

TOWNSHIP OF WYCKOFF
OPEN PUBLIC MEETINGS ACT

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act N.J.S.A. 10:4-6 et seq., the Township Committee of the Township of Wyckoff shall conduct its 7:00 pm, Tuesday, June 20, 2023 Work Session meeting in the second floor court room at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 and the meeting will also be live-streamed via the Township of Wyckoff's YouTube channel and members of the public may attend the meeting to provide public comment.

This notice and agenda have been posted on the Township's home page Wyckoff-nj.com at the Quick Link for "Minutes & Agendas" on Friday, June 16, 2023. Please select "Township Committee" and locate the date of the meeting to view documents, such as resolutions and ordinances which are made available.

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, June 16, 2023, by 4:30 pm.

To view the Township Committee meeting via livestream, 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 June 20, 2023.

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

NOTICE TO PUBLIC

As a member of the public, participating in this public meeting, your participation will 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 when, due to technical difficulties, live streaming or the recording of a meeting may not be available. A recording of the meeting will be available immediately after the meeting concludes on the Township's YouTube channel, "Township of Wyckoff". The Township shall not be responsible for and accepts no liability if the recording technology or live video streaming technology of the meeting is unavailable.

Nancy A. Brown, RMC
Municipal Clerk

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM**

TUESDAY, JUNE 20, 2023 - 7:00 P.M.

PAUSE – Municipal Clerk will post the link to the live meeting on our website's homepage.

1. **7:00 pm Work Session Meeting called to order by Mayor Thomas J. Madigan**

2. **Roll call of Township Committee**

BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

3. **Reading of "Open Work Session" statement by Municipal Clerk, Nancy A. Brown**

4. **Confirm Finance Committee have 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:**

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.

Please step forward to the microphone if you wish to make a comment.

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

Motion to close the Public Comment period:

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

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. **Congratulations to NJLM 2023 Louis Bay 2nd Future Leaders Scholarship Winner, Lauren Markarian**

(Items 11 through 15 will only be utilized if the business of the Township conducted at this meeting requires them to be utilized. They are added to the agenda as placeholders should their use be required.)

11. **Motion to adopt resolution #23-CXX and enter a Closed Session Discussion:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

12. **Motion to Exit the Closed Session Discussion and to re-enter the Open Work Session:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

12. **Motion to Recess the Open Work Session to Conduct the Business Meeting:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

14. **Motion to Reconvene the Open Work Session and adopt resolution #23-CXX and enter a Closed Session Discussion:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

15. **Motion to Exit the Closed Session Discussion and to re-enter the Open Work Session:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

16. **Adjourn**

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

**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 OF WYCKOFF
TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, JUNE 20, 2023 - 8:00 PM**

1. **Regular Meeting of the Wyckoff Township Committee called to order by Mayor Thomas J. Madigan**
2. **Flag Salute**
3. **Invocation**
4. **Reading of the "Open Public Meetings Act" statement by Municipal Clerk, Nancy A. Brown**

5. **Roll Call of the Township Committee Members Present:**

BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

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

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.

Please step forward to the microphone if you wish to make a comment.

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

Request motion to close the Public Comment Period:

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

7. **Approval of the June 8, 2023 Work Session & Business meeting minutes:**

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

11. **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):

- #23-212 Approval of Vouchers & Authorization to Pay Bills
- #23-213 Expressing Opposition to the New Jersey General Assembly Bill A-4276, a Bill Which Would Impose Unconscionable Restrictions on a Local Municipality's Right and Ability to Manage Land Use on Public and Private Land as Well as Within the Public Rights-of-Way in Regard to the Deployment and Modification of Telecommunications Facilities
- #23-214 Resolution in Support of S-3807/A-5567
- #23-215 Awarding Contract No. 2023-06 – Road Improvement Program for 2023
- #23-216 Authorizing the Sale of Personal Property not Needed for Public Use Via the Online Auction Website – Municibid – 1992 GMC

II Ordinances – Introduction

ORDINANCE #1988

BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A FIRE LADDER TRUCK, IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$2,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,280,000 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

