

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2019 - 7:00 P.M.**

1. 7:00 pm Work Session Meeting called to order by Mayor Thomas J. Madigan
2. Roll call of Township Committee
3. Reading of "Open Work Session" statement by Mrs. Santimauro
4. Confirm Finance Committee has reviewed and signed vouchers and that Mayor and Municipal Clerk have signed any necessary documents
5. 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.
6. Review of 8:00 p.m. Business Meeting Agenda – Administrator
7. Review of Policy Action Items – Administrator
8.
 - a. Report of Township Committee
 - b. Report of Administrator
 - c. Report of Attorney
9. Recess Work Session Meeting to conduct 8:00 pm Business Meeting
10. Reconvene Work Session Meeting
11. Adjourn

**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

**TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2019 - 8:00 PM**

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Thomas J. Madigan
2. Flag Salute
3. Invocation given by Rabbi Beni Wagnberg from Temple Beth Rishon
4. Reading of the "Open Public Meetings Act" statement by Mrs. Santimauro
5. Roll call of the Township Committee
6. 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.
7. Donation presentation by Saint Nicholas Greek Orthodox Church and AHEPA to the Wyckoff Ambulance Corps and Volunteer Fire Company #2.
8. Presentation by the Wyckoff Chamber of Commerce to their photo contest winners.
9. Approval of the January 17, 2019 Township Committee Work Session and Regular Business meeting minutes:
MOTION: _____ SECOND _____
BOONSTRA__ RUBENSTEIN__ SCANLAN__ SHANLEY__ MADIGAN__
10. **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):**
 - #19-112 Authorize Redemption of Tax Sale Certificate #17-00003 Block 289/Lot 7 – 330 Village Place
 - #19-113 Authorize Redemption of Tax Sale Certificate #18-00010 Block 427/Lot 14
 - #19-114 2019 Cancel Taxes as per NJSA 54:4-3.3 Tax Exempt
 - #19-115 Transfer of Funds
 - #19-116 Designate February as "American heart Month & February 2 as "National Wear Red Day"
 - #19-117 Authorize Redemption of Tax Sale Certificate #18-00009 Block 421 lot 67 – 697 Charnwood Drive
 - #19-118 Authorize Trade-in to Offset Purchase Price of New Purchase
 - #19-119 Award Contract for Animal Control Service
 - #19-120 Payment of Bills
 - #19-121 Authorize Tax Sale Certificate #16-00011 – Block 467 Lot 4 – 88 Yale Avenue
 - #19-122 Return of Certain Overpaid Taxes, etc.

- #19-123 In Opposition to NJ Department of Agriculture
New Beekeeping Regulations
- #19-124 Authorize Private Sewer Extension Project on Hillside
Avenue/Evers Street
- #19-125 Reaffirm the Establishment of a Green Team to Allow
Participation in Sustainable NJ
- #19-126 Approve Municipal Court Supplemental Violations
Schedule
- #19-127 Authorization to submit a Sustainable Jersey Small Grant
Application
- #19-C1 Closed Session - NJSA 10:4-12b(7) Litigation

II Motions

- a. Approve specifications and authorize advertised competitive
sealed bidding for fire equipment and firefighter safety turn-out
gear.

III Ordinance – Introduction

#1871 - BOND ORDINANCE AUTHORIZING THE PURCHASE OF A FIRE PUMPER TRUCK IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$639,940 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$532,440 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Following is the vote on the Consent Agenda:

MOTION: _____ SECOND _____
BOONSTRA__ RUBENSTEIN__ SCANLAN__ SHANLEY__ MADIGAN__

IV Ordinance – Public Hearing/Further Consideration

#1870 - AN ORDINANCE TO AMEND CHAPTER 153 OF THE CODE OF THE TOWNSHIP OF WYCKOFF, "YARD WASTE COLLECTION PROGRAM", TO REMOVE GRASS CLIPPINGS FROM SECTION 153-3, YARD WASTE COLLECTION.

