

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
TUESDAY, MAY 19, 2020 - 7:00 P.M.**

OPEN PUBLIC MEETINGS ACT

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA 10:4-6 et seq., and in consideration of Executive Order #103, issued by Governor Murphy on March 9, 2020, declaring a State of Emergency in the State of New Jersey, the Township Committee of the Township of Wyckoff does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of government, the meeting of the Township Committee of the Township of Wyckoff scheduled for 7:00 pm Tuesday, May 19, 2020 at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 will be conducted virtually through Zoom technology and it will be live-streamed on the Township of Wyckoff's YouTube channel.

Due to the Covid-19 Public Health Emergency, members of the public will not have access to Town Hall.

These measures are implemented to allow members of the public to observe the meeting via live streaming and to provide the ability to comment during the periods for public comment during the meeting through Zoom telephone call in technology. Joining the meeting by telephone will be utilized as security against the sharing of inappropriate

General instructions regarding access to the meeting will be posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "News" item on Friday, May 15, 2020 at 4:30 pm.

To view the live-streamed Township Committee meeting, please access the YouTube link which will be posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "NEWS" item immediately prior to the commencement of the meeting at approximately, 6:55 pm on May 19, 2020.

To be notified of all future live streamed Township meetings, please create a YouTube account and subscribe to our YouTube channel, "Township of Wyckoff",

1. **7:00 pm Work Session Meeting called to order by Mayor Timothy E. Shanley**

2. **Roll call of Township Committee**

BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

3. **Reading of "Open Work Session" statement by Clerk Santimauro**

4. **Confirm Finance Committee has reviewed, and signed vouchers and that Mayor and Municipal Clerk have signed any necessary documents**

5. **Motion to open the Ten (10) Minute Public Comment period:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

Ten Minute public comment period, two (2) minutes per speaker for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff.

Motion to close the Public Comment period:

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

6. **Review of 8:00 p.m. Business Meeting Agenda – Administrator**
7. **Review of Policy Action Items – Administrator**
8. **Reports of Township Committee Members**
9. **Report of Township Attorney**
10. **Adjourn**

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

**PAYMENT OF CLAIMS MAY BE PAID AT ALL WORK SESSION MEETINGS AND
ALL TOWNSHIP COMMITTEE BUSINESS MEETINGS**

FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION

NOTICE TO PUBLIC

As a member of the public participating in this public meeting, your participation may be recorded. By participating in the meeting, it is assumed your consent is given for your voice, name, address, comments and image to be broadcast and recorded.

There may be situations where, due to technical difficulties, live streaming or the recording of a meeting may not be available. The Township shall not be responsible for and accepts no liability if the recording or live video streaming of the meeting is unavailable.

**TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, MAY 19, 2020 - 8:00 PM**

OPEN PUBLIC MEETINGS ACT

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA 10:4-6 et seq., and in consideration of Executive Order #103, issued by Governor Murphy on March 9, 2020, declaring a State of Emergency in the State of New Jersey, the Township Committee of the Township of Wyckoff does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of government, the meeting of the Township Committee of the Township of Wyckoff scheduled for 8:00 pm Tuesday, May 19, 2020 at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 will be conducted virtually through Zoom technology and it will be live-streamed on the Township of Wyckoff's YouTube channel.

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1. **Regular Meeting of the Wyckoff Township Committee called to order by Mayor Timothy E. Shanley**
2. **Flag Salute**
3. **Invocation by Senior Pastor Scott Bostwick of Grace Christian Community Church.**
4. **Reading of the "Open Public Meetings Act" statement by Clerk Santimauro**
5. **Roll Call of the Township Committee Members Present:**
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

6. **Request motion to open the Public Comment Period:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

Public Comment period, five (5) minutes per speaker for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff.

Request motion to close the Public Comment Period:

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

7. **Public Hearing on Bergen County Open Space Grant Application for Municipal Park Improvement to receive public comment. Request motion to open the Public Comment Period:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

Public Comment period, two (2) minutes per speaker for public comment on the Bergen County Open Space Grant Application.

