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## **AGENDA**

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### **BOROUGH OF WASHINGTON, WARREN COUNTY, NJ**

**September 5, 2023**

**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 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** Brown, Cox, France, Gorshkov, Infinito, Musick and Conry.

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

Josephine Noone- National Wildlife Federation Community Wildlife Habitat Program

Remarks, petitions, statements and testimony from guests

#### **MINUTES**

July 18, 2023

August 15, 2023

#### **REPORTS**

Committee Reports

#### **VOUCHERS-Approval of Claims**

#### **OLD BUSINESS**

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**Agenda-Continued**

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**NEW BUSINESS**

**ORDINANCE**

**2<sup>nd</sup> Reading:**

**ORDINANCE 2023-16**

AN ORDINANCE AUTHORIZING AS A GENERAL IMPROVEMENT THE TAX MAPS FOR THE BOROUGH OF WASHINGTON AND APPROPRIATING \$20,000.00 THEREFOR FROM THE “CAPITAL FUND BALANCE” OF SAID BOROUGH

**RESOLUTIONS**

**RESOLUTION 2023-109**

STATEWIDE INSURANCE FUND  
RESOLUTION TO RENEW THE FUND

**RESOLUTION 2023-110**

AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$2,530,795 BOND ANTICIPATION NOTES OF THE BOROUGH OF WASHINGTON, IN THE COUNTY OF WARREN, NEW JERSEY.

**RESOLUTION 2023-111**

Municipal Alliance  
Governor’s Council on Alcoholism and Drug Abuse

**RESOLUTION 2023-112**

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATIONS

**RESOLUTION 2023-113**

RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE

**RESOLUTION 2023-114**

RESOLUTION IMPOSING A HALLOWEEN CURFEW AND ESTABLISHING OBSERVANCE OF TRICK-OR-TREAT WITHIN THE BOROUGH OF WASHINGTON

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**RESOLUTION 2023-115**  
SALARIES

**RESOLUTION 2023-116** (*Attorney Peterson Providing*)  
DEMOLISHMENT OF UNFIT BUILDING

**RECAP**

**COUNCIL REMARKS**

Remarks, Reports, Discussions

**EXECUTIVE SESSION-if needed**

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

**ORDINANCE 2023-16**  
**AN ORDINANCE AUTHORIZING AS A GENERAL**  
**IMPROVEMENT THE TAX MAPS FOR THE BOROUGH OF WASHINGTON AND**  
**APPROPRIATING \$20,000.00 THEREFOR FROM THE “CAPITAL FUND BALANCE” OF**  
**SAID BOROUGH**

BE IT ORDAINED by the Borough Council of the Borough of Washington in Warren County,

New Jersey as follows:

Section 1. The Borough of Washington in Warren County (hereinafter referred to as “Municipality”) is hereby authorized the following Capital Improvements for the Borough of Washington:

1. Updates to the Borough of Washington Tax Maps.

Section 2. The work and acquisitions, authorized by Section 1 of this Ordinance shall be undertaken as

a general improvement, the entire cost of which shall be contributed and borne by the municipality as a general

expense, and no part of said cost shall be specially assessed against any property. The estimated cost noted

of such project shall not exceed \$20,000.00 unless this Ordinance is amended.

Section 3. It is hereby determined and stated that the undertaking of the aforesaid projects (hereinafter

referred to as “purpose”) is not a current expense of the municipality; and that the total estimated cost of said

purpose is \$20,000.00, the estimated cost for the projects having been noted in Section 1 above.

Section 4. The sum of \$20,000.00 is hereby appropriated for said purpose from the “Capital Fund Balance” of the municipality for said purpose as required by law and now available therefore under a

budget or budgets of the municipality previously adopted.

Section 5. The Capital budget of the municipality is hereby amended to conform with the provisions of

this Ordinance to the extent of any inconsistency herewith.

Section 6. This Ordinance shall take effect upon its passage and publication as provided by law.

