

---

## AGENDA

---

### BOROUGH OF WASHINGTON, WARREN COUNTY, NJ

**March 15, 2022**

**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, Express Times Warren County Edition and Star Ledger and posted on the Boroughs website stating the time, place and purpose of the meeting as required by law.

#### **FLAG SALUTE**

**ROLL CALL** Conry, Cox, Heinrich, Noone, Norris and Ron

#### **AUDIENCE/COUNCIL APPEARANCE**

Remarks, petitions, statements and testimony from guests

#### **PROCLAMATION**

May- Older Americans Month

---

## Agenda-Continued

---

### **ORDINANCE 1<sup>st</sup> Reading**

*Second reading public hearing scheduled for April 5, 2022*

### **ORDINANCE 2022-03**

CALENDAR YEAR 2022

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

### **RESOLUTIONS**

#### **RESOLUTION 2022-50**

RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE

#### **RESOLUTION 2022-51**

RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE

#### **RESOLUTION 2022-52**

A RESOLUTION AUTHORIZING THE RELEASE OF WASHINGTON 31 LLC- SAFETY & STABILITY PERFORMANCE BOND AND AUTHORIZING CLOSURE OF ESCROW ACCOUNT HELD IN TRUST BY THE BOROUGH OF WASHINGTON

#### **RESOLUTION 2022-53**

A RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE BOND POSTED BY WASHINGTON 31 LLC- PERFORMANCE AND AUTHORIZING CLOSURE OF ESCROW ACCOUNT HELD IN TRUST BY THE BOROUGH OF WASHINGTON

### **NEW BUSINESS**

- Budget Introduction

### **OLD BUSINESS**

### **VOUCHERS**

### **REPORTS**

### **RECAP**

### **COUNCIL REMARKS**

Remarks, Reports, Discussions

### **EXECUTIVE SESSION-if needed**

**ADJOURNMENT** \_\_\_\_\_ P.M.

# *PROCLAMATION*

## **Older Americans Month**

**May 2022**

**Whereas**, the month of May is traditionally designated Older Americans Month by the U.S. Department of Health and Human Services; and

**Whereas**, the theme for Older Americans Month 2022 is “***Age My Way***”, an opportunity for all of us to explore the many ways older adults can remain in and be involved with their communities.

**Whereas**, Washington Borough includes countless older Americans who enrich and strengthen our community; and

**Whereas**, Washington Borough is committed to engaging and supporting older adults, their families, and caregivers; and

**Whereas**, we acknowledge the importance of taking part in activities that promote physical, mental, and emotional well-being—no matter your age; and

**Whereas**, Washington Borough can enrich the lives of individuals of *every age* by:

- promoting home- and community-based services that support independent living;
- involving older adults in community planning, events, and other activities; and
- providing opportunities for older adults to work, volunteer, learn, lead, and mentor.

**Now therefore**, I, Ethel Conry, Deputy Mayor of Washington Borough, New Jersey does hereby proclaim May 2022 to be Older Americans Month. Residents are encouraged to take time during this month to acknowledge and recognize older adults as vital members of our community.

Dated this 15<sup>th</sup> day of March, 2022

**ORDINANCE 2022-03**  
**CALENDAR YEAR 2022**  
**MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION**  
**LIMITS AND TO ESTABLISH A CAP BANK**  
**(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Governing Body of the Borough of Washington in the County of Warren finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough of Washington hereby determines that a 1.0 % increase in the budget for said year, amounting to \$ 27,628.95 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Borough of Washington hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Governing Body of the Borough of Washington, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Borough of Washington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 96,701.33, and that the CY 2022 municipal budget for the Borough of Washington be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**RESOLUTION 2022-50**  
**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, P.O. 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 PENA, MIKE as supposed owner, and in said assessment and sale were described as 10 NEW ST, Block 18 Lot 3, which sale was evidenced by Certificate #21-00014 and

**WHEREAS**, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 3/8/2022 and before the right to redeem was cut off, as provided by law, Mike Pena 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 \$1,118.10 which is the amount necessary to redeem Tax Sale Certificate #21-00014.

**NOW THEREFORE BE IT RESOLVED**, on this 15<sup>th</sup> day of March, 2022 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, P.O. Box 303, Pottersville, NJ 07979 in the amount of **\$2,518.10** (This consists of \$1,118.10 Certificate Amount redeemed + \$1,400.00 Premium).

**BE IT FURTHER RESOLVED**, that the Tax Collector is authorized to cancel this lien on Block 18 Lot 3 from the tax office records.

**RESOLUTION 2022-51**  
**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 FIGNJ19LLC & SEC PTY, PO BOX 54226, NEW ORLEANS, LA 70154, in the amount of \$148.41 for taxes or other municipal liens assessed for the year 2020 in the name of LUSTER, THOMAS & MARIA A as supposed owners, and in said assessment and sale were described as 278 E WASHINGTON AVE, Block 70 Lot 9, which sale was evidenced by Certificate #21-00032 and

**WHEREAS**, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 3/8/2022 and before the right to redeem was cut off, as provided by law, Thomas Luster claiming to have an interest in said lands, did redeem said lands claimed by FIG CUST FIGNJ19LLC & SEC PTY by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$225.13 which is the amount necessary to redeem Tax Sale Certificate #21-00032.

**NOW THEREFORE BE IT RESOLVED**, on this 15<sup>th</sup> day of March, 2022 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 FIGNJ19LLC & SEC PTY, PO BOX 54226, NEW ORLEANS, LA 70154 in the amount of **\$225.13** (This consists of \$225.13 Certificate Amount redeemed).

**BE IT FURTHER RESOLVED**, that the Tax Collector is authorized to cancel this lien on Block 70 Lot 9 from the tax office records.

**RESOLUTION 2022-52**

**A RESOLUTION AUTHORIZING THE RELEASE OF WASHINGTON 31 LLC-SAFETY & STABILITY PERFORMANCE BOND AND AUTHORIZING CLOSURE OF ESCROW ACCOUNT HELD IN TRUST BY THE BOROUGH OF WASHINGTON**

WHEREAS, Steven C. Schepis, Esquire, attorney representing Washington 31 LLC has requested the release and return of the performance cash bond posted;

WHEREAS, Stanley J. Schrek, P.E., has certified that all work has been satisfactorily completed and has authorized the release of the performance bond for Washington 31 LLC-Safety & Stability Performance Bond account;

WHEREAS, Washington 31 LLC-Safety & Stability Performance Bond Account #7763830063 has a balance of \$7,730.82 including interest through 02/25/22 only;

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 return the Performance Bond, close the escrow account, and return the remaining funds from Account #7763830063 to Washington 31 LLC.

**RESOLUTION 2022-53**

**A RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE BOND POSTED BY WASHINGTON 31 LLC- PERFORMANCE AND AUTHORIZING CLOSURE OF ESCROW ACCOUNT HELD IN TRUST BY THE BOROUGH OF WASHINGTON**

WHEREAS, Steven C. Schepis, Esquire, attorney representing Washington 31 LLC has requested the release and return of the performance cash bond posted;

WHEREAS, Stanley J. Schrek, P.E., has certified that all work has been satisfactorily completed and has authorized the release of the performance bond for Washington 31 LLC-Performance Bond account;

WHEREAS, Washington 31 LLC-Performance Bond Account #7763830055 has a balance of \$250,944.08 including interest through 02/25/22 only;

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 return the Performance Bond, close the escrow account,

and return the remaining funds from Account #7763830055 to Washington 31 LLC