

BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY
WASHINGTON BOROUGH COUNCIL MINUTES – August 17, 2010

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

Roll Call: Cioni, Gleba, McDonald, Higgins, Housel, Boyle - Present
Valentine - Absent

Also Present: Richard Cushing, Esq. Municipal Attorney
Richard Phelan, Borough Manager
Kristine Blanchard, Borough Clerk

Mayor McDonald led everyone in the flag salute.

Mayor McDonald read the following Statement into the Record:

“The requirements of the ‘Open Public Meetings Law, 1975, Chapter 231 have been satisfied in that adequate notice of this meeting has been published in the Star Gazette and posted on the Bulletin Board of Borough Hall stating the time, place and purpose of the meeting as required by law.

MINUTES:

Mayor McDonald entertained a motion to approve the minutes of the Regular meeting of August 3, 2010.

Motion made by Higgins, seconded by Gleba to approve the minutes.

One correction was noted by Mayor McDonald.

Roll Call: Higgins, Gleba, Cioni, McDonald – Yes
Boyle, Housel - Abstain

Ayes: 4, Nays: 0
Abstain: 2
Motion Carried

CORRESPONDENCE:

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

Heyer and Gruel & Associates: Affordable Housing Certification

Ayes: 6, Nays: 0
Motion Carried

Council Discussion:

Manager Phelan explained that last year the Borough submitted the Third Round COAH (Council on Affordable Housing) for review. COAH will hold a public hearing for any objections by the public and do an internal staff review of the COAH plan submitted. They will then notify the Borough of any information they still need or they will deem the submission complete. As of right now, COAH has not made any recommendations to the Borough. Manager Phelan explained there is some uncertainty in the State as to which direction COAH is taking. The options for the Borough are to move forward, obtain approval, and be done regardless of the changes that the State makes to COAH, or wait and see what the changes are. Manager Phelan stated he asked the planners to reach out to COAH and find out what may require additional attention to our COAH plan. This is what is addressed in the letter. The planners are also reaching out to COAH to see if we can offset the cost of addressing these additional items with COAH fees; however there is no word yet from COAH. Manager Phelan stated that no action needs to be taken tonight; this is informational and for planning purposes in 2011. Councilman Higgins recommended the Borough move ahead with getting approval from COAH and not wait. Manager Phelan stated the money is not in the 2010 budget. Councilman Higgins questioned the information requested regarding the County Rehab Program. Attorney Cushing noted that would be the money that has been spent in the Borough by the County. Councilman Higgins stated he would like to see what the County has spent in the Borough.

AUDIENCE

Edna Detlefs 27 Fisher Avenue

Ms. Detlefs addressed Councilman Cioni regarding his interview on WRNJ this week. She noted that Councilman Cioni inaccurately stated that the Borough would need to spend more money on the forensic audit if criminal activity was found. She stated that if criminal activity was found, that would become a judicial matter. Attorney Cushing stated that Ms. Detlefs was correct; the matter would be turned over to the Prosecutors office. Councilman Cioni stated he would correct his comments.

Susan Sloan 89 Grand Avenue

Mrs. Sloan stated her concerns about an editorial that appeared in the *NJ.COM* regarding the forensic audit. She stated the editors implied that the Concerned Citizens Group is looking for criminals. She stated the second inaccurate comment is in regard to the cost. The cost, as the Concerned Citizens Group sees it, would be at total of \$100,000; \$20,000 per year over five years. Mrs. Sloan stated that the Borough has to deal with the now and the future. The Borough's physical condition right now is dismal. She stated she would never criticize anyone sitting at the dais, or who has ever sat there in the past, but the Borough's financial history is foggy.

Jack Fox 66 West Stewart St.