**RESOLUTION 2023-109  
STATEWIDE INSURANCE FUND**

**RESOLUTION TO RENEW THE FUND**

WHEREAS, a number of local units have joined together to form the Statewide Insurance Fund (“FUND”), a joint insurance fund, as permitted by N.J.S.A. 40A:10-36, *et seq.*; and

WHEREAS, Washington Borough (“LOCAL UNIT”) has complied with relevant law with regard to the acquisition of insurance; and

WHEREAS, the statutes and regulations governing the creation and operation of joint insurance funds contain elaborate restrictions and safeguards concerning the safe and efficient administration of such funds; and

WHEREAS, the LOCAL UNIT has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

WHEREAS the LOCAL UNIT agrees to be a member of the FUND for a period of three (3) years, effective from **January 1, 2024** terminating on **January 1, 2027** at 12:01 a.m. standard time; and

WHEREAS, the LOCAL UNIT has never defaulted on claims, if self-insured, and has not been canceled for non-payment of insurance premiums for two (2) years prior to the date of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that Washington Borough does hereby agree to join the Statewide Insurance Fund; and

BE IT FURTHER RESOLVED that to the extent required by law, the Local Unit shall provide notice of the Indemnity and Trust Agreement to the Office of the State Comptroller; and

BE IT FURTHER RESOLVED that the LOCAL UNIT will be afforded the following coverage(s)  
: Workers’ Compensation & Employer’s Liability

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- Comprehensive General Liability \_\_\_\_\_
- Automobile Liability and Physical Damage \_\_\_\_\_
- Public Officials and Employment Practices Liability \_\_\_\_\_
- Property \_\_\_\_\_
- Inland Marine Boiler and Machinery \_\_\_\_\_
- Crime-Faithful Performance and Fidelity \_\_\_\_\_
- Pollution Liability \_\_\_\_\_
- Cyber Liability \_\_\_\_\_
- Non Owned Aircraft \_\_\_\_\_

BE IT FURTHER RESOLVED that the LOCAL UNIT's Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying the membership in the FUND as required by the FUND's Bylaws and to deliver same to the Administrator of the FUND with the express reservation that said documents shall become effective only upon the LOCAL UNIT's admissions to the FUND following approval of the FUND by the New Jersey Department of Banking and Insurance.

**RESOLUTION 2023-110**

**AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$2,530,795  
BOND ANTICIPATION NOTES OF THE BOROUGH OF WASHINGTON, IN THE  
COUNTY OF WARREN, NEW JERSEY.**

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

Pursuant to a bond ordinance of the Borough of Washington, in the County of Warren (the “Borough”), entitled: “Bond ordinance providing for the improvement of various roads in and by the Borough of Washington, in the County of Warren, New Jersey, appropriating \$1,210,000 therefor and authorizing the issuance of \$1,031,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on September 5, 2023 (#2019-18, formerly #2018-10), bond anticipation notes of the Borough in a principal amount not exceeding \$921,736.84 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough, entitled: “Bond ordinance providing for the acquisition of a new fire pumper truck by the Borough of Washington, in the County of Warren, New Jersey, appropriating \$500,000 therefor and authorizing the issuance of \$465,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on September 5, 2023 (#2019-19, formerly #2018-11), bond anticipation notes of the Borough in a principal amount not exceeding \$415,526 shall be issued for the purpose of temporarily financing the improvement

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or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough, entitled: “Bond ordinance providing for the acquisition of a new fire command vehicle by the Borough of Washington, in the County of Warren, New Jersey, appropriating \$38,000 therefor and authorizing the issuance of \$16,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on September 5, 2023 (#2019-06), bond anticipation notes of the Borough in a principal amount not exceeding \$12,422.16 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough, entitled: “Bond ordinance providing for the acquisition of a new street sweeper by the Borough of Washington, in the County of Warren, New Jersey, appropriating \$250,000 therefor and authorizing the issuance of \$237,500 bonds or notes of the Borough for financing such appropriation”, finally adopted on June 18, 2019 (#2019-14), bond anticipation notes of the Borough in a principal amount not exceeding \$229,310 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Borough, entitled: “Bond ordinance providing for the acquisition of new dump trucks by the Borough of Washington, in the County of Warren, New Jersey, appropriating \$1,300,000 therefor and authorizing the issuance of \$1,238,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on October 1, 2019 (#2019-26), bond anticipation notes of the Borough in a principal amount not exceeding



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\$1,238,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Borough (the “Chief Financial Officer”), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough’s faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an

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amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

All action heretofore taken by Borough officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

This resolution shall take effect immediately.

