
BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY

WASHINGTON BOROUGH COUNCIL MINUTES

January 3, 2023 Reorganization

The Re-Organization meeting of the Borough Council of Washington, Warren County, New Jersey was held in councils' chambers at 7:00 P.M.

Roll Call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick.

Also Present: Laurie A. Courter, Interim Manager/Borough Clerk
Leslie Parikh Attorney

Mayor Conry led everyone in the flag salute.

Councilman France attended meeting via teleconference due to COVID.

Mayor Conry read the following statement into record:

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 Star Ledger) and posted on the Boroughs website stating the time, place and purpose of the meeting as required by law

OATH OF OFFICE

County Commissioner Kern administered oaths of office to incoming council:

Brown

France

Gorshkov

Musick

PROCLAMATION

Mayor Conry presented former Mayor David Higgins with a Proclamation for his service to the Borough.

EXECUTIVE SESSION

Motion made by Heinrich and seconded by Cox to enter into executive session for contract negotiations, all were in favor.

RESOLUTION **AUTHORIZING EXECUTIVE SESSION**

WHEREAS, the Open Public Meetings Act, P.L. 975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss contract negotiations. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED, that the public be excluded from this meeting.

Motion made by Heinrich and seconded by Brown to return to regular session.

Ayes: 7: Nays: 0

Motion Carried.

PUBLIC COMMENT

Motion to open public comment made by Cox and seconded by Musick, all ok

Mel Thiel-BID Executive Director gave the following report:

- Welcomed everyone.
- Congratulated Mayor Conry.
- Our events calendar is set and it's on our website:
 - First event February 9th is the Business Recognition Dinner.

John Hanlos, President Historical Society-welcomed all new council people. Wished everyone a Happy New year. New people on board anything on Washington on history they can help. Just call us we meet the 4th Friday of each month.

Gary Masenior-282 E Washington Ave Former Recreation Director, stated the following:

At last meeting I was told you were going to have an executive session and was told I could not attend. A resolution would be passed. At conclusion of meeting Resolution 2022-152 you never

said what the resolution was for. Mr. Masenior stated he is here to let everyone know the purpose of the resolution was for a settlement payment for Gary Masenior paid \$15,000 a settlement payment after signing release. Council adjourned meeting they wanted to talk with me with the lawyer mayor and interim manager in her office. Mr. Masenior proceeded to go over verbatim what was said in the meeting stopping to ask if anyone recorded this meeting, no one recorded meeting. Further discussions ensued between Mr. Masenior and Attorney Parikh.

Marco Matteo Rail Road Ave-wished all of council happy new year welcomed the new members and asked that they have more of a focus of historic properties and historic downtown. Need Graffiti free ordinance stated he is looking forward to Warren County's 200th year celebration coming up in 2025.

Hearing no further public comment, motion made by Heinrich and seconded by Cox to close the public portion, all were in favor.

NOMINATION OF DEPUTY MAYOR

Musick nominated Cox-Gorshkov seconds nomination.
Brown nominated Heinrich, Heinrich seconds nomination.

Roll call for first nomination of Louann Cox:

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick
Ayes: 4 Nays: 3
Motion passes.

Louann Cox nominated as Deputy Mayor passes.

BOARD APPOINTMENTS

Land Use Board-Liaison

Conry appoints Councilman France in which he accepted.

Green Team Appointments

Mayor Conry announced that the appointments stand as listed on agenda:

Green Team Appointments

- Michael Franks -Unexpired Term to 12/31/23
- Josephine Noone-12/31/25
- Reappoint Suzanne Marr Term: 12/31/25
- Reappoint Gary Pohorely Term: 12/31/25
- Reappoint Melanie Thiel Term: 12/31/23
- Mayor Ethel Conry

- Council Liaison to be appointed by Mayor Conry. Term: 12/31/23

Appointment to BID:

Councilman Brown accepted.

RESOLUTIONS

Motion made by Heinrich and seconded by Cox to adopt Resolution 2023-01

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

**RESOLUTION 2023-01
MEETING DATES
OFFICIAL NEWSPAPERS**

OPEN PUBLIC MEETINGS ACT

WHEREAS, pursuant to the Open Public Meetings Act, P.L. 1975, C.231, the Borough of Washington is required to file and post certain notices of public meetings of the Common Council of the Borough of Washington; and

WHEREAS, among the obligations imposed upon the Borough of Washington is the obligation to file the said notices with the newspaper of general circulation circulating in the Borough of Washington; and

WHEREAS, a schedule of regular meetings must be prepared, posted and filed within (7) seven days of the date of the annual reorganization meeting of the Common Council.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the Borough of Washington, County of Warren, State of New Jersey, that the **Express-Times Warren County Edition**, a newspaper published in the Town of Easton and circulated within Warren County, and the **Star Ledger** to which all notices of regular and special meetings of the Common Council shall be transmitted and be designated as the official newspapers of the Common Council, pursuant to the provisions of the Open Public Meetings Act, P.L. 1975 C. 231.

