

BOROUGH OF WASHINGTON, WARREN COUNTY, NJ
COUNCIL AGENDA
September 20, 2011
7:30 PM

STATEMENT OF ADEQUATE NOTICE:

ROLL CALL: Clerk will call the Roll

COUNCIL APPEARANCE:

Recreation Director/Recreation Committee 2011 Pool Season

MINUTES: Regular Meeting August 16, 2011
Regular Meeting September 6, 2011
Executive Session August 16, 2011

CORRESPONDENCE:

Borough Manager – Belvidere Ave
Borough Manager – Tax Assessor Position

AUDIENCE:

Remarks, petitions, statements and testimony from guests

ORDINANCES:

Ordinance 3-2011 Restructuring Recreation Services (Public Hearing/Adoption)

REPORTS

1. DPW Department
2. Municipal Court
3. CFO Revenue Report

COMMITTEE REPORTS

Recreation Liaison Report

OLD BUSINESS:

None

NEW BUSINESS:

1. Approval of Special ABC License for Knights of Columbus Dinner Dance Saturday October 22, 2011
2. Approval of Raffle Application License Knights of Columbus – October 22, 2011
3. Block Party Request from Dawn Higgins – Harding Drive October 8, 2011
4. Approval of new Fire Department Member – Charles Dorn
5. Resolution 151-2011 Authorization to Submit Grant Application and Execute Grant Contract with NJ DOT for Green Street Roadway Project (tabled from previous meeting)
6. Resolution 152-2011 Refund Overpayment on 2010 Prior Year Real Estate Taxes
7. Resolution 153-2011 Refund Overpayment on 2010 Prior Year Real Estate Taxes
8. Resolution 154-2011 Assigning a Labor Lien on Block 2/10 Lot 1
9. Resolution 155-2011 Assigning a Labor Lien on Block 18/01 Lot 2
10. Resolution 156-2011 Assigning a Labor Lien on Block 33 Lot 1
11. Resolution 157-2011 Assigning a Labor Lien on Block 101 Lot 13.24
12. Resolution 158-2011 Authorizing the Execution of an Agreement with the Morris County Coop Pricing Council Oct.1 2011 through Sept. 30, 2016
13. Resolution 160-2011 Cancel 2011 Taxes Due to Veteran Exempt Status
14. Resolution 161-2011 Cancel 2011 Taxes Due to Veteran Exempt Status
15. Resolution 162-2011 Appointment to Recreation Committee
16. Resolution 163-2011 Appointment to Recreation Committee

VOUCHERS:

List Attached

RECAP

COUNCIL REMARKS:

Remarks, Reports, Discussions

EXECUTIVE SESSION

Resolution 159-2011 Authorization for Executive Session

ADJOURNMENT: _____ P.M.

**BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY
WASHINGTON BOROUGH COUNCIL MINUTES – August 16, 2011**

The Regular Meeting of the Borough Council of Washington, Warren County, New Jersey was held in the Council Chambers of Borough Hall at 7:30 P.M.

Roll Call: Gleba, Torres, McDonald, Valentine, Higgins, Boyle
Jewell - Absent

Also Present: Judy Kopen, Municipal Attorney
Richard Phelan, Borough Manager
Kristine Blanchard, Borough Clerk

Mayor McDonald led everyone in the flag salute.

Mayor McDonald 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.”

MINUTES:

Regular Meeting of August 2, 2011

Mayor McDonald entertained a motion to approve the minutes of August 2, 2011.

Motion made by Valentine, seconded by Torres and approved.

Two corrections were noted by the Clerk.

Ayes: 5, Nays: 0
Abstain: 1 (Boyle)

EXECUTIVE SESSION:

Executive Minutes of August 2, 2011

Mayor McDonald entertained a motion to approve the executive minutes of August 2, 2011.

Motion made by Gleba, seconded by Valentine and approved.

Ayes: 4, Nays: 0

Abstain: 2 (Boyle, Higgins)

CORRESPONDENCE:

Motion made by Higgins, seconded by Boyle to receive and file the following correspondence.

1. Best Practices Checklist
2. Turn the Town Teal
3. 2012 Professional Services

Ayes: 6, Nays: 0
Motion Carried

Discussion:

Councilman Boyle asked about the Best Practices Checklist required by the State of NJ. Is it acceptable that some of the Borough's financial standards are "in place" but not in writing? Manager Phelan stated yes. Councilman Valentine asked about the backing up and storage of digital data. Manager Phelan this information is backed up daily however; not necessarily stored offsite. Councilman Valentine asked if education is mandatory for elected officials. Manager Phelan stated that the Borough does not require elected offices to attend classes. Councilman Higgins noted the League does offer a class for newly elected officials and it would be a good idea to have the Borough's elected officials attend. Manager Phelan stated that would be something to keep in mind for budget time. Council Boyle asked the Manager if we should include the fact that the Borough's Risk Manager does an annual safety inspection at Borough facilities when answering the public safety question. Council agreed it was a good idea to include this information. Councilman Torres asked about online auctions; Manager Phelan stated when necessary the Borough does have online auctions however these can be more expensive to hold.

Mayor McDonald entertained a motion to approve the Best Practices Checklist with the noted change, motion made by Gleba, seconded by Higgins and approved.

Ayes: 6, Nays: 0
Motion Carried

Mayor McDonald entertained a motion to approve the Turn the Town Teal campaign. Motion made by Higgins, seconded by Gleba and approved.

Ayes: 6, Nays: 0
Motion Carried

Council agreed that the 2012 Professional Service Appointments would be discussed after the performance evaluations.

AUDIENCE:

Edna Detlaf 27 Fisher Avenue

Ms. Detlaf noted for Council that the Borough Codebook contained some interesting older legislation. Council will consider gathering these and posting these on the internet. She also inquired if the Box Tops for Education would benefit the Borough Schools. Manager Phelan will contact the schools to find out the process of collecting these for the Borough Schools.

Sandra Conklin

Ms. Conklin requested a block party for her street on August 27. The street would be blocked from Cherry St. to Madison Ave. Manager Phelan will notify the Police Department and Emergency Services.

Motion made by Torres, seconded by Boyle to approve the block party request pending approval of the Police Chief.

Ayes: 6, Nays: 0

Motion Carried

Sandy Cerami – Washington Business Improvement District

Ms. Cerami asked Council to reconsider the minimum bid they had set at the last Governing Body meeting in order to sell the old DPW Garage site. Ms. Cerami stated this is a project that will bring economic development and parking to downtown businesses and residents alike. Setting the minimum bid too high will place the Borough at risk.

Kevin Hopkins – Gibson's Gym

Mr. Hopkins reiterated much of what Ms. Cerami previously stated. He stated he had sent Council an email earlier this week outlining his position on this topic. Mr. Hopkins also asked Council to reconsider the minimum bid.

Councilman Torres recommended offsetting the costs of the minimum bid by having the Borough's professionals not charge escrow fees. Councilman Boyle stated he was under the impression that the Borough was interested in selling this property as soon as possible.

Motion made by Higgins, seconded by Boyle to reconsider the minimum bid for the old DPW site and set the minimum bid at \$1.00.

Ayes: 6, Nays: 0

Motion Carried

This ordinance will be re-introduced at the September 6 Governing Body meeting.

Hearing no further comments from the audience motion made by Higgins, seconded by Boyle to close the audience portion of the meeting.

Ayes: 6, Nays: 0

Motion Carried

ORDINANCES:

**1. Ordinance 4-2011 Repealing Abandoned Properties Ordinance
(Public Hearing/ Adoption)**

Mayor McDonald entertained a motion to introduce Ordinance #4-2011 on final adoption and have the clerk read by title.

Motion made by Higgins, seconded by Boyle to introduce on final reading and have the clerk read by title only.

Ayes: 6, Nays: 0

Motion Carried

The Clerk read Ordinance #4-2011 by title only and stated that this ordinance had been published in the Star Gazette as required by law; a copy was posted on the bulletin board and copies available upon request from the Clerk's office.

Public Hearing:

A brief explanation of the Ordinance was given by Mayor McDonald.

Hearing no comments from the public motion made by Higgins, seconded by Boyle to close the public hearing.

Ayes: 6, Nays: 0

Motion Carried

Motion made by Higgins, seconded by Valentine to adopt Ordinance 4-2011 on final passage.

Roll Call: Higgins, Boyle, Gleba, Valentine, Torres, McDonald

Ayes: 6, Nays: 0

Motion Carried

ORDINANCE NO. 4 -2011

Repealing Abandoned Properties Ordinance

WHEREAS, the Borough of Washington adopted Ordinance No. 7-2009 entitled “An Ordinance Adding New Chapter 30 Entitled ‘Buildings Abandoned’ to the Code of the Borough of Washington to Establish an Abandoned Property List With Authorization for the Borough Manager to Designate Qualified Rehabilitation Entities and Amending Chapter 31 of the Code of the Borough of Washington;” and

WHEREAS, the Great Recession has substantially diminished the financial capacity of the Borough of Washington and imposed economic challenges on many of its taxpayers; and

WHEREAS, the Borough of Washington, in an attempt to create a more cost efficient, less expensive form of government, has analyzed its operations in an attempt to identify those programs that can either be eliminated or suspended; and

WHEREAS, Ordinance No. 7-2009 envisioned that there would be substantial redevelopment activities in the Borough of Washington; and

WHEREAS, the Great Recession has substantially diminished the current opportunities for redevelopment within the Borough of Washington; and

WHEREAS, the Great Recession has also caused the foreclosure of many properties within the Borough which and has caused the cost and effort to maintain the abandoned properties list as required by Ordinance No. 7-2009 to increase. This, in turn, has required greater time effort on behalf of Borough personnel to maintain the list, without creating any comparable benefit; and

WHEREAS, as the economy improves, the benefits accorded by and the costs of administering Ordinance No. 7-2009 may become more favorable thereby permitting the re-adoption of Ordinance No. 7-2009.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey, that Ordinance No. 7-2009 be and hereby is repealed; and

BE IT FURTHER ORDAINED this Ordinance shall take effect immediately after final passage, approval and publication as provided by law.

2. Ordinance 5-2011 An Ordinances to Permit Certain Wind and Solar Energy Systems and Establishing Standards (Public Hearing/ Adoption)

Mayor McDonald entertained a motion to introduce Ordinance #5-2011 on final adoption and have the clerk read by title.

Motion made by Valentine, seconded by Torres to introduce on final reading and have the clerk read by title only.

Ayes: 6, Nays: 0
Motion Carried

The Clerk read Ordinance #5-2011 by title only and stated that this ordinance had been published in the Star Gazette as required by law; a copy was posted on the bulletin board and copies available upon request from the Clerk's office.

Public Hearing:

Mayor McDonald explained that this Ordinance is establishing a set of standards for solar energy use within the Borough.

Hearing no comments from the public motion made by Higgins, seconded by Boyle to close the public hearing.

Ayes: 6, Nays: 0
Motion Carried

Motion made by Higgins, seconded by Valentine to adopt Ordinance 5-2011 on final passage.

Roll Call: Higgins, Boyle, Gleba, Valentine, Torres, McDonald

Ayes: 6, Nays: 0
Motion Carried

AN ORDINANCE TO PERMIT CERTAIN WIND AND SOLAR ENERGY SYSTEMS AND ESTABLISHING STANDARDS

WHEREAS, it is the purpose of this ordinance to promote the safe, effective and efficient use of small wind and solar energy systems to reduce the on-site consumption of utility-supplied electricity; and

WHEREAS, New Jersey's Renewable Portfolio Standards (RPS) require each supplier/provider, as defined at N.J.A.C. 14:8-1.2, that sells electricity to retail customers in New Jersey to provide a percentage of their retail electricity sales from renewable

energy sources, beginning at 3.5 percent in 2004 and increasing to 22.5 percent by 2021; and

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-2n) provides that to promote utilization of renewable energy resources is a purpose of zoning; and

WHEREAS, on November 20, 2009, the Governor signed P.L.2009, c.146, clarifying that a wind, solar or photovoltaic energy facility or structure should be considered an “inherently beneficial” use under the Municipal Land Use Law’s analysis of positive criteria for the grant of a “d variance” under N.J.S.A.40:55D-70, regardless of whether the facility or structure is a principal use, a part of the principal use, or an accessory use or structure; and

WHEREAS, on April 4, 2010, Governor Chris Christie signed P.L. 2010, c. 4 exempting solar panels from being counted in calculations utilized to determine impervious coverage in land use applications under the Municipal Land Use Law; and

WHEREAS, existing local zoning regulations in the Borough of Washington do not address wind or solar power, which while not intended to discourage the installation of small wind turbines or solar panels, can substantially increase the time and costs required to obtain necessary local land-use permits; and

WHEREAS, the Borough Council finds that it is necessary to standardize and streamline the requirements for small wind and solar energy systems so that this clean, renewable energy resource can be utilized in a cost-effective and timely manner in our municipality; and

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Washington in the County of Warren, State of New Jersey, that the Land Use Regulations of the Borough of Washington be amended and supplemented to include the following:

Section 1: Article III. Section 94-5 Definitions shall be amended to include the following additional definitions:

110% PRODUCTION – means that an energy system produces up to 110% of the energy that the principal use consumes on average in a year.

GROUND MOUNTED SOLAR ARRAY - means a solar energy system, as defined herein that is mounted on armatures anchored to the ground with ground cover beneath.

ROOFTOP SOLAR ARRAY – means a solar energy system, as defined herein that is mounted to roof of a building or structure.

SMALL SOLAR ENERGY SYSTEM – means a solar energy system, as defined herein that is used to generate electricity; and has a nameplate capacity of 100 kilowatts or less.

SMALL WIND ENERGY SYSTEM – means a wind energy system, as defined herein that is used to generate electricity; and has a nameplate capacity of 100 kilowatts or less.

SOLAR ENERGY SYSTEM – means a solar energy system and all associated equipment which converts solar energy into a usable electrical energy, heats water or produces hot air or other similar function through the use of solar panels.

SOLAR PANELS – a structure containing one or more receptive cells, the purpose of which is to convert solar energy into usable electrical energy by way of a solar energy system.

WIND ENERGY SYSTEM – means a wind turbine and all associated equipment, including any base, blade, foundation, nacelle, rotor, tower, transformer, vane, wire, inverter, batteries or other component necessary to fully utilize the wind generator.

WIND TURBINE – means equipment that converts energy from the wind into electricity. This term includes base, blade, foundation, nacelle, rotor, blades, tower, transformer, vane, wire, inverter, batteries or other components to store and/or transfer energy.

Section 2: Article VII. Section 94-86.1 WIND AND SOLAR ENERGY AND PRODUCTION SYSTEMS – this section shall be created and state the following:

A. Purpose. The purposes of this section regulating Small Wind and Solar Energy Systems (110% Production) are as follows:

- (1) The primary purpose of a small wind energy system and small solar energy system will be to provide power for the principal use of the property whereon said system is to be located and shall not be for the generation of power for commercial purposes, although this provision shall not be interpreted to prohibit the sale of excess power generated from a small solar energy system to a supplier/provider. For the purposes of this ordinance, the generation of power shall be limited to 110% of the average annual energy consumed for the principal use of the subject property.
- (2) Small wind energy systems and small solar energy systems are permitted as an accessory use on the same lot as the principal use. All small wind and solar energy systems require approval from the zoning officer prior to installation. Applications for an energy system shall include information demonstrating compliance with the provisions of this ordinance. In the event that the zoning officer does not believe the provisions of this ordinance will be satisfied an applicant may request a variance. Applicants within the Route 57 Scenic Corridor must demonstrate compliance with the requirements of the Scenic Corridor and may require outside agency approval.

- (3) All applications for small wind and solar energy systems are to be submitted for site plan and/or variance and waiver review to the Planning Board or the Zoning Board, as necessary, when variance(s) and/or waiver(s) are requested.

B. Use Regulations

- (1) Rooftop Solar Arrays for Small Solar Energy Systems are permitted as an accessory use in all zones.
- (2) Ground Mounted Solar Arrays for Small Solar Energy Systems are permitted as an accessory use in all zones.
- (3) Small Wind Energy Systems are permitted as an accessory use in the I Industrial zone.

C. Small Solar Energy Systems (110% production).

- (1) Rooftop Solar Arrays for Small Solar Energy Systems are permitted as an accessory use in all zones subject to the following requirements.
 - (a) Rooftop Solar Arrays shall not exceed a height of twelve (12) inches from the existing roof surface of a peaked roof and not exceed a height of four (4) feet from the existing roof surface of a flat roof
 - (b) In no event shall the placement of the solar arrays result in an overall height in excess of that permitted for the principle structure in the Zone District in which the principle structure is located.
- (2) Ground Mounted Solar Arrays for Small Solar Energy Systems are permitted as an accessory use in all zones subject to the following requirements.
 - (a) Maximum size: no more than 10% of a lot may be devoted to a ground mounted solar energy system, however in no case shall a ground, mounted solar energy system exceed 2,500 square feet.
 - (b) Minimum setback: All ground mounted solar energy systems shall have a distance of ten (10) feet from all property lines in residential zoning districts or twenty-five (25) feet from any property line in commercial zoning districts.
 - (c) Ground mounted solar energy systems shall not exceed a height of eight (8) feet as measured from the grade plane to the highest point of the mounting equipment and/or panel(s), whichever is higher.
 - (d) Ground mounted solar energy systems shall not be permitted in any front yard.
 - (e) Ground mounted solar energy systems are permitted in the rear yard.
 - (f) Ground mounted solar energy systems are permitted in side yards, if screened from the street and adjacent properties by evergreen landscaping to create a continuous buffer.
 - (g) Ground arrays shall not contribute to impervious surface calculations, unless installed above an impervious surface.