Mr. Fox asked if the forensic auditors were to uncover criminal activity is the Borough required to press charges. Attorney Cushing stated the information would go to the prosecutor's office and they would determine whether or not to pursue charges. Mayor McDonald asked if criminal activity was found, could that cause a more intensive audit of other years that could potentially cost the Borough more money. Councilman Higgins stated no, they would turn the information they found over to the prosecutor's office. Attorney Cushing noted the Statute of Limitations is seven years. Attorney Cushing also noted that definitions of a forensic audit could differ. There is no case law on what a forensic audit

is exactly. Attorney Cushing explained that a misappropriation of funds is not criminal; it is more of a poor judgment. Public funds not used for a public use is criminal.

Evelyn Morrison 20 Madison Ave.

Ms. Morrison asked Attorney Cushing what role the Department of Justice would have in this process. Attorney Cushing stated that they would only become involved if there was corruption found at the elected official level. Ms. Morrison asked about the Anti-Trust Division and what their role is. Attorney Cushing explained that the Anti-Trust Division is involved in business credit practices. Ms. Morrison spoke about the State Comptroller's report and their findings of mismanagement of the bid and procurement process. Attorney Cushing stated the Comptroller's office focused on the acquisition of the fire truck and noted the bid specifications were too specific which is not uncommon for a Fire Department. Attorney Cushing stated his office was involved in this process and found that the bidding was perfectly legal. He explained his office looked at the timeframe and the paperwork. There was enough time and the paperwork was set up correctly.

Ms. Morrison also informed Council that there are citizens that are interested in forming a Charter Review Committee. She noted the code book needs to be updated and the group would also like to be involved and make recommendations to Council.

Rudy Bescherer 191 Broad Street

Mr. Bescherer asked if it was possible to remove the minutes from the Council packets sent out for the public, because it becomes too burdensome to scroll down to the pages of the agenda packet he would like to review. Councilman Cioni explained that the minutes are part of the packet for Council approval. Mr. Bescherer stated that since he is not being paid for court appearances he will no longer be able to attend court and the Borough can dispose of any pending cases. Mr. Bescherer also asked who is the Borough Treasurer. Manager Phelan stated the Treasurer is the CFO.

At this time, Mr. Bescherer waived his right to speak about a personnel issue in Executive Session. He stated to the Governing Body he is not pleased with receiving his sick time payment in January. Manager Phelan noted the payment will be made at the first meeting in November if the funds are available otherwise it will be in 2011. Mr. Bescherer noted the Borough had the funds to give Manager Phelan a raise. He also stated he would like 2% interest on his sick payment.

Pat Caspry Alvin Sloan

Ms. Caspry asked Attorney Cushing who decides which contracts his office reviews. Attorney Cushing stated that the Borough Manager would review most contracts and would decide whether or not the attorney's office needed to review a contract.

Motion made by Higgins, seconded by Gleba to close the public hearing.

Ayes: 6 Nays: 0
Motion Carried

ORDINANCES

Ordinance 10-2010 “AN ORDINANCE TO AMEND CHAPTER 94 (Zoning and Land Development of the Borough of Washington) Fees” (Public Hearing/Adoption)

Mayor McDonald entertained a motion to introduce Ordinance #10-2010 on final adoption and have the clerk read by title.

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

The Clerk read Ordinance #10-2010 by title only and stated that this ordinance had been published in the Star Gazette as required by law; a copy was posted on the bulletin board and copies available upon request from the Clerk’s office.

Roll Call: Mc Donald, Gleba, Cioni, Higgins, Boyle, Housel – Yes

Ayes: 6, Nays: 0
Motion Carried

Public Hearing:

Hearing no comments from the public motion made by Housel, seconded by Cioni to close the public hearing.

Ayes: 6, Nays: 0
Motion Carried

Motion made by Cioni, seconded by Housel to adopt Ordinance 10-2010 on final passage.

Roll Call: Housel, Boyle, Cioni, Gleba, Higgins, McDonald

Ayes: 6, Nays: 0
Motion Carried

**ORDINANCE 10-2010
BOROUGH OF WASHINGTON
AN ORDINANCE TO AMEND CHAPTER 94
(ZONING AND LAND DEVELOPMENT OF THE BOROUGH OF WASHINGTON)**

BE IT ORDAINED, by the Borough Council of the Borough of Washington, in the
County of Warren, and State of New Jersey, that Section 94-14 of Chapter 94 (Zoning and Land

Development) of the Code of the Borough of Washington, be, and the same is hereby amended in its entirety as follows:

Section 94-14.(Fees) A. Filing Fees.