MOTION: _____ SECOND _____
BOONSTRA__ RUBENSTEIN__ SCANLAN__ SHANLEY__ MADIGAN__

V Adjourn

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

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-112**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Authorize Redemption of Tax
Sale Certificate #17-00003 Block 289/Lot 7
330 Village Place**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, the Tax Collector of the Township of Wyckoff has previously determined that there was due and owing to the Township of Wyckoff outstanding tax and interest for tax year 2016 on Block 289 /Lot 7, aka 330 Village Place, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$69,361.58; and,

WHEREAS, on the 26st day of October 2017, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" numbered 16-00006, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

WHEREAS, said Tax Sale Certificate was purchased by US Bank, Cust. For BV002Trust & Crdtrs., 50 South 16th Street, Suite 2050, Philadelphia, PA 19102-2513; and,

WHEREAS, subsequent to the execution and filing of said Tax Sale Certificate and prior to the commencement of foreclosure proceedings against the property owner's right to redemption of said Tax Sale Certificate, the mortgagor has paid to the Tax Collector of the Township of Wyckoff any and all charges deemed due and owing on the above-described property and the property owner is therefore entitled to a redemption of said Tax Sale Certificate pursuant to N.J.S.A. 54:5-55.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate 17-00003 for redemption and make refund in the amount of \$69,361.58 being lien amount of \$3,691.90, subsequent taxes, and interest in the amount of \$33,604.68 recording fees in the amount of \$65.00 and a premium of \$32,000.00 to US Bank, Cust. for BV002 Trust & Crdtrs. and deliver said Tax Sale Certificate to the mortgagor for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-113**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Authorize Redemption of Tax
Sale Certificate #18-00010 Block 427 Lot 14
808 Charnwood Drive**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, the Tax Collector of the Township of Wyckoff has previously determined that there was due and owing to the Township of Wyckoff outstanding tax and interest for tax year 2017 on Block 427/Lot 14, aka 808 Charnwood Drive, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$1,097.31 and;

WHEREAS, on the 25th day of October 2018, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" numbered 18-00010, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

WHEREAS, said Tax Sale Certificate was purchased by US Bank Cust Actlein, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102; and;

WHEREAS, subsequent to the execution and filing of said Tax Sale Certificate and prior to the commencement of foreclosure proceedings against the property owner's right to redemption of said Tax Sale Certificate, the mortgagor has paid to the Tax Collector of the Township of Wyckoff any and all charges deemed due and owing on the above-described property and the property owner is therefore entitled to a redemption of said Tax Sale Certificate pursuant to N.J.S.A. 54:5-55.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate #18-00010 for redemption and make refund in the amount of \$1,097.31 being lien amount of \$525.48, subsequent taxes, and interest in the amount of \$506.83 recording fees in the amount of \$65.00 to US Bank Cust Actlein, and deliver said Tax Sale Certificate to the mortgagor for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-114**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: 2019 Cancel Taxes as per
NJSA 54:4-3.3 Tax Exempt**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, N.J.S.A. 54:4-3.3 certifies the Department of Veterans Affairs to certify service connected total disability and,

WHEREAS, the Tax Assessor has deemed the property(ies) listed below as tax exempt status as per this certification,

BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Tax Collector is hereby authorized and directed to cancel all taxes as indicated below as per the date of tax exempt status certification.

Block/Lot	Name	Address	Effective date
231/16	Christopher Rotella	633 Fairview Pl	11/01/2018

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-116**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Designate February as
"American Heart Month" & February 2nd as
"National Wear Red Day"**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, cardiovascular disease affects men, women and children of every age and race in the United States; and,

WHEREAS, between 2003 and 2013, the death rate from cardiovascular disease will nearly 30%, but cardiovascular disease continues to be the leading cause of death in the United States, taking the lives of approximately 800,000 individuals in the United States each year and accounting for 1 in 3 deaths across the United States; and,

WHEREAS, congenital heart defects are the most common birth defect in the United States, as well as the leading killer of infants with birth defects; and,

WHEREAS, each year, an estimated 790,000 individuals in the United States have a heart attack, of whom an estimated 115,000 will die; and,

WHEREAS, cardiovascular disease accounts for \$555,000,000,000 in health care expenditures and lost productivity annually; and,