Motion to close the Public Comment period related to the Bergen County Open Space Grant Application:

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

8. **Approval of the May 5, 2020 Township Committee Work Session and Regular Business meeting minutes:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

9. **Consent Agenda:** All matters listed below are considered by the Township Committee to be routine in nature. There will be no separate discussion of these items. If any discussion is desired by the Township Committee, that item will be removed from the Consent Agenda and considered separately:

I Resolutions (Adoption of the following):

#20-197	Commemorate Memorial Day
#20-198	Cancellation of Sewer Bill
#20-199	Approval of Vouchers and Authorization to Pay Bills
#20-200	Return of Certain Overpaid Taxes
#20-201	May is Honor and Remember Month
#20-202	Celebrate National Police Week
#20-203	Authorize Pay by Phone for Taxes and Sewer Service

II Ordinance – Introduction (None)

III Motions

1. Approve the temporary installation of a tent and a sign on the church grounds at Grace United Methodist Church.
2. Authorize application to Bergen County Planning Board for subdivision of Block 203, Lots 1.02 and 1.03.
3. Proclamation thanking and recognizing Municipal Clerk, Joyce C. Santimauro for her 31 years of service to the Township.
4. Appointment of Lauren Cohen to fill the unexpired term on the Wyckoff Library Board of Brian Eller (expiring 12/31/20), which is vacant due to resignation.

Clerk: May I have a motion and a second to approve the consent agenda?

The Following vote is the vote on the Consent Agenda:

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

IV Ordinances – Public Hearings/Further Consideration

MUNICIPAL CLERK: Mr. Chairman, I have **Ordinance No. 1914**, entitled:

BOND ORDINANCE AUTHORIZING ROAD RESURFACING AND IMPROVEMENTS TO TOWN HALL IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$1,391,775 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$1,072,000 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

for second reading, by title only, and a copy of this Ordinance has been posted on the bulletin board in Town Hall where public notices are customarily posted, on the municipal website page entitled, "Legal Notices from the Clerk", and copies have been made available to members of the general public of the Township who have requested the same.

Chairman to request a motion to open the Public Hearing for Public Comments:

COMMITTEEMAN _____: I move the Ordinance on second reading by Title only.

COMMITTEEMAN _____: Seconded.

ROLL CALL VOTE:

BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1914, and all persons who wish to be heard, please state your name and address before making your statement.

Public Comments are received at this time.

At the Conclusion of public comments: Chairman to request motion to close the Public Hearing:

COMMITTEEMAN _____: I move that the Public Hearing on the Ordinance be closed.

COMMITTEEMAN _____: Seconded.

VOICE VOTE:

BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1914 be, and the same is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

Chairman: May I have a motion to authorize the resolution?

COMMITTEEMAN _____: I move the resolution.

COMMITTEEMAN _____: Seconded.

ROLL CALL VOTE

BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

V Adjourn

Chairman: May I have a motion to and a second to adjourn?

MOTION: _____ SECOND _____
BOONSTRA _____ FISCHER _____ RUBENSTEIN _____
MADIGAN _____ SHANLEY _____

**PAYMENT OF CLAIMS MAY BE PAID AT ALL TOWNSHIP COMMITTEE WORK
SESSION MEETINGS AND ALL TOWNSHIP COMMITTEE
REGULAR MEETINGS
FORMAL ACTION MAY BE TAKEN DURING THIS MEETING**

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**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #20-197**

INTRODUCED:

SECONDED:

MEETING DATE: May 19, 2020

REFERENCE: Commemorate Memorial Day

VOTE: BOONSTRA ___ FISCHER ___ MADIGAN ___ RUBENSTEIN ___ SHANLEY ___

WHEREAS, Memorial Day each year serves as a solemn reminder of the scourge of war and its bitter aftermath of sorrow; and,

WHEREAS, this day has traditionally been devoted to paying homage to loved ones who lie in hallowed graves throughout the land, having sacrificed their lives that war might end; and,

WHEREAS, in tribute to these silent dead it is fitting that we lift up our voices together in supplication to Almighty God for wisdom in our search for an enduring peace; and,

WHEREAS, on Memorial Day, we pause in somber gratitude to pay tribute to the brave patriots who laid down their lives defending peace and freedom while in military service to our great nation; and,

WHEREAS, the Congress, in a joint resolution approved May 11, 1950, provided that Memorial Day be set aside as a day of prayer for permanent peace and to guide the nations of the world into the ways of peace.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that we do hereby commemorate Memorial Day on Monday, May 25, 2020 with great pride and reverence and recognition of all servicemen and women who gave their lives and in particular, the twenty-five (25) servicemen from Wyckoff whose names are forever engraved on the Wyckoff War Memorial at the Green in front of the Wyckoff Reformed Church.