III Motions

- A. Approve request by the Wyckoff Family YMCA to have Hackensack Meridian land their helicopter at approximately 2:30 pm on July 14th as an activity for their summer campers.
- B. Approve request by Howard Felixbrod of Blue Moon to hold Dueling Piano nights from 6pm to 10 pm in the parking area directly in front of Blue Moon. Tables and chairs will be set up for outdoor dining. The access road in front of the restaurant will be blocked with barricades, as will the perimeter of the event area. These events will take place on Thursday evenings, 6/15/23, 7/13/23, 8/17/23, 9/14/23 & 10/22/23. Barriers will be in place from approximately 10pm the evening prior to each event and will be taken down after the event ends at 11pm on the day of each event.

C. Approve request by Christian Health to post a temporary 6' x 9' sign at their main entrance on Sicomac Avenue from July 28, 2023 through August 6, 2023 promoting their annual gift shop summer sale. The sign shall be placed at least 10 feet from the roadway to ensure line of sight for vehicles and pedestrians.

D. Approve and memorialize the application of John K. Thielke as a firefighter with Fire Company #1.

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 _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

12. Ordinances – Public Hearing / Further Consideration:

NONE

13. Adjourn

Chair: May I have a motion to and a second to adjourn the Business Meeting?

MOTION: _____ SECOND _____
BOONSTRA _____ FISHER _____ MELCHIONNE _____
SHANLEY _____ MADIGAN _____

**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 #23-212**

INTRODUCED:

SECONDED:

MEETING DATE: June 20, 2023

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

VOTE: BOONSTRA ___ FISHER ___ MADIGAN ___ MELCHIONNE ___ SHANLEY ___
.....

WHEREAS, the Township of Wyckoff is a municipality in the State of New Jersey operating under the authority from N.J.S.A. 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 #23-213**

INTRODUCED:

SECONDED:

MEETING DATE: June 20, 2023

**REFERENCE: A Resolution Expressing
Municipal Opposition to New Jersey
General Assembly Bill A-4376, a Bill
Which Would Impose Unconscionable
Restrictions on a Local Municipality's
Right and Ability to Manage Land Use on
Public and Private Land as Well as
Within the Public Rights-Of-Way in
Regard to the Deployment and
Modification of Telecommunications
Facilities**

VOTE: BOONSTRA ___ FISHER ___ MADIGAN ___ MELCHIONNE ___ SHANLEY ___

WHEREAS, pursuant to the Municipal Land Use Law (N.J.S.A. 40:55D-1 et seq.), the Home Rule Act, as well as sections 253 and 332 of the federal Telecommunications Act (47 U.S.C. 253; 332(c)(7)), and a local jurisdiction's police powers, as established by law, regulation and custom, a municipality retains the right and authority to establish reasonable regulations concerning the placement, installation and alteration of telecommunications facilities

WHEREAS, the Township of Wyckoff ("Municipality") desires to retain these rights and authorities, consistent with state and federal laws, and which allow it to, among other things, establish regulations regarding the placement and alteration of telecommunications facilities which encourage judicious siting of said facilities in order to minimize the total number of facilities throughout the Municipality and which encourage collocation when possible, and which help to minimize the adverse visual impact of said facilities via careful design, landscaping and screening techniques, on the aesthetic character of the Municipality; and

WHEREAS, on February 8, 1996, the federal government adopted the Telecommunications Act which, among other things, preserves a local government's authority over the "placement construction and modification of personal wireless service facilities" (47 U.S.C. §332(c)(7)(A)) while, at the same time, making it unlawful for a local government to prohibit or have the effect of prohibiting the provisions of personal wireless service (47 U.S.C. 332(c)(7)(B)(i)(II)), and provides that local government "shall not unreasonably discriminate among providers of functionally equivalent services" (47 U.S.C. §332(c)(7)(B)(i)(I)); and