The applicant shall, at the time of filing an application for development or other relief, pay the following non-refundable fees to the Borough by certified check or bank money order (fees per lot shall be based on all lots in the subdivision, including any lot constituting so-called “remaining lands”):

Minor Subdivision	\$250.00
Major Subdivision	
Preliminary	
Fewer than 10 lots	\$700.00
More than 10 lots	\$1,000.00
Final	
Fewer than 10 lots	\$500.00
More than 10 lots	\$750.00
Request for Extension of Approval	\$100.00
Site Plans:	
Preliminary	\$350.00
Final	\$250.00
Request for Site Plan Waiver	\$50.00
Minor Site Plan	\$250.00
Concept Plan (per meeting)	\$250.00
Special Meetings	\$500.00
Variances	
Appeals (NJSA 40:55D-70a)	\$250.00
Interpretation (NJSA 40:55D-70b)	\$250.00
C Variance (NJSA 40:55D-70c)	\$250.00
D Variance (NJSA 40:55D-70d)	\$400.00
Permit (NJSA 40:55D-34 & 40:55D-35)	\$250.00
Certified List of Property Owners	\$.25 per name or \$10.00, whichever is greater
Copies of Minutes, Transcripts or Resolutions	\$1.00 per page for first copy; \$.25 per page for each additional copy
Subdivision Approval Certificate (per certificate)	\$15.00
Lot Line Adjustment	\$200.00
Rezoning Application	\$500.00
Conditional Use Permit	\$250.00

Section B (Review Fees/Escrow Deposits).

In addition to the fees set forth in Section A, an applicant shall, at the time of filing an application for development or other relief, pay the following refundable escrow fees to the Borough by certified check or bank money order to cover the cost of engineering, planning, inspection and legal services incurred by the Borough as a result of such applications:

Minor Subdivision	\$1,000.00
Major Subdivision	
Preliminary:	
Fewer than 10 lots	\$400.00 per lot
More than 10 lots	2,000.00 plus \$300.00 per lot
Final:	
Fewer than 10 lots	50% of preliminary review fee
More than 10 lots	50% of preliminary review fee
Request for Extension of Approval	\$500.00
Site Plans	
Preliminary	\$10.00 per 1,000 square feet of lot area plus \$50.00 per 1,000 square feet of building area and paved driveway/parking area
Final	50% of preliminary review fee
Request for Site Plan Waiver	\$500.00
Minor Site Plan	\$750.00
Concept Plan	\$1,000.00
Special Meetings	
Variances	
Appeals (NJSA 40:55D-70a)	\$500.00
Interpretation (NJSA 40:55D-70b)	\$250.00
Hardship (NJSA 40:55D-70c)	\$500.00
Use (NJSA 40:55D-70d)	\$1,500.00
Permit (NJSA 40:55D-34 & 40:55D-35)	\$1,000.00
Subdivision Approval Certificate	
(Per certificate)	\$50.00
On-site Inspections	5% of estimated costs of improvements; minimum of \$500.00
Lot Line Adjustment	\$500.00

Rezoning Application	\$2,000.00
Conditional Use Permit	\$750.00

Section C (Refunds and Additional Escrow Payments).

If, at the completion and municipal approval and acceptance of all required improvements on a site plan or subdivision, the sum deposited with the Borough of Washington by the applicant pursuant to this Section to cover the cost of engineering, planning, inspection and legal services should exceed the expense actually incurred by the Borough for such services, the applicant, upon written request made within one (1) year following the date of such acceptance, shall be entitled to the return of the amount by which his deposit aforesaid exceeds such actual costs, without interest. Where the costs of engineering, planning, inspection and legal services exceed the sum deposited with the Borough, the applicant shall reimburse the Borough for such additional costs and shall maintain a positive balance in its escrow account.