CERTIFICATION

I, JOYCE C. SANTIMAURO, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF CERTIFIES THE ATTACHED RESOLUTION TO BE A TRUE AND CORRECT COPY OF A RESOLUTION AS ADOPTED BY THE WYCKOFF TOWNSHIP COMMITTEE ON MAY 19, 2020.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #20-198

INTRODUCED:

SECONDED:

MEETING DATE: May 19, 2020

REFERENCE: Cancellation of Sewer Bill –
Block 429/Lot 2, Acct. #4177-0

VOTE: BOONSTRA ___ FISCHER___ MADIGAN___ RUBENSTEIN___ SHANLEY___

WHEREAS, 790 Birchwood Drive known as Block 429/Lot 2 in the Township of Wyckoff has applied for and completed demolition of the residential home structure on this property; and,

WHEREAS, Craig Serra requests 2020 and future sewer usage billing be canceled as a new home will not be constructed and the property will remain a vacant lot; and,

WHEREAS, the Wyckoff Building Department has produced documentation and has confirmed the home was demolished in November 2019 and therefore this resolution is provided.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the sewer usage billing for 2020 is hereby cancelled.

BE IT FURTHER RESOLVED, that the Municipal Clerk will forward a copy of this resolution to the Tax Collector, Sewer Utility Clerk and Township Engineer.

CERTIFICATION

I, JOYCE C. SANTIMAURO, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF CERTIFIES THE ATTACHED RESOLUTION TO BE A TRUE AND CORRECT COPY OF A RESOLUTION AS ADOPTED BY THE WYCKOFF TOWNSHIP COMMITTEE ON MAY 19, 2020.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #20-199**

INTRODUCED:

SECONDED:

MEETING DATE: May 19, 2020

**REFERENCE: Approval of Vouchers and
Authorization to Pay Bills**

VOTE: BOONSTRA ___ FISCHER ___ MADIGAN ___ RUBENSTEIN ___ SHANLEY ___
.....

WHEREAS, the Township of Wyckoff is a municipality in the State of New Jersey operating under the authority from NJSA 40A:63-1 et seq; and,

WHEREAS, the Township of Wyckoff has received vouchers in claim for payment of materials supplied and/or services rendered; and,

WHEREAS, the said vouchers have been reviewed and the amount indicated on each voucher has been determined to be due and owing; and,

WHEREAS, the Township Committee has a practice of each Township Committee member participating in the reviewing and signing of vouchers; and,

WHEREAS, the vouchers which comprise this bill list have been reviewed and signed by two (2) Township Committee members and they have found them to in order; and,

WHEREAS, the Township Treasurer has certified that sufficient funds are available for payment of said vouchers.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the action of the said Finance Committee be approved; and, that the payments of these bills are hereby authorized and the Chief Financial Officer is directed to issue checks for their payments as listed on the bill list attached to this date's meeting minutes and covered by checks no. Payroll A/C, Direct Deposit Vouchers no., Library Payroll check nos., Library Direct Deposit Vouchers no., Claims Wire nos., check no. Accutrack A/C, Claims check nos. and Voided Claims checks no..

TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY

RESOLUTION #20-200

INTRODUCED:

SECONDED:

MEETING DATE: May 19, 2020

REFERENCE: Return of certain overpaid taxes,
escrow monies, recreation fees, etc.

VOTE: BOONSTRA ___ FISCHER ___ MADIGAN ___ RUBENSTEIN ___ SHANLEY ___

BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Treasurer is hereby authorized and directed to return certain monies as follows:

BUILDING DEPARTMENT:

Abraham Han, 51 Midland Avenue, Wyckoff, New Jersey 07481 – Refund of Stormwater Management fee due to Zoning Board approval – Block 265/Lot 117 - \$500.00

TAX REFUND:

Lasser Hochman, LLC, 75 Eisenhower Pkwy, Ste. 120, Roseland, New Jersey 07066 – State Tax Board Appeal – Block 349/Lot 71 – 473 Cedar Hill Avenue - \$7,062.74 - Block 349/Lot 62 – 319 Calvin Court - \$1,337.81

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #20-201**

INTRODUCED:

SECONDED:

MEETING DATE: May 19, 2020

REFERENCE: Honor & Remember Month

VOTE: BOONSTRA ___ RUBENSTEIN ___ FISCHER ___ SHANLEY ___ MADIGAN ___
.....

