

ZOOM:
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882 2248 8856

Participant ID: 397972

AGENDA

BOROUGH OF WASHINGTON, WARREN COUNTY, NJ

**December 7, 2021
7:00 PM**

STATEMENT OF ADEQUATE NOTICE

The requirements of the Open Public Meetings Law, P.L. 1975, Chapter 231 have been satisfied in that adequate notice of this meeting has been published in the Express-Times (Warren County Edition) and posted on the Boroughs website stating the time, place and purpose of the meeting as required by law.

ROLL CALL Conry, Cox, Duchemin, Heinrich, Noone, Norris, Higgins.

AUDIENCE/COUNCIL APPEARANCE

Remarks, petitions, statements and testimony from guests

NEW BUSINESS

- Borough Theater redevelopment project
- Animal Control Agreement

Agenda-Continued

OLD BUSINESS

ORDINANCES 2nd Reading

- **ORDINANCE 2021-11**-AN ORDINANCE OF THE BOROUGH OF WASHINGTON, COUNTY OF WARREN, STATE OF NEW JERSEY, CHANGING THE NAME OF THE PARK CURRENTLY KNOWN AS "POCKET PARK" A/K/A BLOCK 24 LOT 24

RESOLUTIONS

- **RESOLUTION 2021-132**-RESOLUTION AUTHORIZING THE RELEASE OF BALANCE IN ESCROW ACCOUNT AND RETURN OF CASH MAINTENANCE BOND TO NOVAK HOME IMPROVEMENTS COMPANY HELD IN TRUST BY THE BOROUGH OF WASHINGTON
- **RESOLUTION 2021-133**-MUNICIPAL ALLIANCE FUNDING YEAR 2023 FORM 1B
- **RESOLUTION 2021-134**-AMENDING RESOLUTION 2021-123 APPOINTING RISK MANAGEMENT CONSULTANT 2022
- **RESOLUTION 2021-135**-PROFESSIONAL SERVICES CONTRACT BETWEEN COMMUNITY ANIMAL CONTROL LLC, AND THE BOROUGH OF WASHINGTON
- **RESOLUTION 2021-136**- RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE
- **RESOLUTION 2021-137**-RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE
- **RESOLUTION 2021-138**-RESOLUTION AUTHORIZING THE RELEASE OF THE CASH MAINTENANCE BOND TO KAREN A. REVELLO HELD IN TRUST BY THE BOROUGH OF WASHINGTON
- **RESOLUTION 2021-139**-RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE
- **RESOLUTION 2021-140**-RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE
- **RESOLUTION 2021-141**-RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE
- **RESOLUTION 2021-142**-RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE
- **RESOLUTION 2021-143**- GRANT AGREEMENT BETWEEN BOROUGH OF WASHINGTON SHADE TREE COMMISSION AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION
- **RESOLUTION 2021-144**-RESOLUTION TO REFUND TAX MONIES PER TAX COURT APPEAL
- **RESOLUTION 2021-145**-AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2021 APPROPRIATIONS IN THE AMOUNT OF \$10,000.00 IN THE SEWER UTILITY
- **RESOLUTION 2021-146**-AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2021 APPROPRIATIONS IN THE AMOUNT OF \$8,000.00 IN THE SOLID WASTE UTILITY
- **RESOLUTION 2021-147**-AUTHORIZING BUDGET TRANSFERS FOR FISCAL YEAR 2021 APPROPRIATIONS IN THE AMOUNT OF \$36,700.00 IN THE CURRENT FUND

DRAFT ONLY SUBJECT TO CHANGE

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Agenda-Cont'd

RESOLUTIONS-Continued

- **RESOLUTION 2021-148**-RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE
- **RESOLUTION 2021-149**-RESOLUTION TO REFUND OVERPAYMENT ON 2021 REAL ESTATE TAXES
- **RESOLUTION 2021-150**-SUPPORT FOR REDEVELOPMENT FOR BLOCK 80, LOT 2 THEATER PROJECT
- **RESOLUTION 2021-151**-CANCELLING PROPERTY TAXES ON BLOCK 32, LOT 4 FOR THE YEAR 2020 AND 2021

VOUCHERS

REPORTS

RECAP

COUNCIL REMARKS

Remarks, Reports, Discussions

EXECUTIVE SESSION-if needed

- Contractual- Redevelopment Agreement

ADJOURNMENT _____ P.M.