D. Small Wind Energy Systems (110% production).

- (1) Small Wind Energy Systems are permitted as an accessory use in the I-Industrial zones subject to the following requirements.
 - (a) Maximum Density: maximum density of wind turbines shall not exceed one (1) turbine per five (5) acres. More than one wind energy systems may be permitted per property provided the overall density of one (1) turbine per five (5) acres is maintained.
 - (b) Maximum height: System height shall not exceed 125 feet, measured from the grade plane to the height of the blades at its highest point.
 - (c) Minimum setbacks: all wind energy systems shall be setback from all property lines a distance equal to 150% of the system height including the blades of the turbine at their highest point.
 - (d) Separation distance: all wind energy systems shall be setback from all other wind energy systems a distance equal to 100% of the system height including the blades of the turbine at their highest point
 - (e) Wind energy systems shall not be permitted in any front yard.
 - (f) Wind energy systems shall not be permitted as a rooftop installation.
 - (g) All moving parts of the wind energy systems shall be a minimum of thirty (30) feet above ground level.
 - (h) Any tower shall be designed and installed so as to not provide step bolts or a ladder readily accessible to the public for a minimum height of eight (8) feet above the ground.
 - (i) All guy wires or any part of the wind energy system shall be located on the same lot as the wind energy system.
- (2) Noise: All wind energy systems shall comply with the following requirements.
 - (a) Adjacent to a residential use or zone sound levels of the wind energy system shall not exceed 55 dBA at a common property line and 50 dBA to the closest occupied structure.
 - (b) In all other cases at a common property line sound levels of the wind energy system shall not exceed 65 dBA.

E. Abandonment.

- (1) In the case that any small wind or small solar energy system as defined herein is out of service for a continuous 12-month period will be deemed to have been abandoned.
- (2) The zoning officer or other enforcement official of the Borough may issue a "Notice of Abandonment" to the owner. The notice shall be sent via regular and certified mail return receipt requested to the owner of record.
- (3) Any abandoned small wind or solar energy system as defined herein shall be removed at the owner's sole expense within six months after the owner receives the "Notice of Abandonment" from the municipality. If the system is not removed

within six months of receipt of notice from the Borough notifying the owner of such abandonment, the Borough may remove the system as set forth below.

- (4) When an owner of a small energy system as defined herein has been notified to remove same and has not done six months after receiving said notice, then the Borough may remove such system and place a lien upon the property for the cost of the removal and restoration. If removed by the owner, a demolition permit shall be obtained and the facility shall be removed. Upon removal, the site shall be cleaned, restored and revegetated to blend with the existing surrounding vegetation at the time of abandonment.

F. Design and Improvement Standards. Standards specifically regulating Wind and Solar Energy and Production Systems are detailed in section 94-69.1.

Section 3: Article VI. Section 94-69.1 WIND AND SOLAR ENERGY SYSTEMS - Design and Improvement Standards – this section shall be created and state the following:

- A. All wind and solar energy systems shall comply with the following.
 - (1) Systems shall not be used for displaying any advertising except for reasonable identification of the manufacture or operator of the system. In no case shall any identification be visible from a property line.
 - (2) Systems shall not significantly impair a scenic vista or scenic corridor as identified in the Borough's master plan or other published source.
 - (3) The natural grade of the lot shall not be changed to increase the elevation of any wind turbine or solar array.
 - (4) Wires, cables and transmission lines running between an energy system and any other structure shall be installed underground.
 - (5) All ground mounted electrical and control equipment shall be secured to prevent unauthorized access.
 - (6) The design shall, to the extent reasonably possible, use materials, colors, textures, screening and landscaping that will blend the facility into the natural setting and existing environment.
 - (7) Installation shall conform to the National Electric Code as adopted by the NJ Department of Community Affairs.
 - (8) Installation is subject to all local Electric Company requirements for interconnection.
 - (9) The following requirements are applicable to small wind energy systems:
 - (a) Wind energy systems shall not be artificially lit, except to the extent required by the FAA or other applicable authority.
 - (b) Wind turbines shall be designed with an automatic brake or other similar device to prevent over-speeding and excessive pressure on the tower structure.
 - (c) The blades on the wind turbine shall be constructed of a corrosive resistant material.

Section 4: Article VI. Section 94-37 ACCESSORY BUILDINGS shall be amended and state the following:

E. Towers are regulated under 94-69.1 and 94-86.1 and this 94-37 shall not apply to same.

Section 5: Article VI. Section 94-68 YARDS AND TOWERS shall be amended such that Item B shall be deleted and the Section shall be renamed YARDS.

Section 6: Any and all Ordinances inconsistent with this ordinance are hereby repealed to the extent of any such inconsistency.

Section 7: Should any section, part or provision of this ordinance be deemed invalid or unconstitutional, such decision shall not affect the validity of the remaining terms of this ordinance as a whole or any part thereof, other than section, part or provision so held invalid or unconstitutional.

Section 8: This ordinance shall take effect on its final passage and publication as provided by law.

REPORTS:

Motion was made by Higgins, seconded by Valentine to receive and file the following reports:

1. Managers Reports
2. CFO Report
3. Municipal Court
4. Tax Collector

Ayes: 6, Nays: 0
Motion Carried

Councilman Higgins noted that this is the new report from the tax collector.

COMMITTEE REPORTS:

Recreation Liaison – Councilwoman Gleba noted that in the last Council meeting packet there was a request from the Recreation Committee regarding selling the goal posts that were purchased two years ago. They have not been used and are not the correct size for the fields. Councilman Gleba motioned to sell the goal posts. Councilman Higgins seconded the motion for further discussion. Councilman Higgins asked what the process is. Manager Phelan stated a Resolution would need to be adopted by the Governing Body in order to have a public auction. After some discussion regarding the

value of the goal posts; Mayor McDonald suggested Manager Phelan do some research on what their worth is and prepare the Resolution for the next meeting. Councilwoman Higgins will amend her motion; Councilman Higgins amended his second. All in favor.

Streets Committee – Councilman Boyle reported he attended the Freeholder meeting on August 10. He stated of the three streets that the Borough of Washington asked the Freeholder Board to consider taking over; they agreed to only consider one road which is Belvidere Ave. There is no guarantee that the County will assume responsibility for Belvidere Ave either. Councilman Boyle stated the Council will need to consider whether or not they want to spend money in order to bring Belvidere Ave into compliance for the County. Councilman Boyle noted the County Engineer had several concerns. He is concerned about the maintenance of the traffic light, the wheelchair ramps downtown not being compliant with the DOT. The Warren County Engineer contacted Councilman Boyle the following day with some concerns that he would like more information on. Councilman Boyle forwarded that information to the Borough Manager. The engineer requested a site line analysis, three year accident history, copy of the plans for the portion of Belvidere Ave. that was improved, plans for the traffic signal, and a cost estimate for road improvements on Belvidere Ave. In addition, the County will install a traffic meter. Councilman Boyle noted that the County would require overnight parking on one side of the street only.

Councilman Boyle made a motion to have the Manager forward the requested information to the County, seconded by Councilman Higgins.

Ayes: 6, Nays: 0
Motion Carried

Garbage Collection – Councilman Boyle stated he reached back out to Hampton Borough to see if they would reconsider discussing a shared service agreement for garbage collection. Council agreed to have Councilman Boyle engage in discussions with Hampton Borough.

PUBLIC HEARING

Public Hearing – Small Cities Community Block Grant Program (ARC)

Councilman Higgins excused himself from this portion of the meeting.

Ms. Carol Lowy representing Housing and Community Development Services provided background information to the Governing Body regarding the Small Cities Grant. This public hearing is a mandatory requirement of the Community Development Block Grant Program. Ms. Lowy explained the proposed Community Block Grant will address facility reconstruction for the ARC of Warren County. This is a pass through grant for \$400,000.00. The Borough of Washington acts as the governmental agency on behalf of the ARC. There is no financial impact to the Borough.

Resolutions 140-2011 through 143-2011

Resolutions 140-2011 through 143-2011 were moved on a motion made by Torres, seconded by Gleba and adopted.

Roll Call: Torres, Gleba, Valentine, McDonald, Boyle

Ayes: 5, Nays: 0
Motion Carried

Resolutions as made part of the grant package are on file in the clerk's office.

OLD BUSINESS:

None

NEW BUSINESS:

1. Approval of Special ABC Permit for Washington Fire Department October 1, 2011 for Festival in the Borough – Midtown Parking Lot

Ayes: 5, Nays: 0
Abstain: 1 (Higgins)
Motion Carried

2. Approval of Special ABC Permit for Washington Fire Department October 1, 2011 for Festival in the Borough – PNC Lot

Ayes: 5, Nays: 0
Abstain: (Higgins)
Motion Carried

3. Approval of Special ABC Permit for Washington Celebrates America October 2, 2011 for Festival in the Borough – Midtown Parking Lot

Ayes: 5, Nays: 0
Abstain: (Boyle)
Motion Carried

4. Resolution 138-2011 Redemption of Tax Sale Certificate

Resolution 138-2011 was moved on a motion made by Valentine, seconded by Torres and adopted.

Roll Call: Valentine, Torres, Gleba, McDonald, Boyle, Higgins

Ayes: 6, Nays: 0
Motion Carried

RESOLUTION #138-2011

A RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE

As per N.J.S.A.54:5

KNOW ALL PERSONS BY THESE PRESENTS THAT, WHEREAS, lands in the taxing district of Washington Borough, County of Warren, State of New Jersey, were sold on September 16, 2010 to Arthur Frustaci, 1178 Fifth Avenue, Alpha, NJ 08865, in the amount of \$255.41 for taxes or other municipal liens assessed for the year 2009 in the name of Hidalgo, Mariela M & Gualdo, as supposed owners, and in said assessment and sale were described as 8 Nunn Avenue, Block 97.02 Lot 11, which sale was evidenced by Certificate #10-00035; and

WHEREAS, I, Kay F. Stasyshan, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 6-28-11 and before the right to redeem was cut off, as provided by law, CoreLogic for HSBC claiming to have an interest in said lands, did redeem said lands claimed by Arthur Frustaci by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$9,022.54, which is the amount necessary to redeem Tax Sale Certificate #10-00035.

NOW THEREFORE BE IT RESOLVED, on this 16th day of August 2011 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Arthur Frustaci, 1178 Fifth Avenue, Alpha, NJ 08865 in the **amount of \$9,022.54.**

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 97.02 Lot 11 from the tax office records.

5. Resolution 146-2011 Refund of Tax Court Appeal

Resolution 146-2011 was moved on a motion made by Valentine and seconded by Gleba and adopted.

Ayes: 6, Nays: 0
Motion Carried

RESOLUTION # 146-2011
A RESOLUTION TO REFUND TAX MONIES PER TAX COURT APPEAL

WHEREAS, the Tax Collector has received a Tax Court Judgment for the year 2009 for the property listed below:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME OF OWNER/ PROPERTY LOCATION</u>	<u>YEAR AMOUNT</u>	
2.11	30	Ali, Ameer & Kathija B 39 Lambert Avenue	2009 Taxes	636.68
			2010 Taxes	318.34
		TOTAL		955.02

Refund payable to: Ameer & Kathija B Ali, 39 Lambert Avenue, Washington, NJ 07882.

WHEREAS, due to the Tax Court Judgment Docket #014567-2009, the assessed value for the improvements has been reduced from 174,500 to 159,600 which changes the amount of taxes due thus creating this overpayment.

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 and Treasurer to refund the above tax overpayment.

6. Resolution 147-2011 Refund of Tax Overpayment

Resolution 147-2011 was moved on a motion made by Valentine, seconded by Torres and adopted.

Ayes: 6, Nays: 0
Motion Carried

RESOLUTION # 147-2011
A RESOLUTION TO REFUND OVERPAYMENT
ON 2008 PRIOR YEAR REAL ESTATE TAXES

WHEREAS, according to the Tax Collector's records, there is an overpayment of \$2,811.93 on 2008 4th Quarter Regular Taxes paid on property located at 38 Alvin Sloan Avenue, also known as Block 2.08 Lot 8, and in the name of Renaldo, Adam and Gretchen; and

WHEREAS, the Renaldo's mortgage company and an attorney for the new homeowner both paid the 4th quarter 2008 Regular Taxes causing the overpayment; and

WHEREAS, the Tax Collector has been resolving the matter of tax overpayments and has written a letter requesting the Renaldo's to sign to receive their refund.

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 and Treasurer to refund the amount of \$2,811.93 payable to:

Adam & Gretchen Renaldo
11 Willis Drive
Ogdensburg, NJ 07439

7. Resolution 148-2011 Apply for Tax Overpayment to 2012 Taxes

Resolution 148-2011 was moved on a motion made by Valentine, seconded by Torres and adopted.

Ayes: 6, Nays: 0
Motion Carried

**RESOLUTION #148-2011
A RESOLUTION AUTHORIZING APPLYING 2011
OVERPAYMENT TO 2011 & 2012 TAXES**

WHEREAS, according to the Tax Collector's records, there exists an overpayment and adjustments from previous quarters on the following property;

NAME OF OWNER/ BLOCK/LOT	LOCATION	QUARTER	AMOUNT
Farr, Verna E	2011	2QTR	350.00
11 State Street	2011	3QTR	1,992.48

WHEREAS, the Tax Collector's office contacted Ms. Farr concerning these overpayments and have received a letter that she wishes to have the overpayments applied to the 4th Quarter 2011 and the 1st Quarter 2012 taxes.

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 transfer the overpayment to the above quarters.

VOUCHERS:

Mayor McDonald stated that the bill for Schneider and Company would be pulled from this voucher list until discussion in Executive Session. Mayor McDonald entertained a motion to pay the vouchers and claims in the amount of \$ 1,465,323.62.

Council had several questions for Manager Phelan. Councilwoman Gleba asked why items were being paid out of the Fire Safety Fire Trust. Manager Phelan stated that statutorily money received from fire safety fines can only be used on fire safety items. Councilman Boyle asked if we needed to purchase more signs for dog curbing. Manager Phelan stated that the Borough needed to replenish their supply. Councilman Higgins asked about the purchase of weed killer. He asked if we were spraying weed killer at the park. Manager Phelan stated this was returned and we are not spraying weed killer. Manager Higgins asked what date the Borough stopped spraying weed killer.

Motion made by Torres, seconded by Valentine and approved.

Roll Call: Gleba, Torres, McDonald, Valentine, Higgins, Boyle – Yes
Gleba – Abstained from Finnelli Consulting Vouchers
Higgins – Abstained from Fire Dept. Vouchers

Ayes: 6, Nays: 0

Abstain: 2 (Gleba – Finnelli, Higgins – Fire Dept.)

RECAP

Manager Phelan stated he will update the Best Practices Checklist for the State of NJ based on the discussion this evening. He will discuss the block party with the Chief of Police, he will prepare the Ordinance of the sale of the DPW Garage for re-introduction at the next meeting, he will obtain information requested by the County of Warren for Belvidere Avenue. Manager Phelan will also find out when use of the weed killer was stopped.

COUNCIL REMARKS:

Councilman Boyle asked for an update on Gardner's Court and about the three way stop sign suggested at Lambert and Wayne Street. Manager Phelan is aware and working on these items.

EXECUTIVE SESSION

Mayor McDonald entertained a motion to enter executive session for the discussion of Contract Negotiation – Veolia Water and Schneider and Company. Professional appointment reviews will be discussed at a later meeting.

Motion made by Higgins, seconded by Torres to enter Executive Session after a five minute recess.

Council entered Executive Session at 9:15 p.m.

149-2011
RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act; *N.J.S.A.* 10:4-6 *et seq.*, declares it to be the public policy of the State to insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which business affecting the public is discussed or acted upon; and

WHEREAS, the Open Public Meetings Act also recognizes exceptions to the right of the public to attend portions of such meetings; and

WHEREAS, the Mayor and Council find it necessary to conduct an executive session closed to the public as permitted by the *N.J.S.A.* 40:4-12; and

WHEREAS, the Mayor and Council will reconvene in public session at the conclusion of the executive session;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey that they will conduct an executive session to discuss the following topic(s) as permitted by *N.J.S.A.* 40:4-12:

_____ A matter which Federal Law, State Statute or Rule of Court requires be kept confidential or excluded from discussion in public (Provision relied upon: _____);

_____ A matter where the release of information would impair a right to receive funds from the federal government;

_____ A matter whose disclosure would constitute an unwarranted invasion of individual privacy;

_____ A collective bargaining agreement, or the terms and conditions thereof (Specify contract: _____);

_____ A matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed; Real Estate Acquisitions

_____ Tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

_____ Investigations of violations or possible violations of the law;

 X Pending or anticipated litigation or contract negotiation in which the public body is or may become a party; (The general nature of the litigation or contract

negotiations is: Veolia Water – Contract Professional’s – Annual Review the public disclosure of such information at this time would have a potentially negative impact on the municipality’s position in the litigation or negotiation; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.)

_____Matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his or her ethical duties as a lawyer; (The general nature of the matter is:_____

_____ OR _____ the public disclosure of such information at this time would have a potentially negative impact on the municipality’s position with respect to the matter being discussed; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.);

_____Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective or current public officer or employee of the public body, where all individual employees or appointees whose rights could be adversely affected have not requested in writing that the matter(s) be discussed at a public meeting; (The employee(s) and/or general nature of discussion is: the public disclosure of such information at this time would violate the employee(s) privacy rights; therefore this information will be withheld until such time as the matter is concluded or the threat to privacy rights no longer exists.;

_____Deliberation occurring after a public hearing that may result in the imposition of a specific civil penalty or loss of a license or permit;

BE IT FURTHER RESOLVED that the Mayor and Council hereby declare that their discussion of the subject(s) identified above may be made public at a time when the Borough Attorney advises them that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Borough or any other entity with respect to said discussion.

BE IT FURTHER RESOLVED that the Mayor and Council, for the reasons set forth above, hereby declare that the public is excluded from the portion of the meeting during which the above discussion shall take place.

Council exited Executive Session at 11:10 p.m..

Hearing no further business, a motion was made by Higgins, seconded by Boyle to adjourn the meeting at pm 11:10.

Ayes: 6, Nays: 0,
Motion Carried

Mayor Scott McDonald

Kristine Blanchard, Borough Clerk

**BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY
WASHINGTON BOROUGH COUNCIL MINUTES – September 6, 2011**

The Regular Meeting of the Borough Council of Washington, Warren County, New Jersey was held in the Council Chambers of Borough Hall at 7:30 P.M.