WHEREAS, by 2035, cardiovascular disease will account for \$1,093,900,000,000 in health care expenditures and lost productivity annually; and,

WHEREAS, many people do not recognize that cardiovascular disease is the leading killer of women in the United States, taking the lives of 400,000 women in 2014; and,

WHEREAS, nearly two-thirds of women who unexpectedly die of cardiovascular disease have no previous symptoms of the disease; and,

WHEREAS, greater awareness and early detection of risk factors for cardiovascular disease improve and save the lives of thousands of individuals in the United States each year.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey do hereby designate the month of February as "**National Heart Month**" and February 2nd as "**National Wear Red Day**" in the Township of Wyckoff.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO, MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-117**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Authorize Redemption of Tax
Sale Certificate #18-00009, Block 421 Lot 67
697 Charnwood Drive**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, the Tax Collector of the Township of Wyckoff has previously determined that there was due and owing to the Township of Wyckoff outstanding tax and interest for tax year 2017 on Block 421/Lot 67, aka 697 Charnwood Drive, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$1,110.41 and;

WHEREAS, on the 25th day of October 2018, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" numbered 18-00009, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

WHEREAS, said Tax Sale Certificate was purchased by US Bank Cust Actlein, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102; and;

WHEREAS, subsequent to the execution and filing of said Tax Sale Certificate and prior to the commencement of foreclosure proceedings against the property owner's right to redemption of said Tax Sale Certificate, the mortgagor has paid to the Tax Collector of the Township of Wyckoff any and all charges deemed due and owing on the above-described property and the property owner is therefore entitled to a redemption of said Tax Sale Certificate pursuant to N.J.S.A. 54:5-55.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate #18-00009 for redemption and make refund in the amount of \$1,110.41 being lien amount of \$538.32, subsequent taxes, and interest in the amount of \$507.09 recording fees in the amount of \$65.00 to US Bank Cust Actlein, and deliver said Tax Sale Certificate to the mortgagor for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-118**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Authorize Trade –In To Off
Set Purchase Price of New Purchase**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, the Township of Wyckoff owns a 1986 Mack fire pumper apparatus which is anticipated to reach the end of its useful life later in 2019 after 33 years of service to the Township of Wyckoff; and,

WHEREAS, the Township of Wyckoff has worked diligently on procurement of a replacement fire apparatus and anticipate authorizing a purchase at its March 19, 2019 meeting; and,

WHEREAS, the New Jersey Local Public Contracts Law NJSA 40A:11-36 (7) allows a municipal governing body by adoption of resolution to authorize a trade-in to offset the purchase price of a new purchase; and,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that they do hereby utilize the option allowed by NJSA 40A:11-36 (7) and require a trade-in as part of the specification to offset the purchase price of a new fire pumper apparatus.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-119**

INTRODUCED:

SECONDED:

MEETING DATE: FEBRUARY 5, 2019

**REFERENCE: Award Contract – Animal
Control Services**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, the Township Committee finds it efficient and effective to procure the services of animal control services rather than to hire, train and equip municipal employees to provide this public health service; and,

WHEREAS, the Township Committee has approved the specification and authorized advertised competitive sealed bidding; and,

WHEREAS, in order to encourage competition, there was no charge for the specifications and the advertised notice period exceeded the state requirement; and,

WHEREAS, a legal advertisement soliciting bids was published in the January 18, 2019 edition of the Ridgewood News and posted on the Township’s quick link “Jobs & Bids” on the Township’s website easily accessed from the home page at Wyckoff-nj.com; and,

WHEREAS, on January 30, 2019 at 11:00 am the following bid was publicly opened and read aloud:

<u>Bidder</u>	<u>Bid Cost</u>
Tyco Animal Control Service 1 Stout Lane HoHoKus, NJ 07423	A. First 12 months: \$19,200.00 B. Second 12 months: \$19,200.00

WHEREAS, attached is a recommendation from the Chief of Police to award a contract to Tyco Animal Control Service; and,

WHEREAS, the Chief Financial Officer has attached a Certificate of Available Funds for this purchase; and,

WHEREAS, the Township Administrator and Township Attorney have reviewed this procurement recommendation and concur.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that a contract is hereby awarded in accordance with the bid specification to the lowest responsive and responsible bidder for the provision of animal control services for the next 24 consecutive months to Tyco Animal Control Service, 1 Stout Lane, HoHoKus, NJ 07423 for 24 month service amounting to \$38,400.00.