ORDINANCE 2021-11
AN ORDINANCE OF THE BOROUGH OF WASHINGTON, COUNTY OF WARREN,
STATE OF NEW JERSEY, CHANGING THE NAME OF THE PARK CURRENTLY
KNOWN AS “POCKET PARK” A/K/A BLOCK 24 LOT 24

WHEREAS, pursuant to the provisions of N.J.S.A. 40:67-1(k), **et seq.**, the governing body of a municipality may make ordinances to provide for the changing of names of streets or parks within the municipality; and

WHEREAS, the Borough of Washington wishes to honor the service of veterans; and

WHEREAS, the Council of the Borough of Washington has proposed that the park currently known as “Pocket Park” a/k/a Block 24 Lot 24 be named “Veterans’ Park”;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Washington to rename the park currently known as “Pocket Park” a/k/a Block 24 Lot 24 “Veterans’ Park:

BE IT FURTHER RESOLVED, that § 64-4 shall be added to **Chapter 64, Parks, Borough** of the code of the Borough of Washington:

Those park lands of the Borough of Washington located upon the parcel known as Block 24 Lot 24 shall be named “Veterans’ Park.”

Introduced: November 9, 2021

Pub Hearing/Adoption: December 7, 2021

RESOLUTION 2021-132
RESOLUTION AUTHORIZING THE RELEASE OF BALANCE IN ESCROW
ACCOUNT AND RETURN OF CASH MAINTENANCE BOND TO NOVAK HOME
IMPROVEMENTS COMPANY HELD IN TRUST BY THE BOROUGH OF
WASHINGTON

WHEREAS, Novak Home Improvements Company has requested the return of the balance remaining in escrow that was deposited in the Street Opening Account for engineering inspection fees for Street Opening Permit #2018-30, a sidewalk replacement project for 66 Park Avenue;

WHEREAS, an additional \$1,000.00 was also deposited into the Street Opening Accounting as a “Cash Maintenance Bond”;

WHEREAS, Kevin Smith, Borough Engineer, has noted that the street opening work was completed and the one-year maintenance period has passed. He further noted that any remaining escrow and/or maintenance guarantees can be released.

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 Municipal Treasurer is hereby authorized to issue a check to Novak Home Improvements Company in the amount of \$1,0001.00, which represents \$1.00 remaining engineering inspection escrow and \$1,000.00 cash maintenance bond; payable from the Developer’s Escrow – Street Opening Account.

RESOLUTION 2021-133
MUNICIPAL ALLIANCE FUNDING YEAR 2023
FORM 1B

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Washington, County of Warren, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Warren,

NOW, THEREFORE, BE IT RESOLVED by the Borough of Washington, County of Warren, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Franklin/Mansfield/Washington Municipal Alliance grant for fiscal year 2023 in the amount of:

DEDR	\$2,476.00
Cash Match	\$619.00
In-Kind	\$1,857.00
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION 2021-134
AMENDING RESOLUTION 2021-123
APPOINTING RISK MANAGEMENT CONSULTANT 2022

WHEREAS, Washington Borough (hereinafter "Local Unit") has joined the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the "Fund"; and

WHEREAS, the Local Unit has complied with relevant law with regard to the appointment of a Risk management Consultant; and

WHEREAS, the "Fund" has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of "Local Unit", in the County of Warren and State of New Jersey, as follows:

1. Washington Borough (Local Unit) hereby appoints Skylands (Wayne Dietz) its Risk Management Consultant.
2. The Manager (*authorized representative of the public entity*) and Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2022 in the form attached hereto.

RESOLUTION 2021-135

PROFESSIONAL SERVICES CONTRACT BETWEEN COMMUNITY ANIMAL CONTROL LLC, AND THE BOROUGH OF WASHINGTON.

THIS AGREEMENT, made this 1st day of January, 2022 between The Borough of Washington having its principal place of business at 100 Belvidere Avenue, Washington, New Jersey 07882 and hereinafter referred to as the “Municipality”; and Community Animal Control, LLC having its principal place of business at 43 Schooley’s Mountain Road, Long Valley, New Jersey 07852 hereinafter referred to as the “Contractor”;

WITNESSED:

WHEREAS, the Municipality requires professional animal control services

WHEREAS, the Municipality requires animal control services under a shared service agreement with the following additional municipalities.