D. Appeal to the Governing Body:

Any Appeal to the Borough Council shall be accompanied by a \$250.00 fee, together with three (3) copies of the transcript(s) of the hearing(s) before the Board of Adjustment.

Ordinance 11-2010 “AN ORDINANCE AUTHORIZING A NON-BINDING REFERENDUM ON WHETHER COLLECTION OF GARBAGE SHOULD REMAIN A MUNICIPAL SERVICE (Public Hearing/Adoption)

Mayor McDonald entertained a motion to introduce Ordinance #11-2010 on final adoption and have the clerk read by title.

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

The Clerk read Ordinance #11-2010 by title only and stated that this ordinance had been published in the Star Gazette as required by law; a copy was posted on the bulletin board and copies available upon request from the Clerk's office.

Roll Call: Mc Donald, Gleba, Cioni, Higgins, Boyle, Housel – Yes

Ayes: 6, Nays: 0
Motion Carried

Public Hearing:

Pat Caspry Alvin Sloan Ave

Ms. Caspry asked about the shared services status. Councilman Boyle stated that he has had no response from the Town of Belvidere or Hampton Borough. He stated he has reached out to both municipalities all summer and is hoping to attend a meeting at Belvidere shortly.

Edna Detlefs 27 Fisher Avenue

Ms. Detlefs asked about the FAQ's on the website. She noted that there are nine different companies listed that will provide private pick up. She asked if that meant there will be nine different companies that will be coming through town. Councilman Cioni stated theoretically yes, however with the municipalities he has spoken with the most that they have ever had in their town doing garbage pick up was two or three companies.

Evelyn Morrison 20 Madison Ave.

Ms. Morrison asked what the Council's reasoning was behind doing a non-binding question. Councilman Boyle stated the non-binding question gives the Governing Body more flexibility. Councilwoman Gleba noted that doing a binding question was much more restrictive, the timing would have been very tight, and the municipality would have been locked into a binding Ordinance for three years.

Penny Shaw 22 School Street

Ms. Shaw asked if the fact that private garbage pick up would no longer be tax deductible was ever discussed. Council stated yes. Councilman Cioni also noted that is addressed on the information compiled and placed on the website. Manager Phelan stated the information is also available in Borough Hall and at the BID office.

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

Ayes: 6, Nays: 0
Motion Carried

Motion made by Housel, seconded by Boyle to adopt Ordinance 11-2010 on final passage.

Roll Call: Housel, Boyle, Cioni, Gleba, Higgins, McDonald

Ayes: 6, Nays: 0
Motion Carried

Resolution 159-2010 Resolution Designating Ordinance 11-2010 to be an Emergency Ordinance

Resolution 159-2010 was moved on a motion made by Cioni, seconded by Housel and adopted.

Roll Call: Housel, Boyle, Cioni, Gleba, Higgins, McDonald

Ayes: 6, Nays: 0
Motion Carried

Resolution 159-2010
Resolution Designating Ordinance 11-2010 to be an Emergency Ordinance

WHEREAS, Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington, states that Ordinances shall become effective 20 days after final passage unless the Council, by an affirmative vote of Council, adopting a resolution declaring the Ordinance to be an emergency upon which said Ordinance will take effect upon final passage; and

WHEREAS, the project enumerated within the above captioned Ordinance are necessary for the betterment of the residents of the Borough of Washington and;

WHEREAS, the 20 day waiting period is not in the best interest of the residents and employees of the Borough of Washington and;

NOW, THEREFORE, BE IT RESOLVED by the members of the Borough of Washington Council, in the County of Warren, State of New Jersey that Ordinance #11-2010 in accordance with Chapter 3, Article II, Section 15, Subsection E of the Code of

the Borough of Washington and that this Ordinance shall take effect immediately upon final passage.

