correction on the regular minutes of February 19, 2008.

Hearing no further comments it was moved by Woykowski, seconded by Oakley that the minutes of be approved.

Roll Call: Woykowski, Oakley, Cioni, Van Deursen, and Housel – Yes  
Turner – Yes – Abstain from January 29, 2008 Executive Session  
Higgins – Yes – Abstain from January 29, 2008 Executive Session, February 6, 2008 Regular Meeting, and February 6, 2008 Executive Session.

Motion Carried.

**COMMUNICATIONS:**

The following communications were entered into the Record:

1. Michael Griffith Re: Concert
2. Washington Fire Department Re: Request for Resolution to close Rt. 57 and slow traffic on Rt. 31 during the Parade June 7, 2008
3. Ed Faust Lay Leader United Methodist Church Re: Donkey Walk

Regarding communication number two, Councilman Higgins stated that the Fire Department is looking for a Resolution to pass along to the Department of Transportation.

Motion made by Turner, seconded by Oakley to prepare a resolution in support of the Fire Department's request.

Ayes: 7, Nays: 0  
Motion Carried

Mayor Van Deursen asked Council if there was any objection to the request of Mr. Faust from the United Methodist Church.

Motion made by Housel, seconded by Oakley to approve the Donkey Walk.  
Ayes: 7, Nays: 0

Motion Carried.

Council agreed to send communication number one to the Recreation Commission.

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

It was moved by Turner, seconded by Oakley that the communications be acknowledged, received and filed.

Ayes: 7, Nays: 0.

Motion carried.

**AUDIENCE:**

**Julie Quelly – 4 Cleveland Street**

Ms. Quelly explained to Council that both her and her neighbor have been experiencing sewer back ups into their homes since the new construction on their street this past October. The sewer company has snaked the line twice and has come up with very little debris. The sewer company also flushed the main. She stated that after further investigation, it turned out that they were not connected to the main sewer line. The contractor working for the builder basically capped off their lines. She stated that she has several issues with this as a taxpayer. Where are the checks and balances? Were permits ever issued and inspections done? These are questions that need to be answered. Mayor Van Deursen asked Attorney Cushing if the homeowners can recoup damages from the contractor. Attorney Cushing stated yes. Mayor Van Deursen requested that Manager Corica and the Borough Engineer put together a report to substantiate the claim.

Councilman Higgins asked who is responsible to make sure that these things are done correctly. Manager Corica indicated that it would be the Engineer upon final inspection. He also stated that Borough Manager, Andrew Holt and Borough Clerk, Kristine Blanchard are currently reviewing the street opening and sewer tap permit process to tighten up the procedure.

**Bob Cammarota - 47 Alvin Sloan**

Mr. Cammarota stated he was under the impression that the Borough has a new engineer. He is curious as to why the previous engineer was working in town the other day. Councilman Cioni stated that the Borough is still going through the transition phase between engineers; it is possible that he was looking at the ball field or working on the downtown streetscape.

Mr. Cammarota stated that his concern is that the Borough switched due to displeasure with the previous engineer. Why would the Borough hire someone new and still have the previous engineer involved. This seems like a waste of taxpayer dollars.

Councilwoman Oakley stated that the only items the previous engineering firm is being paid for are previously contracted items that the Borough is obligated to pay.

**James Prendergrast - 97 Flower Avenue**

Mr. Prendergrast stated he would like to comment on the Recreation Commission Ordinance this evening. He explained that it has been his experience with public hearings that there is generally not enough time for the public to review the information. He also noted that when he first became a member of the Recreation Commission it was explained to him that no one other than Recreation Commissioners could collect fees for the various recreation programs. He asked who would be responsible for this task now that there will be no Recreation Commission.

Mayor Van Deursen stated that the collection of fees will be handled by the Recreation Director and the Recreation Secretary. It is a logistical item and will be worked out.

Motion made by Turner, seconded by Housel to close the audience portion of the meeting.