BE IT FURTHER RESOLVED, the Governing Body authorizes the Chief Financial Officer to issue payments between the meeting dates and provide the report on the checks issued at the next regularly scheduled meeting.

BE IT FURTHER RESOLVED, by the Authority aforesaid that a copy of the attached **Schedule of 2023 Regular Meetings** be furnished to any member of the public requesting same, as required by the Open Public Meeting Act.

**SCHEDULE OF 2023 REGULAR MEETINGS
BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY**

Pursuant to N.J.A.C. 5:39-1.5(e), the Council is required to amend its annual meeting notice. Council is having in-person council meetings and/or using the Zoom (when directed) platform for these meetings.

Regular meetings will be held from 7:00 PM-10:00 PM

Members of the public will be able to give public comment during relevant portions of the meetings. Documents in connection with Council meetings including ZOOM call in information (if utilized) will be posted on the Borough website, https://www.washingtonboro-nj.gov/council_agen_min.html, with the agenda.

REGULAR MEETINGS:

- January 3, 2023 (Reorganization Meeting)
- January 17, 2023
- February 21, 2023
- March 21, 2023
- April 18, 2023
- May 16, 2023
- June 20, 2023
- July 18, 2023
- August 15, 2023
- September 19, 2023
- October 17, 2023
- November 21, 2023
- December 19, 2023

Official Action May Be Taken

Motion made by Heinrich and seconded by Cox to adopt Resolution 2023-02

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick
Ayes: 7 Nays: 0
Motion passes.

**RESOLUTION 2023-02
RESOLUTION TO APPOINT
TIFFANY TAGARELLI, Esquire AS MUNICIPAL SUBSTITUTE PROSECUTOR FOR
THE BOROUGH OF WASHINGTON**

WHEREAS, there exists the need of a Substitute Municipal Prosecutor; and

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

That Tiffany Tagarelli Esquire, of King, Moench & Collins be appointed immediately as Substitute Municipal Prosecutor until December 31, 2023.

Motion made by Heinrich and seconded by Brown to adopt Resolution 2023-03

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick
Ayes: 7 Nays: 0
Motion passes.

**RESOLUTION 2023-03
RECOGNIZING AND CELEBRATING DIVERSITY THROUGHOUT 2023 IN THE
BOROUGH OF WASHINGTON**

WHEREAS, the Borough of Washington takes great pride in its cultural and ethnic diversity; and

WHEREAS, the Borough recognizes that marginalized ethnic and cultural groups of Americans have endured hardships and injustices and commends the community for the continuous pursuit of overcoming those injustices and changing the course and nature of history; and

WHEREAS, we honor the prominent leaders and activists who have paved the way for equality and justice, calling our attention to the continued need to battle racism and to build an equitable society.

THEREFORE, BE IT RESOLVED that the Borough of Washington, declares and recognizes the following months and dates in 2022, and honors the contributions and sacrifices made in building pride in and educating all Americans, as well as many achievements and contributions made by Americans of diverse cultural and ethnic backgrounds to our economic, cultural, spiritual, and political development:

January 2023

Month-long observances:

- National Mentoring Month
- Poverty in America Awareness Month
- Slavery and Human Trafficking Awareness Month

calendar dates:

- January 1 – New Year’s Day
- January 4 – National Braille Day
- January 6 – Coptic Orthodox Christmas
- January 7 – Mahayana New Year (Buddhist)
- January 13 – Maghi (Sikh)
- January 15 – World Religion Day
- January 16 – Martin Luther King, Jr. Day
- January 22 — Chinese New Year (Year of the Rabbit)
- January 24 – International Day of Education
- January 26 – International Customs Day
- January 27 – International Holocaust Remembrance Day

February 2023

Month-long observances:

- American Heart Month
- Black History Month

calendar dates:

- February 1 – National Freedom Day
- February 4 — Rosa Parks Day
- February 8 — Safer Internet Day
- February 11 – International Day of Women & Girls in Science
- February 13 – International Epilepsy Day
- February 14 – Valentine’s Day
- February 15 – Nirvana Day (Buddhist)
- February 15 – International Childhood Cancer Day
- February 18 – Maha Shivarati (Hindu)
- February 20 – World Day of Social Justice
- February 20 – FamilyDay (Canada)
- February 21 – Mardi Gras
- February 22 – Ash Wednesday

March 2023

Month-long observances:

- Developmental Disabilities Awareness Month
- Ethnic Equality Month
- Gender Equality Month

- Greek-American Heritage Month
- Irish-American Heritage Month
- National Colon Cancer Awareness Month
- National Kidney Month
- National Multiple Sclerosis Awareness and Education Month
- National Women's History Month

calendar dates:

- March 3 – Employee Appreciation Day
- March 6 – Purim (Jewish)
- March 8 – International Women's Day
- March 8 – Holi (Hindu)
- March 14 – Pi π Day
- March 15 – Equal Pay Day
- March 17 – St. Patrick's Day
- March 21 – World Down Syndrome Day
- March 21 – Naw-Ruz (Baha'i New Year)
- March 23 – Ramadan begins (Islam)
 - March 23 – International Day of Remembrance of the Victims of Slavery and the Transatlantic Slave Trade
- March 31 – International Transgender Day of Visibility