Roll Call: Gleba, Torres, McDonald, Jewell, Higgins, Boyle
Valentine - Absent

Also Present: Kristine Blanchard, Borough Clerk

Mayor McDonald led everyone in the flag salute.

Mayor McDonald 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:

Chief McDonald – Washington Township Police Department

Chief McDonald updated the Governing Body on the police activity from August of 2010 through July of 2011. There have been 834 criminal investigations, 324 criminal arrests, 153 motor vehicle crashes, and 1,974 motor vehicle summons issued.

Mayor McDonald asked about enforcing the two hour parking downtown and if an officer walks the downtown area as part of his daily routine. Chief McDonald stated yes, officers do walk the downtown and issue parking summonses. The department is considering a parking violation officer in the future.

Councilman Torres asked about the upcoming budget season. Does the Chief anticipate any large purchases? The chief does not foresee any large purchases. Councilman Jewell noted the response time for the police department is very good. Councilman Boyle stated the Borough is looking to install stop signs at Lambert and Wayne Streets near Memorial School. Chief McDonald noted the township is looking to place cameras on several stop signs. There is no fee to install the cameras. A portion of the summons fee goes to the company installing the cameras and the remainder to the municipality.

Councilman Higgins asked how many officers were employed by the township and if there were any upcoming retirements. Chief McDonald stated that there were 28 officers and there was one maybe two retirements next year. Councilman Higgins asked the chief if the parking officer position had been discussed with the Borough Manager. The Chief stated yes he had spoken with the Manager and would again if the township moved forward with the position.

Mayor McDonald thanked Chief McDonald for his time.

PROCLAMATION:

**PROCLAMATION
FOR CONSTITUTION WEEK**

WHEREAS: It is the privilege and duty of the American people to commemorate the two hundred twenty-fourth anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE I, Scott McDonald, by virtue of the authority vested in me as Mayor of the Borough of Washington in Warren County do hereby proclaim the week of September 17 through 23 as

CONSTITUTION WEEK

And urge all citizens to study the Constitution, and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

CORRESPONDENCE:

Motion made by Gleba, seconded by Jewell to receive and file the following correspondence.

Revised Memorandum of Understanding

Ayes: 6, Nays: 0
Motion Carried

Discussion: Mayor McDonald stated that according to the revised memorandum some of the restrictions from the State of NJ had been lifted.

Mayor McDonald entertained a motion to accept the revised memorandum of understanding. Motion made by Torres, seconded by Jewell and approved.

Ayes: 5, Nays: 1 (Higgins)
Motion Carried

Mayor McDonald also announced that the Washington Area Ministerium is holding an inter-faith memorial on 9/11.

AUDIENCE:

Mayor McDonald opened up the audience portion of the meeting.

Hearing no comments from the audience motion made by Jewell, seconded by Gleba to close the audience portion of the meeting.

Ayes: 6, Nays: 0

Motion Carried

ORDINANCES:

Ordinance 6-2011 AN ORDINANCE AUTHORIZING THE SALE OF SUPRLUS LAND (Introduction)

Mayor McDonald entertained a motion to introduce Ordinance #6-2011.

Ordinance 6-2011 was introduced by Councilman Higgins, seconded by Councilman Boyle.

It was further moved by Higgins, seconded by Boyle that the Clerk read Ordinance #6-2011 by title only.

Roll Call: Higgins, Boyle, Gleba, McDonald, Torres, Jewell

Ayes: 6, Nays: 0

Motion Carried

The Clerk read Ordinance #6-2011 entitled, "An Ordinance Authorizing the Sale Surplus Land."

Motion made by Boyle, seconded by Jewell to adopt on first reading.

Roll Call: Jewell, Torres, McDonald, Boyle, Gleba, Higgins

Ayes: 6, Nays: 0

Motion Carried

Introduced 9/6/11

Public Hearing/Adoption 10/4/11

**BOROUGH OF WASHINGTON
WARREN COUNTY, NEW JERSEY**

ORDINANCE # 6-2011

AN ORDINANCE AUTHORIZING THE SALE OF SURPLUS LAND

WHEREAS, a parcel of real property known as Block 94, Lot 57 on the tax map of the Borough of Washington and also known by the street address of Alleger Street Garage, Borough of Washington (“Property”), owned by the Borough of Washington, is not needed for public purposes; and

WHEREAS, it is in the best interest of the Borough of Washington to advertise the Property for public sale to the highest bidder; and

WHEREAS, the Borough of Washington wishes to dispose the Property pursuant to N.J.S.A. 40A:12-13;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Washington, Warren County, as follows:

1. The Mayor and Council hereby authorize the Property at public sale to the highest bidder by way of submission of sealed bids, said sale to be held at a time and place set by the Mayor and Council by resolution.
2. The sale shall be advertised in a newspaper circulating in the Borough by two (2) insertions at least once a week during two (2) consecutive weeks, the last publication to be not earlier than seven (7) days prior to said sale.
3. The specific terms and conditions of the sale will be set forth in a resolution authorizing the sale, copies of which will, upon adoption, be available at the Borough Municipal Building.
4. The sale of the Property shall be subject to a written contract to be entered into with the highest bidder. The form of contract will be attached to the resolution authorizing the sale.
5. The minimum price for the parcel of land is \$ 1.00
6. A minimum deposit of ten percent (10%) of the bid price on the Property by cash or certified check (or other immediately negotiable funds) payable to the Chief Financial Officer, Borough of Washington must be included with each sealed bid. Deposits shall be returned to all except the highest bidder for each lot within seven (7) days of bid opening.

7. The Borough reserves the right to reject all bids.

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

Ordinance 7-2011 AN ORDINANCE AMENDING CHAPTER 44A FLOOD DAMAGE CONTROL (Introduction)

Mayor McDonald entertained a motion to introduce Ordinance #7-2011.

Ordinance 7-2011 was introduced by Councilman Jewell, seconded by Councilman Torres.

It was further moved by Jewell, seconded by Torres that the Clerk read Ordinance #7-2011 by title only.

Roll Call: Higgins, Boyle, Gleba, McDonald, Torres, Jewell

Ayes: 6, Nays: 0

Motion Carried

The Clerk read Ordinance #7-2011 entitled, "An Ordinance Amending Chapter 44A Flood Damage Control."

Discussion: Mayor McDonald noted that according to the Borough Manager's letter the Federal Emergency Management Agency has amended the requirements for municipalities that participate in the National Flood Insurance Program. Mayor McDonald stated the Ordinance needs to be adopted as is presented to you. This is a requirement of FEMA. Council had some questions relating to the changes. Council also requested copies of the flood maps.

Motion made by Boyle, seconded by Jewell to adopt on first reading.

Roll Call: Jewell, Torres, McDonald, Boyle, Gleba, Higgins

Ayes: 6, Nays: 0

Motion Carried

Introduction 9/6/11 – Public Hearing/Adoption 10/4/11
ORDINANCE 7-2011

Chapter 44A, FLOOD DAMAGE PREVENTION

[HISTORY: Adopted by the Borough Council of the Borough of Washington 7-13-82 as Ord. No. 14-82.]

GENERAL REFERENCES

Management of surface water -- See Ch. 57.
Sedimentation and soil erosion control -- See Ch. 69.
Soil removal -- See Ch. 73.
Zoning and land development -- See Ch. 94.

§ 44A-1. Statutory authorization.

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1 delegated the responsibility to local governmental units to adopt regulations designed to promote the public health, safety and general welfare of its citizenry. Therefore, the Common Council of the Borough of Washington, County of Warren, State of New Jersey does ordain as follows.

§ 44A-2. Findings of fact.

A. The flood hazard areas of the Borough of Washington are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief and impairment of the tax base, all of which adversely affect the public health, safety and general welfare.

B. These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazards which increase flood heights and velocities and, when inadequately anchored, damage uses in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

§ 44A-3. Statement of purpose.

It is the purpose of this chapter to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

A. Protect human life and health.

B. Minimize expenditure of public money for costly flood control projects.

C. Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public.

D. Minimize prolonged business interruptions.

E. Minimize damage to public facilities and utilities, such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in areas of special flood hazard.

F. Help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas.

G. Ensure that potential buyers are notified that property is in an area of special flood hazard.

H. Ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

§ 44A-4. Methods of reducing flood losses.

In order to accomplish its purposes, this chapter includes methods and provisions for:

A. Restricting or prohibiting uses which are dangerous to health, safety and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities.

B. Requiring that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction.

C. Controlling the alteration of natural floodplains, stream channels and natural protective barriers, which help accommodate or channel floodwaters.

D. Controlling filling, grading, dredging and other development which may increase flood damage.

E. Preventing or regulating the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards in other areas.

§ 44A-5. Definitions.

A. Unless specifically defined below, words or phrases used in this chapter shall be interpreted so as to give them the meanings they have in common usage and to give this chapter its most reasonable application.

B. As used in this chapter, the following terms shall have the meanings indicated:

APPEAL -- A request for a review of the Zoning Officer's interpretation of any provision of this chapter or a request for a variance.

AREA OF SHALLOW FLOODING -- A designated AO Zone on the Flood Insurance Rate Map (FIRM). The base flood depths range from one (1) to three (3) feet; a clearly defined channel does not exist; the path of flooding is unpredictable and indeterminate; and velocity flow may be evident.

AREA OF SPECIAL FLOOD HAZARD -- The land in the floodplain within a community subject to a one-percent-or-greater chance of flooding in any given year.

BASE FLOOD -- The flood having a one-percent chance of being equalled or exceeded in any given year.

BASEMENT -- Any area of the building having its floor subgrade (below ground level) on all sides.

BREAKAWAY WALL -- A wall that is not part of the structural support of the building and is intended, through its design and construction, to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

DEVELOPMENT -- Any man-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations located within the area of special flood hazard.

DIGITAL FLOOD INSURANCE RATE MAP (DFIRM) -- The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

ELEVATED BUILDING -- A nonbasement building built, in the case of a building in an area of special flood hazard, to have the top of the elevated floor or, in the case of a building in a coastal high-hazard area, to have the bottom of the lowest horizontal structural member of the elevated floor elevated above the ground level by means of piling, columns (posts and piers) or shear walls parallel to the flow of the water and flood of up to the magnitude of the base flood. In an area of special flood hazard, "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of floodwaters. In areas of coastal high hazard, "elevated building" also includes a building otherwise meeting the definition of "elevated building," even though the lower area is enclosed by means of breakaway walls.

FLOOD OR FLOODING -- A general and temporary condition of partial or complete inundation of normally dry land areas from the overflow of inland or tidal waters and/or the unusual and rapid accumulation or runoff of surface waters from any source.

FLOOD INSURANCE RATE MAP (FIRM) - The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY - The official report provided in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Maps) and the water surface elevation of the base flood.

FLOODWAY -- The channel of a river or other water-course and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than two-tenths (0.2) foot.
HIGHEST ADJACENT GRADE — The highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

HISTORIC STRUCTURE — Any structure that is:

[a] Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;

[b] Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

[c] Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
[d] Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:

(1) By an approved State program as determined by the Secretary of the Interior; or

(2) Directly by the Secretary of the Interior in States without approved programs.

LOWEST FLOOR -- The lowest floor of the lowest enclosed area, including the basement. An unfinished or flood-resistant enclosure, usable solely for the parking of vehicles, building access or storage, in an area other than a basement is not considered a building's "lowest floor," provided that such enclosure is not built so as to render the structure in violation of other applicable non-elevation design requirements.

MANUFACTURED HOME -- A structure, transportable in one (1) or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

MANUFACTURED HOME PARK OR MANUFACTURED HOME SUBDIVISION -- A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

NEW CONSTRUCTION -- Structures for which the start of construction commenced on or after the effective date of this chapter and includes any subsequent improvements to such structures.

NEW MANUFACTURED HOME PARK OR SUBDIVISION — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

RECREATIONAL VEHICLE — A vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

START OF CONSTRUCTION -- For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. 98-348), includes substantial improvement and means the date the building permit was issued, provided that the actual start of construction, repair, reconstruction, rehabilitation, addition, placement or other improvement was within one hundred eighty (180) days of the permit date. The "actual start" means either the first placement of permanent construction of a structure on a site, such as the pouring of a slab or footings, the installation of piles, the construction of columns or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms, nor does it include the installation of the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE -- A walled and roofed building, a manufactured home or a gas or liquid storage tank that is principally above ground.

SUBSTANTIAL DAMAGE — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT— Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

[1] Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or

[2] Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

VARIANCE -- A grant of relief from the requirements of this chapter which permits construction in a manner that would otherwise be prohibited by this chapter.

§ 44A-6. Applicability.

This chapter shall apply to all areas of special flood hazard within the jurisdiction of the Borough of Washington, Warren County, New Jersey as depicted on the Flood Insurance Rate Map.

§ 44A-7. Basis for establishing areas of special flood hazard.

The areas of special flood hazard for the Borough of Washington, Community No. 340495, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- a) A scientific and engineering report "Flood Insurance Study, Warren County, New Jersey (All Jurisdictions)" dated September 29, 2011.
- b) Flood Insurance Rate Map for Warren County, New Jersey (All Jurisdictions) as shown on Index and panel numbers 34041C0238E, 34041C0239E, 34041C0326E; whose effective date is September 29, 2011.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at 100 Belvidere Avenue, Washington, New Jersey.

§ 44A-8. Violations and penalties.

No structure or land shall hereafter be constructed, located, extended, converted or altered without full compliance with the terms of this chapter and other applicable regulations. Violation of the provisions of this chapter by failure to comply with any of

its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this chapter or fails to comply with any of its requirements shall, upon conviction thereof, be fined not more than five hundred dollars (\$500.) or imprisoned for not more than ninety (90) days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Borough of Washington, Warren County, New Jersey from taking such other lawful action as is necessary to prevent or remedy any violation.

§ 44A-9. Abrogation and greater restrictions.

This chapter is not intended to repeal, abrogate or impair any existing easements, covenants or deed restrictions. However, where this chapter and any other ordinance, easement, covenant or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

§ 44A-10. Interpretation of provisions.

In the interpretation and application of this chapter, all provisions shall be:

- A. Considered as minimum requirements.
- B. Liberally construed in favor of the governing body.
- C. Deemed neither to limit nor repeal any other powers granted under state statutes.

§ 44A-11. Warning and disclaimer of liability.

The degree of flood protection required by this chapter is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This chapter does not imply that land outside the areas of special flood hazard or uses permitted within such areas will be free from flooding or flood damages. This chapter shall not create liability on the part of the Borough of Washington, Warren County, New Jersey, any officer or employees thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this chapter or any administrative decision lawfully made thereunder.

§ 44A-12. Development permit required.

A development permit shall be obtained before construction or development begins within any area of special flood hazard established in § 44A-7. Application for a development permit shall be made on forms furnished by the Zoning Officer and may include but shall not be limited to plans in duplicate drawn to scale showing the nature, location, dimensions and elevations of the area in question; existing or proposed

structures; fill; storage of materials; drainage facilities; and the location of the foregoing. Specifically, the following information is required:

- A. Elevation, in relation to mean sea level, of the lowest floor, including basement, of all structures.
- B. Elevation, in relation to mean sea level, to which any structure has been floodproofed.
- C. Certification by a registered professional engineer or architect that the floodproofing methods for any nonresidential structure meet the floodproofing criteria in § 44A-18B.
- D. Description of the extent to which any watercourse will be altered or relocated as a result of the proposed development.

§ 44A-13. Designation of enforcement officer.

The Zoning Officer is hereby appointed to administer and implement this chapter by granting or denying development permit applications in accordance with its provisions. The Zoning Officer may utilize the services of the Municipal Engineer to assist with the technical aspects of his or her responsibilities with all associated costs being paid by the borough.

§ 44A-14. Duties and responsibilities of enforcement officer.

Duties of the Zoning Officer shall include but shall not be limited to:

A. Permit review. He shall:

- (1) Review all development permits to determine that the permit requirements of this chapter have been satisfied.
- (2) Review all development permits to determine that all necessary permits have been obtained from those federal, state or local governmental agencies from which prior approval is required.
- (3) Review all development permits to determine if the proposed development is located in the floodway; if located in the floodway, assure that the encroachment provisions of § 44A-19A are met.

B. Information to be obtained and maintained. He shall:

- (1) Obtain and record the actual elevation, in relation to mean sea level, of the lowest floor, including basement, of all new or substantially improved structures, and whether or not the structure contains a basement.
- (2) For all new or substantially improved floodproofed structures:

(a) Verify and record the actual elevation, in relation to mean sea level.

(b) Maintain the floodproofing certifications required in § 44A-12C.

(3) Maintain for public inspection all records pertaining to the provisions of this chapter.

C. Alteration of watercourses. He shall:

(1) Notify adjacent communities and the State of New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section and the Land Use Regulation Program prior to any alteration or relocation of a watercourse and submit evidence of such notification to the Federal Insurance Administration.

(2) Require that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.

D. Interpretation of FIRM boundaries. He shall make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in § 44A-15.

E. When base elevation and floodway data has not been provided in accordance with § 44A-7, Basis for establishing areas of special flood hazard, the Zoning Officer shall obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source, in order to administer § 44A-18A, Residential construction, and § 44A-18B, Nonresidential construction.

§ 44A-15. Appeal Board.

A. The Planning Board, as established by N.J.S.A. 40:55D-23 et seq., shall hear and decide appeals and requests for variances from the requirements of this chapter.

B. The Planning Board shall hear and decide appeals when it is alleged that there is an error in any requirements, decision or determination made by the Zoning Officer in the enforcement or administration of this chapter.

C. Those aggrieved by the decision of the Planning Board, or any taxpayer, may appeal such decision to the Superior Court of New Jersey.

D. In passing upon such applications, the Planning Board shall consider all technical evaluations, all relevant factors, standards specified in other sections of this chapter and:

As the lot size increases beyond one-half (1/2) acre, the technical justification required by issuing the variance increases.

B. Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.

C. Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

D. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

E. Variances shall only be issued upon:

(1) A showing of good and sufficient cause.

(2) A determination that failure to grant the variance would result in exceptional hardship to the applicant.

(3) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in § 44A-15D or conflict with existing local laws or ordinances.

F. Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

§ 44A-17. General standards for flood hazard reduction.

In all areas of special flood hazards the following standards are required:

A. Anchoring.

(1) All new construction and substantial improvements shall be anchored to prevent flotation, collapse or lateral movement of the structure.

(2) All manufactured homes shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

- (1) The danger that materials may be swept onto other lands to the injury of others.
- (2) The danger to life and property due to flooding or erosion damage.
- (3) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
- (4) The importance of the services provided by the proposed facility to the community.
- (5) The necessity to the facility of a waterfront location, where applicable.
- (6) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage.
- (7) The compatibility of the proposed use with existing and anticipated development.
- (8) The relationship of the proposed use to the Comprehensive Plan and floodplain management program of that area.
- (9) The safety of access to the property in times of flood for ordinary and emergency vehicles.
- (10) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site.
- (11) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities, such as sewer, gas, electrical and water systems, and streets and bridges.

E. Upon consideration of the factors of § 44A-15D and the purposes of this chapter, the Planning Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this chapter.

F. The Zoning Officer shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration.

§ 44A-16. Conditions for variances.

A. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half (1/2) acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, provided that the provisions of § 44A-15D(1) through (11) have been fully considered.

B. Construction materials and methods.

- (1) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- (2) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

C. Utilities.

- (1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system.
- (2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharge from the systems into floodwaters.
- (3) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.
- (4) Electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

D. Subdivision proposals.

- (1) All subdivision proposals shall be consistent with the need to minimize flood damage.
- (2) All subdivision proposals shall have public utilities and facilities, such as sewer, gas, electrical and water systems, located and constructed to minimize flood damage.
- (3) All subdivision proposals shall have adequate drainage provided to reduce exposure to flood damage.
- (4) Base flood elevation data shall be provided for subdivision proposals and other proposed development.

E. Enclosure openings. For all new construction and substantial improvements, fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this

requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria:

- (1) A minimum of two (2) openings having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided.
- (2) The bottom of all openings shall be no higher than one (1) foot above grade.
- (3) Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

§ 44A-18. Specific standards for flood hazard reduction.

In all areas of special flood hazards where base flood elevation data have been provided as set forth in § 44A-7, Basis for establishing areas of special flood hazard or in § 44A-14B, Use of other base flood data, the following standards are required:

A. Residential construction New construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated to or above base flood elevation

B. In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities:

either

[1] Elevated to the level of the base flood elevation; and

[2] Within any AO zone on the municipality's DFIRM that all new construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade at least as high as the depth number specified in feet (at least two feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;

or

[1] Be floodproofed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water;

[2] Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,

[3] Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of

practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in § 44A-12C.

§ 44A-19. Floodways.

Located within areas of special flood hazard established in § 44A-7 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of floodwaters which carry debris, potential projectiles and erosion potential, the following provisions apply:

A. Encroachments, including fill, new construction, substantial improvements and other development, are prohibited unless a technical evaluation demonstrates that encroachments shall not result in any increase in flood levels during the occurrence of the base flood discharge.

B. If the provisions of Subsection A are satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of §§ 44A-17 and 44A-18.

C. The placement of any manufactured homes, except in an existing manufactured home park or existing manufactured home subdivision, is prohibited.

D. In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the cumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than two-tenths (0.2) of a foot at any point

§ 44A-20. Fees.

All applicants shall be required to pay an application fee of one hundred dollars (\$100.) to the Borough of Washington upon submittal of a complete application. In addition, the applicant shall pay to the Borough of Washington a fee of two hundred dollars (\$200.) for the purpose of establishing an escrow account for payment of engineering costs associated with the review of the application. The applicant shall be responsible for payment of all reasonable fees for review of an application and may from time to time be required to make additional deposits into said escrow account within ten (10) days of receipt of a written request of the Treasurer of the Borough of Washington. Failure to make timely deposits upon request will result in the application being denied or permit revoked. Any remaining funds in the escrow account one hundred eighty (180) days after a permit has been issued shall be returned to the applicant.

REPORTS:

Motion was made by Gleba, seconded by Higgins to receive and file the following reports:

1. Managers Reports

Ayes: 6, Nays: 0
Motion Carried

Councilman Higgins noted that in the Manager's report; the Borough Manager asked if anyone was interested in changing the meeting time to 7:00 p.m. for 2012.

Motion made by Higgins, seconded by Gleba to change the start time to 7:00 p.m. on the Council Agenda presented at reorganization. Ayes: 5, Nays: 1 (Torres)

COMMITTEE REPORTS:

None

OLD BUSINESS:

None

NEW BUSINESS:

Resolution 144-2011 In Support of Senate Resolution 237

Motion made by Higgins, seconded by Gleba and adopted.

Councilman Higgins explained that this Resolution is in support of a moment of silence at 1:00 p.m. on Sunday, September 11, 2011.

Ayes: 6, Nays: 0
Abstain: 0
Motion Carried

**Resolution 144-2011
RESOLUTION OF THE
BOROUGH OF WASHINGTON
WARREN COUNTY, NEW JERSEY**

RESOLUTION IN SUPPORT OF THE SENATE RESOLUTION 237

Regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001.

WHEREAS, at 8:46 AM, on September 11, 2001, hijacked American Airlines Flight 11 crashed into the upper portion of the North Tower of the World Trade Center in New York City, New York;

WHEREAS, 17 minutes later, at 9:03 AM, hijacked United Airlines Flight 175 crashed into the South Tower of the World Trade Center;

WHEREAS, at 9:37 AM, the west wall of the Pentagon was hit by hijacked American Airlines Flight 77, the impact of which caused immediate and catastrophic damage to the headquarters of the Department of Defense;

WHEREAS, at approximately 10:00 AM, the passengers and crew of hijacked United Airlines Flight 93 acted heroically to retake control of the airplane and thwart the taking of additional American lives by crashing the airliner in Shanksville, Pennsylvania, and, in doing so, gave their lives to save countless others;

WHEREAS, nearly 3,000 innocent civilians were killed in the heinous attacks of September 11, 2001;

WHEREAS, tens of thousands of individuals narrowly escaped the attacks at the Pentagon and World Trade Center and, as witnesses to this tragedy, are forever changed;

WHEREAS, countless fire departments, police departments, first responders, government officials, workers, emergency medical personnel, and volunteers responded immediately and heroically to these horrific events;

WHEREAS, the Fire Department of New York suffered 343 fatalities on September 11, 2001, the largest loss of life of any emergency response agency in United States history;

WHEREAS, the Port Authority Police Department suffered 37 fatalities on September 11, 2001, the largest loss of life of any police force in United States history in a single day,

WHEREAS, the New York Police Department suffered 23 fatalities as a result of the terrorist attacks,

WHEREAS, the impact of that day on public health continues through 2011, as nearly 90,000 people are at risk of or suffering from negative health effects as a result of the events of September 11, 2001, including 14,000 workers and 2,400 community residents who are sick, and tens of thousands of others whose health is being monitored;

WHEREAS, 10 years later, the people of the United States and people around the world continue to mourn the tremendous loss of innocent life on that fateful day;

WHEREAS, 10 years later, thousands of men and women in the United States Armed Forces remain in harm's way defending the United States against those who seek to threaten the United States;

WHEREAS, on the 10th anniversary of this tragic day, the thoughts of the people of the United States are with all of the victims of the events of September 11, 2001, and their families;

WHEREAS, the lives of Americans were changed forever on September 11, 2001, when events threatened the American way of life;

WHEREAS, in December 2001, Congress and the President joined together to designate September 11 as Patriot Day (Public Law 107-89);

WHEREAS, in September 2002, and each September thereafter through September 2008, President Bush issued Proclamations 7590, 7702, 7812, 7929, 8047, 8174, and 8286 (67 Fed. Reg. 57125; 68 Fed. Reg. 53013; 69 Fed. Reg. 55717; 70 Fed. Reg. 54467; 71 Fed. Reg. 53659; 72 Fed. Reg. 51553; 73 Red. Reg. 52773) proclaiming September 11 of that year, respectively, Patriot Day;

WHEREAS, in 2009, Congress and the President joined together to designate September 11 as a National Day of Service and Remembrance under the Serve America Act (Public Law 111-13; 123 Stat. 1460);

WHEREAS, in September 2009 and 2010, President Obama issued Proclamation 8413 (74 Fed. Reg. 47045) and Proclamation 8559 (75 Fed. Reg. 56463) proclaiming September 11, 2009, and September 11, 2010, respectively, as Patriot Day and National Day of Service and Remembrance; and

WHEREAS, September 11 will never, and should never, be just another day in the hearts and minds of all the people of the United States;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Washington,

(1) recognizes September 11, 2011 as a day of solemn commemoration of the events of September 11, 2001, and a day to come together as a Nation;

(2) offers its deepest and most sincere condolences to the families, friends, and loved ones of the innocent victims of the September 11, 2001, terrorist attacks;

(3) honors the heroic service, actions and sacrifices of first responders, law enforcement personnel, State and local officials, volunteers, and countless others who aided the innocent victims of those attacks and, in doing so, bravely risked and often gave their own lives;

(4) recognizes the valiant service, actions and sacrifices of United States personnel, including members of the United States Armed Forces, the United States intelligence agencies, the United States diplomatic service, homeland security and law enforcement personnel, and their families, who have given so much, including their lives and well-being, to support the cause of freedom and defend the security of the United States;

(5) reaffirms that the people of the United States will never forget the challenges our country endured on and since September 11, 2001, and will work tirelessly to defeat those who attacked the United States; and

(6) on the 10th anniversary of this tragic day in United States history –
(a) calls upon all of the people and institutions of the United States to observe a moment of remembrance on September 11, 2011,

including –

media outlets;

houses of worship;

military organizations;

veterans organizations;

airlines;

airports;

railroads;

sports teams;

the Federal Government;

state and local governments;

police, fire, and other public institutions;

educational institutions;

businesses; and

other public and private institutions; and

(b) encourages the observance of the moment of remembrance or prayer to last for 1 minute beginning at 1:00 PM Eastern Daylight Time, by, to the maximum extent practicable –

(i) ceasing all work or other activity; and

(ii) marking the moment in an appropriate manner, including ringing bells, blowing whistles, or sounding sirens.

Mayor Appointment to the Morris Canal Committee – Justin Jewell

Motion made by Torres, seconded by Gleba and approved.

Ayes: 6, Nays: 0
Motion Carried

Approval of Bingo License for Knights of Columbus

Motion made by Higgins, seconded by Torres and approved.

Ayes: 5, Nays: 0
Abstain: 1 (Boyle)
Motion Carried

Approval of Bingo License for St. Josephs Church

Motion made by Higgins, seconded by Torres and approved.

Ayes: 5, Nays: 0
Abstain: 1 (Boyle)
Motion Carried

Resolution 150-2011 Adjust Sewer Billing (EDU'S)

Resolution 150-2011 was moved on a motion made by Higgins, seconded by Jewell and adopted.

Ayes: 6, Nays: 0
Motion Carried

RESOLUTION # 150-2011
A RESOLUTION TO ADJUST SEWER BILLINGS IN
ACCORDANCE WITH CHAPTER 70, SECTION 28B OF
THE CODE OF THE BOROUGH OF WASHINGTON.

WHEREAS, the Borough of Washington commenced operations of a municipal sewer utility in January of 1999; and

WHEREAS, certain facts have come to the attention of the Borough to justify modification of sewer service charges which have been reviewed by the Borough Manager; and

WHEREAS, notice has been provided to the owner(s) of the property or properties listed below of the action proposed to be taken with the date, time and place where the Mayor and Council will meet to consider change(s) in the E.D.U.'s assigned to

the property or properties listed below; and

WHEREAS, all parties affected by this resolution will be notified of the action taken, in writing, and notified of an opportunity to appear, in person, at a formal hearing of the governing body, if dissatisfied with the decisions made herein.

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 following changes in the sewer service charge(s) are approved:

BLOCK/LOT NAME/ADDRESS	REASON/ADJUSTMENT
24/26 Park, Kwang Il & Eun Kyung 36-38 E. Washington Avenue Washington, NJ 07882	Change in Use (5.5) to (4.5) E.D.U.s Effective: September 2011

BE IT FURTHER RESOLVED that the Borough Clerk be directed to send a certified copy of this resolution to all parties affected by this resolution and advise them of their right to protest the decision and request a formal hearing before the governing body, as provided in Chapter 70, Section 13. If no protest is filed, the decisions contained herein shall be considered final.

Resolution 151-2011 Grant Application to NJ DOT – Green Street

Resolution 151-2011 was moved on a motion by Gleba, seconded by Torres for discussion:

Council discussed this grant application. Council questioned why Green Street would be the only street in the Borough eligible and what costs would be incurred by the Borough Engineer.

Council recessed for five minutes to obtain correspondence regarding the grant application.

Council reconvened and Mayor McDonald stated the memo from the manager states that any other road project in the Borough would require a cash match.

Councilwoman Gleba removed her motion, Councilman Torres removed his second and Council tabled this resolution to the next meeting when the manager would be present.

VOUCHERS:

Mayor McDonald entertained a motion to pay the vouchers and claims in the amount of \$ 1,556,072.37.

Discussion: Councilman Higgins questioned the Engineers invoice for the oversight of the Municipal Parking Lot downtown and he also asked how much is left in the Ordinance. Ms. Blanchard will look into this. Councilman Torres asked about the welding bills for the DPW Department. Ms. Blanchard will also look into these invoices.

Motion made by Higgins, seconded by Boyle and approved.

Roll Call: Gleba, Torres, McDonald, Jewell, Higgins, Boyle – Yes
Gleba – Abstained from Finnelli Consulting Vouchers
Higgins – Abstained from Fire Dept. Vouchers
Jewell – Abstained from EMS and Fire Dept

Ayes: 6, Nays: 0

Abstain: 3 (Gleba – Finnelli, Higgins – Fire Dept., Jewell – EMS and Fire Dept.)

RECAP

Ms. Blanchard stated she would obtain the flood documents for Council and ask the Borough Manager to provide more information regarding Ordinance 7-2011. She will also look into the engineering invoices and the welding invoices.

COUNCIL REMARKS:

Councilman Higgins noted that the State of NJ received notice that all 21 counties were determined to be disaster areas after Hurricane Irene and eligible for funding from FEMA. He also asked who has the keys to the lights at the park. Ms. Blanchard will find out. Councilman Higgins stated that he would like the numbers from the pool season; revenues, expenses, and concession sales.

Councilman Jewell congratulated the Washington Emergency Squad on 75 years of service and reminded citizens to place there flags out for 9/11.

Councilman Torres also reminded citizens to have a moment of silence for the victims of 9/11 and congratulated the Washington Emergency Squad on 75 years.

Councilwoman Gleba congratulated the Washington Emergency Squad on their 75th anniversary. She also requested the information from Stephanie Lewis regarding the recalculation of fees for sewer service. Ms. Blanchard will obtain. She requested the professional's evaluations be placed on the agenda for the next meeting and reminded everyone about the special garbage pick up September 12.

Mayor McDonald congratulated the Washington Emergency Squad on 75 years of service. He stated he attended the event and read a proclamation memorializing the emergency squads 75 year anniversary.

Councilman Higgins motioned to have an executive session at the next meeting for matters of personnel, seconded by Councilman Boyle. The appropriate paperwork will be given to the manager.

Hearing no further business, a motion was made by Higgins, seconded by Boyle to adjourn the meeting at 9:00 pm.

Ayes: 6, Nays: 0,
Motion Carried

Mayor Scott McDonald

Kristine Blanchard, Borough Clerk



RICHARD D. PHELAN

BOROUGH MANAGER

MEMORANDUM

TO: Mayor and Council
CC: Kristine Blanchard
FROM: Richard Phelan 
DATE: September 12, 2011
SUBJECT: Acceptance of Belvidere Ave. by Warren County

If you recall, in order for Belvidere Ave. to become a County road, we needed to provide the County with the following:

1. Site Line Analysis /Distance issues from our Engineer
2. A 3- year accident history from the WTPD or copies of the accident reports
3. Copy of the plans for the portion of the road that was improved
4. Plans for the traffic signal ,equipment information / costs
5. Cost estimate for road improvements on Belvidere Ave.

At a recent Council meeting, we discussed Andrew Holt's findings, some of which we have already obtained, or are in the process of obtaining. Specifically:

1. Site Line Analysis – Would need to be conducted by the Borough Engineer, which would require a field survey of intersections at Rush, Essex, Green, New, Carlton, Warren, Johnston, Stewart, and Church. Per SCE, this would likely take a full day of surveying, and a day of office time to plot and summarize, and an approx. cost of \$2,500.
 - a. This is something that was not budget for 2011 and would need to be authorized by Council.
2. A 3- year accident history from the WTPD or copies of the accident reports.
 - a. A request to the Police Department was sent in and we are awaiting the results.
3. Copy of the plans for the portion of the road that was improved.
 - a. We have digital copies of nearly all the documents already.
4. Plans for the traffic signal equipment information/costs.
 - a. We searched the archive boxes that the Borough has from Hatch Mott and found nothing regarding the Belvidere Avenue/Church St. traffic signal. SCE believes that the signal existed in 2002-2003, which is a few years before the Belvidere section I and II projects. At this point we have looked through every place we are aware of.
5. Cost estimate for road improvements on Belvidere Ave.
 - a. We have this already.

Additionally, per Councilman Boyle's summary of his meeting with County representatives, even if we supply them all of the requested information, there is no guarantee that they would accept the road. Also, per the County, they would restrict the parking to only one side of the road should they take it over. With this in mind, in order to use our time efficiently, I ask the following questions:

1. Is the County's requirement of parking on one side of the street acceptable to the Borough Council? If it is, we can proceed. If not, there would be no further action on the Borough's part.
2. If the answer to number 1 above is yes, we may need to wait until later in the year to transfer funds into the engineering budget to pay for the Site Line Analysis as it was not budgeted for in 2011. We would also need to amend SCE's contract to account for the additional increase as they were awarded a not-to-exceed contract.