Ayes: 7, Nays: 0  
Motion Carried.

**ORDINANCES:**

**Ordinance 1-2008 – AN ORDINANCE TO RESTRUCTURE THE BOARD OF RECREATION COMMISSIONERS, ESTABLISHING A RECREATION DEPARTMENT AND PROVIDING FOR THE APPOINTMENT OF AN ADVISORY RECREATION COMMITTEE (First Reading)**

Mayor Van Deursen entertained a motion to introduce Ordinance #1-2008.

Ordinance 1-2008 was introduced by Councilwoman Woykowski, seconded by Councilman Turner.

It was further moved by Woykowski, seconded by Turner that the Clerk read Ordinance #1-2008 by title only.

Roll Call: Woykowski, Housel, Turner, Van Deursen, Oakley and Cioni  
Higgins - No

Ayes: 6, Nays: 1  
Motion Carried

The Clerk read Ordinance #1-2008 entitled, “An Ordinance to Restructure the Board of Recreation Commissioners, Establishing a Recreation Department and providing for the Appointment of an Advisory Recreation Committee”

Council Discussion: None

Mayor Van Deursen entertained a motion to introduce Ordinance 1-2008 on first reading.

Ordinance 1-2008 was moved by Councilman Housel, seconded by Councilman Turner to be introduced on first reading.

Roll Call: Housel, Turner, Cioni, Van Deursen, Oakley and Woykowski.  
Higgins – No

Ayes: 6, Nays: 1  
Motion Carried

It was further moved by Housel, seconded by Turner that Ordinance #1-2008 be published in the Star Gazette on March 13, 2008 as required by law and that the public hearing be scheduled for April 1, 2008.

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

Ayes: 7, Nays: 0  
Motion Carried

Mayor Van Deursen asked Council if they would be agreeable in adopting a Resolution laterally appointing all current Recreation Commissioners to the newly formed Recreation Committee.

The approval to prepare this resolution was moved by Woykowski, seconded by Van Deursen.

Roll Call: Woykowski, Van Deursen, Higgins, Cioni, Turner, Oakley – Yes  
Housel – No.

Ayes: 6, Nays: 1  
Motion Carried

Mayor Van Deursen requested that the Borough Clerk send a letter to all current Recreation Commissioners to find out their interest in being appointed to the newly formed Recreation Committee. If any current commissioner is not interested they should let the Governing Body know.

## ***ORDINANCE # 1 -2008***

### **AN ORDINANCE TO RESTRUCTURE THE BOARD OF RECREATION COMMISSIONERS,**

**ESTABLISHING A RECREATION DEPARTMENT AND PROVIDING FOR THE  
APPOINTMENT OF AN ADVISORY RECREATION COMMITTEE**

**WHEREAS**, the Mayor and Council have determined that recreational services will be more effectively and efficiently delivered if the Board of Recreation Commissioners is replaced by a Recreation Department and an advisory Recreation Committee;

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

**Section 1.** Article VIII A, including Sections 3-55.1 through 3-55.7 of the Code of the Borough of Washington is repealed in its entirety.

**Section 2.** A new Article VIII A of the Code of the Borough of Washington entitled “Recreation Department” is hereby created as follows:

**§3-55.1. Creation**

There shall be a Recreation Department, the head of which shall be the Director of Recreation.

**§3-55.2. Director of Recreation**

There is hereby created a Director of Recreation who shall be appointed by the Manager. The Director shall serve under the supervision of the Manager. The Director shall receive such compensation as may be provided for by the Salary Ordinance. The Director shall be responsible for the development and execution of programs and activities for recreation and operation and maintenance of Borough parks and pool.