April 2023

Month-long observances:

- Arab-American Heritage Month
- Autism Awareness Month
- Celebrate Diversity Month
- Earth Month
- National Child Abuse Prevention Month
- National Volunteer Month

calendar dates:

- April 2 – World Autism Awareness Day
- April 2 – Palm Sunday (Christian)
- April 5 – Passover begins (Jewish)
- April 7 – Good Friday (Christian)
- April 14 – National Day of Silence (LGBTQ+)
- April 9/10 – Easter (Christian)
- April 13 – Passover ends
- April 17 – Laylat al-Qadr (Muslim)
- April 18 – Yom Hashoah (Jewish)
- April 20 – Start of Ridvan (Baha'i)
- April 21 – Eid-al-Fitr/End of Ramadan (Muslim)
- April 22 – Earth Day

May 2023

Month-long observances:

- ALS Awareness Month
- Haitian Heritage Month
- Indian Heritage Month
- Jewish-American Heritage Month
- Mental Health Month
- National Asian American and South Pacific Islander Heritage Month
- Older Americans Month
- South Asian American Heritage Month

calendar dates:

- May 5 – Cinco de Mayo
- May 17 – International Day Against Homophobia, Transphobia and Biphobia
- May 21 – World Day for Cultural Diversity for Dialogue and Development
- May 22 – Victoria Day (Canada)
- May 23 – Declaration of the Bab (Baha'i)
- May 29 – Ascension of Baha'u'llah (Baha'i)
- May 29 – Memorial Day

June 2023

Month-long observances:

- Alzheimer's and Brain Awareness Month
- Black Music Month
- National Caribbean American Heritage Month
- Pride Month (LGBTQ+)

calendar dates:

- June 5 – World Environment Day
- June 11 — Race Unity Day
- June 12 – Loving Day
- June 19 – Juneteenth
- June 20 – World Refugee Day
- June 21 – National Indigenous Peoples Day (Canada)
- June 21 – Litha, Summer Solstice (Pagan)
- June 24 St-Jean-Baptiste Day (Quebec)
- June 28– Eid al-Adha (Muslim)
- June Pride Day (LGBTQ+) (varies by city and country)

July 2023

Month-long observances:

- French-American Heritage Month
calendar dates:
 - July 1 – Canada Day (Canada)
 - July 4 – Independence Day (USA)
 - July 9 – Martyrdom of the Bab (Baha'i)
 - July 11 – World Populace Day
 - July 14 – Bastille Day
 - July 18 – International Nelson Mandela Day
 - July 19 – Muharram Islamic New Year
 - July 24 – Pioneer Day (Mormon)
 - July 26 – National Disability Independence Day (commemorates the signing of the Americans With Disabilities Act)
 - July 30 – International Day of Friendship

Are your DE&I initiatives making an impact? Learn:

August 2023

Month-long observances:

- National Civility Month
calendar dates:
 - August 7 – Purple Heart Day
 - August 9 – International Day of the World's Indigenous People
 - August 13 – Left-Handers Day
 - August 17 – Marcus Garvey Day (Jamaican)
 - September 6-7 – Krishna Janmashtami (Hindu)
 - August 19 – World Humanitarian Day
 - August 21 – Senior Citizens Day
 - August 22 – American Business Women's Day
 - August 26 – Women's Equality Day

September 2023

Month-long observances:

- Hispanic Heritage Month
- National Guide Dog Month

- Suicide Prevention Month
- calendar dates:

- September 4 – Labor Day
- September 5 – International Day of Charity
- September 11 – Patriot Day (U.S.A.)
- September 15 – International Day of Democracy
- September 15 – Rosh Hashanah begins (Jewish)
- September 16 – Mexican Independence Day
- September 21 – International Day of Peace
- September 21 – World Gratitude Day
- September 22 – National Native American Day
- September 24 – Yom Kippur (Jewish)
- September 29 – Sukkot (Jewish)
- September 30 – National Day for Truth & Reconciliation (Canada)

October 2023

Month-long observances:

- Breast Cancer Awareness Month
- Bullying Prevention Month
- Domestic Violence Awareness Month
- Filipino-American Heritage Month
- German-American Heritage Month
- Italian-American Heritage Month
- LGBTQ History Month
- National Work and Family Month
- Polish-American Heritage Month
- Family History Month

calendar dates:

- October 2 – International Day of Nonviolence
- October 9 – National Indigenous Peoples' Day (United States)
- October 10 – Thanksgiving Day (Canada)
- October 10 – World Mental Health Day
- October 11 – National Coming Out Day (LGBTQ+)
- October 12 – World Sight Day
- October 15 – Navrati begins (Hindu)
- October 16 – Birth of the Bab (Baha'i)
- October 16 – Waste Reduction Week
- October 16 – Bosses' Day
- October 19 – Spirit Day (LGBTQ+ anti-bullying)
- October 20 – Sikh Holy Day (birth of Guru Granth)
- October 22 – International Stuttering Awareness Day
- October 25 – Birth of Baha'u'llah (Baha'i)