REPORTS:

Motion made by Cioni, seconded by Housel to receive and file the following reports:

Issues and Details
Managers Reports
Borough Court Report July 2010
Tax Collectors Report
CFO Report

Ayes: 6, Nays: 0
Motion Carried

COMMITTEE REPORTS:

DPW: No Report

Streets Committee: No Report

Finance Committee: Councilman Higgins stated the Finance Committee met with the CFO, the auditor, and Manager Phelan. It was a very productive meeting. Councilman Higgins stated the auditor will be at the Council meeting when we adopt the audit. Councilman Higgins noted the issues addressed in the past have been corrected and are not happening from this point forward due to the fact that we have a Borough Manager who has been on top of the Borough's finances and a CFO who has implemented a General Ledger which the Borough has never had. Councilman Boyle stated the Borough is on the road to financial recovery.

Shared Services Committee: Councilman Boyle explained that the Warren/Morris Council of Governments is charging \$600 per municipality as a membership fee. They are asking if we are going to participate. Councilman Boyle stated he does not believe the Borough has made a decision on this yet. He noted he sent the Mayor an email and has not heard back. The fee is supposed to be reimbursable. Councilman Boyle stated he does not see any gain for the Borough to be involved. Council agreed not to participate in the Council of Governments.

Senior Services: No Report

Website Committee: Councilman Cioni stated the refuse collection FAQ's have been placed on the website. There is also an email address in case someone has a different question that's not listed on the FAQ's. He noted he would like to do something similar for the forensic audit ballot question. If there is anyone that has questions or items they

would like to see included for the forensic audit question they can be emailed to the Borough Manager or himself.

Sewer: No Report

Park Committee: No Report

Grant Committee: Councilwoman Gleba met with the Borough Manager last week regarding the grant application to the Gannett Foundation for the replacement of the well pump at the pool. She also reported she completed a Wal-Mart grant that could be used for the same project.

OLD BUSINESS:

Municipal Parking Lot

Manager Phelan noted the BID had requested an amendment to the ordinance as it relates to the municipal parking lot – overnight parking. He has received feedback from various emergency services and no one feels that this would have an adverse affect on any service.

Councilman Housel motioned to direct the Borough Manager to change the Ordinance for overnight parking in municipal lots, seconded by Councilman Boyle.

Ayes: 6, Nays: 0
Motion Carried

NEW BUSINESS

Approval Washington Fire Department ABC Permit – October 2, 2010

Motion made by Housel, seconded by Cioni to approve the ABC Permit for the Washington Fire Department.

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

Approval Washington Fire Department Ladies Aux. ABC Permit – October 2, 2010

Motion made by Housel, seconded by Cioni to approve the ABC Permit for the Washington Fire Dept. Ladies Aux.

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

Motion Carried

Resolution 151-2010 Release of Funds from J. H. Van Cleef – Canal Run Project Escrow

Motion made by Housel, seconded by Cioni to approve Resolution 151- 2010.

Roll Call: Housel, Cioni, Gleba, McDonald, Higgins, Boyle

Ayes: 6, Nays: 0

Motion Carried

RESOLUTION #151-2010

**A RESOLUTION AUTHORIZING THE RELEASE OF FUNDS FROM
J. H. VAN CLEEF – CANAL RUN PROJECT ESCROW ACCOUNT
HELD IN TRUST BY THE BOROUGH OF WASHINGTON**

WHEREAS, J. H. Van Cleef of 1548 Millstone River Road, Hillsborough, NJ 08804 has requested the return of the funds remaining in the escrow account for J. H. Van Cleef – Canal Run Project Account Number 7200020895; and

WHEREAS, Municipal Engineer Andrew S. Holt, P.E. has determined after reviewing the file that the escrow account money can be released.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the Municipal Treasurer is hereby authorized to issue a check to J. H. Van Cleef for the actual account balance in the J. H. Van Cleef – Canal Run Project escrow account.

Resolution 154-2010 Redemption of Tax Sale Certificate

Resolution 154-2010 was moved on a motion made by Higgins, seconded by Cioni and adopted.