Taking all of the above into account, I ask that Council please review the above and advise me of their desires so we can plan/act accordingly.



RICHARD D. PHELAN
BOROUGH MANAGER
MEMORANDUM

TO: Mayor and Council
CC: Kristine Blanchard
FROM: Richard Phelan 
DATE: September 12, 2011
SUBJECT: Tax Assessor Vacancy

Due to the recent passing of the longtime Borough Tax Assessor, Tom Efstathlou, the Borough finds itself in an uncertain time. Specifically, this is a key position in municipal government that we need to fill immediately in order to meet all State requirements, as well as ensuring nothing falls by the wayside. Specifically, I am referring to added/omitted assessments, tax appeals, and general assessment duties. With this in mind, Chapter 3-46 of the Borough's ordinances state in part that "The head of the Division of Assessments shall be the Municipal Assessor, who shall serve for a term of four (4) years and shall be appointed by the Borough Council, following applicable laws of the state civil service."

This leads to the following questions/concerns:

1. As this is a Council Appointment, I respectfully request that Council to begin soliciting resumes, conduct interviews and make the final selection for appointment as soon as possible? This is not a position that we can do without for an extended period of time.
2. If Council so desires, I can solicit resumes and recommend an appointment to you within a week or two, which would minimize our exposure to falling behind.

I ask that you please advise me of which option you choose so we can plan accordingly. Thank you in advance for your prompt attention on this matter.

BOROUGH OF WASHINGTON
WARREN COUNTY
ORDINANCE # 3-2011

RESTRUCTURING RECREATION SERVICES

WHEREAS, the Mayor and Council have determined that it would be in the best interests of the Borough to restructure the manner in which it handles recreational services by creating a Board of Recreation Commissioners to replace the current 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 VIIIA, including Sections 3-55.1 through 3-55.7 of Chapter 3 of the Code of the Borough of Washington is repealed in its entirety.

Section 2. A new Article VIIIA of Chapter 3 of the Code of the Borough of Washington entitled "Board of Recreation Commissioners" is hereby created as follows:

§ 3-55.1. Establishment.

- A. Pursuant to the provisions of N.J.S.A. 40:12-1 and 40:12-1.1, there is hereby established a Board of Recreation Commissioners to consist of seven residents of the Borough and two alternate members, who shall also be residents of the Borough.
- B. Alternate members may participate in discussions of the proceedings but may not vote except in the absence or disqualification of a regular member of the Board of Recreation Commissioners. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No.1 shall vote.
- C. All members shall be of good moral character. A member or alternate member may, after public hearing, if he or she requests one, be removed by the governing body for cause, for conviction of a crime involving moral turpitude or for unexcused absences from 3 consecutive monthly meetings. No member or alternate member shall be permitted to act on any matter in which the member or alternate member has either directly or indirectly any personal or financial interest.
- D. There shall be a minimum of one (1) but no more than two (2) members of the Borough Council appointed by the Mayor, with the advice and consent of Council, who shall serve as liaisons to the Board of Recreation Commissioners for a one year term. The Council shall decide at the beginning of each year as to whether there shall be one or two liaison members for that year who shall be permitted to participate in all meeting of the Board of Recreation Commissioners, but shall have no vote.

§ 3-55.2. Appointment of members.

The Mayor shall nominate and, by and with the advice and consent of the Council, shall appoint all members of the Board of Recreation Commissioners in the manner provided by law for the appointment of Borough Officers.

§ 3-55.3. Terms; vacancies

- A. All members of the Board of Recreation Commissioners shall be appointed for a period of five years and until their successors are duly appointed and qualified; provided, however, that, in the case of the initial appointment of members of the Board, the initial terms shall be for periods of one, two, three, four and five years, respectively, with two members having initial terms of one year and two members having initial terms of two years.
- B. Vacancies occurring in the membership of the Board shall be filled by the Mayor with the advice and consent of the Council.
- C. Alternate members shall be designated at the time of appointment as “Alternate No. 1” and “Alternate No. 2.” The length of the terms of the alternate members shall be the same as the length of the terms of the regular members of the Board of Recreation Commissioners. In the case of initial appointment of the alternate members, the initial term for Alternate No. 1 shall be five years and Alternate No. 2 shall be four years.
- D. A vacancy occurring otherwise than by expiration of term for regular and alternate members shall be filled by the governing body for the unexpired term only.
- E. Members appointed to the Board of Recreation Commissioners shall receive no compensation.

§ 3-55.4. Powers and duties.

- A. Subject to the general authority of the governing body, the Board of Recreation Commissioners shall have the following powers and duties:
 - (1) To supervise and regulate all parks, playgrounds and recreational areas belonging to the Borough. It shall be the Borough’s responsibility to maintain said parks, playgrounds and recreational areas, which includes but is not limited to the municipal pool and surrounding grounds, maintenance and storage facilities, roadways and sidewalks, restrooms, and ball fields.
 - (2) To establish, supervise and regulate the recreation program to meet the recreational needs of the residents of the Borough.
 - (3) To promulgate, adopt and approve such rules and regulations as the Board of Recreation Commissioners shall deem necessary to carry out its purposes and objectives, subject to the review and approval of the governing body.
 - (4) To appoint such personnel as may be required to carry out the responsibilities of the Board of Recreation Commissioners for each calendar year.
 - (5) To recommend to the governing body a budget for the operation of the Board of Recreation Commissioners for each calendar year.

- (6) The Board of Recreation Commissioners must abide by all local policies and regulations, including Ordinances, as well as all applicable State statutes. This includes, but is not limited to the Borough Purchasing Manual, Local Public Contracts Law, Local Finance Laws, Civil Service Commission regulations relating to personnel, Open Public Meetings Act, Open Public Records Act, Government Records Council regulations, grant application requests, and, if adopted in the future, and Background Check requirements for employees/volunteers, as amended.
 - (7) The Board of Recreation Commissioners shall hold at a minimum one (1) public meeting per month to discuss and act on items within their authority as dictated in this Ordinance. Said meeting schedule will be established at the first meeting in January of each calendar year. All meetings will be conducted in accordance with the requirements of the Open Public Meeting Act.
 - (8) On a monthly basis, the Board of Recreation Commissioners shall provide a detailed accounting of the previous month's activities to the Borough Council, which, at a minimum will include, but not be limited to, programs run, revenue received, and expenditures made. From time to time, the Borough Council of the Borough of Washington may require additional information and or reporting requirements that the Board of Recreation Commissioners shall produce.
 - (9) To promulgate and adopt bylaws for governing its own affairs, subject to the approval of the Borough Council.
- B. The Board of Recreation Commissioners shall, in addition, have such powers and authority as is provided pursuant to N.J.S.A. 40:12-1 through 40:12-15, inclusive, except that the Board of Recreation Commissioners shall not have the authority to acquire lands for public playgrounds and recreation places without the prior authorization of the governing body and title to any such land so acquired shall be taken in the name of the Borough.

§ 3-55.5. Officers.

The Board of Recreation Commissioners shall have the power to appoint from among its members a Chairperson, who shall be the presiding officer, and such additional officers as the Board may desire, whose terms shall expire on December 31 in the year of appointment or until their successors are elected and qualified. Said appointments shall be made at the first regular meeting in January of each calendar year in. Aside from presiding over meetings of the Board of Recreation Commissioners, the Chairperson shall have no additional authority, implied or otherwise.

§ 3-55.6. Termination of powers and duties.

In the event that a court of competent jurisdiction declares that the Board of Recreation Commissioners shall have the power to acquire lands for public playgrounds without the necessity of securing prior authorization therefore by the governing body, this article shall immediately and automatically be repealed, and the powers and duties of the Board of Recreation Commissioners shall be vested in the governing body.

§3-55.7. Director of Recreation

There is hereby created a Director of Recreation who shall be appointed by and report to the Board of Recreation Commissioners. He/she shall serve under the supervision of the Board of Recreation Commissioners as to the day-to-day responsibilities of overseeing Borough recreation services and staff. 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, in consultation with the Board of Recreation Commissioners. The Director shall receive such compensation as may be provided for the by Salary Ordinance.

§3-55.8. 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 Recreation activities of the Borough.
- B. Be responsible to the Borough Manager for the 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 recreation employees in consultation with the Board of Recreation Commissioners.
- 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 Borough in consultation with the Board of Recreation Commissioners.
- 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, in consultation with the Board of Recreation Commissioners.
- G. Coordinate all volunteer or community group efforts to provide recreational programming as they relate to Borough facilities or calendar in consultation with the Board of Recreation Commissioners.
- H. Attend all meetings of the Board of Recreation Commissioners and respond to direction from the Board of Recreation Commissioners.
- I. Seek out recreation and senior citizen grants and write grant applications, in consultation with the Board of Recreation Commissioners.

§ 3-55.9. When effective.

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.

HIGHWAY DEPARTMENT
OVERVIEW FOR AUGUST 2011

We were in need of borrowing a street sweeper so John Snyder from Belvidere Road Department was more than helpful as he let us use his street sweeper for a period of one week, the streets that were swept included; Belvidere Avenue, Broad Street, Washington Avenue, Carlton Avenue, Warren Street, Stewart Street, Johnston Street, State Street, Lincoln Avenue, Grand Avenue, Prospect Street, McDonald Street, Railroad Avenue, Park Avenue, Youmans Avenue, James Street, Oshea Street and Lower Park Road. Our street sweeper is in the process of repair as we have hired Henry Ansback to complete the procedure.

Two storm drains were repaired this month this included; rebuilding a storm drain near 2 Robin Road and repairing a sink hole located behind a storm drain near 34 Willow Street.

Two men were assigned to road repair the work included; South Prospect Street, Church Street, State Street, North Lincoln Avenue, Terrace Street and Fillmore Street.

One man was assigned to mowing the municipality properties and two men were assigned to mowing the abandoned properties located throughout the borough this included; 10 Alvin Sloan Avenue, 160-162 Belvidere Avenue, 229 Belvidere Avenue and 41 Lenape Trail.

Two men were assigned to street sign repair this work included; Elizabeth Avenue, OakRidge Road, State Street, Rush Street, East Stewart Street, East Washington Avenue and Jackson Avenue.

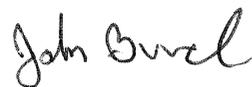
One man was assigned to Vara Memorial Field to help the park install a drain pipe to aid in drainage it had taken three days to complete.

Two men were assigned to painting the crosswalks located through out the borough.

Hurricane Irene had past through the area and had caused quite a bit of storm damage so three men were assigned to brush detail and two men were assigned to storm drain cleaning it had taken one week to complete.

Some of my Goals in the Month of September will include painting the rest of the crosswalks weather permitting. Road repair and Brush collection will commence on the 22nd of September.

Respectfully submitted,



John Burd
Supervisor Streets

Borough of Washington Municipal Court
Monthly Financial Report

Washington Borough

Check #	Description	Current Month	Year to Date
1057	Tres, Warren County	\$ 2,134.00	\$ 16,003.00
1058	Tres, Borough of Washington Title 39	\$ 5,512.61	\$ 56,277.21
1059	Tres, Borough of Washington POAA	\$ 26.00	\$ 248.00
1060	Tres, State of NJ Judiciary	\$ 100.00	\$ 1,050.00
	Tres, County W & M	\$ 5,743.39	\$ 44,307.81
	Various Restitution		\$ 175.00
	Tres, State of NJ ACH		\$ 44,307.81
	Over Payments		\$ -
	NJ Dept. of Environmental Protection		\$ -
	Tres, Borough of Washington PD		\$ -
	Tres, State of NJ W & M		\$ -
	Tres, Borough of Washington, non-cashed checks		\$ -

Month: August 2011

Respectfully Submitted: Jerilyn Harris C.M.C.A.

Borough of Washington Municipal Report
Monthly Report

Category		Year to Date
<u>Added:</u>		
DWI	2	9
Moving	113	734
Parking	20	513
Indictable	3	496
Disorderly Person	12	104
All Other	14	171
<u>Disposed:</u>		
DWI	3	12
Moving	109	748
Parking	21	482
Indictable	3	42
Disorderly Person	5	141
All Other	9	202

Month: August 2011
Respectfully Submitted: Jerilyn Harris C.M.C.A.

Range of Accounts: 1-01-00-000-000 to 1-01-55-000-000-000
 Year To Date As Of: 09/15/11
 Incl Blank Line Between Accounts: No Cap Accounts Switch: Yes Include Requisitions: No Skip Zero Activity: Yes
 Department Page Break: No CAFR Control Totals: No Department Control Totals: No
 Budgeted = Adopted + Amended
 Balance = Budgeted + Transfers - Encumber - Net Expended/Reimbrsd - Canceled (if any)
 Net Expd/Reimb = Expended - Reimbursed
 %Used = (Net Expd/Reim + Encumber) / (Budgeted + Transfers - Cancel)
 Unexpended = Budgeted + Transfers - Net Expended/Reimbrsd - Canceled (if any)

Account No	Description	Budgeted	Transfers	Encumber	Net Expd/Reimb	Unexpended	Balance YTD	%Used
Final Budgeted		7,136,911.67	0.00	1,061,817.41	4,607,352.67	2,529,559.00	1,467,741.59	79
Final Non-Budgeted		0.00	0.00	0.00	0.00	0.00	0.00	0
Final Total		7,136,911.67	0.00	1,061,817.41	4,607,352.67	2,529,559.00	1,467,741.59	79

Kristine Blanchard

From: Dawn Higgins [semperfi@nac.net]
Sent: Thursday, September 15, 2011 2:39 PM
To: Kristine Blanchard
Subject: Block Party Harding Drive

Hello Kristine,

The residents of Harding Drive Washington NJ would like to request a road closure for our block party Saturday Oct.8 from 3pm-10:30pm. All request by Emergency vehicles for passage will be honored as well as any resident requesting to leave. Please let us know if there is any special consideration the Boro has and we will comply.

Thank you
Dawn Higgins -689-5552
Elaine Geschardt
Monica Ryan
Planning Committee

RESOLUTION 151-2011

A Resolution to Submit a Grant Application and Execute a Grant Contract with the NJ DOT for the Green Street Roadway and Pedestrian walkway Improvements Project

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Washington formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2012-Washington Borough-00221 to the New Jersey Department of Transportation on behalf of Washington Borough.

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

Certified as a true copy of a Resolution adopted by the Council
On this _____ day of _____.

Municipal Clerk: _____

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the above resolution.

Attest: _____
Municipal Clerk

Mayor: _____

RESOLUTION # 152-2011

**A RESOLUTION TO REFUND OVERPAYMENT
ON 2010 PRIOR YEAR REAL ESTATE TAXES**

WHEREAS, according to the Tax Collector's records, there is an overpayment of \$1,854.48 on 2010 2nd Quarter Regular Taxes paid on property located at 118-120 W Washington Avenue, also known as Block 11.01 Lot 5, and in the name of Kalmbach, Kurt and Colleen; and

WHEREAS, the Kalmbach's mortgage company and an attorney for the new homeowner both paid the 2nd quarter 2010 Regular Taxes causing the overpayment; and

WHEREAS, the Tax Collector has been resolving the matter of tax overpayments and has written a letter requesting the Kalmbach's to sign to receive their refund.

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 and Treasurer to refund the amount of \$1,854.48 payable to:

Kurt and Colleen Kalmbach
32 Mt Pleasant Rd
Columbia, NJ 07832

The above Resolution was moved by _____, seconded by

_____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

Nays:

Abstentions:

Kristine Blanchard, RMC
Borough Clerk

cc: Kay F. Stasyshan, Tax Collector
 Kalmbach
 Block/ Lot File
 Paula Drake, Accounts Payable Clerk

RESOLUTION # 153-2011

**A RESOLUTION TO REFUND OVERPAYMENT
ON 2010 PRIOR YEAR REAL ESTATE TAXES**

WHEREAS, according to the Tax Collector's records, there is an overpayment of \$1,336.91 on 2010 1st Quarter Regular Taxes paid on property located at 155 South Lincoln Avenue, also known as Block 97.03 Lot 13, and in the name of Gunter, Marvin C II; and

WHEREAS, the Gunter's mortgage company and a closing company for a refinance for the same homeowner both paid the 1st quarter 2010 Regular Taxes causing the overpayment; and

WHEREAS, the Tax Collector has been resolving the matter of tax overpayments and has written a letter requesting Mr. Gunter to sign to receive his refund.

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 and Treasurer to refund the amount of \$1,336.91 payable to:

Marvin C Gunter II
155 South Lincoln Avenue
Washington, NJ 07882

The above Resolution was moved by _____, seconded by

_____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

Nays:

Abstentions:

Kristine Blanchard, RMC
Borough Clerk

cc: Kay F. Stasyshan, Tax Collector
 Gunter
 Block/ Lot File
 Paula Drake, Accounts Payable Clerk

RESOLUTION #154-2011

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF WASHINGTON,
WARREN COUNTY, ASSIGNING A LABOR LIEN ON BLOCK 2.10 LOT 1**

WHEREAS, Section 91-1 of the Code of the Borough of Washington (the Code) provides that weeds and vegetable growths in excess of one foot in height are a public nuisance; and

WHEREAS, Section 91-3 that the Borough can cause such nuisance to be abated; and

WHEREAS, Section 91-4 provides that the costs of the abatement done under Section 91-3 be charged to the property owner as a labor lien on the property.

WHEREAS, the Code Enforcement Officer of the Borough has certified, per the attached, that the owner of the property of the property at 10 Alvin Sloan Avenue, identified on the tax maps of the Borough as Block 2.10 Lot 1 was in violation of Section 91-1 of the Code so that it was necessary for the Borough to take action to cut and bag the grass; and

WHEREAS, the DPW Supervisor has certified that the Borough incurred costs of \$236.00 to correct the violation.