- October 31 – Halloween
- October 31 – Dia de los Muertos (Day of the Dead)

November 2023

Month-long observances:

- Diabetes Awareness Month
- Movember (awareness of men’s health issues, such as prostate cancer)
- National Native American, American Heritage Month

calendar dates:

- November 1 – All Saints’ Day (Roman Catholic)
- November 1 – National Stress Awareness Day
- November 9 – Diwali (Hindu)
- November 9 – World Freedom Day
- November 9 – World Adoption Day
- November 11 – Remembrance/Veterans Day
- November 13 – World Kindness Day
- November 14- Ruby Bridges Day
- November 16 – International Day for Tolerance
- November 19 – International Men’s Day
- November 20 – Transgender Day of Remembrance
- November 20 – Universal Children’s Day (Human Rights, U.N.)
- November 23 – Thanksgiving
- November 25 – Day of the Covenant (Baha’i)
- November 27 – Ascension of Abdu’l-Baha (Baha’i)

December 2023

Month-long observances:

- HIV/AIDS Awareness Month
- Universal Human Rights Month

calendar dates:

- December 1 – World AIDS Day
- December 3 – International Day for People with Disabilities
- December 5 – International Volunteer Day
- December 7 – Hanukkah begins at sunset (Jewish)
- December 9 – International Genocide Prevention Day
- December 10 – International Human Rights Day
- December 8 – Hanukkah begins at sunset (Jewish)
- December 21 – Yule Winter Solstice (Pagan)

- December 25 – Christmas (Christian)
- December 26 – Kwanzaa week (Celebration of African Customs & Cultures)
- December 26 – Boxing Day
- December 31 – New Year's Eve

THEREFORE, BE IT FURTHER RESOLVED, that we join other organizations

throughout the state of New Jersey and this country to use this occasion to raise awareness of the hardships endured, celebrate the milestones that have been achieved, and continue the unrelenting pursuit of equality and justice for all.

Motion made by Brown and seconded by Cox to adopt Resolution 2023-04

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

**RESOLUTION 2023-04
ESTABLISHING A CASH MANAGEMENT PLAN
AND NAMING OFFICIAL CASH DEPOSITORIES**

WHEREAS, NJSA 40A: 5-14 mandates that a Governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, NJSA 40A: 5-15.1 amended by Chapter 148, P.L. 1997 established new requirements for the investment of public funds and adoption of a cash management plan for counties, municipalities and authorities; and

WHEREAS, the Borough Council of the Borough of Washington, County of Warren wish to comply with the above statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Washington, County of Warren adopts the following cash management plan, includes the official depositories for the Borough of Washington, County of Warren for the period January 1, 2023 through December 31, 2023.

**CASH MANAGEMENT PLAN OF THE
BOROUGH OF WASHINGTON,
COUNTY OF WARREN**

I. STATEMENT OF PURPOSE

This Cash Management Plan (the “Plan”) is prepared pursuant to the provisions of N.J.S.A. 40A: 5-14 in order to set forth the basis for the deposits (“Deposits”) and investment (“Permitted Investments”) of certain public funds of the Borough of Washington, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

A. The plan is intended to cover all deposits and/or all investments of the funds of the Borough of Washington including but not limited to:

- Current Fund
- Payroll Trust Fund
- Agency Account
- Sewer Utility Revenue Account
- Developers’ Escrow Trust Funds
- Open Space Accounts
- General Capital Account
- Sewer Capital Account
- Solid Waste Accounts
- Regular Trust Accounts

III. DESIGNATION OF OFFICIALS AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN

The Chief Financial Officer (the “Designated Official”) is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Borough of Washington are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgement kept on file with such officials.

The Chief Financial Officer is further authorized to make interfund transfers between the Borough Funds as may be necessary from time to time. The Chief Financial Officer is authorized to make such transfers and/or any and all payments by wire transfer as necessary.

IV. DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

TD Bank
Bank of America
PNC Bank
Wells Fargo
Investors Savings
The Depository Trust Company
Provident
Peapack Gladstone Bank
Money Market Investment Accounts and/or Certificates of Deposit
Unity Bank

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official(s) referred to in Section III above.

V. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official(s) of the Borough of Washington referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official (s) referred to in Section III above.