WHEREAS, on November 18, 2009, the Federal Communications Commission ("FCC") adopted a declaratory ruling at Docket WT Docket No. 08-165 titled "Petition for Declaratory Ruling to Clarify Provisions of Section 332(c)(7)(B) to Ensure Timely Siting Review and to Preempt Under Section 253 State and Local Ordinances that Classify All Wireless Siting Proposals as Requiring a Variance" in regard to the provisions of the Telecommunications Act which require the timely siting, by establishing 90 and 150 day shot clock timeframe provisions for wireless siting applications; and

WHEREAS, on February 22, 2012, the federal government adopted the Middle Class Tax Relief and Job Creation Act which, among other things, contains provisions designed to improve and expedite wireless siting applications by specifying that eligible facilities requests which do not substantially increase the size of an existing tower or base station must be approved by local governments, with this subset of telecommunications provisions becoming subsequently known as the Spectrum Act; and

WHEREAS, on January 17, 2012, the State of New Jersey adopted the New Jersey Collocation Law (N.J.S.A. 40:55D-46.2), which specifies, among other things, that site plan review may not be required if a proposed modification does not result in an area greater than 2,500 square feet for a wireless communications compound; and

WHEREAS, on October 17, 2014, the FCC adopted a Report and Order (the "Infrastructure Order") at WT Docket No. 13-238 titled "Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies", which clarified the provisions of the Spectrum Act by describing the types of modifications to wireless facilities which constitute an Eligible Facilities Request, as the term is used in the Spectrum Act, including that a modification may not increase the height of a facility by more than 10% of its existing height; and

WHEREAS, on June 9, 2020, the FCC adopted a Declaratory Ruling and Notice of Proposed Rulemaking at WT Docket No. 19-250 titled "Implementation of State and Local Governments' Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012" in order to further clarify the provisions of the Spectrum Act in regards to what type of modification constitutes an Eligible Facilities Request, including specifying which modifications do not defeat the originally intended concealment elements of an existing facility, when the FCC mandated 90 and 150 day shot clocks commence and permitted height increases for towers outside the public right-of-way; and

WHEREAS, on October 27, 2020, the FCC adopted a Report and Order at WT Docket No. 19-250 titled "Implementation of State and Local Governments' Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012" in order to further clarify the provisions of the Spectrum Act by specifying the extent to which an Eligible Facilities Request to modify an existing wireless may expand said facility in size and dimensions, including that an existing facility may be expanded by up to 30 feet in any one direction; and

WHEREAS, on September 26, 2018, the FCC adopted an order entitled "Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment," (FCC-18-133A or the "Small Cell Order"), which was upheld for the most part by the Ninth Circuit Court of Appeals on August 12, 2020, concerning City of Portland et al. vs. the FCC; and

WHEREAS, the Small Cell Order places 60 and 90 day shot clock time limits on the municipal decision making process for applications for the placement of small wireless facilities, the replacement of existing poles and the placement of new poles in the public right-of-way; and

WHEREAS, on June 27, 2022, A-4376 was introduced and sponsored by Carol A. Murphy of the 7th legislative district with said bill, among other things, intending to combine aspects of the above-referenced FCC rulings regarding the Telecommunications Act, the Spectrum Act and small wireless facilities in the public right-of-way, while also going well above and beyond said rulings in regard to its intention to preempt a local jurisdiction's right and authority to manage its territory and rights-of-way; and

WHEREAS, on June 5, 2023, the Assembly Telecommunications and Utilities Committee amended and favorably reported A-4376; and

WHEREAS, if adopted, A-4376 would expand the existing preemption framework of the state and federal government by, among other things, accelerating review timeframes and precluding discretionary land use review for most new antenna installations on buildings and structures not previously approved for use for telecommunications facilities; and

WHEREAS, per A-4376, discretionary land use approvals would only be an option for a municipality if facility installation on a structure not previously used for antennas increased that structure's height by more than 20 feet, or expanded width by more than 20 feet or the width of a structure; and

WHEREAS, A-4376 encompasses both tower and rooftop sites on private land as well as small wireless antenna facilities on utility poles and other supporting structures in the public right-of-way; and

WHEREAS, the overarching effect of A-4376 would be to essentially eliminate nearly all effective control of a municipality's territory in regard to telecommunications facilities deployments; and

WHEREAS, this is an excessive and unreasonable loss of authority which runs contrary to the intention of the Municipal Land Use Law, the Home Rule Act and local police powers; and

WHEREAS, as a result, the Municipality strongly opposes passage of said bill A-4376 and desires to maintain its existing rights and authority to regulate telecommunications facilities within its jurisdiction.