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 under the provisions of Section 75-70 et seq the Tax Collector is hereby authorized and directed to place a lien in the amount of \$236.00 on the property at 10 Alvin Sloan Avenue, identified on the tax maps of the Borough as Block 2.10 Lot 1.

The above Resolution was moved by _____, seconded by _____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

 Nays:

 Abstentions:

Kristine Blanchard, RMC
Borough Clerk

CC: Kay F. Stasyshan, Tax Collector
Block/Lot File
Corelogic Tax service

RESOLUTION #155-2011

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF WASHINGTON,
WARREN COUNTY, ASSIGNING A LABOR LIEN ON BLOCK 18.01 LOT 2**

WHEREAS, Section 91-1 of the Code of the Borough of Washington (the Code) provides that weeds and vegetable growths in excess of one foot in height are a public nuisance; and

WHEREAS, Section 91-3 that the Borough can cause such nuisance to be abated; and

WHEREAS, Section 91-4 provides that the costs of the abatement done under Section 91-3 be charged to the property owner as a labor lien on the property.

WHEREAS, the Code Enforcement Officer of the Borough has certified, per the attached, that the owner of the property of the property at 229 Belvidere Avenue, identified on the tax maps of the Borough as Block 18.01 Lot 2 was in violation of Section 91-1 of the Code so that it was necessary for the Borough to take action to cut and bag the grass; and

WHEREAS, the DPW Supervisor has certified that the Borough incurred costs of \$236.00 to correct the violation.

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 under the provisions of Section 75-70 et seq the Tax Collector is hereby authorized and directed to place a lien in the amount of \$236.00 on the property at 229 Belvidere Avenue, identified on the tax maps of the Borough as Block 18.01 Lot 2.

The above Resolution was moved by _____, seconded by _____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

 Nays:

 Abstentions:

Kristine Blanchard, RMC
Borough Clerk

CC: Kay F. Stasyshan, Tax Collector
Block/Lot File

RESOLUTION #156-2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF WASHINGTON,
WARREN COUNTY, ASSIGNING A LABOR LIEN ON BLOCK 33 LOT 1

WHEREAS, Section 91-1 of the Code of the Borough of Washington (the Code) provides that weeds and vegetable growths in excess of one foot in height are a public nuisance; and

WHEREAS, Section 91-3 that the Borough can cause such nuisance to be abated; and

WHEREAS, Section 91-4 provides that the costs of the abatement done under Section 91-3 be charged to the property owner as a labor lien on the property.

WHEREAS, the Code Enforcement Officer of the Borough has certified, per the attached, that the owner of the property of the property at 160-162 Belvidere Avenue, identified on the tax maps of the Borough as Block 33 Lot 1 was in violation of Section 91-1 of the Code so that it was necessary for the Borough to take action to cut and bag the grass; and

WHEREAS, the DPW Supervisor has certified that the Borough incurred costs of \$236.00 to correct the violation.

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 under the provisions of Section 75-70 et seq the Tax Collector is hereby authorized and directed to place a lien in the amount of \$236.00 on the property at 160-162 Belvidere Avenue, identified on the tax maps of the Borough as Block 33 Lot 1.

The above Resolution was moved by _____, seconded by

_____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

 Nays:

 Abstentions:

Kristine Blanchard, RMC
Borough Clerk

CC: Kay F. Stasyshan, Tax Collector
Block/Lot File
BAC Tax service

RESOLUTION #157-2011

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF WASHINGTON,
WARREN COUNTY, ASSIGNING A LABOR LIEN ON BLOCK 101 LOT 13.24**

WHEREAS, Section 91-1 of the Code of the Borough of Washington (the Code) provides that weeds and vegetable growths in excess of one foot in height are a public nuisance; and

WHEREAS, Section 91-3 that the Borough can cause such nuisance to be abated; and

WHEREAS, Section 91-4 provides that the costs of the abatement done under Section 91-3 be charged to the property owner as a labor lien on the property.

WHEREAS, the Code Enforcement Officer of the Borough has certified, per the attached, that the owner of the property of the property at 41 Lenape Trail, identified on the tax maps of the Borough as Block 101 Lot 13.24 was in violation of Section 91-1 of the Code so that it was necessary for the Borough to take action to cut and bag the grass; and

WHEREAS, the DPW Supervisor has certified that the Borough incurred costs of \$236.00 to correct the violation.

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 under the provisions of Section 75-70 et seq the Tax Collector is hereby authorized and directed to place a lien in the amount of \$236.00 on the property at 41 Lenape Trail, identified on the tax maps of the Borough as Block 101 Lot 13.24.

The above Resolution was moved by _____, seconded by

_____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

 Nays:

 Abstentions:

Kristine Blanchard, RMC
Borough Clerk

CC: Kay F. Stasyshan, Tax Collector
Block/Lot File

Resolution 158-2011

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2016

WHEREAS, the Morris County Cooperative Pricing Council ("MCCPC") was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, The Borough of Washington desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency to **renew** its membership in the MCCPC for the period of October 1, 2011 through September 30, 2016.

BE IT RESOLVED, by the Governing Body of the Borough of Washington, County of Warren, State of New Jersey as follows:

1. Governing Body of the Borough of Washington hereby authorizes the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2011 pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is for **renewal** of membership in the MCCPC for a five (5) year period from October 1, 2011 through September 30, 2016.
2. The Borough of Washington Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.

3. This Resolution shall take effect immediately upon final passage according to law.
4. All appropriate Borough of Washington officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

C E R T I F I C A T I O N

I, _____, Clerk of the Borough of Washington, hereby certify the foregoing to be a true copy of a Resolution adopted by the Governing Body at a duly convened meeting held on September 20, 2011.

Signature



MORRIS COUNTY COOPERATIVE PRICING COUNCIL

A SHARED SERVICES SUCCESS STORY SINCE 1974

Morris County Cooperative Pricing Council
502 Millbrook Avenue, Randolph, NJ 07869-3799
Tel: (973) 989.7059 • Fax: (973) 989.7076

MORRIS COUNTY COOPERATIVE PRICING COUNCIL AGREEMENT

THIS AGREEMENT, made this _____ day of _____, _____ by and between

("Contracting Unit")

and:

MORRIS COUNTY COOPERATIVE PRICING COUNCIL, by the TOWNSHIP OF RANDOLPH, a Municipal Corporation of the State of New Jersey 07869-3799, Acting as Lead Agency for the Morris County Cooperative Pricing Council.

("MCCPC")

WITNESSETH:

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes two or more contracting units to enter into a cooperative pricing agreement for the purchase of work, materials and supplies; and

WHEREAS, the MCCPC was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Contracting Unit is desirous of entering into said Agreement to join or renew membership in the MCCPC.

NOW, THEREFORE, IN CONSIDERATION of the promises and of the covenants, terms and conditions herein set forth, it is mutually agreed as follows:

1. The term of this Agreement shall be from **OCTOBER 1, 2011** to **SEPTEMBER 30, 2016**, subject to the approval of the Division of Local Government Services. Each Contracting Unit shall execute a separate, identical Agreement with the MCCPC establishing or renewing its membership with the MCCPC. All parties shall have approved the within Agreement by Ordinance or Resolution as appropriate. An executed Agreement and authorizing Ordinance or Resolution shall be submitted to the Lead Agency. Any party to this Agreement shall give written notice to the Lead Agency of its intention to terminate its participation in the MCCPC by August 31st of any year during the Agreement term. Said termination shall be effective on October 1st following said notice. The withdrawal of any member in the MCCPC shall not invalidate the Agreement.
2. The MCCPC shall be administered by the Lead Agency. The Lead Agency is hereby designated as Randolph Township. The Lead Agency shall prepare bid specifications, advertise for bids, receive and evaluate bids and award contracts pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.
3. The Lead Agency shall have sufficient funds to enable it to administer the MCCPC.

It is agreed that each member shall pay to the Lead Agency an annual fee of One Thousand Two Hundred Fifty Dollars **(\$1,250.00)** as their estimated prorated share of the administrative expenses. **A DISCOUNT IN THE AMOUNT OF ONE HUNDRED FIFTY DOLLARS (\$150.00) SHALL BE APPLIED TO MEMBERS WHO SUBMIT THEIR PAYMENT EARLY.** A reduced fee of One Thousand One Hundred Dollars **(\$1,100.00)** can be submitted in lieu of the full fee if said payment is received by the Lead Agency within forty-five **(45) days** from the date of the invoice. The full fee is due to the Lead Agency within ninety **(90) days** from receipt of the invoice from the Lead Agency. Failure of any member to submit the annual fee to the Lead Agency within ninety (90) days of the date of the invoice shall result in the termination of membership.

The annual fee is for the administration of the MCCPC and does not cover fees associated with litigation costs.

Members may join or rejoin the MCCPC at any time for a prorated fee to be determined by the Lead Agency.

4. Each member of the MCCPC shall provide the Lead Agency with one contact person. The MCCPC shall provide the designated contact person for each member with all notices and correspondence related to the MCCPC.
5. The Lead Agency shall hold an annual meeting of the members to update the members on the MCCPC activities, provide a forum for the exchange of ideas and to address any concerns.

6. The work, materials or supplies to be bid by the MCCPC may include the following:

Contract	Description
#1	Motor Gasoline
#2	#2 Fuel Oil (Heating)
#3	Rock Salt & Liquid Calcium Chloride
#4	Snow Grits
#5	Paving Materials
#6	Road Resurfacing
#7	Drainage Pipe (Delivered)
#8	Anti-Freeze
#9	Crushed Stone, Gravel & Sand
#10	Lumber, Insulation, Hardware & Paint Supplies
#11	Motor Oils
#12	#2 Ultra Low Sulfur Diesel Fuel
#13-A	Fire Equipment Services
#13-B	Fire Water Pumps on Motorized Fire Apparatus (Repair/Rebuilding/Preventive Maintenance Contract)
#14	Catch Basins & Manhole Castings
#15-A	Police Pursuit Vehicles
#15-B	Administrative Passenger Vehicles
#15-C	Utility Vehicles
#15-D	Dump Bodies
#15-E	Hybrid Vehicles
#16	Office Supplies
#17	Water Treatment Chemicals
#18	Tree Removal, Trimming & Stump Grinding Services
#19	Cinder & Concrete Blocks
#20-A	Sporting Goods (Spring/Summer Sports)
#20-B	Sporting Goods (Winter/Fall Sports)
#21	Oil & Stone Treatment
#22	D.P.W. Uniforms & Shoes (Purchase)
#23	Police Uniforms & Equipment
#24	Bagged Cement & Poured Concrete
#25	Janitorial Supplies
#26	Beam Guide Rail & Safety Ends (Installed)
#27	Traffic Paint
#28	Sign Materials
#29	Pest Control Services (Buildings)
#30	Office Paper Supplies
#31	Calcium Chloride Bags
#33	Clay for Athletic Fields
#34	Tree Spraying
#35	Light Bulbs

#36	Traffic Striping on Roadways
#37	Traffic Signal Maintenance & Repairs
#38	Preventive Maintenance/Repair of Communications Equipment (Radios)
#39	Furnishing Trophies & Plaques
#40	Personal Protection Items & Equipment for Emergency Personnel
#41	Purchase of Communications Equipment (Radios), No Installation
#42	Landscaping Materials
#43	Propane Gas
#44	Welding Supplies
#45	Septic Pumping/Sludge Removal & Disposal Services
#46	Preventive Maintenance & Repairs of Emergency Generators
#47	Water Meters/Data Recorders & Radio Frequency Meter Interface Units
#48	Equipment Parts for Turf Care
#49	Disposal/Recycling of Municipal Road Clean-Up Materials (Street Sweepings/Asphalt/Concrete/Soil/Dirt)
#50	Fire Department Uniforms (Purchase)
#51	Deer Carcass Removal & Disposal
#52	Fire Alarms, Sprinklers, Standpipe Systems, Fire Pumps (Preventive Maintenance Contract)
#53	Fencing Materials & Installation

Contracts may be added or deleted as determined by the Lead Agency to be in the best interests of the MCCPC.

7. During the preparation of the bid specifications, the Lead Agency shall solicit estimated quantities of materials desired from the members for those contracts where appropriate. Said estimated quantities shall be included in the bid specifications. The bid specifications shall clearly provide to all vendors that said estimated quantities are simply estimates and the actual quantity ordered may be more or less. Similarly, members may not rely upon the estimated quantity submitted but instead all orders are subject to availability by the vendor at the time the order is actually placed by the member.
8. The ordering of materials or services through the MCCPC contracts shall be the individual Responsibility of each of the members and the vendor shall bill each of the members directly for the materials or services obtained by that member directly. Each of the members shall be liable only for materials and services ordered by and received by it, and none, by virtue of this Agreement, assures any additional liability. Additionally, the MCCPC and the Lead Agency are not liable for materials or services ordered by and received by the individual members.
9. All complaints and/or problems associated with contracts awarded through the MCCPC must be submitted in writing to the Lead Agency. To the extent possible given the limited jurisdiction of the MCCPC, the Lead Agency will attempt to resolve all issues on behalf of its members. Reporting of all issues is also required so that they can be taken into consideration for future contracts.

10. Nothing in this Agreement shall prevent any party from bidding, awarding and entering into Contracts for the purchase of goods or services individually on its own behalf.
11. The purpose of the MCCPC is to cooperatively bid contracts in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., for the purchase of goods and services in an effort to obtain the most competitive prices for the public body members. The MCCPC and Randolph Township as Lead Agency do not accept liability for damages which relate to or arise out of the ordering of, purchasing of or payment for goods or services by members under the MCCPC contracts.
12. This Agreement shall be binding upon and endure to the benefit of the successors and Assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their authorized officers the day and year written below.

ATTEST:

(insert member agency)

(insert name)

(insert name)

Date: _____

Date: _____

ATTEST:

MORRIS COUNTY COOPERATIVE PRICING
COUNCIL by TOWNSHIP OF RANDOLPH
as Lead Agency

Anita Doerr
Secretary/MCCPC Coordinator

John C. Lovell
Township Manager/MCCPC Administrator

Date: _____

Date: _____

RESOLUTION # 160-2011

**A RESOLUTION TO CANCEL 2011 TAXES
DUE TO VETERAN EXEMPT STATUS**

WHEREAS, the Tax Collector has received an approved application for a 100% Permanent and Total Disabled Veteran from the Tax Assessor for Block 4 Lot 12; located at 254 W Warren Street and in the name of Polachak, Thomas N; and

WHEREAS, the Tax Assessor has advised the Tax Collector that the application for the exemption was received and approved with an effective date of July 1, 2011; and

WHEREAS, the tax exemption does not show in the 2011 Tax Duplicate and will be in effect in the 2012 Tax Duplicate.

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 Tax Collector is authorized to cancel the 2011 Real Estate Property Taxes from July 1, 2011 to December 31, 2011 due to the exempt status .

The above Resolution was moved by _____, seconded by

_____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

 Nays:

 Abstentions:

Kristine Blanchard, RMC
Borough Clerk

cc: Kay F. Stasyshan, Collector/Treasurer
Block/Lot File
Polachak

RESOLUTION # 161-2011

**A RESOLUTION TO CANCEL 2011 TAXES
DUE TO VETERAN EXEMPT STATUS**

WHEREAS, the Tax Collector has received an approved application for a 100% Permanent and Total Disabled Veteran from the Tax Assessor for Block 14 Lot 12; located at 54 W Stewart Street and in the name of Zimmer, Larry J and Linda A; and

WHEREAS, the Tax Assessor has advised the Tax Collector that the application for the exemption was received from Larry J Zimmer and approved with an effective date of April 12, 2011; and

WHEREAS, the tax exemption does not show in the 2011 Tax Duplicate and will be in effect in the 2012 Tax Duplicate.

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 Tax Collector is authorized to cancel the 2011 Real Estate Property Taxes from April 12, 2011 to December 31, 2011 due to the exempt status .