Bank of America
TD Bank
MBIA-Class Management Unit Trust
NJ ARM Program
NJ Cash Management Fund
PNC Bank
Valley National Bank
Millington Savings Bank
Provident
The Depository Trust Company
Investors Savings
Wells Fargo
Peapack Gladstone Bank

VI. AUTHORIZED INVESTMENTS

Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of the school districts of which the Local Unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L.1977, ch. 281 (C.52: 18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
 - (a) The underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
 - (b) The custody of collateral is transferred to a third party;
 - (c) The maturity of the agreement is not more than 30 days;
 - (d) The underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17: 19-41); and
 - (e) A master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms “governmental money market mutual fund” and “local government investment pool” shall have the following definitions:

Government Money Market Mutual Fund

An investment company or investment trust:

- (a) Which is registered with the Securities and Exchange Commission under the “Investment Company Act of 1940,” 15 USC sec. 80a-1 et seq., and operated in accordance with 17 CFR sec. 270.2a-7.
- (b) The portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) Which has:
 - (1) Attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
 - (2) Retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the “Investment Advisors Act of 1940,” 15 U.S.C. sec 80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool

An investment pool:

- (a) Which is managed in accordance with 17 C.F.R. sec 270.2a-7;
- (b) Which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) Which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) Which is in compliance with rules adopted pursuant to the “Administrative Procedure Act,” P.L. 1968, c.410 (c.52: 14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investment;
- (e) Which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected at the time of interest rate adjustment, to have a market value that approximates their par value, or net asset value; and

- (f) Which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management fund, or through the use of a National or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C49: 3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in the U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government Securities.

VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGEMENT OF RECEIPT OF PLAN.

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Borough of Washington, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Borough of Washington to assure that there is no unauthorized use of the funds or the Permitted Investments that involve Securities shall be executed by a “delivery versus payment” method to insure that such Permitted Investments are either received by the Borough of Washington or by a third party custodian prior to or upon the release of the Borough of Washington’s funds.

To assure that all parties with whom the Borough of Washington deals either by way of Deposits or Permitted Investments are aware of the authority and the limits sets forth in the Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s)

REPORTING REQUIREMENTS

At the public meeting of each month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the governing body of the Borough of Washington a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- A. The name of any institution holding funds of the Borough of Washington as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.

- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the governing body of the Borough of Washington.

VIII. TERM OF THE PLAN

This plan shall be effective January 1, 2023 through December 31, 2023. The Plan may be amended from time to time as necessary.

To the extent that any amendment is adopted by the Borough Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

Motion made by Heinrich and seconded by Musick to adopt Resolution 2023-05

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick
 Ayes: 7 Nays: 0
 Motion passes.

RESOLUTION 2023-05

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH HAWKINS, DELAFIELD & WOOD FOR MUNICIPAL BOND ATTORNEY SERVICES

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of a Municipal Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, for budgetary purposes, the Borough Council of the Borough of Washington would like to have this contract reflect a not to exceed amount of 10,000.00, excluding any escrow related services and;

WHEREAS, Hawkins, Delafield & Wood has completed and submitted a Business Entity Disclosure Certification which certifies that Hawkins, Delafield & Wood has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the previous one year, and that the contract will prohibit Hawkins, Delafield & Wood from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by Hawkins, Delafield & Wood; and

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with Hawkins, Delafield & Wood as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and Hawkins, Delafield & Wood

Motion made by Brown and seconded by Heinrich to adopt Resolution 2023-06

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-06

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH GEBHARDT & KIEFER FOR MUNICIPAL ATTORNEY SERVICES

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of a Municipal Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, for budgetary purposes, the Borough Council of the Borough of Washington would like to have this contract reflect a not to exceed amount of \$50,000.00, excluding any escrow related services and;

WHEREAS, Richard P. Cushing has completed and submitted a Business Entity Disclosure Certification which certifies that Gebhardt & Kiefer has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the previous one year, and that the contract will prohibit Gebhardt & Kiefer from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by Gebhardt & Kiefer Law Offices

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with Gebhardt & Kiefer Law Offices as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and Gebhardt & Kiefer Law Offices

Motion made by Heinrich and seconded by Musick to adopt Resolution 2023-07

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-07

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH SUPLEE CLOONEY & CO. FOR MUNICIPAL AUDITING SERVICES

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of a Municipal Auditing Service as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, for budgetary purposes, the Borough Council of the Borough of Washington would like to have this contract reflect a not to exceed amount of 30,000.00, excluding any escrow related services and;

WHEREAS, Suplee Clooney & Co. has completed and submitted a Business Entity Disclosure Certification which certifies that Suplee Clooney & Co. has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the previous one year, and that the contract will prohibit Suplee Clooney & Co. from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by Suplee Clooney & Co.

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with Suplee Clooney & Co. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and Suplee Clooney & Co.

Motion made by Brown and seconded by Heinrich to adopt Resolution 2023-08

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-08

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH (HGA) HEYER GRIEL & ASSOCIATES PROFESSIONAL SERVICE FOR GENERAL MUNICIPAL PLANNING CONSULTANTS

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of a Municipal Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, for budgetary purposes, the Borough Council of the Borough of Washington would like to have this contract reflect a not to exceed amount of 7,500.00, excluding any escrow related services and;

WHEREAS, (HGA) Heyer Gruel & Associates has completed and submitted a Business Entity Disclosure Certification which certifies that has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the previous one year, and that the contract will prohibit (HGA) Heyer Gruel & Associates from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by HGA Associates Planning Consultants

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with (HGA) Heyer Gruel & Associates as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and (HGA) Heyer Gruel & Associates

Motion made by Brown and seconded by Heinrich to adopt Resolution 2023-09

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick
Ayes: 7 Nays: 0
Motion passes.

