

The Regular Meeting of the Township Committee of the Township of Washington was called to order by Mayor Short at 7:32 p.m.

MEMBERS PRESENT: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short, Attorney DeBona, Administrator/Clerk Gallets, Recording Secretary Madden

MEMBERS ABSENT: None

Adequate notice of this meeting was sent to the Observer Tribune and the Morristown Daily Record on January 4, 2005 and was posted on the bulletin board in the Municipal Building on the same date. This meeting is being held at the Washington Township Municipal Building, 43 Schooley's Mountain Road, Long Valley, New Jersey. Notices of this meeting were sent as there were requests.

PLEDGE OF ALLEGIANCE

CHILDREN'S ENRICHMENT PROGRAM - Beth Tank thanked the Township Committee for the continued support that they have given to the Children's Enrichment Program.

FIELD SOD - Ms. Cameron Esemplare, Traveling Soccer - Cameron Esemplare stated that \$1,390.00 has been donated for sod at Falcon Fields and by next spring almost \$6,000.00 will be donated to the township for sod for Falcon Fields. Ms. Esemplare stated that a donation of \$200.00 was given for the Palmer Tot Lot playground and \$200.00 to the Eagle Scout project for refurbishing of the benches at Rock Spring Park. Ms. Esemplare on behalf of the Recreation Committee requested to be placed on the agenda of the October 12, 2005 Work Session Meeting to discuss recreation field usage fees.

RO-35-05 - AN ORDINANCE AMENDING THE LAND USE ORDINANCE OF THE TOWNSHIP OF WASHINGTON TO FACILITATE THE PROVISION OF AFFORDABLE HOUSING IN THE THIRD HOUSING CYCLE IN CONNECTION WITH RESIDENTIAL AND NONRESIDENTIAL DEVELOPMENT - SECOND READING AND PUBLIC HEARING

BE IT RESOLVED, by the Township Committee of the Township of Washington that an Ordinance entitled AN ORDINANCE AMENDING THE LAND USE ORDINANCE OF THE TOWNSHIP OF WASHINGTON TO FACILITATE THE PROVISION OF AFFORDABLE HOUSING IN THE THIRD HOUSING CYCLE IN CONNECTION WITH RESIDENTIAL AND NONRESIDENTIAL DEVELOPMENT be read by title upon second reading and a hearing held thereon.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

Mayor Short opened the meeting to the public. There being no comments or questions, Mayor Short closed the meeting to the public.

BE IT RESOLVED, by the Township Committee of the Township of Washington, that an Ordinance entitled AN ORDINANCE AMENDING THE LAND USE ORDINANCE OF THE TOWNSHIP OF WASHINGTON TO FACILITATE THE PROVISION OF AFFORDABLE HOUSING IN THE THIRD HOUSING CYCLE IN CONNECTION WITH RESIDENTIAL AND NONRESIDENTIAL DEVELOPMENT be adopted upon final reading and that said ordinance be published in the Observer Tribune according to law.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RO-36-05 AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND THE CODE OF THE TOWNSHIP OF WASHINGTON, TO ESTABLISH RESOURCE CONSERVATION REGULATIONS - SECOND READING AND PUBLIC HEARING

BE IT RESOLVED, by the Township Committee of the Township of Washington that an Ordinance entitled AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND THE CODE OF THE TOWNSHIP OF WASHINGTON, TO ESTABLISH RESOURCE CONSERVATION REGULATIONS be read by title upon second reading and a hearing held thereon.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

Mayor Short opened the meeting to the public. There being no comments or questions, Mayor Short closed the meeting to the public.

BE IT RESOLVED, by the Township Committee of the Township of Washington, that an Ordinance entitled AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND THE CODE OF THE TOWNSHIP OF WASHINGTON, TO ESTABLISH RESOURCE CONSERVATION REGULATIONS be adopted upon final reading and that said ordinance be published in the Observer Tribune according to law.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RO-37-05 - AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND CHAPTER 172, STREETS AND SIDEWALKS OF THE CODE OF THE TOWNSHIP OF WASHINGTON REGARDING DRIVEWAYS - SECOND READING AND PUBLIC HEARING

BE IT RESOLVED, by the Township Committee of the Township of Washington that an Ordinance entitled AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND CHAPTER 172, STREETS AND SIDEWALKS OF THE CODE OF THE TOWNSHIP OF WASHINGTON REGARDING DRIVEWAYS be read by title upon second reading and a hearing held thereon.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

Mayor Short opened the meeting to the public. There being no comments or questions, Mayor Short closed the meeting to the public.

BE IT RESOLVED, by the Township Committee of the Township of Washington, that an Ordinance entitled AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND CHAPTER 172, STREETS AND SIDEWALKS OF THE CODE OF THE TOWNSHIP OF WASHINGTON REGARDING DRIVEWAYS be adopted upon final reading and that said ordinance be published in the Observer Tribune according to law.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RO-38-05 - AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS TO AMEND CHAPTER 164, SOIL REMOVAL - SECOND READING AND PUBLIC HEARING

BE IT RESOLVED, by the Township Committee of the Township of Washington that an Ordinance entitled AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS TO AMEND CHAPTER 164, SOIL REMOVAL be read by title upon second reading and a hearing held thereon.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

Attorney DeBona - stated that in reading the published edition of Ordinance RO-38-05 she noticed a couple of errors which need to be corrected and republished. Attorney DeBona advised the Township Committee to republish the corrected Ordinance RO-38-05. Attorney DeBona suggested that the Township Committee hold the public hearing tonight, close the public hearing and table the vote until the October 17, 2005 Regular Meeting.