**§3-55.3. Powers and Duties of Director**

The Director shall have the following specific duties:

- A. Take charge of and be responsible for the day to day activities of the Recreation Department.
- B. Be responsible to the Borough Manager for the development of and adherence to the annual and capital budget, personnel policies and all financial and purchasing policies. The Director shall consult with the Manager in connection with all significant annual and capital budgets, personnel policies and all financial and purchasing policies issues.
- C. Hire all employees of the Recreation Department in consultation with the Manager. Supervises, trains, evaluates and advises assigned employees and volunteers, involved in the recreation program.
- D. Prepare detailed annual plans and budget recommendations for the maintenance and operation of all parks, playgrounds, pool and facilities for recreation and cultural programs sponsored by the Department.
- E. Administer and expend departmental funds in accordance with the budget appropriations and ordinances and the financial procedures established by the Manager.

- F. Establish, evaluate and propose, to the extent feasible, programs for every age group population of the Borough.
- G. Coordinate all volunteer or community group efforts to provide recreational programming as they relate to Borough facilities or calendar.
- H. Attend meetings of the Recreation Committee and shall respond to and consider advice from the Committee.
- I. Shall seek out recreation and senior citizen grants and write grant applications.
- J. Supervises the establishment and maintenance of records and files.
- K. Recommends, demonstrates and applies techniques, procedures materials, equipment, and supplies for use in recreational activities.

**§3-55.4. Department Responsibilities:**

The Recreation Department shall:

- A. Supervise and regulate all parks, playgrounds and recreational areas belonging to the Borough. It shall be the Department’s responsibility to maintain said parks, playgrounds and recreational areas.
- B. Establish, supervise and regulate the recreation program to meet the recreational needs of the residents of the Borough.
- C. Promulgate, adopt and approve such rules and regulations necessary to carry out its responsibilities subject to the review and approval of the Manager.

**Section 3.** A new Section 3-75 under Article XIII (Regional Boards, Authorities, Advisory Committees) of the Code of the Borough of Washington entitled “Recreation Committee” is hereby created as follows:

**§3-75. Recreation Committee**

- A. Creation.** There is hereby created a Recreation Committee for the Borough of Washington to advise the Director, Mayor and Council on recreational policies of the Borough.
- B. Duties.** Duties of the Recreation Committee shall include but not be limited to offering advice on:
  - 1) Regulations applicable to parks, playgrounds, and recreational facilities belonging to the Borough;
  - 2) Program development, administration and organization;
  - 3) Existing fields and parks usage and development;
  - 4) Make recommendations and provide guidance and support to the Borough Council on issues and matters designed to effectuate parks and pathways purposes. Make recommendations concerning the design and implementation of a parks and pathways system to enhance and expand opportunities for parks and pathways purposes.
  - 5) Acquisition or lease of property for recreational purposes;

- 6) The capital acquisitions and improvements for the Recreation Department.
- 7) Review the proposed annual budgets for operational and capital improvements for the Recreation Department and provide comment to the Borough Council on the priorities, facility improvements and maintenance, fees and participation levels anticipated in the budget.
- 8) Review all recreation initiatives and offer comment on the balance between age and interest groups, active and passive recreation activities, other park-related issues and supported recreation, for voluntary recreation organizations in calendar and facility use.
- 9) Be a catalyst for volunteer help with Borough-sponsored and supported recreation by active participation and by enlisting others to serve.
- 10) Promote the Borough's recreation, parks, pathways and open space programs throughout the community.
- 11) A member of the Recreation Committee shall act as a liaison for each of the programs.

**C. Members.** The Recreation Committee shall consist of seven (7) plenary members and one (1) ex officio member who shall be a member of the Council. All members shall be appointed by the Mayor with the advice and consent of the Council, except the ex officio member who shall be appointed by the Mayor. The ex officio member may attend meetings and provide comments or ask questions regarding the proceedings but shall not vote. Members shall be citizens and residents of the Borough.

**D. Terms of Members.** At the first appointment of members to the Recreation Committee the following terms apply: one shall be appointed for a one-year term, three shall be appointed for a two-year term, and three shall be appointed for a three-year term. Initial appointments shall terminate December 31 of the last year of the term. Upon the expiration of the first appointment term of each said member, the succeeding term thereafter shall be for five (5) years. Vacancies occurring other than by expiration of the term shall be filled for the unexpired term only.