BE IT FURTHER RESOLVED, that in accordance with the Local Public Contracts Law this contract may be extended for two (2) additional (1) one year periods if recommended by the Police Chief and approved by the Township Committee starting in February 2021.

BE IT FURTHER RESOLVED, that the Municipal Clerk provide a certified copy of this resolution to the Police Chief, Board of Health Secretary, Department of Public Works Manager and the Accounts Payable Control Officer.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MC LEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF IN ACCORDANCE WITH NJAC 5:30-5.5(B)2 CERTIFY THAT THIS CONTRACT AWARD WHICH WOULD TAKE PLACE ON FEBRUARY 5, 2019 IS SUBJECT TO THE AVAILABILITY OF FUNDS APPROPRIATED IN THE 2019 ANNUAL BUDGET ACCOUNT 9-1-27-340-020 AND SUBSEQUENT ANNUAL BUDGETS AS REQUIRED. THE BUDGETORY ACCOUNTING ENCUMBRANCE PROCESS AS SET FORTH IN NJAC 5:30 (C) AND 5:30 – 5.4 (B) FOR EACH FISCAL YEAR SHALL TAKE THE PLACE OF AND BE USED INSTEAD OF, WRITTEN CERTIFICATION OF AVAILABLE FUNDS SET FORTH IN NJAC 5:30-5.4(A).

DIANA MC LEOD
CHIEF FINANCIAL OFFICER

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-120**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

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

VOTE: BOONSTRA ___ MADIGAN ___ RUBENSTEIN ___ SHANLEY ___ SCANLAN ___
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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 #19-121**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Authorize Redemption of Tax
Sale Certificate #16-00011 –
Block 467 Lot 4 – 88 Yale Avenue**

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, the Tax Collector of the Township of Wyckoff has previously determined that there was due and owing to the Township of Wyckoff outstanding tax and interest for tax year 2016 on Block 467/Lot 4, aka 88 Yale Avenue, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$92,263.79 and;

WHEREAS, on the 21st day of October 2016, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" numbered 16-00011, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

WHEREAS, said Tax Sale Certificate was purchased by Clemente Enterprises, P.O. Box 141, Wyckoff, NJ 07481; and,

WHEREAS, subsequent to the execution and filing of said Tax Sale Certificate and prior to the commencement of foreclosure proceedings against the property owner's right to redemption of said Tax Sale Certificate, the mortgagor has paid to the Tax Collector of the Township of Wyckoff any and all charges deemed due and owing on the above-described property and the property owner is therefore entitled to a redemption of said Tax Sale Certificate pursuant to N.J.S.A. 54:5-55.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate 16-00011 for redemption and make refund in the amount of \$92,263.79 being lien amount of \$10,578.28, subsequent taxes, and interest in the amount of \$35,730.51 recording fees in the amount of \$55.00 and a premium of \$45,900.00 to Clemente Enterprises, and deliver said Tax Sale Certificate to the mortgagor for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY**

RESOLUTION #19-122

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

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

VOTE: BOONSTRA ___ MADIGAN ___ RUBENSTEIN ___ SHANLEY ___ SCANLAN ___
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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:

ADMINISTRATOR:

Susan Innocenti, 452B Bromley Place, Wyckoff, New Jersey 07481 – Refund of 2 recycling barrels - \$40.00

BOARD OF ADJUSTMENT:

Darren & Tracey Alexander, 92 Ravine Avenue, Wyckoff, New Jersey 07481 - Return of Escrow – Block 483/Lot 42 - \$459.26

PLANNING BOARD:

St. Nicholas Greek Orthodox Church, 467 Grandview Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 453/Lot 13.01 - \$900.00

TAX REFUND:

KRISTINA Lota & Syleman Bresa, 516 Franklin Avenue, Wyckoff, New Jersey 07481 – County Board Reduction – Block 245/Lot 6.01 - \$1,766.80

Beattie Padavano, LLC, 50 Chestnut Ridge Road, Suite 208, Montvale, New Jersey 07645 – State Tax Court Reduction – Block 421/Lot 90 - \$20,892.61

Walter & Jane Jackson, 418 Carriage Lane, Wyckoff, New Jersey 07481 – Refund of 2018 tax overpayment – Block 323/Lot 1 - \$4,564.52

Kevin & Jill Ruth, 464 Carlton Road, Wyckoff, New Jersey 07481 – Refund of 2018 tax overpayment – Block 312/Lot 4 - \$8,089.14

Wei Tang, 245 Meadowbrook Road, Wyckoff, New Jersey 07481 – Refund of 2018 tax overpayment – Block 208/Lot 100 - \$3,325.19

Carol Ann Wood, 238 Meadowbrook Road, Wyckoff, New Jersey 07481 – Refund of 2018 tax overpayment – Block 208/Lot 65 - \$3,303.87

John & Annette Prizzi, 420 Ellis Place, Wyckoff, New Jersey 07481 – Refund of 2018 tax overpayment – Block 347/Lot 2 - \$468.67

Hubert Gugala, 294 Voorhis Avenue, Wyckoff, New Jersey 07481 – Refund of 2018 tax overpayment
– Block 288/Lot 41 - \$103.02

RECREATION:

Norman Forsyth, 367 Mulberry Court, Wyckoff, New Jersey 07481 – Travel baseball refund - \$250.00

John Giovacco, 56 Barrett Lane, Wyckoff, New Jersey 07481 – Travel Baseball Refund - \$250.00

Kristen Bodart, 361 Amherst Street, Wyckoff, New Jersey 07481 – Travel Baseball Refund - \$130.00

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-123**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

REFERENCE: In Opposition to the New Jersey Department of Agriculture's New Beekeeping Regulations

VOTE: BOONSTRA ___ RUBENSTEIN ___ SCANLAN ___ SHANLEY ___ MADIGAN ___
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WHEREAS, the New Jersey Department of Agriculture has published new beekeeping regulations in the New Jersey Register on December 3, 2018; and,

WHEREAS, these new regulations include a section that states, it shall be unlawful for any beekeeper to keep any hive or hives in such a manner or of such disposition to pose a direct threat to: 1. Public health and safety; or 2. Bee Health, as determined, by the State Apiarist or his or her designee; and,

WHEREAS, these new regulations also include a section on Location of Hives, which requires that when a colony is located less than 20 feet from any property line, a beekeeper shall establish a flyway barrier at least six feet in height consisting of a solid wall, fence, dense vegetation, or combination thereof that is parallel to the property line and maintain it to extend 10 feet beyond the colony in each direction; and,

WHEREAS, these new regulations also include a section on Waiver Process that is unduly burdensome and should simply utilize New Jersey Municipal Land use Law 40:55D-12; and,

WHEREAS, the Wyckoff Township Committee believes that bees, and Wyckoff residents who are beekeepers, are beneficial to Wyckoff and that those residents in Wyckoff who are currently beekeepers as hobbyists should be able to continue to have bee hives.

NOW, THEREFORE, BE IT RESOLVED, by the Wyckoff Township Committee, County of Bergen, State of New Jersey wish to go on record with the New Jersey Department of Agriculture that the Township of Wyckoff is opposed to the new beekeeping regulations which would have a detrimental impact on beekeeping in the Township of Wyckoff as well as throughout New Jersey and urges the New Jersey State League of Municipalities to work with the New Jersey Beekeepers Association towards creating legislation with straightforward regulations based on fact, science and best management practices which will protect both beekeepers and non-beekeepers within the State of New Jersey.