WHEREAS, the Township of Wyckoff regularly conducts the annual Memorial Day Parade to honor our nation's war dead who have given the ultimate sacrifice of their lives fighting for our freedoms; and,

WHEREAS, in the interest of public safety and to stop the spread of COVID-19, this year's Memorial Day Parade had to be cancelled due to the global pandemic; and,

WHEREAS, on May 1, 2020 the Township of Wyckoff proudly raised the Honor and Remember Flag on Wyckoff's government speech flagpole at Memorial Park; and,

WHEREAS, the Honor & Remember Flag is flown to publically honor and remember every American fallen service member and recognizes the enduring sacrifice of every family. It is a visible public reminder to all Americans of the precious lives given to preserve freedom and is a national symbol of appreciation and is flown in recognition of the sacrifices of generations of fallen hero families; and,

WHEREAS, while the United States Flag unites us all the Honor & Remember Flag defines us in recognizing all military individuals from all wars and conflicts involving the United States who died while serving our nation since its inception; and,

WHEREAS, the Red in the Honor & Remember Flag represents all the blood that was spilled by the brave men and women of our military who willingly gave their lives so we all can remain free; and,

WHEREAS, the Blue Star in the Honor & Remember Flag represents the active service of men and woman in military conflict. While the Blue Star was created during World War I it now signifies all service from the Revolutionary War to present day; and,

WHEREAS, the White Border beneath the Gold Star in the Honor & Remember Flag, represents the purity of the sacrifice. There is no greater price an American can pay than to give his or her life in service to our great country; and

WHEREAS, the Gold Star in the Honor & Remember Flag signifies the ultimate sacrifice a warrior in active service who will not return home. The Gold reflects the value of their life that was given for all of us; and,

WHEREAS, the Folded Flag in the Honor & Remember Flag signifies the final tribute to the individual life that a family sacrificed and gave for our nation; and,

WHEREAS, the Flame in the Honor & Remember Flag is an eternal reminder of the spirit that has departed this life yet burns on in the memory of all those who knew and loved the fallen hero.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey will proudly fly the Honor and Remember Flag for the entire month of May 2020 in eternal honor and remembrance of all fallen military men and women who selflessly gave the ultimate sacrifice in all wars and conflicts on behalf of this great country from the Revolutionary War to present day 2020; and,

BE IT FURTHER RESOLVED, that the month of May shall be recognized in Wyckoff as "Honor & Remember Month" to honor and remember the memory of those selfless men and women who gave the ultimate sacrifice of their life in war or conflict on behalf of the United States of America; and,

BE IT FURTHER RESOLVED, that the Municipal Clerk will forward a copy of this resolution to Congressman Josh Gottheimer, and Senators Booker and Menendez.

CERTIFICATION

I, JOYCE C. SANTIMAURO, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF, CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE ON MAY 19, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #20-202**

INTRODUCED:

SECONDED:

MEETING DATE: May 19, 2020

REFERENCE: National Police Week

VOTE: BOONSTRA ___ FISCHER ___ MADIGAN ___ RUBENSTEIN ___ SHANLEY ___
.....

WHEREAS, there are more the 900,000 law enforcement officers serving in communities across the United States, including the dedicated members of the Wyckoff Police Department; and,

WHEREAS, there have been 58,627 assaults against law enforcement officers in 2016 resulting in approximately 16,677 injuries; and,

WHEREAS, since the first recorded death in 1791, more than 20,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty; and,

WHEREAS, the names of those dedicated public servants are engraved on the walls of the National Law Enforcement Officers Memorial in Washington, D.C.; and,

WHEREAS, the service and sacrifice of all officers killed in the line of duty will be honored during National Law Enforcement Officers Memorial Fund's 32st Annual Candlelight Vigil on May 15, 2020; and,

WHEREAS, the Candlelight Vigil is part of National Police Week, which takes place this year on May 11-15; and,

WHEREAS, May 15 is designated as Peace Officers Memorial Day in honor of all fallen officers and their families and the U.S. Flags in front of Town Hall were flown at half-staff.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey formally designates May 11-15, 2020 as Police Week in the Township of Wyckoff and publicly salutes the service of law enforcement officers in our community and in communities across the nation.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that we do hereby proudly recognize the service of our Wyckoff Police Officers.