The term of the ex officio member shall be one year, or until his or her term as Council Member shall terminate, if that should occur sooner.

**E. Officers.** At the beginning of each year, the Recreation Committee shall designate members of the Committee to serve as Chairperson, Vice Chairperson and Secretary for the Committee. The Chairperson or his/her designee shall serve as a member of the Borough Redevelopment Committee.

**F. Meetings.** At the beginning of each year, the Recreation Committee shall determine a meeting schedule.

**Section 4.** 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.



**REPORTS:**

It was moved by Higgins, seconded by Oakley that the Council acknowledge, receive and file the Issues and Details Report, and the Zoning/Code Enforcement Report.

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

Ayes: 7, Nays: 0  
Motion Carried.

**COMMITTEE REPORTS:**

**Redevelopment Committee:**

**DPW Garage:**

**Sewer Committee:** Councilman Higgins stated at the previous Council meeting it was discussed to have the property owners on South Prospect Street install a valve to control flow in case of sewer back up. This would be done at the Borough's expense. He stated he would like council to make a decision on this tonight. Manager Corica suggested the homeowners hire a contractor and bill the Borough. Councilman Cioni noted the contractor should include a detailed description of what the Borough is paying for. Manager Corica also noted that we should include cap on it as well.

Councilman Higgins motioned for the Borough Manager to contact homeowners to inform them of Council's decision and to let them know they can hire a plumber to install a valve at the Borough's expense. This should not exceed \$500.00 unless the Sewer Engineer informs the Borough differently. Motion seconded by Councilman Turner.

Ayes: 7, Nays: 0  
Motion Carried

**Streets Committee:**

**Finance Committee:**

**Shared Services Committee:**

**Senior Services:**

**Website Committee:**

**Curfew Committee:**

**Pedophile Ordinance Committee:**

**Bid –**

## **VOUCHERS AND CLAIMS**

Mayor Van Deursen entertained questions or additions to the vouchers and claims for payment that were not previously addressed before the meeting.

Councilman Higgins questioned the charge from Hatch Mott MacDonald regarding the transferring of items to the new engineering firm. Manager Corica explained that these charges are for the transferring of media, copying, etc.

Councilman Higgins also questioned the bills for the roadways. Manager Corica explained that the Council awarded contracts for Hatch Mott to complete this work.

Hearing no comments or questions the vouchers and claims were approved for payment in the amount of \$823,426.13

Roll Call: Housel, Woykowski, Turner, Oakley, Van Deursen, and Cioni. - Yes  
Higgins - No

Ayes: 6, Nays: 1.  
Motion carried.

## **OLD BUSINESS:**

### **Highlands Council**

Mayor Van Deursen stated that it would be the recommendation of the Redevelopment Committee if Council would consider sending a letter of intent to work with the Highlands redevelopment. It does not obligate the Borough in any way.

Manager Corica explained that Council could either follow plan endorsement through DCA and Smart Growth or follow plan conformance through the Highlands Council. The advantages of plan conformance include it's less of a process than through the many state agencies in order to get a designation through plan endorsement. Also, the Highlands Commission has a substantial amount of grant monies for municipalities who pursue the plan conformance route.

Councilman Turner motioned for a letter of intent to be sent to the Highlands Council, seconded by Councilwoman Woykowski.

Roll Call: Turner, Woykowski, Housel, Oakley, Cioni, Van Deursen – Yes  
Higgins – No

Ayes: 6, Nays: 1  
Motion Carried

## **NEW BUSINESS**

### **Tattoo Parlor**

Councilwoman Oakley stated she received a phone call from a citizen who expressed concern about the location of a tattoo parlor. She asked Attorney Cushing if Council has any jurisdiction over something like this. Attorney Cushing explained that Hackettstown is going through a similar situation. That Governing Body has decided to grandfather the existing tattoo parlor in the downtown area; however they will not allow any future parlors in another section of town. As a general rule you can not forbid these places from all zones in a municipality. Mayor Van Deursen stated that the Redevelopment Committee discussed this topic with the Redevelopment Attorney. He will be making suggestions to the committee and the Governing Body. Manager Corica noted that Council will need to identify the zones where they would allow this type of establishment.