Roll Call: Higgins, Cioni, Gleba, Housel, McDonald – Yes
Boyle – Abstain

Ayes: 5, Nays: 0

Abstain: 1

RESOLUTION # 154-2010

A RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE

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 27, 2006 to US Bank-Cust/Sass Muni V dtr, TLSG; 2 Liberty Place, 50 South 16th Street #1950, Philadelphia, PA 19102, in the amount of \$6,678.16 for taxes or other municipal liens assessed for the year 2005 in the name of Rothenbeck, Charles D and Jeannette M, as supposed owners, and in said assessment and sale were described as 53 Park Avenue, Block 82 Lot 42, which sale was evidenced by Certificate #06-00422; and

WHEREAS, I, Kay F. Stasyshan, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 7-26-2010 before the right to redeem was cut off, as provided by law, IRCO Community Federal Credit Union/Charles Rothenbeck claiming to have an interest in said lands, did redeem said lands claimed by U.S. Bank-Cust/Sass Muni V dtr by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$46,459.56, which is the amount necessary to redeem Tax Sale Certificate #06-00422.

NOW THEREFORE BE IT RESOLVED, on this 17th day of August 2010 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to US Bank-Cust/Sass Muni V dtr, TLSG; 2 Liberty Place, 50 South 16th Street Ste 1950, Philadelphia, PA 19102, in the amount of **\$54,559.56** (this amount consists of \$46,459.56 amount to redeem the certificate + \$8,100 Premium).

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to cancel this lien on Block 82 Lot 42 from the tax office records.

Resolution 157-2010 Temporary Emergency Appropriation

Resolution 157-2010 was moved on a motion made by Cioni, seconded by Housel and adopted.

Roll Call: Cioni, Housel, McDonald – Yes
Boyle, Higgins – No
Gleba – Abstain

Ayes: 3, Nays: 2
Abstain: 1

RESOLUTION 157-2010

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

WHEREAS, there will be an additional delay in the adoption of the 2010 Borough of Washington, County of Warren, New Jersey, Local Municipal Budget; and

WHEREAS, a temporary budget in the amount of 26.25% of the total appropriations in the 2009 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance was adopted in January 2010; and

WHEREAS, if additional funds are not budgeted the public welfare will be adversely affected; and

WHEREAS, it is the recommendation of the Chief Financial Officer this emergency temporary appropriation be authorized

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Washington, County of Warren, New Jersey, that in accordance with N.J.S.A. 40A:4-20, an emergency temporary appropriation be and same is hereby made for in the amount of \$269,803.01 and that said emergency temporary appropriation shall be provided in full in the 2010 budget.

CURRENT FUND		
Account Number	Account Description	
0-01-00-000-000-000	CURRENT FUND	
0-01-20-100-000-010	GENERAL ADMIN SW	21,230.84
0-01-20-110-000-012	MAYOR & COUNCIL Part Time	3,625.00
0-01-20-120-000-010	CLERK SW	17,472.75
0-01-20-130-000-010	FINANCIAL ADMIN SW	21,769.00
0-01-20-145-000-010	TAX COLLECTION SW	24,514.00
0-01-20-150-000-010	TAX ASSESSMENT SW	9,419.25
0-01-21-180-000-012	PLANNING BOARD Part Time	936.50
0-01-21-185-000-012	BOARD OF ADJ Part Time	954.58
0-01-22-195-000-010	LOCAL CODE ENF SW	13,757.25
0-01-25-252-000-012	EMERGENCY MGMT Part Time	753.75
0-01-25-265-000-010	FIRE & SAFETY CODE ENF SW	5,633.50
0-01-26-290-000-010	STREETS & ROADS SW	64,760.50
0-01-26-310-000-010	BUILDINGS & GROUNDS SW	3,015.00
0-01-26-313-000-010	SHADE TREE COMMISSION SW	234.75
0-01-27-340-000-012	ANIMAL CONTROL Part Time	2,531.00
0-01-28-370-000-012	RECREATION SW - Part-Time	9,533.17
0-01-29-390-000-010	MUNICIPAL LIBRARY SW	35,371.67
0-01-43-490-000-010	MUNICIPAL COURT SW	34,290.50
	Total	269,803.01

Resolution 158-2010 Approval to Submit Grant Application and Execute Grant Contract with NJ DOT for Beethoven Avenue

Resolution 158-2010 was moved on a motion made by Cioni, seconded by Housel and adopted.