NOW THEREFORE BE IT RESOLVED, by the Committee of the Township of Wyckoff, County of Bergen, and State of New Jersey that:

1. The Township of Wyckoff opposes New Jersey General Assembly bill A-4376.
2. The Township of Wyckoff urges the Assembly not to pass A-4376.
3. A copy of this resolution will be submitted to both chambers of the New Jersey Legislature, and any applicable legislative committees tasked with reviewing same, including the Assembly Telecommunications and Utilities Committee, which will be asked to reconsider its favorable report of A-4376.

APPROVED: []

DISAPPROVED: []

On JUNE 20, 2023, according to the indicated vote.

CERTIFICATION

I, NANCY A. BROWN, 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 JUNE 20, 2023.

NANCY A. BROWN
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #23-214**

INTRODUCED:

SECONDED:

MEETING DATE: June 20, 2023

**REFERENCE: Resolution in Support
of S-3807/A-5567**

VOTE: BOONSTRA ___ FISHER ___ MADIGAN ___ MELCHIONNE ___ SHANLEY ___

WHEREAS, the Local Bond Law, specifically *N.J.S.A. 40A:2-22*, sets the useful life of fire engines, apparatus, and equipment, when purchased new, at ten years and prohibits the bonding of passenger cars and station wagons; and

WHEREAS, the useful life fire engines, apparatus, and equipment, when purchased new, and the prohibition on the bonding of passenger cars and station wagons have been unchanged since this section of the law was enacted by *P.L. 1964, c.133*; and

WHEREAS, Fire Underwriters Survey has published the document entitled Insurance Grading Recognition of Used and Rebuilt Fire Apparatus, which states that apparatus should be retired at 20 years of age unless the apparatus meets the recommended annual, service, and acceptance level tests and has been deemed in excellent mechanical condition; and

WHEREAS, Senate Bill No. 3807 and its companion Assembly Bill No. 5567 seek to amend in part section 22 of the Local Bond Law to amend the maximum usefulness of fire engines, apparatus, and equipment, when purchased new, from 10 years to 20 years, and to removes the prohibition on the bonding of passenger cars and station wagons.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, does hereby support the passage of Senate Bill No. 3807 and its companion Assembly Bill No. 5567, which seek to amend in part section 22 of the Local Bond Law to amend the maximum usefulness of fire engines, apparatus, and equipment, when purchased new, from 10 years to 20 years and to removes the prohibition on the bonding of passenger cars and station wagons

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to Governor Philip D. Murphy, Senate President Nicholas P. Scutari, Speaker of the General Assembly Craig J. Coughlin, Senator Kristin M. Corrado, Assemblyman Christopher P. De Phillips and Assemblyman Kevin J. Rooney, and the New Jersey League of Municipalities.

CERTIFICATION

I, NANCY A. BROWN, 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 JUNE 20, 2023.

NANCY A. BROWN
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #23-215**

INTRODUCED:

SECONDED:

MEETING DATE: June 20, 2023

**REFERENCE: Awarding Contract No.
2023-06 – Road Improvement
Program 2023**

VOTE: BOONSTRA ___ FISHER ___ MADIGAN ___ MELCHIONNE ___ SHANLEY ___
.....

WHEREAS, on June 13, 2023, the Township received bids for Contract No. 2023-06 – ROAD IMPROVEMENT PROGRAM 2023; and

WHEREAS, nine (9) bids were received for Contract No. 2023-06; and

WHEREAS, the apparent lowest responsive and responsible bid was submitted by J.A. Alexander, Inc. in the base bid amount of \$1,010,226.22; and

WHEREAS, the Township Administrator and the Public Works Manager have reviewed and recommended the Contract award be made to J.A. Alexander, Inc., as the lowest responsive and responsible bid.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, that the contract for Contract No. 2023-06 is awarded to the lowest responsive and responsible bidder, J.A. Alexander, Inc., 130 John F. Kennedy Dr. No. Bloomfield, New Jersey 07003 for the base bid amount of \$1,010,226.22.