Councilman Housel cautioned Council on reacting too quickly. If Council starts being selective on what type of businesses are allowed downtown; we send a terrible message.

Councilman Higgins asked if the Redevelopment Attorney and Planner could have some information together for the next meeting for Council's review.

### **Approval of State Fire Application James Erdmann**

Motion was made by Housel, seconded by Turner to approve the State Fire Application for James Erdmann.

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

Ayes: 7, Nays: 0  
Motion Carried

### **Resolution 72-2008 Appointing an Engineer as a Professional Service Without Seeking Competitive Bids**

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

Council Discussion: Councilman Turner stated he believes it is excessive to have both Bob Miller and Gerald Philkill working simultaneously. Councilman Turner would prefer to see Mr. Philkill on this rather than Mr. Miller. Councilwoman Woykowski agreed.

Roll Call: Housel, Turner, Cioni, Woykowski, Oakley, and Van Deursen. - Yes  
Higgins - No

Ayes: 6, Nays: 0  
Motion Carried

**RESOLUTION # 72 - 2008**

**A RESOLUTION APPOINTING AN ENGINEER AS A PROFESSIONAL SERVICE WITHOUT SEEKING COMPETITIVE BIDS.**

WHEREAS, there exists a need for professional engineering services to complete the downtown streetscape project; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et. seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids must be publicly advertised; and

WHEREAS, Hatch Mott MacDonald of Milburn, New Jersey has served as the consulting engineer on the project and has agreed to perform professional engineering services, as outlined in their proposal dated 18 February 2008 in an amount not to exceed \$16,000; and

WHEREAS, the services to be provided by, Hatch Mott MacDonald constitutes professional services that need not be bid pursuant to the Public Contract Law (N.J.S.A. 40A: 11-1 et. seq.).

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

1. The Manager is hereby authorized and directed to enter into a contract with Hatch Mott MacDonald to perform engineering services to complete the downtown streetscape project per their proposal submitted on 18 February 2008 and annexed hereto in an amount not to exceed \$16,000;
2. That said contract is awarded without competitive bidding as professional services in accordance with N.J.S.A. 40A: 11-5; and
3. A certification of funds by the Chief Financial Officer is attached hereto;
4. Notification of the contract award shall be printed in the Star Gazette.
5. That an executed copy of the contract between the parties be on file with the Office of the Clerk and be available for public inspection in accordance with the law.

**Resolutions 73-2008 through 77-2008**

Resolutions 73-2008 and 77-2008 were moved on a motion made by Housel, seconded by Cioni and adopted.

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

Ayes: 7, Nays: 0  
Motion Carried

**RESOLUTION # 73-2008**

**A RESOLUTION AUTHORIZING A REFUND  
OF A CURRENT YEAR TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector's records shows an overpayment on the 1ST quarter 2008 taxes on Block 0079 Lot 010, 26 Beethoven Avenue. On January 9<sup>th</sup>, 2008 we received payment of \$1,383.55 from Attorney Wm. Bowkley, Jr., on behalf of Michael & Erica Norris. On January 29<sup>th</sup>, payment in the same amount was received via diskette from Countrywide Tax Services, also for Michael & Erica Norris. Countrywide has sent written authorization to refund their duplicate payment to Michael & Erica Norris.