- Belvidere Township
- Franklin Township, Warren County
- Hackettstown
- Harmony Township
- Lopatcong Township
- Mansfield Township
- Oxford Township
- Pohatcong Township
- Washington Township, Warren County
- Washington Township, Morris County
- White Township

WHEREAS, the Contractor is available to perform the necessary services for the Municipality and has the expertise and staff to provide these services

WHEREAS, The Municipality desires the Contractor to undertake professional services as outlined in Schedule A

WHEREAS, said services are professional in nature and are therefore excluded from the Bidding Laws of the State of New Jersey

NOW, THEREFORE, in consideration of the promises and the mutual covenants, conditions and agreements contained herein, the parties hereto agree that the Contractor shall provide the services outlined in the proposal attached hereto as Appendix A.

RESOLUTION # 2021- 136

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 October 7, 2021 to Bala Partners LLC, PO Box 303, Pottersville, NJ 07979, in the amount of \$173.60 for taxes or other municipal liens assessed for the year 2020 in the name of Rodriguez, Gernaro B/Coronel, Adria as supposed owners, and in said assessment and sale were described as 71 Jackson Ave., Block 37 Lot 12, which sale was evidenced by certificate #21-00024 and

WHEREAS, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 11-15-21 and before the right to redeem was cut off, as provided by law, Palak Patel claiming to have an interest in said lands, did redeem said lands claimed by Bala Partners LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$2,090.49 which is the amount necessary to redeem Tax Sale Certificate #21-00024.

NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2021 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Bala Partners, LLC, PO Box 303, Pottersville, NJ 07979 in the amount of **\$3,290.49** (This consists of \$2,090.49 Certificate Amount redeemed + \$1,200.00 Premium).

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 37 Lot 12 from the tax office records.

RESOLUTION 2021-137

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 December 6, 2019 to Bala Partners LLC, PO Box 303, Pottersville, NJ 07979, in the amount of \$4,835.46 for taxes or other municipal liens assessed December 7, 2021

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for the year 2018 in the name of Cottage Industries, LLC as supposed owners, and in said assessment and sale were described as 97 N Lincoln Ave., Block 16 Lot 11.01, which sale was evidenced by certificate #19-00010 and

WHEREAS, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 11-16-21 and before the right to redeem was cut off, as provided by law, Sunnyside Title Agency claiming to have an interest in said lands, did redeem said lands claimed by Bala Partners LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$25,203.65 which is the amount necessary to redeem Tax Sale Certificate #19-00010.

NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2021 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Bala Partners, LLC, PO Box 303, Pottersville, NJ 07979 in the amount of **\$25,203.65** (This consists of \$25,203.65 Certificate Amount redeemed).

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 16 Lot 11.01 from the tax office records.

RESOLUTION 2021-138
RESOLUTION AUTHORIZING THE RELEASE OF THE CASH MAINTENANCE
BOND TO KAREN A. REVELLO HELD IN TRUST BY THE BOROUGH OF
WASHINGTON

WHEREAS, Karen A. Revello has requested the return of funds remaining in escrow that were deposited in the Street Opening Account for engineering inspection fees for Street Opening Permit #2020-20 and a cash maintenance bond in the amount of \$1,000.00 for a project at 5 Valley View Terrace;

WHEREAS, there are no remaining funds for engineering inspection fees;

WHEREAS, the \$1,000.00 cash maintenance bond remains as a deposit in the Street Opening account;

WHEREAS, Kevin Smith, Borough Engineer, has noted that the roadway restoration is in good condition and the Maintenance Guarantee can be released and also there is no charge for the final inspection he conducted.

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 Municipal Treasurer is hereby authorized to issue a check to Karen A. Revello in the amount of \$1,000.00, which represents the cash guarantee maintenance bond; payable from the Developer's Escrow – Street Opening Account.

RESOLUTION 2021-139
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 October 7, 2021 to FIG CUST FIGNJ19 LLC, P.O. Box 54226, New Orleans, LA 70154, in the amount of \$651.13 for taxes or other municipal liens assessed for the year 2020 in the name of Torres, Sandra M as supposed owner, and in said assessment and sale were described as 15 West Carlton Ave, Block 19 Lot 5, which sale was evidenced by Certificate #21-00015 and

WHEREAS, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 11-8-21 and before the right to redeem was cut off, as provided by law, Fay Servicing on behalf of Lereta Tax Service claiming to have an interest in said lands, did redeem said lands claimed by FIG CUST FIGNJ19 LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$729.15 which is the amount necessary to redeem Tax Sale Certificate #21-00015.

NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2021 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to FIG CUST FIGNJ19 LLC, P.O. Box 54226, New Orleans, LA 70154 in the amount of **\$3,229.15** (This consists of \$729.15 Certificate Amount redeemed + \$2,500.00 Premium).