BE IT FURTHER RESOLVED, that copies of this resolution be sent to the New Jersey Department of Agriculture; New Jersey State: League of Municipalities, the New Jersey Beekeepers Association; and all Bergen County Municipalities urging them to oppose the adoption of the new beekeeping regulations as proposed by the New Jersey Department of Agriculture.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-124**

INTRODUCED:

SECONDED:

MEETING DATE: FEBRUARY 5, 2019

**REFERENCE: Authorize Private Extension
Of Sewer Main on Hillside Avenue and
Evers Street**

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

WHEREAS, the Wyckoff Planning Board approved a two (2) lot subdivision at 207 Hillside Avenue and 304 Paul Court on May 9, 2018; and,

WHEREAS, the owner of the subject property has discussed with the Township Engineer a private sewer main extension to serve the two (2) lots created by the subdivision; and,

WHEREAS, the Township Engineer in these discussions consistently attempts to route the path of the sewer main to service as many homes as possible; and,

WHEREAS, the Township Engineer has recommended a route of the sewer main which will make public sanitary sewers available to 14 residential homes including the subdivider's two (2) homes and five (5) homes with "dry sewers" located on Paul Court; and,

WHEREAS, the Township Engineer's January 11, 2019 memorandum titled "Sewer Extension – Hillside- Evers – Paul Court" which lists 13 requirements is acceptable to the Township Committee; and,

WHEREAS, the Township of Wyckoff shall contribute a maximum of \$12,000.00 towards this extension of the public sanitary sewer main; and,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Township Committee does hereby approve a private sanitary sewer main extension in accordance with the conditions and requirements contained in the Township Engineer's aforementioned January 11, 2019 memorandum.

BE IT FURTHER RESOLVED, that the Municipal Clerk shall provide certified copies of this resolution to the Township Engineer, Chief Financial Officer, Building Inspector, Township Attorney and Tax Assessor.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-125**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Re-affirming the
Establishment of a Green Team
To Allow Participation in Sustainable
New Jersey**

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

WHEREAS, Resolution #2011-146 adopted on April 26, 2011 established a Green Team to allow participation in Sustainable New Jersey; and,

WHEREAS, the Township of Wyckoff's Environmental Commission's Green Team is diligently working to renew its silver certification and a re-affirming of the Municipal Green Team is a required action; and,

WHEREAS, the Township Committee of the Township of Wyckoff strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Township Committee of the Township of Wyckoff wishes to continue a model government which benefits our residents now and into the future with green community initiatives which are easy to replicate and affordable to implement; and,

WHEREAS, it is expected that implementing sustainability programs and projects will result in improved public health, improved environmental health, cost savings, preservation of property values, and quality of life benefits; and,

WHEREAS, the Township Committee of the Township of Wyckoff wishes to focus attention on "Green" issues, by the re-affirmation of the Environmental Commission as its' Green Team Advisory Committee; and

WHEREAS, the Township of Wyckoff has an established Environmental Commission that has successfully pursued objectives related to achieving water quality, open space planning, storm water management goals and wetland protection in collaboration with the Wyckoff Township Committee.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff and County of Bergen that we hereby reappoint and reaffirm the Wyckoff Environmental Commission as the Wyckoff Green Team Advisory Committee to work in collaboration with the Township Committee, through the long standing established protocols, to assist the Township Committee and township officials in implementing programs and projects in the Township's decision making, purchasing and operations.

CERTIFICATION

I, JOYCE C. SANTIMAURO, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF CERTIFY THE ATTACHED RESOLUTION TO BE A TRUE AND CORRECT COPY OF A RESOLUTION AS ADOPTED BY THE WYCKOFF TOWNSHIP COMMITTEE ON FEBRUARY 5, 2019

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-126**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

**REFERENCE: Approve Municipal Court
Supplemental Violations Schedule**

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

WHEREAS, Resolution #19-44 adopted on January 1, 2019 approved the Local Supplemental Violations Bureau Schedule dated September 1, 2004; and,

WHEREAS, pursuant to R. 7:12-4, the following Local Supplemental Violations Bureau Schedule of designated offenses and Payable Amounts has been approved by the Vicinage Assignment Judge and shall be in effect for offenses committed on and after January 9, 2019. This Local Schedule shall be prominently posted for public inspection at the location of the Violations Bureau.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the attached revised Local Supplemental Violations Bureau Schedule dated January 9, 2019 as approved by the Supreme Court, Assignment Judge of the Bergen Vicinage, be and the same is hereby approved for use by the Wyckoff Municipal Court and Violations Bureau.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