The above Resolution was moved by _____, seconded by

_____, voted and carried this 20th day of September, 2011.

Roll Call: Ayes:

 Nays:

 Abstentions:

Kristine Blanchard, RMC
Borough Clerk

cc: Kay F. Stasyshan, Collector/Treasurer
Block/Lot File
Zimmer

RESOLUTION 162-2011

RECREATION COMMITTEE

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 Recreation Committee with the consent of the Borough Council; and

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

WHEREAS, The Council does approve of this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the following named person is appointed to the Recreation Committee for a term ending **12/31/2015**

Kristine Blanchard, RMC
Borough Clerk

RESOLUTION 163-2011

RECREATION COMMITTEE

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 Recreation Committee with the consent of the Borough Council; and

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

WHEREAS, The Council does approve of this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the following named person is appointed to the Recreation Committee for a term ending **12/31/2015**

Kristine Blanchard, RMC
Borough Clerk

P.O. Type: All
 Format: Detail with Line Item Notes
 Range: 1-05-00-000-000 to 1-05-99-999-999
 Rcvd Batch Id Range: First to Last
 Department Page Break: No
 Received Date Range: 09/08/11 to 12/31/11
 Print Alpha Capital/Trust, Alpha Grant, & Revenue Accts: N
 Open: N Rcvd: Y Paid: Y
 Held: N Aprv: Y Void: N
 Bid: Y State: Y Other: Y
 Include Non-Budgeted: Y

Budget Account	Description	Item Description	Amount	Stat	chk	Enc	date	date	date	chk/Void	Invoice	PO Type
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Fund: SEWER OPERATING FUND

1-05-55-502-000-028	SEWER OPERATING Contractual Svcs											
11-00210	10 SUBCON	SUBURBAN CONSULTING ENGINEERS 2011 SEWER ENGINEERING SERVICE	1,942.60	A			05/02/11	09/14/11			17062	C
		Tracking Id: 2780 Professional Services - Engineering (Exempt)										
		SERVICES FOR 8/7/11-9/3/11										
11-00754	6 USFILT	VEOLIA WATER	59,653.19	A			07/12/11	09/13/11			00006442	B
		Tracking Id: 3712 Water & Wastewater Operations (Non-Exempt)										
11-00754	7 USFILT	VEOLIA WATER	206.77	A			07/12/11	09/13/11			00006442	B
		Tracking Id: 3712 Water & Wastewater Operations (Non-Exempt)										
		LIFT STATION										

Department Total: 61,802.56

Department: Sewer - Interest on Bonds

1-05-55-522-000-000	Sewer - Interest on Bonds		12,555.00	P			9111	08/11/11	09/09/11	09/09/11		
11-00888	1 ACDEP	CHASE BANK	2008 SEWER BONDS - INTEREST									
		Tracking Id: 971	Debt Service (Exempt)									
		Department Total: Sewer - Interest on Bonds	12,555.00									
		CAFR Total:	74,357.56									
		Fund Total: SEWER OPERATING FUND	74,357.56									
		Year Total:	74,357.56									

Total P.O. Items: 4 Total List Amount: 74,357.56 Total Void Amount: 0.00

Fund Description	Fund	Budget Total
SEWER OPERATING FUND	1-05	74,357.56
Total of All Funds:		74,357.56

BILL LIST 9/20/11

P.O. Type: All
 Range: First to Last
 Format: Detail with Line Item Notes Received Date Range: 09/08/11 to 12/31/11
 Include Non-Budgeted: Y
 Open: N Rcvd: Y Paid: Y
 Held: N Aprv: Y Void: N
 Bid: Y State: Y Other: Y

Vendor # Name PO # PO Date Description Contract PO Type Amount Charge Account Acct Type Description Stat/Chk Enc Date Date Date Chk/Void Invoice Excl

ADPPAY ADP, INC.
 11-00871 08/10/11 AUG 2011 PAYROLL PROCESSING B 316.00 1-01-20-130-000-029 B FINANCIAL ADMIN other Contr Svcs A 08/10/11 09/12/11 670607 N
 3 AUG 2011 PAYROLL PROCESSING
 Tracking Id: 2560 Payrol] (General) (Exempt)
 PERIOD ENDING 8/31/11

Vendor Total: 316.00

ADVANC ADVANCE AUTO PARTS INC.
 11-00750 07/11/11 GENERAL SUPPLIES B
 7 LUBE SPRAY 10.58 1-01-26-290-000-030 B STREETS & ROADS Materials/Supplies A 07/11/11 09/12/11 6276124149989 N
 Tracking Id: 270 Auto Equip Accessories & Supplies (Non-Exempt)
 8 STARTING FLUID 17.34 1-01-26-290-000-030 B STREETS & ROADS Materials/Supplies A 07/11/11 09/12/11 6276123736028 N
 Tracking Id: 270 Auto Equip Accessories & Supplies (Non-Exempt)
 9 BRAKE CLEANING FLUID 7.96 1-01-26-290-000-030 B STREETS & ROADS Materials/Supplies A 07/11/11 09/12/11 6276123559916 N
 Tracking Id: 270 Auto Equip Accessories & Supplies (Non-Exempt)
 10 FUEL PUMP FOR SWEEPER 59.99 1-01-26-290-000-030 B STREETS & ROADS Materials/Supplies A 07/11/11 09/12/11 6276122734893 N
 Tracking Id: 270 Auto Equip Accessories & Supplies (Non-Exempt)
 11 4/40 LB BAG OF OIL ABSORBENT 25.64 1-01-26-290-000-030 B STREETS & ROADS Materials/Supplies A 07/11/11 09/15/11 6276125051371 N
 Tracking Id: 270 Auto Equip Accessories & Supplies (Non-Exempt)

121.51

Vendor Total: 121.51

AIRGAS AIRGAS EAST, INC.
 11-00752 07/11/11 ACETYLENE, ARGON&OXYGEN TANKS B
 4 1/ACETYLENE, 1/ARGON&2/OXYGEN 84.48 1-01-26-290-000-031 B S & R Chemical, Gases, Road Materials&Supl A 07/11/11 09/12/11 116452920 N
 Tracking Id: 3770 Welding Equip Accessories & Supplies (Non-Exempt)
 TANK RENTAL FOR AUGUST 2011

Vendor Total: 84.48

Vendor # Name PO # PO Date Description Amount Contract PO Type Charge Account Acct Type Description Stat/Chk First Rcvd Chk/Void Invoice Excl

BTCO BAKER & TAYLOR COMPANY INC.

11-00418 04/11/11 Books 48.29 1-01-29-390-000-033 B
12 3/BOOKS WITH BARCODES Books and other Publications (Non-Exempt) B MUNICIPAL LIBRARY Books & Pubs A 04/11/11 09/14/11 3017329022 N
Tracking Id: 510

11-00558 05/24/11 Books 4.00 1-01-29-390-000-033 B
10 20/RECORDS ON TAPE Books and other Publications (Non-Exempt) B MUNICIPAL LIBRARY Books & Pubs A 05/24/11 09/14/11
Tracking Id: 510

11-00764 07/13/11 Books 257.82 1-01-29-390-000-033 B
4 19/BOOKS WITH BAR CODES Books and other Publications (Non-Exempt) B MUNICIPAL LIBRARY Books & Pubs A 07/13/11 09/14/11 3017306608 N
Tracking Id: 510
Vendor Total: 310.11

BLUEDI BLUE DIAMOND DISPOSAL, INC.

11-00208 02/09/11 2011 SOLID WASTE COLLECTION C1-00003 C
9 AUGUST 2011 SOLID WASTE COLL. 20,125.00 1-01-26-305-000-028 B SOLID WASTE COLLECTION Contractual Svcs A 07/05/11 09/12/11 188994 N
Tracking Id: 3651 Waste Removal Services (Exempt)

11-00608 06/02/11 2011 SOLID WASTE DISPOSAL 3,390.00 1-01-31-465-000-000 B
8 113/VDS AUG. VEGETATIVE WASTE Solid Waste Tipping Fees (Exempt) B SOLID WASTE DISPOSAL A 06/02/11 09/12/11 188994 N
Tracking Id: 3191

11-00741 07/07/11 2011 SOLID WASTE DISP. & VEG. 9,835.70 1-01-31-465-000-000 B
2 140.51/TMS AUGUST SOLID WASTE Solid Waste Tipping Fees (Non-Exempt) B SOLID WASTE DISPOSAL A 07/07/11 09/12/11 188994 N
Tracking Id: 3192 DISPOSAL
Vendor Total: 33,350.70

CMAUTO C & M AUTO PARTS

11-00365 03/24/11 GENERAL SUPPLIES 12.99 1-01-26-290-000-030 B
4 GASKET Auto Parts & Accessories (Non-Exempt) B STREETS & ROADS Materials/Supplies A 03/24/11 09/15/11 489652 N
Tracking Id: 310
Vendor Total: 12.99

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	First Rcvd	Chk/Void	Invoice	1099
Item Description											Date	Date		Excl

ACDEP CHASE BANK

11-00876	08/10/11	2008 GENERAL BONDS - INTEREST												
1	2008	GENERAL BONDS - INTEREST	118,575.00	1-01-45-930-000-000	B	INTEREST ON BONDS			P912011	08/10/11	09/09/11	09/09/11		N
		Tracking Id: 971				Debt Service (Exempt)								

11-00888	08/11/11	2008 SEWER BONDS - INTEREST												
1	2008	SEWER BONDS - INTEREST	12,555.00	1-05-55-522-000-000	B	Sewer - Interest on Bonds			P	9111	08/11/11	09/09/11	09/09/11	N
		Tracking Id: 971				Debt Service (Exempt)								

Vendor Total: 131,130.00

COMCAST OF NORTHWEST

11-00783	07/26/11	SEPT-DEC 2011 INTERNET SERVICE												
2	SEPT 2011	INTERNET SERVICE	89.99	1-01-31-440-000-000	B	TELEPHONE			A		07/26/11	09/12/11		N
		Tracking Id: 3320				Telecommunications (General) (Exempt)								

Vendor Total: 89.99

CRISTA CRISTAL ASSOCIATES, LLC

11-00937	09/02/11	JANITORIAL SUPPLIES												
2	2/BXS	C-FOLD PAPER TOWELS,	267.20	1-01-26-310-000-035	B	BUILDINGS & GROUNDS Janitorial Supplies	A				09/02/11	09/12/11	A1957	N
		Tracking Id: 2110				Janitorial Supplies (General) (Non-Exempt)								
		4/GALS WINDEX, 1/ROLL WYPALL SHOP												
		WIPES, 1/BX 33X39 TRASH CAN LINERS AND												
		2/BXS DISPOSABLE NITRILE GLOVES												

Vendor Total: 267.20

FITZDES DESMOND FITZGERALD

11-00914	08/29/11	CLEANING SUPPLIES FOR POOL												
1	CLEANING	SUPPLIES FOR POOL	100.13	T-16-00-858-000-826	B	SWIMMING PROGRAM Materials & Supplies	A				08/29/11	09/12/11		N
		Tracking Id: 690				Cleaning Products (Non-Janitorial) (Non-Exempt)								
		BRUSHES, DOORSTOPS AND SHELF FOR POOL												
		HOUSE												

Vendor Total: 100.13

Vendor # Name	PO #	PO Date	Description	Amount	Charge Account	Acct Type	Description	Stat/Chk	First Rcvd	Enc Date	Date	Chk/Void	Invoice	1099 Excl
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FOLTS DIANE FOLTS														
11-00892	08/16/11	REFUND FOR SOCCER FEES	55.00	T-16-00-858-000-856	B	SOCCER LEAGUE Fees (Revenue)	A		08/16/11	09/12/11				N
Tracking Id: 2911 Recreation Program Refunds (Exempt)														
REFUND FOR BRIDGET - NOT ENOUGH PLAYERS														
Vendor Total: 55.00														

ENGINE EMC 2, LLC														
11-00903	08/29/11	Computer Maintenance	978.00	1-01-55-271-000-000	B	State Library Aid	A		08/29/11	09/14/11			1598	N
Tracking Id: 850 Computer Software Maintenance (Non-Exempt)														
(1) Complete re-build \$500.00														
(1) Content Filter 1 Year 89.00														
(2) Repair-Staff4 150.00														
(1) Hard Drive 89.00														
(2) Consulting Fee 150.00														
Vendor Total: 978.00														

FINELL FINELLI CONSULTING ENGINEERS														
11-00948	09/08/11	eng serv Hoffman 7/17-8/27/11	115.00	T-13-00-686-000-000	B	ESTATE OF DORIS HOFFMAN C/O NANCY NOEL	A		09/08/11	09/12/11			12528	N
Tracking Id: 2780 Professional Services - Engineering (Exempt)														
MINOR SUBDIVISION ENGINEERING SERVICES														

11-00949	09/08/11	eng serv quick Chek 7/17-8/27/11	28.75	T-13-00-681-000-000	B	QUICK CHEK CORPORATION	A		09/08/11	09/12/11			12529	N
Tracking Id: 2780 Professional Services - Engineering (Exempt)														
ENGINEERING SERVICES														

11-00974	09/15/11	eng serv P&P 7/17-8/27/11	891.25	T-13-00-687-000-000	B	P & P OF WASHINGTON LLC	A		09/15/11	09/15/11			12526	N
Tracking Id: 2780 Professional Services - Engineering (Exempt)														
BL 56 LOT 1 ENGINEERING SERVICES														

11-00975	09/15/11	eng serv to BOA 7/17-8/27/11	57.50	1-01-21-185-000-028	B	BOARD OF ADJ Contractual SVCS	A		09/15/11	09/15/11			12527	N
Tracking Id: 2780 Professional Services - Engineering (Exempt)														
1 7/17-8/27/11 BOARD OF ADJ.														

Vendor # Name	PO # PO Date Description	Contract PO Type	Amount Charge Account	Acct Type Description	Stat/Chk	First Rcvd	Enc Date Date	Chk/Void	Invoice	1099 Excl
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Tracking Id: 2780 Professional Services - Engineering (Exempt)
ENGINEERING SERVICES

Vendor Total: 1,092.50

RYMON FRANK RYMON & SONS, INC.										
11-00514 05/03/11 EQUIPMENT REPAIRS/PARTS - 2011		B	41.44	T-16-00-858-000-815	B	05/03/11	09/12/11		IV73296	N
7 WEED TRIMMER PRO HEAD AND LINE					B					
Tracking Id: 1210				Equipment Maint & Repair (General) (Non-Exempt)						
8 CABLE THROTTLE FOR TRACTOR			29.10	T-16-00-858-000-815	B	05/03/11	09/12/11		IV73396	N
Tracking Id: 1210				Equipment Maint & Repair (General) (Non-Exempt)						
			70.54							

11-00658 06/15/11 GENERAL SUPPLIES		B	9.00	1-01-26-290-000-030	B	06/15/11	09/15/11		IV74347	N
4 2/PAIRS OF GLOVES					B					
Tracking Id: 1210				Equipment Maint & Repair (General) (Non-Exempt)						
			79.54							

GALE GALE		B	23.40	1-01-55-271-000-000	B	05/17/11	09/15/11		1729444	N
11-00550 05/17/11 Large Print Books					B					
6 1/LARGE PRINT BOOKS - FLASH & BONES					B					
Tracking Id: 510				Books and other Publications (Non-Exempt)						
			23.40							

GARLIC GARLICK CARPET CLEANING			490.00	1-01-26-310-000-024	B	09/02/11	09/15/11			N
11-00938 09/02/11 STRIP & WAX FLOORS/POLICE DEPT					B					
1 STRIP & WAX FLOORS/POLICE DEPT					B					
Tracking Id: 610				Building Maintenance Services (Non-Exempt)						
			490.00							

GRANTURK GRANTURK EQUIPMENT CO.		B	203.74	1-01-26-290-000-025	B	09/08/11	09/14/11		1095294-01	N
11-00940 09/08/11 ELGIN SWEEPER PARTS					B					
2 PILOT BEARING & 0 RING/SWEEPER					B					
			203.74							

Vendor # Name PO # PO Date Description Contract PO Type Amount Charge Account Acct Type Description Stat/Chk Enc Date Date Date Date Date Date Invoice Excl

KALMBACH KURT & COLLEEN KALMBACH
11-00959 09/13/11 REFUND 2R10 TAXES 11.01/5
1 2R10 TAX OP PER R#152-2011 1,854.48 1-01-55-205-000-000 B Tax Overpayments A 09/13/11 09/14/11 N
Tracking Id: 3316 Tax Overpayments Refund (Exempt)
REFUND OF 2R10 TAX OVERPAYMENT ON
BLOCK 11.01 LOT 5 - 118-120 W WASHINGTON
AVENUE FOR FORMER OWNER - KALMBACH, KURT
AND COLLEEN PER RES#152-2011 FOR THE
9-20-11 COUNCIL MEETING

Vendor Total: 1,854.48

GUNTER MARVIN C. GUNTER II
11-00960 09/13/11 REF OF TAX O/P 97.03/13
1 REF TAX OP 97.03/13 R#153-2011 1,336.91 1-01-55-205-000-000 B Tax Overpayments A 09/13/11 09/14/11 N
Tracking Id: 3316 Tax Overpayments Refund (Exempt)
REFUND OF 1R10 TAX OVERPAYMENT ON
BLOCK 97.03 LOT 13 - 155 S LINC AVE
FOR OWNER - GUNTER, II MARVIN C
PER RES#153-2011 FOR THE
9-20-11 COUNCIL MEETING

Vendor Total: 1,336.91

MRJOHN MR JOHN INC.
11-00896 08/16/11 PORTABLE TOILET AT STEINHARDT B
2 PORTABLE TOILET AT STEINHARDT 15.48 T-16-00-858-000-819 B PARKS & PLAYGROUNDS MISC A 08/16/11 09/12/11 4380430 N
Tracking Id: 2540 Park & Playground supplies (Exempt)
RENTAL FROM 8/15/11-8//20/11

Vendor Total: 15.48

NJWATR NJ AMERICAN WATER CO. INC
11-00555 05/24/11 JUNE-SEPT HYDRANT CHARGES B
4 AUG. 2011 HYDRANT CHARGES 5,612.10 1-01-25-265-001-073 B FIRE HYDRANTS Fire Hydrant Chgs A 05/24/11 09/12/11 N
Tracking Id: 3615 Utilities - Water (Exempt)

Vendor Total: 5,612.10

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type	Description	Stat/Chk	First Rcvd	Enc Date	Date	chk/Void	Invoice	1099
Item Description											Date	Date				Excl

NJHEALTH NJ DEPT HEALTH & SENIOR SERV																
11-00963 09/15/11 ANIMAL FEES AUGUST 2011																
1	ANIMAL FEES	AUGUST	2011	66.60	T-12-00-851-000-000			B	Due to State	A	09/15/11	09/15/11				N
Tracking Id: 211 Animal Control Services (Exempt)																
Vendor Total: 66.60																

NJPAPR NJN PUBLISHING INC.																
11-00866 08/10/11 LEGAL ADVERTISING																
4	ORD #4-2011	& AFFIDAVIT		12.34	1-01-20-120-000-021			B	Clerk Legal Advertising	A	08/10/11	09/12/11				N
5	ORD #5-2011	& AFFIDAVIT		12.34	1-01-20-120-000-021			B	Clerk Legal Advertising	A	08/10/11	09/12/11				N
Vendor Total: 24.68																

PLASTE PLASTERER EQUIPMENT CO., INC																
11-00919 08/29/11 SWEEPER/SHORT BLOCK ASSEMBLY																
1	SWEEPER/SHORT	BLOCK	ASSEMBLY	5,234.76	1-01-26-290-000-034			B	Streets & Roads Vehicle Parts	A	08/29/11	09/15/11			P03290	N
Tracking Id: 310 Auto Parts & Accessories (Non-Exempt)																
LESS CORE RETURN CREDIT \$400.00																

11-00939 09/08/11 SWEEPER PARTS																
2 SWEEPER PARTS																
				897.63	1-01-26-290-000-025			B	Streets & Roads Vehicle Maint	A	09/08/11	09/15/11			P03290/P03447	N
Tracking Id: 1200 Equipment Maint & Repair (General) (Exempt)																
Vendor Total: 6,132.39																