RESOLUTION 2023-09

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH (HGA) HEYER GRUEL & ASSOCIATES PROFESSIONAL SERVICE FOR MUNICIPAL PLANNING CONSULTANTS FOR THE BOROUGHS AFFORDABLE HOUSING

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of a Municipal Planning Consultants as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, for budgetary purposes, the Borough Council of the Borough of Washington would like to have this contract reflect a *not-to-exceed* amount of the 2023 adopted budget amount, excluding any escrow related services and;

WHEREAS, (HGA) Heyer Gruel & Associates has completed and submitted a Business Entity Disclosure Certification which certifies that has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the previous one year, and that the contract will prohibit (HGA) Heyer Gruel & Associates from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by (HGA) Heyer Gruel & Associates.

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with (HGA) Heyer Gruel & Associates as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and (HGA) Heyer Gruel & Associates.

Motion made by Brown and seconded by Musick to adopt Resolution 2023-10

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-10

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH CP ENGINEERS NJ LLC FOR MUNICIPAL WASTEWATER ENGINEERING SERVICES

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of Engineering Services for Wastewater as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, for budgetary purposes, the Borough Council of the Borough of Washington would like to have this contract reflect a not to exceed amount of 100,000.00, excluding any escrow related services and;

WHEREAS, CP Engineers NJ, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that CP Engineers NJ, LLC has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the previous one year, and that the contract will prohibit CP Engineers NJ, LLC from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by CP Engineers NJ, LLC

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with CP Engineers NJ, LLC as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and CP Engineers NJ, LLC

Motion made by Brown and seconded by Heinrich to adopt Resolution 2023-11

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-11

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH FINELLI CONSULTING ENGINEERS FOR GENERAL MUNICIPAL ENGINEERING SERVICES

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of a Municipal Engineer as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, Finelli Consulting Engineers has completed and submitted a Business Entity Disclosure Certification which certifies that Finelli Consulting Engineers has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the

previous one year, and that the contract will prohibit Finelli Consulting Engineers from making any reportable contributions through the term of the contract, and

WHEREAS, the maximum amount for the 2023 Professional Services is not to exceed \$70,000.00 not including any escrow charges, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by Finelli Consulting Engineers

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with Finelli Consulting Engineers as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and Finelli Consulting Engineers

Motion made by Brown and seconded by Musick to adopt Resolution 2023-12

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-12

RESOLUTION AUTHORIZING 2023 PROFESSIONAL SERVICES CONTRACT WITH MARTIN ALLEN, ESQ. and the firm of DIFRANCESCO, BATEMAN, KUNZMAN, DAVIS, LEHRER & FLAUM, P.C FOR TAX APPEAL ATTORNEY SERVICES

WHEREAS, the Borough Council of the Borough of Washington has a need to contract the services of a Tax Appeal Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Purchasing Agent has certified that the costs of this contract may or will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one (1) year or at the discretion of the Borough Council; and

WHEREAS, for budgetary purposes, the Borough Council of the Borough of Washington would like to have this contract reflect a not to exceed amount of 10,000.00, excluding any escrow related services and;

WHEREAS, MARTIN ALLEN, ESQ. and the firm of DiFRANCESCO, BATEMAN, KUNZMAN,DAVIS, LEHRER & FLAUM, P.C. has completed and submitted a Business Entity Disclosure Certification which certifies that Richard M. Conley, LLC has not made any reportable contributions to a political or candidate committee in the Borough of Washington in the previous one year, and that the contract will prohibit MARTIN ALLEN, ESQ. and the firm of DiFRANCESCO, BATEMAN, KUNZMAN,DAVIS, LEHRER & FLAUM, P.C. from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer will certify to the Borough Clerk the availability of funds on an as-needed basis at the time when the Borough needs the services provided by MARTIN ALLEN, ESQ. and the firm of DiFRANCESCO, BATEMAN, KUNZMAN,DAVIS, LEHRER & FLAUM, P.C.

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Washington to enter into a contract with MARTIN ALLEN, ESQ. and the firm of DiFRANCESCO, BATEMAN, KUNZMAN,DAVIS, LEHRER & FLAUM, P.C. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this appointment will be published as required by law within ten days of the passage of this resolution; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Chief Financial Officer and Martin Allen, LLC.

Motion made by Brown and seconded by Musick to adopt Resolution 2023-13

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick
Ayes: 7 Nays: 0
Motion passes.

RESOLUTION 2023-13
APPOINTMENT OF QUALIFIED PURCHASING AGENT ROSE WITT AS PUBLIC
AGENCY COMPLIANCE OFFICER

WHEREAS, N.J.A.C. 17:27-1.1 provides that no public works contracts can be awarded nor any monies paid until the prospective contractor has agreed to contract performance which complies with an approved affirmative action program; and

WHEREAS, N.J.A.C 17:27-3.5 provides that each public agency shall designate an officer or employee to serve as its public agency compliance officer.