MODEL ORDER

WYCKOFF MUNICIPAL COURT

LOCAL SUPPLEMENTAL VIOLATIONS

BUREAU SCHEDULE

Pursuant to R. 7:12-4, the following Local Supplemental Violations Bureau Schedule of designated offenses and Payable Amounts has been approved by the vicinage Assignment Judge and shall be in effect for offenses committed on and after 11/9/19. This Local Schedule shall be prominently posted for public inspection at the location of the Violations Bureau.

The Local Supplemental Violations Bureau Schedules that were prepared, pursuant to R. 7:12-4, for offenses committed prior to the effective date of this Schedule, are on file with the municipal court administrator and are available for public inspection upon request.

PART I

TRAFFIC SECTION

Designated Offenses

ORD. NO.	SHORT DESCRIPTION	PAYABLE AMOUNT
177-6	Parking prohibited at all times Sch.A.	\$ 55.00
177-7	Parking prohibited certain hours. Sch. B	45.00
177-8	No stopping/standing Sch. C	55.00
177-9	Only time limited parking Sch. D	45.00
177-10	Overweight over 4 tons prohibited Sch. E	60.00
177-11	One way streets/aisles/public parking Sch. E	65.00
177-13	Through streets designated Sch. H	65.00
177-14	Stop intersections designated Sch. I	65.00
177-15	Yield intersections Sch. J	65.00
177-19A	Special purpose parking Sch. N	65.00
177-19A 46B2	Fire Zone	75.00
177-19A 46B3	Fire Zone	75.00
177-19A 46B4	Parking spaces indicated	65.00
177-21	Turns intersections/driveway entrances/exits Sch.P	65.00

PART II
NON-TRAFFIC SECTION

Designated Offenses

ORD NO	SHORT DESCRIPTION	PAYABLE AMOUNT
106-3A	Unlicensed cat	\$ 40.00
111-2	Unlicensed dog	40.00
148-3A	Canvassing without a permit	60.00
165-1	Snow removal	150.00
183-6	Water emergencies	50.00

MODEL ORDER

WYCKOFF MUNICIPAL COURT

LOCAL SUPPLEMENTAL VIOLATIONS

BUREAU SCHEDULE

Pursuant to R. 7:12-4, the following Local Supplemental Violations Bureau Schedule of designated offenses and Payable Amounts has been approved by the vicinage Assignment Judge and shall be in effect for offenses committed on and after 1-9-19. This Local Schedule shall be prominently posted for public inspection at the location of the Violations Bureau.

The Local Supplemental Violations Bureau Schedules that were prepared, pursuant to R. 7:12-4, for offenses committed prior to the effective date of this Schedule, are on file with the municipal court administrator and are available for public inspection upon request.

PART I

TRAFFIC SECTION

Designated Offenses

ORD. NO.	SHORT DESCRIPTION	PAYABLE AMOUNT
177-22	Prohibited right turns Sch.Q	\$ 65.00
177-23	Lane use reservations Sch. R	65.00
177-24A	Emergency/no parking as per signs	65.00
177-54	Special permit parking/commuter lot	55.00
177-52.2	10 ton No right turn	65.00

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-127**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

REFERENCE: Authorization to submit a Sustainable Jersey Small Grant Application

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

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and,

WHEREAS, the Township of Wyckoff strives to save tax dollars, assure clean land, air and water, improve working and living environments; and,

WHEREAS, the Township of Wyckoff is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants Program.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that the Wyckoff Environmental Commission is authorized to submit a Sustainable Jersey Small Grant Application for \$2,000.00 for the program to promote re-usable shopping bags to reduce plastic bag usage.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #19-C1**

INTRODUCED:

SECONDED:

MEETING DATE: February 5, 2019

REFERENCE: Closed Session

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

WHEREAS, the Township Committee of the Township of Wyckoff is subject to certain requirements of the "Open Public Meetings Act", N.J.S.A. 10:4-12, et seq.; and,

WHEREAS, the "Open Public Meetings Act", N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and,

WHEREAS, it was necessary for the Township Committee of the Township of Wyckoff to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

NJSA 10:4-12b(7) Litigation

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey assembled in public session on February 5, 2019 hereby authorize, that an Executive Session closed to the public shall be conducted on February 5, 2019 in the Town Hall, 340 Franklin Avenue, Wyckoff, New Jersey 07481, for the discussion of matters relating to the specific items designated above.