**RESOLUTION 2023-111**

**Governor’s Council on Alcoholism and Drug Abuse**

**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 2024 in the amount of:

DEDR	\$5,660.00
Cash Match	\$1,415.00
In-Kind	\$4,245.00

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**RESOLUTION 2023-112**

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND  
APPROPRIATIONS NJSA 40A: 4-87**

**WHEREAS**, NJSA 40A: 4-87 provides that the Director of Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Washington in the County of Warren State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$6,133.08 which is now available from the State of New Jersey

**BE IT FURTHER RESOLVED** that the like sum of \$6,133.08 is hereby appropriated under the caption of Other Expenses – Recycling Tonnage Grant

**RESOLUTION 2023-113**

**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, 2022 to FIG 20, LLC FBO SEC PTY, PO BOX 12225, NEWARK, NJ 07101, in the amount of \$980.50 for taxes or other municipal liens assessed for the year 2021 in the name of MRC NATIONAL REAL ESTATE LLC as supposed owners, and in said assessment and sale were described as 177 E WASHINGTON AVE, Block 80 Lot 6, which sale was evidenced by Certificate #22-00044 and

**WHEREAS**, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 8/8/2023 and before the right to redeem was cut off, as provided by law, LERETA claiming to have an interest in said lands, did redeem said lands claimed by FIG 20, LLC FBO SEC PTY by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$2,217.48 which is the amount necessary to redeem Tax Sale Certificate #22-00044.

**NOW THEREFORE BE IT RESOLVED**, on this 5<sup>th</sup> day of September, 2023 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to FIG 20, LLC FBO SEC PTY, PO BOX 12225, NEWARK, NJ 07101 in the amount of **\$4,717.48** (This consists of \$2,217.48 Certificate Amount redeemed + \$2,500.00 Premium).

**BE IT FURTHER RESOLVED**, that the Tax Collector is authorized to cancel this lien on Block 80 Lot 6 from the tax office records.

**RESOLUTION 2023-114**  
**RESOLUTION IMPOSING A HALLOWEEN CURFEW**  
**AND ESTABLISHING OBSERVANCE OF TRICK-OR-TREAT**  
**WITHIN THE BOROUGH OF WASHINGTON**

**WHEREAS**, Halloween Night and several nights before and after have historically been nights when acts of criminal mischief and vandalism have increased throughout the Borough ; and

**WHEREAS**, the Borough of Washington desires to take some action to help reduce the likelihood of such incidents by establishing a **suggested curfew** to assist parents and lawful guardians of minor children; and

**WHEREAS**, said curfew is viewed as an important part of maintaining the peace and order of the community and all persons are strongly urged to cooperate with the Township Borough Police Department by abiding by the curfew; and

**WHEREAS**, the door to door solicitation of treats is a tradition enjoyed by many as well as an annoyance and inconvenience to others and, therefore, needs to be regulated to provide for the safety, health, and welfare of all persons within the community.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Washington, County of Warren has established a suggested curfew for all persons seventeen (17) years of age or younger of 9:00 pm Friday, October 27, 2023 until 6:00 am Wednesday, November 1, 2023. The curfew shall be extended for school sponsored events to one (1) hour after the conclusion of the event.

**BE IT FURTHER RESOLVED** that Trick-or-Treat Night shall be observed within the Borough of Washington on Tuesday, October 31, 2023 from 3:00 pm to 7:00 pm.

BOROUGH OF WASHINGTON  
County of Warren

**RESOLUTION 2023-115**  
**SALARIES**

WHEREAS, as compensation for their loyal service and devotion to their duties as employees of the Borough of Washington; and

WHEREAS, to recognize their service;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey that the following salaries and wages are established effective January 1, 2023 unless otherwise noted:

BE IT FURTHER RESOLVED, that employees hired after January 1, 2023 or no longer employed as of the date of this resolution shall not receive the increase.

<b><u>POSITION</u></b>	<b><u>2023 SALARY</u></b>
Chief Financial Officer	\$45,132.81
Tax Assessor	\$34,608.58
Tax Collector	\$74,520.00
Confidential Assistant to the CFO	\$68,310.00
Qualified Purchasing Agent	\$ 7,825.59