WHEREAS, The Borough of Washington has appointed a Qualified Purchasing Agent and hereby appoints the Public Agency Compliance Officers to be Rose Witt

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Washington, County of Warren State of New Jersey that the Qualified Purchasing Agent Rose Witt be appointed as the Public Agency Compliance Officer.

Motion made by Brown and seconded by Musick to adopt Resolution 2023-14

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-14

RESOLUTION APPOINTING SUSAN TURNER AS DEPUTY MUNICIPAL RECYCLING COORDINATOR/DEPUTY CLEAN COMMUNITIES' COORDINATOR, RESPECTIVELY

WHEREAS, pursuant to N.J.S.A. 13:1E et. seq, all municipalities must designate a Municipal Recycling Coordinator as well as a Clean Communities Coordinator; and

WHEREAS, N.J.S.A. 13:1E also provides for a Deputy Municipal Recycling Coordinator, and Deputy Clean Communities Coordinator to be appointed; and

WHEREAS, the foregoing appointments shall be for one (1) calendar year, expiring on December 31st of each year; and

WHEREAS, the administration of these programs beautifies the Borough, educate the public about proper recycling and solid waste disposal practices, and provide much needed revenue to the Borough via Clean Communities and Recycling Tonnage Grants; and

NOW THEREFOR BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey that Susan Turner be appointed Deputy Clean Communities Coordinator and Deputy Municipal Recycling Coordinator through December 31, 2023.

Motion made by Brown and seconded by Gorshkov to adopt Resolution 2023-15

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-15

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

FORM OF RESOLUTION

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the *Borough Council* of the *Borough of Washington*, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

Motion made by Brown and seconded by Musick to adopt Resolution 2023-16

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-16
INTEREST RATES- TAXES
N.J.S.A. 54:4-67:39

WHEREAS, municipal charges; namely taxes are payable in quarterly installments on **February 1st, May 1st, August 1st and November 1st** in each year, and installments become delinquent if not paid on or before those dates.

BE IT THEREFORE RESOLVED, that Council does hereby authorize an interest charge not to exceed eight (8%) percent per annum on the first \$1,500.00 of the delinquency and eighteen (18%) percent per annum on any amount in excess of \$1,500.00 upon all delinquent installments; and

BE IT ALSO RESOLVED, that Council does hereby authorize a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay that delinquency prior to the end of the calendar year. The penalty so fixed shall not exceed six (6) percent of the amount of the delinquency; and

BE IT ALSO RESOLVED, that the Tax Collector authorized to cancel any balance

under \$10; and

BE IT FURTHER RESOLVED, that any installments received after the expiration of the grace period, and such grace period shall be the period starting with the second day and ending on the ten (10th) day of the month in which taxes are due, shall bear interest at the applicable interest rate from the original due date.

BE IT FURTHER RESOLVED, that the Tax Collector of the Borough of Washington is hereby authorized to conduct the annual sale of delinquent municipal charges; namely taxes for the Calendar Year of 2023.

Motion made by Brown and seconded by Musick to adopt Resolution 2023-18

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-18

**A RESOLUTION PROVIDING FOR TEMPORARY CURRENT
FUND APPROPRIATIONS**

WHEREAS, N.J.S.A. 40A: 4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2023 Budget, temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2023; and

WHEREAS, the total temporary appropriations in the 2023 budget, exclusive of any appropriations made for interest, and debt redemption charges, grants and capital improvements, is the sum of \$1,538,968.93 and

WHEREAS, 26.25% of the total appropriations in the 2022 Budget, exclusive of any appropriation made for interest and debt redemption charges, grants and capital improvements in said 2022 Budget is the sum of \$1,934,619.28

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey do hereby make the following temporary appropriations per the attached:

TOTAL APPROPRIATIONS WITHIN 26.25% LIMITATION	\$1,538,968.93
TOTAL CAPITAL AND DEBT SERVICE	\$ 401,000.00
TOTAL ALL TEMPORARY APPROPRIATIONS:	\$1,939,968.93

Motion made by Brown and seconded by Musick to adopt Resolution 2023-19

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

RESOLUTION 2023-19

**A RESOLUTION PROVIDING FOR TEMPORARY SOLID
WASTE FUND APPROPRIATIONS**

WHEREAS, N.J.S.A. 40A: 4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2023 Budget, temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2023; and

WHEREAS, the total temporary appropriations in the 2023 budget, exclusive of any appropriations made for interest, and debt redemption charges, grants and capital improvements, is the sum of \$137,399.39; and

WHEREAS, 26.25% of the total appropriations in the 2022 Budget, exclusive of any appropriation made for interest and debt redemption charges, grants and capital improvements in said 2022 Budget is the sum of \$162,960.79;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey do hereby make the following temporary appropriations per the attached:

TOTAL APPROPRIATIONS WITHIN 26.25% LIMITATION	\$137,399.39
TOTAL CAPITAL AND DEBT SERVICE	\$0.00
TOTAL ALL TEMPORARY APPROPRIATIONS:	\$137,399.39

Motion made by Brown and seconded by Musick to adopt Resolution 2023-20

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick

Ayes: 7 Nays: 0

Motion passes.