BE IT FURTHER RESOLVED, that the minutes of the said closed session will be made public when the Township Committee of the Township of Wyckoff determines the reason for the minutes to remain closed no longer exists and the Municipal Clerk shall attach to this resolution when completed the Closed Session Meeting Minutes related to the specific items designated above.

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 FEBRUARY 5, 2019.

JOYCE C. SANTIMAURO
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
SCOTT PLAZA
WYCKOFF, NEW JERSEY**

ORDINANCE NO. 1870

AN ORDINANCE TO AMEND CHAPTER 153 OF THE CODE OF THE TOWNSHIP OF WYCKOFF, "YARD WASTE COLLECTION PROGRAM", TO REMOVE GRASS CLIPPINGS FROM SECTION 153-3, YARD WASTE COLLECTION.

BE IT ORDAINED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that Chapter 153 of the code of the Township of Wyckoff, "Yard waste collection program be amended as follows:

SECTION 1. Section 153-3, yard collection is amended to delete:

~~B. Grass clippings shall only be containerized and placed at the curb no sooner than 6 p.m. of the night preceding the scheduled and announced collection. Placement of grass clippings at the curb or along the street at any other time or in any other manner is a violation of this Ordinance. If such placement of grass clippings occurs, the party responsible for placement of the grass clippings shall remove such grass clippings from the street or such party shall be deemed in violation of this Ordinance.~~

SECTION 2. Section 153-3, yard collection is amended as follows:

~~C.~~ **B.** Branches shall only be tied in 3 foot lengths or containerized and placed at the curb no sooner than 6 p.m. of the night preceding the scheduled and announced collection. It shall also not be placed closer than 10 feet from any storm inlet. Placement of branches at the curb or along the street at any other time or in any other manner is a violation of this Ordinance. If such placement of branches occurs, the property owner shall be responsible for the prompt removal of branches from the street or such property owner shall be deemed in violation of this Ordinance.

SECTION 3. Except as herein amended, all other provisions of Chapter 153 of the code of the Township of Wyckoff, yard waste collection program, shall remain in full force and effect

SECTION 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

ORDINANCE NO. 1871

**BOND ORDINANCE AUTHORIZING THE PURCHASE OF A
FIRE PUMPER TRUCK IN, BY AND FOR THE TOWNSHIP OF
WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY,
APPROPRIATING \$639,940 THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$532,440 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 purchase of a fire pumper truck, 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.

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 purposes stated in Section 1 is \$639,940.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Section 1 is \$532,440.

C. The Township expects to use funds available from the Capital Improvement Fund in the amount of \$32,500 as a down payment for the purposes stated in Section 1.

D. The Township expects to use funds available from existing Township Ordinance 1737 in the amount of \$50,000 towards the purposes stated in Section 1.

E. The Township expects to use funds available from existing Township Ordinance 1828 in the amount of \$25,000 towards the purposes stated in Section 1.

SECTION 3. The sum of \$639,940, including said down payment of \$32,500 and additional funds of \$75,000, is hereby appropriated for the purposes stated in Section 1.

SECTION 4. For the purpose of financing part of the cost of the improvements 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 Five Hundred Thirty-Two Thousand Four Hundred Forty Dollars (\$532,440) 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.

Ordinance #1871 - Page 2

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 Five Hundred Thirty-Two Thousand Four Hundred Forty Dollars (\$532,440). 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 improvements or purposes 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 average period of usefulness of the purpose described in Section 1 for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, is 10 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 \$532,440 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

Ordinance #1871 - Page 3

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

Ordinance #1871 - Page 4

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 improvements or purposes 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 \$532,440. 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 improvements 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.