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 19 Lot 5 from the tax office records.

RESOLUTION 2021-140
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 October 22, 2020 to NJSL 301, LLC 650 E. Palisades Ave. STE 2 #258, Englewood Cliffs, NJ 07632, in the amount of \$336.15 for taxes or other municipal liens assessed for the year 2019 in the name of Trimmer, Jack R Sr. as supposed owner, and in said assessment and sale were described as 127 West Washington Ave., Block 99 Lot 6.01, which sale was evidenced by certificate #20-00040 and

WHEREAS, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 11-16-21 and before the right to redeem was cut off, as provided by law, Comerica Bank on behalf of Corelogic Tax Service claiming to have an interest in said lands, did redeem said lands claimed by NJSL 301, LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$1,301.55 which is the amount necessary to redeem Tax Sale Certificate #20-00040.

NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2021 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to NJSL 301, LLC, 650 E. Palisades Ave. STE 2 #258, Englewood Cliffs, NJ 07632 in the amount of **\$1,501.55** (This consists of \$1,301.55 Certificate Amount redeemed + \$200.00 Premium).

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BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 99 Lot 6.01 from the tax office records.

RESOLUTION 2021-141
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 October 7, 2021 to Bala Partners LLC, PO Box 303, Pottersville, NJ 07979, in the amount of \$173.31 for taxes or other municipal liens assessed for the year 2020 in the name of Hammel, Scott G & Patricia as supposed owners, and in said assessment and sale were described as 68 Youmans Ave., Block 82 Lot 3, which sale was evidenced by certificate #21-00039 and

WHEREAS, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 11-9-21 and before the right to redeem was cut off, as provided by law, Trident Abstract claiming to have an interest in said lands, did redeem said lands claimed by Bala Partners LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$934.50 which is the amount necessary to redeem Tax Sale Certificate #21-00039.

NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2021 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Bala Partners, LLC, PO Box 303, Pottersville, NJ 07979 in the amount of **\$2,134.50** (This consists of \$934.50 Certificate Amount redeemed + \$1,200.00 Premium).

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 82 Lot 3 from the tax office records.

RESOLUTION 2021-142
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 October 7, 2021 to Bala Partners LLC, PO Box 303, Pottersville, NJ 07979, in the amount of \$335.17 for taxes or other municipal liens assessed for the year 2020 in the name of Mueller, Elizabeth L as supposed owner, and in said assessment and sale were described as 80 Park Ave., Block 83 Lot 4, which sale was evidenced by certificate #21-00041 and

WHEREAS, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 11-17-21 and before the right to redeem was cut off, as provided by law, PHH Mortgage claiming to have an interest in said lands, did redeem said lands claimed by Bala Partners LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$4,710.48 which is the amount necessary to redeem Tax Sale Certificate #21-00041.

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NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2021 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Bala Partners, LLC, PO Box 303, Pottersville, NJ 07979 in the amount of **\$16,410.48** (This consists of \$4,710.48 Certificate Amount redeemed + \$11,700.00 Premium).

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 83 Lot 4 from the tax office records.

**RESOLUTION 2021-143
GRANT AGREEMENT BETWEEN
BOROUGH OF WASHINGTON SHADE TREE COMMISSION
AND
THE STATE OF NEW JERSEY
BY AND FOR
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GRANT IDENTIFIER UCF-2021-WBSTC-00042-RP**

WHEREAS, the governing body of Washington Borough Shade Tree Commission desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$20,000.00 to fund the following project:

Resiliency Planning – Washington Boro Resiliency Planning Grant 2021

THEREFORE, the governing body resolves that Matthew Hall or the successor of the office of Manager is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the state for a grant in the amount not less than \$0 and not more than \$20,000.00 and (c) to execute: *

*any amendments thereto which do not increase the Grantee's obligations.

WHEREAS, the Mayor and Council authorizes and hereby agrees to match 20% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified.

Up To 88% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

NOW, THEREFORE, BE IT RESOLVED, the Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

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RESOLUTION 2021-144
A RESOLUTION TO REFUND TAX MONIES PER TAX COURT APPEAL

WHEREAS, the Tax Collector has received a Tax Court Judgement received in 2021 for the years 2019 and 2020 for the property listed below:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME OF OWNER/ PROPERTY LOCATION</u>	<u>YEAR</u>	<u>AMOUNT</u>
101	7	Washington Auto Brokers 309 W. Washington Avenue	2019 2020 Total	4,639.30 7,368.30 12,007.60

Refund payable to: Jennifer R. Jacobus, Trustee for Washington Auto Brokers, 201 Littleton Road, Suite 100, Morris Plains, NJ 07950.