IX. RESOLUTION 2023-20

**A RESOLUTION PROVIDING FOR TEMPORARY SEWER UTILITY
APPROPRIATIONS**

WHEREAS, N.J.S.A. 40A: 4-19 provides that where any contract, commitment or payments are

to be made prior to the final adoption of the 2023 Budget, temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2022; and

WHEREAS, the total temporary appropriations in the 2023 sewer utility budget, exclusive of any appropriations made for interest, and debt redemption charges, grants and capital improvements, is the sum of \$44,050.25; and

WHEREAS, 26.25% of the total appropriations in the 2022 Budget, exclusive of any appropriation made for interest and debt redemption charges, grants and capital improvements in said 2022 Budget is the sum of \$678,352.50

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey do hereby make the following temporary appropriations per the attached:

TOTAL APPROPRIATIONS WITHIN 26.25% LIMITATION	\$446,050.25
DEBT SERVICE	\$ 0.00
TOTAL ALL TEMPORARY APPROPRIATIONS:	\$446,050.25

Motion made by Heinrich and seconded by Brown to adopt Resolution 2023-21

Roll call: Brown, Conry, Cox, France, Gorshkov, Heinrich and Musick
Ayes: 7 Nays: 0
Motion passes.

RESOLUTION 2023-21

RESOLUTION EXTENDING PROFESSIONAL SERVICES CONTRACT BETWEEN COMMUNITY ANIMAL CONTROL LLC, AND THE BOROUGH OF WASHINGTON FOR A PERIOD OF 60 DAYS

WHEREAS an Agreement 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 “**Borough**”; and Community Animal Control, LLC having its principal place of business at 36 Millbrook Rd., Washington, NJ 07882 hereinafter referred to as the “**Contractor**” was previously made between the parties with an effective date of January 1, 2022 a copy of which is attached hereto; and

WHEREAS, the purpose of the Agreement is to set forth the terms and conditions of the Contractor’s Animal Control Services under a Shared Services Agreement (SSA) pursuant to which the Borough acts as the host/lead municipality for such services; and

WHEREAS, on March 1, 2022, two additional municipalities joined the SSA, which necessitated an adjustment to the overall fees charged by the Contractor and payments required of each municipality for the Contractor’s services under the SSA; and

WHEREAS, the Borough amended its existing Agreement with the Contractor in order to reflect the current municipal members of the SSA and the payments required for the services

provided by the Contractor under the SSA beginning March 1, 2022 through December 31, 2022 a copy of which is attached hereto as **Exhibit A**; and

WHEREAS, the Parties are in discussions regarding the terms of an agreement for the 2023 calendar year; and

WHEREAS, until such time as a new agreement is reached, the Parties are desirous to continue under the terms of the Agreement set forth in **Exhibit A** for a period of sixty (60) days.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Washington that the Mayor and Clerk/Interim Manager are hereby authorized proceed under the current Shared Services Agreement for Animal Control Services between the Borough of Washington and the Contractor in substantially the form attached hereto as **Exhibit A** for an additional period of 60 days.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Borough's Chief Financial Officer, and Clerk and a copy of same will be made available to the public through the Office of the Clerk.

COUNCIL REMARKS

Councilman Brown gave the following remarks:

- Thanked everyone for their support. Will do best he can for everyone involved. Hope we can all work together and think for ourselves.

Councilwoman Cox gave the following remarks:

- Congratulated everyone for getting their seats on council hope you find it interesting. If you need anything don't hesitate to ask.
- Our new manager position. Would like to bring the attention of council to appoint and hire an interim manager so that Laurie can go back to position Laurie has. Employ Dale Parichuk as interim borough manager effective immediately. Read proposed resolution.
- Stated that we have to look at getting things rolling.

Councilman France gave the following remarks:

- Really happy to take the appointments and to serve on LUB and will research, it's a learning curve.
- Things could be good here if we listen to each other. Listen to the people. If we do those things we will be fine.
- Covid hit him this week. Many landlords jacking up the rents. A lot of things on the horizon. Will be at the next meeting in person.

Councilman Heinrich gave the following remarks:

- Congratulated new members and looking forward to another year.
- Happy New Year everyone, big duty bringing in new manager. We did interviews and will present that on what was on the committee.
- Bring in candidates for second interview.

Councilwoman Gorshkov gave the following statements:

- Thank everyone for voting for her and stated Happy New Year.

Councilwoman Musick gave the following remarks:

No remarks.

Mayor Conry gave the following remarks:

- Congratulated all those and welcomed new members.
- We need to keep an open mind to continuously move forward not go backwards.
- Hoping we all can come in in agreeance. Agree to disagree.
- I'm not here to have anyone beat me up. Not here for that. On a level of professionalism.

ADJOURN

Hearing no further business to come before Council, motion made by Brown and seconded by Heinrich to adjourn the meeting at 8:20 PM, all were in favor.

Laurie A. Courter, RMC
Borough Clerk