Mayor Short opened the meeting to the public. There being no comments or questions, Mayor Short closed the meeting to the public.

BE IT RESOLVED, by the Township Committee of the Township of Washington that an Ordinance entitled AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS TO AMEND CHAPTER 164, SOIL REMOVAL be adopted upon final reading and that said ordinance be published in the Observer Tribune according to law.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be tabled until the October 17, 2005 Regular Meeting.

Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RO-39-05 - AN ORDINANCE AUTHORIZING THE LEASE OF CERTAIN LAND AND PROPERTY OWNED BY THE TOWNSHIP OF WASHINGTON - INTRODUCTION AND FIRST READING

BE IT RESOLVED, by the Township Committee of the Township of Washington that an Ordinance entitled AN ORDINANCE AUTHORIZING THE LEASE OF CERTAIN LAND AND PROPERTY OWNED BY THE TOWNSHIP OF WASHINGTON be introduced and read by title on first reading by the Township Committee.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

BE IT RESOLVED, by the Township Committee of the Township of Washington that an Ordinance entitled AN ORDINANCE AUTHORIZING THE LEASE OF CERTAIN LAND AND PROPERTY OWNED BY THE TOWNSHIP OF WASHINGTON be adopted upon first reading.

BE IT FURTHER RESOLVED, that said Ordinance shall be further considered for final passage at a meeting of the Township Committee on October 17, 2005 at 7:30 p.m. at the Washington Township Municipal Building, 43 Schooley's Mountain Road, Long Valley, New Jersey at which time and place all persons interested shall be given an opportunity to be heard concerning same.

BE IT FURTHER RESOLVED, that the Clerk be authorized to advertise said Ordinance in full in the Observer Tribune according to law.

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

***ACCEPT RESIGNATIONS**

Gene Gast - Long Valley First Aid Squad, effective August 8, 2005.

Sandra Zarillo - Library Board of Trustees, effective August 29, 2005.

***APPLICATION FOR MEMBERSHIP - FAIRMOUNT FIRE COMPANY**

An application has been received for membership in the Fairmount Fire Company from Patrick Avello.

That the foregoing application for membership be approved and forwarded to the Fairmount Fire Company.

***APPLICATION FOR MEMBERSHIP - NEW JERSEY STATE FIREMEN'S ASSOCIATION**

Applications have been received for membership in the New Jersey State Firemen's Association from Kevin R. Herbst, Matthew J. Rispoli, Kevin M. Zimmerman and Devin L. Murray.

That the foregoing applications for membership be approved and be forwarded to the New Jersey State Firemen's Association.

***AUTHORIZE SPECIAL ABC PERMIT - THE LONG VALLEY INN, INC.**

An application has been received from the Long Valley Inn, Inc. for petition to extend the licensed premises for a public event to be held on October 9, 2005 from noon to 5:00 p.m. on their premises at #1 West Mill Road, Long Valley, New Jersey. Noted that the Chief of Police has signed the petition.

That the foregoing special permit for a social affair be approved and the Clerk be authorized to sign the permit application and forward it to the Division of Alcoholic Beverage Control.

***RAFFLE APPLICATIONS**

Applications have been received for the following raffles:

St. Luke's Church	Tricky Tray	10/07/2005
Newcomers Club of Washington Township	Fifty-Fifty	10/11/2005
Newcomers Club of Washington Township	Fifty-Fifty	11/08/2005
Newcomers Club of Washington Township	Fifty-Fifty	12/13/2005
Newcomers Club of Washington Township	Draw Raffle	10/11/2005

Noted that the Chief of Police has signed the Findings and Determination Forms and all forms are in order.

That the foregoing raffle applications be approved, subject to the Mayor signing the Findings and Determination Forms.

***APPROVE MINUTES**

December 15, 2004 Work Session
April 13, 2005 Work Session
April 18, 2005 Regular Meeting
May 11, 2005 Work Session
May 16, 2005 Regular Meeting
June 1, 2005 Special Meeting
June 15, 2005 Work Session

***PAYMENT OF VOUCHERS**

That the vouchers be approved and that the Treasurer shall issue warrants in payment when there are sufficient funds to meet them. The bill list is on file in the finance office.