WHEREAS, due to Court Judgement Dockets #010392-2019 and #012928-2020 the assessed value for the improvement has been reduced from 495,000 to 360,000 which changes the amount of taxes due thus creating an overpayment; and

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

RESOLUTION 2021-145
AUTHORIZING BUDGET TRANSFERS
FOR FISCAL YEAR 2021 APPROPRIATIONS IN THE AMOUNT OF \$10,000.00 IN
THE SEWER UTILITY

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriations transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in the excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Borough of Washington, County of Warren, State of New Jersey, the Chief Financial Officer Natasha S. Turchan, be and the same is hereby authorized to make transfers among the Fiscal Year 2021 Budget in the amount of \$10,000.00 in the Sewer Utility as follows:

	FROM	TO
Sewer Utility		
Other Expenses		10,000.00
Sewer Utility		
Salaries and Wages	10,000.00	

RESOLUTION 2021-146

AUTHORIZING BUDGET TRANSFERS

FOR FISCAL YEAR 2021 APPROPRIATIONS IN THE AMOUNT OF \$8,000.00 IN THE SOLID WASTE UTILITY

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriations transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in the excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Borough of Washington, County of Warren, State of New Jersey, the Chief Financial Officer Natasha S. Turchan, be and the same is hereby authorized to make transfers among the Fiscal Year 2021 Budget in the amount of \$8,000.00 in the SOLID WASTE Utility as follows:

	FROM	TO
Solid Waste Utility		
Other Expenses		8,000.00
Solid Waste Utility		
Salaries and Wages	8,000.00	

RESOLUTION 2021-147

AUTHORIZING BUDGET TRANSFERS

FOR FISCAL YEAR 2021 APPROPRIATIONS IN THE AMOUNT OF \$41,700.00 IN THE CURRENT FUND

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriations transfers during the last two (2) months of the fiscal year,

when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in the excess

of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation

over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Borough of Washington, County of Warren,

State of New Jersey, the Chief Financial Officer Natasha S. Turchan, be and the same is hereby authorized to make transfer among the Fiscal Year 2021 Budget in the amount of \$41,700.00 in the Current Fund as follows:

	FROM	TO
Finance and Administration		
Other Expenses		500.00
Municipal Clerk		
Other Expenses		2,500.00
Insurance		
General Liability Other Expenses		2,500.00
Employee Group Insurance	6,700.00	
General Administration		
Salaries and Wages		1,600.00

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Tax Collector

Salaries and Wages 8,000.00

Emergency Management

Salaries and Wages 100.00

Shared Services-Clerk

Salaries and Wages 2,000.00

Shared Services-Financial Administration

Salaries and Wages 1,500.00

Building and Grounds

Other Expenses 10,000.00

Water

Other Expenses 8,000.00

Code Enforcement

Salaries and Wages 35,000.00

Engineering Services-Shared Service 5,000.00

\$36,700.00

\$41,700.00

RESOLUTION 2021-148

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 December 7, 2021 to Bala Partners LLC, PO Box 303, Pottersville, NJ 07979, in the amount of \$421.87 for taxes or other municipal liens assessed for the year 2020 in the name of Hall, Paris as supposed owner, and in said assessment and sale were described as 65 N Jackson Ave., Block 37 Lot 15, which sale was evidenced by certificate #21-00025 and

WHEREAS, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 11-29-21 and before the right to redeem was cut off, as provided by law, Paris Hall claiming to have an interest in said lands, did redeem said lands claimed by Bala Partners LLC by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$1,191.50 which is the amount necessary to redeem Tax Sale Certificate #21-00025.

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NOW THEREFORE BE IT RESOLVED, on this 7th day of December, 2021 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Bala Partners, LLC, PO Box 303, Pottersville, NJ 07979 in the amount of **\$2,891.50** (This consists of \$1,191.50 Certificate Amount redeemed + \$1,700.00 Premium).

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 37 Lot 15 from the tax office records.

RESOLUTION 2021-149
A RESOLUTION TO REFUND OVERPAYMENT
ON 2021 REAL ESTATE TAXES

WHEREAS, according to the Tax Collector's records, there is an overpayment of \$1,564.24 on 2021 4th Quarter Regular Taxes paid on property located at 84 Lenape Trail, also known as Block 101 Lot 15.20, and in the name of Zachary Schiavo; and

WHEREAS, Elizabeth Schiavo and Corelogic Tax Service had both paid the 4th Quarter 2021 property taxes, resulting in the overpayment; and

WHEREAS, the Tax Collector has been resolving the matter of tax overpayments and has received a written request from Corelogic Tax Service that the overpayment be refunded to them in order to forward the funds to the property owner, Zachary Schiavo.