CERTIFICATION

I, JOYCE C. SANTIMAURO, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF CERTIFIES THE ATTACHED RESOLUTION TO BE A TRUE AND CORRECT COPY OF A RESOLUTION AS ADOPTED BY THE WYCKOFF TOWNSHIP COMMITTEE ON MAY 19, 2020.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #20-203**

INTRODUCED:

SECONDED:

MEETING DATE: May 19, 2020

**REFERENCE: Authorize Pay by Phone for
Taxes and Sewer Service**

VOTE: BOONSTRA _____ FISCHER _____ MADIGAN _____ RUBENSTEIN _____ SHANLEY _____
.....

WHEREAS, the Township of Wyckoff looks to increase efficiencies and convenience for its residents and property taxpayer; and,

WHEREAS, the Township of Wyckoff provides three (3) safe and convenient ways to pay property taxes and sewer service charges:

1. Online E-check without a fee
2. Convenient exterior drop box located on the front steps of Town Hall
3. Mail via the US Post Office to the Tax Collector at 340 Franklin Avenue, Wyckoff, NJ 07481

WHEREAS, the Tax Collector recommends a fourth (4) safe and convenient way to pay-Pay by phone to enhance property owner's ability to pay tax and sewer payments; and,

WHEREAS, the Township of Wyckoff utilizes Edmund's and Assoc MCSJ, State of New Jersey certified, Tax and Finance Computer Program software service for all financial processing and reporting, and,

WHEREAS, MCSJ Tax Collection program is a proprietary program owned by Edmund's and Assoc, and

WHEREAS, the Township of Wyckoff offers the ability to pay tax and sewer service payments via an on-line payment portal program, and

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Tax Collector is authorized to implement Pay by Phone program options for the payment of property taxes and sewer service charges.

CERTIFICATION

I, JOYCE C. SANTIMAURO, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF CERTIFIES THE ATTACHED RESOLUTION TO BE A TRUE AND CORRECT COPY OF A RESOLUTION AS ADOPTED BY THE WYCKOFF TOWNSHIP COMMITTEE ON MAY 19, 2020.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

ORDINANCE

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1914, entitled:
BOND ORDINANCE AUTHORIZING ROAD RESURFACING
AND IMPROVEMENTS TO TOWN HALL IN, BY AND FOR THE
TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN,
NEW JERSEY, APPROPRIATING \$1,391,775 THEREFOR
AND AUTHORIZING THE ISSUANCE OF \$1,072,000 OF
BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART
OF THE COST THEREOF.

for second reading, by title only, and a copy of this Ordinance has been posted on the bulletin board in Town Hall where public notices are customarily posted, and copies have been made available to members of the general public of the Township who have requested the same.

COMMITTEEMAN _____ : I move the Ordinance on second reading by Title only.

COMMITTEEMAN _____ : Seconded.

ROLL CALL VOTE

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1914, and all persons who wish to be heard, please state your name and address before making your statement.

Public Comments are made here.

At the Conclusion of public comments:

COMMITTEEMAN _____ : I move that the Public Hearing on the Ordinance be closed.

COMMITTEEMAN _____ : Seconded.

VOICE VOTE

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1914 be, and the same is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEEMAN _____ : I move the resolution.

COMMITTEEMAN _____ : Seconded.

ROLL CALL VOTE

ORDINANCE NO. 1914

BOND ORDINANCE AUTHORIZING ROAD RESURFACING AND IMPROVEMENTS TO TOWN HALL IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$1,391,775 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,072,000 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED by the TOWNSHIP COMMITTEE of the TOWNSHIP OF WYCKOFF, in the COUNTY OF BERGEN, NEW JERSEY, THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the capital improvements set forth below in, by and for the Township of Wyckoff, County of Bergen, State of New Jersey (the "Township"), together with other purposes necessary, appurtenant or incidental thereto or thereof (collectively, the "Authorized Projects"):

<u>Item</u>	<u>Available Funds</u>	<u>Debt Authorized</u>	<u>Period of Usefulness</u>
Road Resurfacing Project	\$300,000 Source: Capital Improvement Fund	\$1,000,000	5 years
Capital Improvements to Town Hall – Roof and Gutters	\$19,775 Source: Capital Account	\$72,000	15 years
Total:	<u>\$319,775</u>	<u>\$1,072,000</u>	

TOTAL APPROPRIATION: \$1,391,775

SECTION 2. It is hereby determined and declared by this Township Committee as follows:

- A. The estimated aggregate maximum amount of money to be raised from all sources for the Authorized Projects described in Section 1 is \$1,391,775.
- B. The estimated aggregate maximum amount of bonds or notes to be issued for

the Authorized Projects described in Section 1 is \$1,072,000.