**WHEREAS**, the Tax Collector's office has received a written request that the amount of \$1,383.55 should be refunded to:

Michael & Erica Norris  
26 Beethoven Avenue  
Washington, NJ 07882

**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 payment amount as directed.

**RESOLUTION # 74-2008**

**A RESOLUTION AUTHORIZING A REFUND  
OF A CURRENT YEAR TAX OVERPAYMENT**

**WHEREAS**, the Tax Collector's records shows an overpayment on the 1ST quarter 2008 taxes on Block 004 Lot 013, 256 W. Warren Street. On February 5<sup>th</sup>, 2008 we received payment of \$1,589.40 via diskette from First American Real Estate Tax Service for Wachovia Bank on behalf of Gail McGrath. On February 13<sup>th</sup> payment in the same amount was received from and recorded to Gail McGrath, creating an overpayment on her account.

**WHEREAS**, the Tax Collector's office has determined that the amount of \$1,589.40 should be refunded to:

Gail McGrath  
256 W. Warren Street  
Washington, NJ 07882

**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 payment amount as directed.

**RESOLUTION # 75 - 2008**  
**OF THE MAYOR AND COUNCIL OF THE BOROUGH OF**  
**WASHINGTON, WARREN COUNTY, TO AWARD A**  
**CONTRACT TO ATLANTIC SALT**

WHEREAS, the Borough of Washington is a participant in the Warren County Purchasing Co-Operative (Co-Op); and

WHEREAS, the Co-Op has awarded a contract number WCO751 for delivery of rock salt to Atlantic Salt, Inc., 130 Plain Street, Lowell, MA 01851 for \$49.19 per ton through August, 2008; and

WHEREAS, it is likely that the Borough will purchase more than \$19,000 of salt under this contract during the year 2008; and

WHEREAS, N.J.S.A. 40A:11, et seq, the Local Public Contracts Law, requires that any expenditures in excess of the bidding threshold be awarded by a resolution of the governing body.

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 a contract for delivery of rock salt under the terms of the Warren County Purchasing Co-Operative contract number WCO751 is hereby awarded to Atlantic Salt, Inc.

**RESOLUTION # 76-2008**  
**OF THE MAYOR AND COUNCIL OF THE BOROUGH OF**  
**WASHINGTON, WARREN COUNTY, TO AMEND THE**  
**2008 TEMPORARY BUDGET**

WHEREAS, a temporary budget was approved by Resolution 1-2008; and

WHEREAS, N.J.S.A. 40A: 4-20 provides that emergency temporary appropriations may be made “for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year,” by a 2/3 vote of the full membership of the governing body; and

WHEREAS, it has been determined that there is a need for additional appropriations not included in the temporary budget.

NOW, THEREFORE, BE IT RESOLVED, by the a 2/3 vote of the full membership of the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the temporary budget for the year 2008 is hereby amended to add the follow amounts:

Engineering Other Expenses	\$5000.00
Sewage Disposal	\$2000.00

**RESOLUTION #77-2008**

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

**WHEREAS**, check #051560 was written 9/05/07 on Washington Borough's Operating Fund # 8102360230 in the amount of \$100.00 and made payable to Ronald A. Hartrum, 8 Vannatta Street, Washington, NJ 07882; and

**WHEREAS**, the Treasurer's office was made aware that the check was sent to the recipient's former address in error and a written request has been received for a replacement.

**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 void and replace check #051560. A replacement check in the amount of \$100.00 should be made payable to Ronald A. Hartrum at 96 Park Avenue, Washington, NJ 07882.

**Resolution 78-2008**

Resolution 78-2008 was moved on a motion made by Oakley, seconded by Turner and adopted.