SCHOLL SCHOLL, WHITTLESEY & GRUENBERG																
11-00941 09/08/11 Legal serv P&P 6/1-6/30/11																
1	6/1-6/30/11	P&P OF	WASHINGTON	350.00	T-13-00-687-000-000			B	P & P OF WASHINGTON LLC	A	09/08/11	09/12/11			36043	N
Tracking Id: 2800 Professional Services - Legal (Exempt)																
LEGAL SERVICES																

11-00943 09/08/11 Legal serv to BOA 7/1-7/31/11																
1	7/1-7/31/11	GENERAL	BD OF ADJ	112.00	1-01-21-185-000-027			B	BOARD OF ADJ Legal Svcs	A	09/08/11	09/12/11			36752	N
Tracking Id: 2800 Professional Services - Legal (Exempt)																

Vendor # Name PO # PO Date Description Contract PO Type Amount Charge Account Acct Type Description Stat/Chk First Rcvd Chk/Void Invoice Excl

STATE OF NEW JERSEY
11-00952 09/13/11 2011 DEFICIT/CATASTOPHIC 407.70 T-18-00-001-000-000 B SUI (Unemployment) Trust A 09/13/11 09/14/11
Tracking Id: 2054 Inter-Governmental (Exempt)
DEPARTMENT OF LABOR

Vendor Total: 407.70

HEALTH STATE OF NEW JERSEY PENSIONS A
11-00929 09/01/11 Health Benefits-July due 9/15 13,888.75 1-01-23-220-000-000 B GROUP HEALTH INSURANCE P850509 09/01/11 09/15/11 09/15/11 25850509
Tracking Id: 2040 Insurance & Insurance Services (Exempt)

Vendor Total: 13,888.75

SUBCON SUBURBAN CONSULTING ENGINEERS
09-00969 07/22/09 CONST. & ENVIRON OVERSIGHT C9-00002 C 133.75 C-04-08-005-000-002 B PARKING LOT - ORD #5-2008 A 07/22/09 09/14/11 17063
Tracking Id: 2780 Professional Services - Engineering (Exempt)
MUNICIPAL PARKING LOT SITE PLAN
SERVICES FOR 8/7/11-9/3/11

11-00209 02/09/11 2011 GENERAL ENGINEERING SERV. C1-00004 C 640.00 1-01-20-165-000-028 B ENGINEERING Contractual SVCS A 01/18/11 09/14/11 17069
Tracking Id: 2780 Professional Services - Engineering (Exempt)
RES#158-2010 SERVICES FOR 8/7/11-9/3/11
19 PUBLIC WORKS GARAGE 8/7-9/3/11 2,935.00 1-01-20-165-000-028 B ENGINEERING Contractual SVCS A 01/18/11 09/14/11 17071
Tracking Id: 2780 Professional Services - Engineering (Exempt)

3,575.00

11-00224 02/10/11 2011 STREET OPENINGS B 1,940.00 T-13-00-601-000-000 B Street Opening Deposits A 02/10/11 09/14/11 17129
Tracking Id: 1380 Escrow (Exempt)
SERVICES FOR 8/7/11-9/3/11

11-00225 02/10/11 PARK HILL APTS SOIL REMOVAL B 232.50 T-13-00-675-000-000 B PARK HILL APARTMENTS A 02/10/11 09/14/11 17155
10 PARK HILL APTS SOIL REMOVAL

Vendor # Name PO # PO Date Description Contract PO Type Amount Charge Account Acct Type Description Stat/Chk Enc Date Date Chk/Void Invoice Excl

1 3RD QTR 2011 SHARED SERV. AGMT 39,918.58 1-01-43-490-000-299 B MUNICIPAL COURT miscell]aneous A 09/13/11 09/14/11 N
Tracking Id: 3132 Shared Services Agreements (Exempt)

Vendor Total: 39,918.58

TOWNMW TOWNSHIP OF WASHINGTON
11-00953 09/13/11 2001 POLICE SHARED SERVICES
1 2001 POLICE SHARED SERVICES 535,911.53 1-01-25-240-000-299 B POLICE DEPT miscell]aneous A 09/13/11 09/14/11 N
Tracking Id: 3132 Shared Services Agreements (Exempt)
3RD PAYMENT

Vendor Total: 535,911.53

TRACTO TRACTOR SUPPLY COMPANY
11-00179 02/04/11 GENERAL SUPPLIES
7 GEAR OIL&LUBE AND BRAZING ROD 27.27 1-01-26-290-000-058 B STREETS & ROADS other Equip & Supplies A 02/04/11 09/15/11 94111 N
Tracking Id: 1210 Equipment Maint & Repair (General) (Non-Exempt)

Vendor Total: 27.27

WAHEAL WARREN HEALTH CARE ALLIANCE
11-00932 09/01/11 FIRE DEPT PHYSICAL/J.HOWELL JR
1 FIRE DEPT PHYSICAL/J.HOWELL JR 50.00 1-01-22-195-001-020 B P.E.O.S.H.A A 09/01/11 09/12/11 N
Tracking Id: 2353 Medical Insurance (Exempt)

Vendor Total: 50.00

WARPA WARREN MATERIALS INC.
11-00583 06/01/11 BLACK TOP
3 8/9/11 1.94/TNS QTR COLD PATCH 228.91 1-01-26-290-000-031 B S & R Chemical ,gases,Road Materials&supl A 06/01/11 09/15/11 302-00988 N
Tracking Id: 2930 Road Materials (Asphalt) (Non-Exempt)

Vendor Total: 228.91

WBPAY WASH. BOROUGH PAYROLL ACCOUNT
11-00956 09/13/11 COVER PAYROLL OF 9/15/11
1 GENERAL ADMIN.-F.T.-9/15 PAV. 4,992.42 1-01-20-100-000-011 B GENERAL ADMIN Full Time P 4571 09/13/11 09/13/11 09/13/11 N
Tracking Id: 2560 Payroll (General) (Exempt)

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc	First	Rcvd	Chk/Void	Invoice	1099
Item Description												Date	Date	Date		EXC1
2 CLERK-F.T.-9/15 PAYROLL Tracking Id: 2560			Payroll] (General) (Exempt)	2,994.08	1-01-20-120-000-011			B	CLERK - FU]] Time	P		4571	09/13/11	09/13/11		N
3 CLERK-P.T.-9/15/11 PAYROLL Tracking Id: 2560			Payroll] (General) (Exempt)	62.50	1-01-20-120-000-012			B	CLERK Part Time	P		4571	09/13/11	09/13/11		N
4 FIN.ADMN.-P.T.-9/15/11 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	1,086.22	1-01-20-130-000-012			B	FINANCIAL ADMINISTRATION-PART TIME	P		4571	09/13/11	09/13/11		N
5 FIN.ADM.-F.T.-9/15/11 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	2,693.96	1-01-20-130-000-011			B	FINANCIAL ADMIN FU]] Time	P		4571	09/13/11	09/13/11		N
6 TAX COLLECTION-F.T. 9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	6,555.80	1-01-20-145-000-011			B	TAX COLLECTION FU]] Time	P		4571	09/13/11	09/13/11		N
7 TAX ASSESSMENT-P.T. 9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	196.84	1-01-20-150-000-012			B	TAX ASSESSMENT Part Time	P		4571	09/13/11	09/13/11		N
8 PLANNING BOARD-P.T. 9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	155.32	1-01-21-180-000-012			B	PLANNING BOARD Part Time	P		4571	09/13/11	09/13/11		N
9 BD. OF ADJUST.-P.T. 9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	56.00	1-01-21-185-000-012			B	BOARD OF ADJ Part Time	P		4571	09/13/11	09/13/11		N
10 LOCAL CODE ENF.-P.T. 9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	1,002.50	1-01-22-195-000-011			B	LOCAL CODE ENF FU]] Time	P		4571	09/13/11	09/13/11		N
11 EMERGENCY MGMT.-P.T. 9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	125.00	1-01-25-252-000-012			B	EMERGENCY MGMT Part Time	P		4571	09/13/11	09/13/11		N
12 FIRE & SAFETY-P.T. 9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	1,512.05	1-01-25-265-000-012			B	FIRE & SAFETY CODE ENF Part Time	P		4571	09/13/11	09/13/11		N
13 STR. & RDS.-F.T. 9/15/11 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	12,992.52	1-01-26-290-000-011			B	STREETS & ROADS FU]] Time	P		4571	09/13/11	09/13/11		N
14 STR. & RDS.-SEASONAL-9/15PAVR Tracking Id: 2560			Payroll] (General) (Exempt)	110.00	1-01-26-290-000-013			B	STREETS & ROADS Seasonal	P		4571	09/13/11	09/13/11		N
15 BLDGS. & GRNDS.-P.T. 9/15 PAVR Tracking Id: 2560			Payroll] (General) (Exempt)	464.74	1-01-26-310-000-012			B	BUILDINGS & GROUNDS Part Time	P		4571	09/13/11	09/13/11		N
16 SHADE TREE-P.T. 9/15/11 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	38.92	1-01-26-313-000-012			B	SHADE TREE COMMISSION Part Time	P		4571	09/13/11	09/13/11		N
17 ANIMAL CONTROL-P.T.-9/15 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	419.08	1-01-27-340-000-012			B	ANIMAL CONTROL Part Time	P		4571	09/13/11	09/13/11		N
18 LIBRARY-F.T. 9/15/11 PAVR. Tracking Id: 2560			Payroll] (General) (Exempt)	2,773.23	1-01-29-390-000-011			B	MUNICIPAL LIBRARY FU]] Time	P		4571	09/13/11	09/13/11		N
19 LIBRARY-P.T. 9/15 PAYROLL Tracking Id: 2560			Payroll] (General) (Exempt)	145.00	1-01-29-390-000-012			B	MUNICIPAL LIBRARY Part Time	P		4571	09/13/11	09/13/11		N
20 RECR.-COMM.EXP.-P.T. 9/15 PAVR Tracking Id: 2560			Payroll] (General) (Exempt)	1,401.50	1-01-28-370-857-102			B	RECREATION-COMMISSION EXP.-S&W-P.T.	P		4571	09/13/11	09/13/11		N

Vendor # Name PO # PO Date Description Contract PO Type Acct Type Description Stat/Chk Enc Date Date Chk/Void Invoice Excl

21 STREETS & RDS.-O.T. 9/15 PAYR. 647.94 1-01-26-290-000-014 B STREETS & ROADS Overtime P 4571 09/13/11 09/13/11 09/13/11
Tracking Id: 2560 Payroll (General) (Exempt)

40,430.62

11-00957 09/13/11 REGR.TRUST-9/15/11 PAYROLL
1 REC.TRUST-SWIM PROGR. 9/15 PAY 2,166.91 T-16-00-858-000-020 B SWIMMING PROGRAM Part Time P 5674 09/13/11 09/13/11 09/13/11
Tracking Id: 2560 Payroll (General) (Exempt)
2 REGR.TRUST-CONC.STAND 9/15 PAY 337.61 T-16-00-858-000-018 B CONCESSION STAND Part Time P 5674 09/13/11 09/13/11 09/13/11
Tracking Id: 2560 Payroll (General) (Exempt)
3 REGR-SWIM LESSONS-9/15/11 44.52 T-16-00-858-000-024 B SWIMMING LESSONS Part Time P 5674 09/13/11 09/13/11 09/13/11
Tracking Id: 2560 Payroll (General) (Exempt)

2,549.04

Vendor Total: 42,979.66

MBPAYD WASHINGTON BOROUGH PAYROLL DED
11-00958 09/13/11 FICA/MED./DCRP-9/15/11 PAYROLL
1 CURR.FICA-9/15/11 PAYROLL 2,483.81 1-01-36-472-000-000 B SOCIAL SECURITY P 4572 09/13/11 09/13/11 09/13/11
Tracking Id: 3193 Social Security/Medicare
2 FICA-LIBRARY-9/15/11 PAYROLL 180.93 1-01-29-390-000-090 B MUNICIPAL LIBRARY - Social security P 4572 09/13/11 09/13/11 09/13/11
Tracking Id: 3193 Social Security/Medicare
3 CURR.MEDICARE-9/15/11 PAYROLL 580.90 1-01-36-472-000-000 B SOCIAL SECURITY P 4572 09/13/11 09/13/11 09/13/11
Tracking Id: 3193 Social Security/Medicare
4 LIBRARY-MEDICARE-9/15 PAYROLL 42.31 1-01-29-390-000-090 B MUNICIPAL LIBRARY - Social security P 4572 09/13/11 09/13/11 09/13/11
Tracking Id: 3193 Social Security/Medicare
5 DCRP-BORO'S SHARE-9/15 PAYROLL 79.57 1-01-36-477-000-000 B DCRP P 4572 09/13/11 09/13/11 09/13/11
Tracking Id: 2571 PERS/DCRP

3,367.52

Vendor Total: 3,367.52

WAONE WASHINGTON ONE STOP INC.
11-00515 05/03/11 PARK AND OR FIELD SUPPLIES B
30 FASTENERS 1.80 T-16-00-858-000-814 B PARKS & PLAYGROUNDS Materials & Supplies A 05/03/11 09/14/11 038367 N
Tracking Id: 2550 Park & Playground Supplies (Non-Exempt)

Vendor # Name	PO #	Date	Description	Contract	PO Type	Charge Account	Acct Type Description	Stat/Chk	Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl

31 LIMESTONE AND SAND				29.65	T-16-00-858-000-814		B PARKS & PLAYGROUNDS Materials & Supplies A		05/03/11	09/14/11		038409	N
Tracking Id: 2550			Park & Playground Supplies (Non-Exempt)										
32 PASSWORD PLUS COMBO LOCK				16.34	T-16-00-858-000-814		B PARKS & PLAYGROUNDS Materials & Supplies A		05/03/11	09/14/11		038448	N
Tracking Id: 2550			Park & Playground Supplies (Non-Exempt)										

				47.79									

11-00934 09/01/11 GENERAL SUPPLIES							B						
2 PLUMBERS PUTTY, THREAD SEAL				8.81	1-01-26-310-000-030		B BUILDINGS & GROUNDS Materials/Supplies A		09/01/11	09/15/11		038537	N
Tracking Id: 580			Building Maint Equip & Supplies (Exempt)										
				TAPES AND RECIP. SAW BLADES FOR COPY ROOM									
				FAUCET REPAIR									
Vendor Total:				56.60									

SMITHW WILLIAM SMITH													
11-00915 08/29/11 SOCCER REFUND													
1 SOCCER REFUND				55.00	T-16-00-858-000-856		B SOCCER LEAGUE Fees (Revenue) A		08/29/11	09/14/11			N
Tracking Id: 2911			Recreation Program Refunds (Exempt)										
				REFUND FOR NATALIE									
Vendor Total:				55.00									

Total Purchase Orders:	69	Total P.O. Line Items:	105	Total List Amount:	832,312.23	Total Void Amount:	0.00						

Fund Description	Fund	Budget Total	Revenue Total
OPERATING FUND	1-01	810,459.69	0.00
SEWER OPERATING FUND	1-05	12,555.00	0.00
	Year Total:	823,014.69	0.00
GENERAL CAPITAL FUND	C-04	133.75	0.00
ANIMAL CONTROL FUND	T-12	66.60	0.00
DEVELOPER'S ESCROW FUND	T-13	5,533.44	0.00
RECREATION TRUST	T-16	3,156.05	0.00
UNEMPLOYMENT TRUST FUND	T-18	407.70	0.00
	Year Total:	9,163.79	0.00
Total of All Funds:		832,312.23	0.00

159-2011
RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act; *N.J.S.A.* 10:4-6 *et seq.*, declares it to be the public policy of the State to insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which business affecting the public is discussed or acted upon; and

WHEREAS, the Open Public Meetings Act also recognizes exceptions to the right of the public to attend portions of such meetings; and

WHEREAS, the Mayor and Council find it necessary to conduct an executive session closed to the public as permitted by the *N.J.S.A.* 40:4-12; and

WHEREAS, the Mayor and Council will reconvene in public session at the conclusion of the executive session;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey that they will conduct an executive session to discuss the following topic(s) as permitted by *N.J.S.A.* 40:4-12:

_____ A matter which Federal Law, State Statute or Rule of Court requires be kept confidential or excluded from discussion in public (Provision relied upon: _____);

_____ A matter where the release of information would impair a right to receive funds from the federal government;

_____ A matter whose disclosure would constitute an unwarranted invasion of individual privacy;

_____ A collective bargaining agreement, or the terms and conditions thereof (Specify contract: _____);

_____ A matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed; Real Estate Acquisitions

_____ Tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

_____ Investigations of violations or possible violations of the law;

 X Pending or anticipated litigation or contract negotiation in which the public body is or may become a party; (The general nature of the litigation or contract negotiations is: Forensic Auditor Schneider and Co, First Surety/Aegis, Professional's – Annual Review the public disclosure of such information at this time would have a

potentially negative impact on the municipality's position in the litigation or negotiation; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.)

_____ Matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his or her ethical duties as a lawyer; (The general nature of the matter is: _____ OR _____ the public disclosure of such information at this time would have a potentially negative impact on the municipality's position with respect to the matter being discussed; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.);

X Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective or current public officer or employee of the public body, where all individual employees or appointees whose rights could be adversely affected have not requested in writing that the matter(s) be discussed at a public meeting; (The employee(s) and/or general nature of discussion is: Borough Manager the public disclosure of such information at this time would violate the employee(s) privacy rights; therefore this information will be withheld until such time as the matter is concluded or the threat to privacy rights no longer exists.;

_____ Deliberation occurring after a public hearing that may result in the imposition of a specific civil penalty or loss of a license or permit;

BE IT FURTHER RESOLVED that the Mayor and Council hereby declare that their discussion of the subject(s) identified above may be made public at a time when the Borough Attorney advises them that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Borough or any other entity with respect to said discussion.

BE IT FURTHER RESOLVED that the Mayor and Council, for the reasons set forth above, hereby declare that the public is excluded from the portion of the meeting during which the above discussion shall take place.

Date:

Kristine Blanchard, RMC