C. The Township expects to use funds available in the Capital Improvement Fund in the amount of \$300,000 and funds set aside in a Capital Account in the amount of \$19,775 for the Authorized Projects described in Section 1, such sums being inclusive of the required down payment for said purposes or improvements in the aggregate amount of \$53,600 as required by Section 11 of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payment is now available in accordance with the requirements of Section 11 of the Local Bond Law.

SECTION 3. The sum of \$1,391,775, including said down payment of \$53,600, is hereby appropriated for the Authorized Projects described in Section 1.

SECTION 4. For the purpose of financing part of the cost of the Authorized Projects described in Section 1, exclusive of said down payment and other available funds described in Section 2, the issuance of bonds of said Township in an aggregate principal amount not exceeding One Million Seventy-Two Thousand Dollars (\$1,072,000) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this Township Committee pursuant to law.

SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the Township may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding One Million Seventy-Two Thousand Dollars (\$1,072,000). Each such bond anticipation note shall be designated "Bond Anticipation Note."

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township; provided that no note shall mature later than one year from its date. All such bond anticipation notes may be executed in the name of the Township by the manual or facsimile signatures of the Mayor and Chief Financial

Officer or such other official of the Township as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the Township and attested by the Township Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6. It is hereby further determined and declared by this Township Committee as follows:

A. The Authorized Projects described in Section 1 are not current expenses; they are improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

B. The weighted average period of usefulness of the Authorized Projects described in Section 1 for which the bonds are hereby authorized to be issued, within the limits

prescribed by the Local Bond Law, is 5.67 years.

C. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

D. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said Township, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by \$1,072,000 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

E. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the costs of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed \$0.

SECTION 7. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the Township Clerk and are available for public inspection.

SECTION 8. In the event that any other moneys are lawfully received from any source

for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the Township is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said Township without limitation as to rate or amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. (a) The Township shall comply with all provisions of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder or applicable thereto (the "Code") applicable to the bonds or notes issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause interest on the bonds or notes issued pursuant to this bond ordinance to be or become includable in gross income under Section 103 of the Code or cause interest on the bonds or notes issued pursuant to this bond ordinance to be treated as an item of tax preference under Section 57 of the Code. The Township shall not directly or indirectly use or permit the use of any proceeds of such obligations or any other funds of the Township, or take or omit to take any action, that would cause such obligations to be "arbitrage bonds" within the meaning of Section 148(a) of the Code, and will comply with all

requirements of Section 148 of the Code to the extent applicable to the bonds and notes authorized hereby and all proceeds thereof, including without limitation, monitoring compliance with Section 148 of the Code as it applies to the bonds and notes authorized hereby, restricting the yield on the investment of any proceeds or gross proceeds of the bonds or notes to the extent required to comply with Section 148 of the Code, and making payments of the rebate amount, if any, to the United States in the manner and to the extent necessary to comply with Section 148 of the Code.

(b) The Township reasonably expects to reimburse the Township's expenditure of certain costs of the Authorized Projects described in Section 1 of this bond ordinance ("Project Costs") incurred and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditure of Project Costs incurred and paid prior to the issuance of bonds or notes authorized herein with the proceeds of such bonds or notes in accordance with Treasury Regulations Section 1.150-2(e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Section 1.148-10 to avoid the arbitrage restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed \$1,072,000. The Project Costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" as defined in Treasury Regulations Section 1.150-1(b), a cost of issuance for the bonds or notes herein authorized or an expenditure described in

Treasury Regulations Section 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the bonds or notes issued pursuant to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such bonds or notes shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date the Authorized Projects are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.

SECTION 11. This ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner provided by law.