***MONTHLY DEPARTMENT REPORTS**

That the following monthly department reports be accepted and placed on file in the Township Clerk's office:

Washington Township Board of Health, Washington Township Municipal Court,
Washington Township Police Department, Washington Township Tax Collector

All items preceded by an (*) were approved as part of the consent agenda on a motion made by Comm. Tobin, seconded by Comm. Cullen on the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

CORRESPONDENCE NOTED FOR THE RECORD

Purchase of Development Easements (Farmland):

EG Jewett Limited Partners – 125.972 acres - \$1,540,637.56

William Jayne, Bruce Jayne and Dale Jayne - 183.96 acres - \$2,538,648.00

RESOLUTION #R-166-05 - REFUND TO TAX LIENHOLDERS

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RESOLUTION #R-167-05 - AUTHORIZE RELEASE OF MAINTENANCE BOND - PLEASANT GROVE ROAD IMPROVEMENTS – CONTRACT 2004.03

Motion was made by Comm. Tobin, seconded by Comm. Tobin that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RESOLUTION #R-168-05 - AWARD MATERIAL BID - 2005 - 2006 - TRAFFIC PAINT

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RESOLUTION #R-169-05 - AUTHORIZE THE ISSUANCE OF NOT EXCEEDING \$3,306,500 BOND ANTICIPATION NOTES OF THE TOWNSHIP OF WASHINGTON

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RESOLUTION #R-170-05 - AUTHORIZE EXECUTION OF COAH ANNUAL REPORT FORM

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RESOLUTION #R-171-05 - RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159, P.L. 1948

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

**RESOLUTION #R-172-05 - RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL
ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR
MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87,**

CHAPTER 159,

P.L. 1948

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

**RESOLUTION #R-173-05 - AUTHORIZE THE APPROPRIATION OF A SECURITY DEPOSIT FROM
THE AFFORDABLE HOUSING TRUST FUND AND THE EXECUTION OF
AN AGREEMENT IN CONNECTION WITH THE LEASE OF 73 WEST
MILL ROAD**

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

**RESOLUTION #R-174-05 - AUTHORIZE THE EXECUTION OF A GRANT AGREEMENT WITH THE
OFFICE OF EMERGENCY TELECOMMUNICATIONS SERVICES**

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

**RESOLUTION #R-175-05 - PROFESSIONAL SERVICES – ENVIRONMENTAL CONSULTANT
SERVICES - NORTON CONSERVATION COMPANY, INC.**

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

**RESOLUTION #R-176-05 - RESOLUTION SUPPORTING A ONE-YEAR COST CAP EXCEPTION FOR
MUNICIPALITIES DUE TO UNANTICIPATED COSTS RESULTING
FROM THE EFFECTS OF HURRICANE KATRINA**

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

**RESOLUTION #R-177-05 - AUTHORIZE EXECUTION OF CHANGE ORDER – OWL CONTRACTING
COMPANY, INC.**

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted.
Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

**RESOLUTION #R-178-05 - AUTHORIZE THE EXECUTION OF A CONTRACT OF SALE FOR THE
ACQUISITION OF A 90.2% INTEREST IN BLOCK 51, LOT 24**

USE OF TOWNSHIP VEHICLES - a discussion was held on the use of township owned vehicles being used to help victims of Hurricane Katrina.

QUAIL RIDGE DEVELOPMENT - Comm. Kaiser stated that on Ann Road and Ashwood Trail there is serious detention basin erosion. Administrator Gallets stated that she will have our engineer, Leon Hall, look at it to determine who owns the detention basin and advise the Township Committee what should be done about it.

SOFTBALL ASSOCIATION - A discussion was held on a \$3,000.00 donation by the Softball Association for completion of work on the softball fields.

WASTEWATER MANAGEMENT PLAN - Mayor Short instructed Administrator Gallets to advertise for a joint presentation by the Morris County Planning Board Director, Raymond Zabihach and the Washington Township Planning Board to be held at the October 12, 2005 Work Session Meeting.

Mayor Short - stated that the consensus of the Township Committee is to appoint Cynthia Welton as an Advisory Member of the Environmental Commission, with a term to expire on December 31, 2005.

Motion was made by Comm. Kaiser, seconded by Comm. Cullen to add the appointment of Cynthia Welton as an Advisory Member of the Environmental Commission, with a term to expire December 31, 2005 to Resolution #R-165-05 before it is acted upon.

Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

RESOLUTION #R-165-05 - APPOINTMENTS/ADJUSTMENTS - AS AMENDED

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short,

NAYS: None

ABSTENTIONS: None

ABSENT: None

Mayor Short opened the meeting to the public for any comments or questions. There being no comments or questions Mayor Short closed the meeting to the public.

The Township Committee went into Executive Session at 9:20 p.m. upon approval of the following resolution:

RESOLUTION #R-183-05 - EXECUTIVE SESSION:

LAND ACQUISITION: COVALESKY

The Township Committee came out of Executive Session at 9:28 p.m.

RESOLUTION #178-05 - AUTHORIZE THE EXECUTION OF A CONTRACT OF SALE FOR THE ACQUISITION OF A 90.2% INTEREST IN BLOCK 51, LOT 24

Motion was made by Comm. Tobin, seconded by Comm. Cullen that the foregoing resolution be adopted. Motion was carried by the following roll call vote:

AYES: Comm. Tobin, Cullen, Kaiser, Walsh, Mayor Short.

NAYS: None

ABSTENTIONS: None

ABSENT: None

The meeting adjourned at 9:30 p.m.