Roll Call: Cioni, Housel, Gleba, McDonald, Boyle – Yes
Higgins – No

Ayes: 5, Nays: 1
Motion Carried

Borough of Washington
Resolution No. Resolution 158-2010

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the **Beethoven Avenue Roadway and Drainage Improvements** project.

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

BE IT FURTHER RESOLVED that the **(Mayor/Council)** and Clerk are hereby authorized to submit an electronic grant application identified as MA-2011-Washington Borough-00665 to the New Jersey Department of Transportation on behalf of **Washington Borough**.

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

VOUCHERS

Motion made by Housel, seconded by Cioni to approve and pay the claims and voucher in the amount of \$947,591.98.

Councilman Boyle asked about the payment to the Township of Washington. He asked if this is an adjusted amount. Manager Phelan stated yes; this adjusted amount reflects Washington Township's adopted budget.

Councilman Higgins asked about the Comcast charge noting that he thought it was free. Manager Phelan stated that television is free, internet is not. He also asked if the invoice from JCP&L is for running the electric service to the garage. Manager Phelan stated yes.

Roll Call: Housel, Cioni, McDonald, Boyle – Yes
Gleba – Yes, abstain from Finelli Consulting Vouchers

Higgins – Yes, abstain from Fire Department Vouchers

Ayes: 6, Nays: 0

Abstain: 2 (Higgins (Fire Dept) Gleba (Finelli Consulting)

Motion Carried

RECAP

Manager Phelan will review the website for any updates. He will also prepare the Overnight Parking Ordinance for the approved changes.

Councilman Cioni asked Council if everyone was in agreement regarding the forensic audit FAQ page. Council agreed to prepare one.

COUNCIL REMARKS

Councilwoman Gleba reminded Manager Phelan that she would like the financials for recreation. Manager Phelan stated that at the end of the summer season he will provide the information. She also asked if a Council member could give her a list of the master street plan. Councilwoman Gleba asked about the status of the DPW Garage. Manager Phelan stated the electric and plumbing are complete. There are a few punch list items and it looks like we will receive a CO by the end of September.

Councilman Higgins asked about the Request for Proposals for the professionals for the upcoming year. Manager Phelan stated everything is prepared he just needs to know from Council if they would like to use the fair and open process or the non-fair and open process. Council concurred they will use the fair and open process with the exception of the prosecutor and public defender. Councilman Higgins asked if the volunteer form had been changed. Manager Phelan stated no, not that he is aware of.

Councilman Boyle confirmed that the Borough will receive proposals for the following professionals: Bond Attorney, Auditor, Redevelopment Attorney, Municipal Engineer, Wastewater Consultant, Municipal Planner, Real Estate Tax Attorney, and Municipal Attorney. Council agreed. Manager Phelan stated he will reach out to the Planning Board and the Board of Adjustment regarding their professionals. Councilman Boyle also noted he was disappointed the Mayor did not have time to reach out to the Recreation Chairperson in time for the Manager to meet with them prior to the last Council meeting. He stated that this is an opportunity to make the recreation department strong and viable. Mayor McDonald stated he agreed and it was not done intentionally.

Councilman Housel asked if the Borough is still retaining the performance bond for the mid-town crosswalk. Manager Phelan explained the crosswalk is under warranty and it seems that sometimes things are knocked loose in the equipment. We are trying to figure out the best way to maintain it. Councilman Housel asked if the Library has been able to start the Friends of the Washington Library. Mayor McDonald noted there are only two members so far. Unfortunately it has not been a very successful venture. Councilman

Housel stated that joining the Friends of the Washington Library would be a great way for people to become involved in their community.

Hearing no further business to come before Council, it was moved by Cioni, seconded by Housel that the meeting be adjourned at 9:45 p.m.

Ayes: 6, Nays: 0.
Motion carried.

Mayor Scott McDonald

Kristine Blanchard, RMC Borough Clerk