ORDINANCE NO. 1914

BOND ORDINANCE AUTHORIZING ROAD RESURFACING AND IMPROVEMENTS TO TOWN HALL IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$1,391,775 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,072,000 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED by the **TOWNSHIP COMMITTEE** of the **TOWNSHIP OF WYCKOFF**, in the **COUNTY OF BERGEN, NEW JERSEY**, THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the capital improvements set forth below in, by and for the Township of Wyckoff, County of Bergen, State of New Jersey (the "Township"), together with other purposes necessary, appurtenant or incidental thereto or thereof (collectively, the "Authorized Projects"):

<u>Item</u>	<u>Available Funds</u>	<u>Debt Authorized</u>	<u>Period of Usefulness</u>
Road Resurfacing Project	\$300,000 Source: Capital Improvement Fund	\$1,000,000	5 years
Capital Improvements to Town Hall – Roof and Gutters	\$19,775 Source: Capital Account	\$72,000	15 years
Total:	<u>\$319,775</u>	<u>\$1,072,000</u>	

TOTAL APPROPRIATION: \$1,391,775

SECTION 2. It is hereby determined and declared by this Township Committee as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the Authorized Projects described in Section 1 is \$1,391,775.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the Authorized Projects described in Section 1 is \$1,072,000.

C. The Township expects to use funds available in the Capital Improvement Fund in the amount of \$300,000 and funds set aside in a Capital Account in the amount of \$19,775 for the Authorized Projects described in Section 1, such sums being inclusive of the required down payment for said purposes or improvements in the aggregate amount of \$53,600 as required by Section 11 of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payment is now available in accordance with the requirements of Section 11 of the Local Bond Law.

SECTION 3. The sum of \$1,391,775, including said down payment of \$53,600, is hereby appropriated for the Authorized Projects described in Section 1.

SECTION 4. For the purpose of financing part of the cost of the Authorized Projects described in Section 1, exclusive of said down payment and other available funds described in Section 2, the issuance of bonds of said Township in an aggregate principal amount not exceeding One Million Seventy-Two Thousand Dollars (\$1,072,000) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this Township Committee pursuant to law.

SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the Township may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding One Million Seventy-Two Thousand Dollars (\$1,072,000). Each such bond anticipation note shall be designated "Bond Anticipation Note." All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township; provided that no note shall

mature later than one year from its date. All such bond anticipation notes may be executed in the name of the Township by the manual or facsimile signatures of the Mayor and Chief Financial Officer or such other official of the Township as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the Township and attested by the Township Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6. It is hereby further determined and declared by this Township Committee as follows:

A. The Authorized Projects described in Section 1 are not current expenses; they are improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on

property specially benefited thereby.

B. The weighted average period of usefulness of the Authorized Projects described in Section 1 for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, is 5.67 years.

C. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

D. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said Township, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by \$1,072,000 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

E. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the costs of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed \$0.

SECTION 7. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended

capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the Township Clerk and are available for public inspection.

SECTION 8. In the event that any other moneys are lawfully received from any source for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the Township is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said Township without limitation as to rate or amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. (a) The Township shall comply with all provisions of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder or applicable thereto (the "Code") applicable to the bonds or notes issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause interest on the bonds or notes issued pursuant to this bond ordinance to be or become includable in gross income under Section 103 of the Code or cause interest on the bonds or

notes issued pursuant to this bond ordinance to be treated as an item of tax preference under Section 57 of the Code. The Township shall not directly or indirectly use or permit the use of any proceeds of such obligations or any other funds of the Township, or take or omit to take any action, that would cause such obligations to be “arbitrage bonds” within the meaning of Section 148(a) of the Code, and will comply with all requirements of Section 148 of the Code to the extent applicable to the bonds and notes authorized hereby and all proceeds thereof, including without limitation, monitoring compliance with Section 148 of the Code as it applies to the bonds and notes authorized hereby, restricting the yield on the investment of any proceeds or gross proceeds of the bonds or notes to the extent required to comply with Section 148 of the Code, and making payments of the rebate amount, if any, to the United States in the manner and to the extent necessary to comply with Section 148 of the Code.

(b) The Township reasonably expects to reimburse the Township’s expenditure of certain costs of the Authorized Projects described in Section 1 of this bond ordinance (“Project Costs”) incurred and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section is intended to be and hereby is a declaration of the Township’s official intent to reimburse any expenditure of Project Costs incurred and paid prior to the issuance of bonds or notes authorized herein with the proceeds of such bonds or notes in accordance with Treasury Regulations Section 1.150-2(e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Section 1.148-10 to avoid the arbitrage

restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed \$1,072,000. The Project Costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be “capital expenditures” as defined in Treasury Regulations Section 1.150-1(b), a cost of issuance for the bonds or notes herein authorized or an expenditure described in Treasury Regulations Section 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the bonds or notes issued pursuant to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such bonds or notes shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date the Authorized Projects are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.

SECTION 11. This ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner provided by law.