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 \$1,564.24 payable to:

Corelogic
Centralized Refunds
P.O. Box 9202
Coppell, TX 75019-9760

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**RESOLUTION 2021-150
SUPPORT FOR REDEVELOPMENT FOR BLOCK 80, LOT 2
THEATER PROJECT**

WHEREAS, Nassian Development, LLC (the “Developer”) is the owner of property located at 165 E. Washington Ave, Washington, New Jersey and designated as Block 80, Lot 2 on the Tax Maps of the Borough of Washington, Warren County, New Jersey (the “Property”), which is the site of the former Washington Borough Theater; and

WHEREAS, the Property is designated as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 et seq.) and is located within the Route 31 Gateway District of the Borough’s Downtown Redevelopment Are as set forth in the Borough’s Downtown Redevelopment Plan adopted on April 7, 2009 (as amended); and

WHEREAS, the Developer has proposed to redevelop the property with a mixed-use building that will contain commercial space and twenty-four (24) rental affordable housing units, as set forth in the concept plan attached hereto as **Exhibit A** (the “Project”); and

WHEREAS, the Developer intends to offer the Borough one of the tenant spaces noted on the concept plan as public meeting space; and

WHEREAS, the Developer intends to amend the concept plan to reduce the height of the building to four stories; and

WHEREAS, the Developer desires to apply for and obtain funds from the New Jersey Department of Community Affairs, New Jersey Affordable Housing Trust Fund Program for an amount not to exceed the maximum amount allowed in accordance with N.J.A.C. 5:43-1.1 et seq. for the purpose of developing 24 affordable housing rental units in the Borough of Washington, Warren County, New Jersey; and

WHEREAS, the Borough is a municipality that meets the criteria of N.J.A.C. 5:43-1.3(a) because the Borough’s affordable housing compliance plan was approved by the Superior Court pursuant to a Final Judgment of Compliance and Repose entered on November 16, 2021 in In the Matter of the Application of Borough of Washington, Docket No. WRN-L-230-15; and

DRAFT ONLY SUBJECT TO CHANGE

WHEREAS, the Mayor and Council has determined that the housing project referenced above, will meet a portion of the Borough of Washington's very low, low, and moderate income housing obligation set forth in its Housing Element and Fair Share Plan.

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

1. The Mayor and Council does hereby support this application for such funds to the New Jersey Department of Community Affairs, New Jersey Affordable Housing Trust Fund Program and acknowledge that the Borough of Washington is an eligible municipality in accordance with N.J.A.C. 5:43-1.3(a).
2. The Borough requires that Developer, as permitted under N.J.A.C 5:43-1.3 (a), contract only for this Project, directly with the Department of Community Affairs.
3. This Resolution shall not be construed as zoning, site plan, variance, or any other approval to construct the Project. The Developer is required to apply for any and all necessary approvals and permits prior to beginning construction.
4. This Resolution shall take effect immediately.

**RESOLUTION 2021-151
CANCELLING PROPERTY TAXES ON BLOCK 32, LOT 4 FOR
THE YEAR 2020 AND 2021**

WHEREAS, Block 32 Lot 4 appears on the 2020 and 2021 tax records

WHEREAS, pursuant to a Resolution of the Borough of Washington Planning Board adopted on December 12, 2016, the Borough of Washington Planning Board approved an application for subdivision and a lot line adjustment which merged Block 32, Lot 4 with Block 32 Lot 3 and subdivided said lot into four lots (Block 24, Lots 3, 3.01, 3.02, and 3.03); and

WHEREAS, in accordance with N.J.S.A. 54:4-99, when property real or personal has been levied in error, the governing body of the taxing district may order and cause the tax record to be corrected; and

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

1. The Tax Collector of the Borough of Washington is hereby authorized and directed to cancel the 2020 and 2021 taxes for Block 32, Lot 4 and delete said lot from the tax rolls.
2. A certified copy of this resolution be forwarded to the Warren County Board of Taxation and the Tax Collector, Tax Assessor and Chief Financial Officer of Borough of Washington.

December 7, 2021

DRAFT ONLY SUBJECT TO CHANGE

3. This Resolution shall take effect immediately.

December 7, 2021