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

Ayes: 7, Nays: 0  
Motion Carried

**78-2008**

**RESOLUTION TO APPLY FOR A FEASIBILITY STUDY GRANT**

**WHEREAS**, the Governing Body of the Township of Mansfield and the Town of Hackettstown, the Township of Independence, the Borough of Washington, and the Township of Washington have agreed to apply for a *SHARE* (Sharing Available Resources Efficiently) Feasibility Study Grant through the State of New Jersey Local *SHARE* Program in the amount of \$6,529.50; and,

**WHEREAS**, the Township of Mansfield has agreed to be the lead agency in this endeavor; and

WHEREAS, the State of New Jersey has made *SHARE* grants available to assist local units study, develop and implement new shared and regional services; and

WHEREAS, the purpose of this grant is to promote shared services between our local units through the Warren-Morris Council of Governments Records/Document Storage and Retrieval feasibility study that would be beneficial to all local units;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Washington that the Mayor and Council does hereby join with the Town of Hackettstown, the Township of Independence, the Township of Mansfield, the Borough of Washington, and the Township of Washington in applying for a grant for the purposes of conducting a survey of existing records/documents storage and retrieval practices, identification of personnel and equipment needs and funding available through PARIS, SHARE or other resources, preparation of a records/document management plan subsequent to any PARIS funded projects, and determination of savings available through sharing of resources; and

BE IT FURTHER RESOLVED that the Mayor and Council agrees to provide its agreed share of the required local matching funds or other resources in the amount of \$128.72 as its contribution to the study's costs.

### **COUNCIL REMARKS**

Councilwoman Woykowski noted the Ladies Auxiliary is working on raising funds for the Fire Department. A craft fair is being planned and she would love to see all of Council attend.

Councilman Cioni requested the Borough Engineer do a walk through of phase one of Belvidere Avenue prior to the start of phase two. He would like to know if any sidewalks need to be replaced. Council agreed.

Councilman Housel requested a letter be sent to the Emergency Squad and the Department of Public Works for the excellent work they have done over the winter months.

Councilman Higgins asked Council if they were interested in adopting a Resolution supporting the Bond Bill that will be before the Assembly by Assemblyman Dougherty. This will give the town more say in how the Council is spending money. It will force Council to do proper planning. Councilwoman Oakley raised concerns over what will happen if a bond referendum is never passed. She is aware of towns in other states with similar laws. Councilman Higgins noted that Municipal Utilities are outside of this legislation. Councilman Turner stated that right now Council is dealing with problems that have not been taken care of in over twenty two years. He would not want to see that happen again. He noted the public does have a choice by participating in Governing Body meetings and attending budget workshops. Mayor Van Deursen agreed that



the public does need to be involved and aware of what is going on in the Borough. She is concerned that the type of legislation would cripple the Governing Body. She would like to see more information on the exceptions outlined in the proposed bill. Councilman Housel stated that when the Governor and legislators cut state budgets by real dollars, not just smoke and mirrors, then he will consider voting for this. Right now the state is simply cutting municipal aid.

Councilman Higgins stated that there is a new Homeland Security grant for fire departments that can be used for the new ladder truck. The fire department can apply for the grant; but council has commit to match the grant. The grant will not be awarded until next year. The fire department is requesting permission to go ahead and apply for the funding. Council agreed to allow the fire department to apply for the grant.

Councilman Turner excused himself from the meeting at 9:40 p.m.

Manager Corica stated he received a letter from Attorney Lowcher regarding Block 46 Lot 2.02; a Borough owned property. He has someone interested in the property. Manager Corica will find out more information and get back to Council at the next meeting.

Manager Corica also provided Council with a memo regarding sewer connection fees. He would like Council to consider raising the fees, however a public hearing is required. Attorney Cushing and Manager Corica will investigate the details provided under State Statute and prepare information for the next meeting.

### **EXECUTIVE SESSION**

Mayor Van Deursen entertained a motion to enter executive session. Moved by Oakley, seconded by Housel after a five minute recess.

Council returned to open session at 10:00 p.m. Councilman Housel excused himself from the remainder of the meeting.

### **Resolution 79-2008 Executive Session**

#### **RESOLUTION 79 -2008**

**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:**

Litigation and Personnel

Hearing no further business to come before Council, it was moved by Higgins, seconded by Oakley that the meeting be adjourned at 10:30 p.m.

Ayes: 5, Nays: 0.  
Motion carried.

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Mayor Marianne Van Deursen

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Kristine Blanchard, RMC Borough Clerk