BE IT FURTHER RESOLVED that this expenditure shall be charged against Bond Ordinance No. 1983 or any other account that may be deemed appropriate by the Chief Financial Officer or his designee.

BE IT FURTHER RESOLVED that the Mayor, the Municipal Clerk, and any other officer as may be deemed appropriate are hereby authorized to enter into an agreement or any other required documents for the aforementioned services, a copy of which shall be available for public inspection in the Office of the Municipal Clerk.

CERTIFICATION

I, NANCY A. BROWN, 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 JUNE 20, 2023.

NANCY A. BROWN
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #23-216**

INTRODUCED:

SECONDED:

MEETING DATE: June 20, 2023

**REFERENCE: Authorizing the Sale of
Personal Property not Needed for Public
Use Via the Online Auction Website -
Municibid**

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

WHEREAS, the Local Public Contracts Law at *N.J.S.A. 40A:11-36* provides that any contracting unit by resolution of its governing body may authorize by sealed bid or public auction the sale of its personal property not needed for public use; and,

WHEREAS, the Local Unit Electronic Technology Pilot Program and Study Act (P.L. 2001, c.30) authorizes the sale of surplus personal property not needed for public use through the use of an online auction service; and,

WHEREAS, the Township has determined that the property described below is no longer needed for public use:

- 1992 GMC Top Kick (VIN: 1GDP7H1J4NJ523888)

WHEREAS, the Township intends to utilize the online auction services of Municibid, 395 Circle of Progress Drive, Suite D, Pottstown, Pennsylvania 19464, located online at <https://www.municibid.com>; and,

WHEREAS, Municibid is a registered and approved provider of online auction services for the sale of surplus personal property with the Division of Local Government Services ("Division"); and,

WHEREAS, the sale is being conducted pursuant to the Division's Local Finance Notice 2008-9.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey that the Township is hereby authorized to sell the surplus personal property as indicated below on the Municibid online auction website at <https://www.municibid.com>; and,

BE IT FURTHER RESOLVED that a certified copy of the within resolution shall be sent to the Division of Local Government Services.

CERTIFICATION

I, NANCY A. BROWN, 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 AUGUST 16, 2022.

NANCY A. BROWN
MUNICIPAL CLERK

TOWNSHIP OF WYCKOFF
INTER-OFFICE MEMO

To: Nancy Brown, Municipal Clerk

From: Maureen Mitchell, Land Use Administrator

Date: June 15, 2023

Subject: 2023 Master Plan Amendment

At the June 14, 2023 Public Business Meeting of the Planning Board, the Board members voted unanimously by a vote of 9-0 to approve the adoption of the 2023 Amendment to the Master Plan.

**TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
COUNTY OF BERGEN, STATE OF NEW JERSEY**

ORDINANCE #1988

BOND ORDINANCE AUTHORIZING THE ASCQUISITION OF A FIRE LADDER TRUCK, IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$2,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,280,000 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, state of New Jersey, that:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the capital improvement 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 Project"):

<u>Capital Improvement</u>	<u>Available Funds for Down Payment and Sources of Such Funds</u>	<u>Debt Authorized</u>	<u>Total Appropriation</u>	<u>Period of Usefulness</u>
Acquisition of Fire Ladder Truck	\$70,000 Source: Capital Improvement Fund \$50,000 Source: Reserve for Fire Truck Replacement	\$2,280,000	\$2,400,000	10 years

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 Project described in Section 1 is \$2,400,000.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the Authorized Project described in Section 1 is \$2,280,000.

C. The Township expects to use funds available in the Capital Improvement Fund in the amount of \$70,000 and funds available in the Reserve for Fire Truck Replacement in the amount of \$50,000, each as described in Section 1 hereto, such sums being in the aggregate amount of \$120,000 and being inclusive of the required down payment for said purposes or improvements in the amount of \$114,000, 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 \$2,400,000, including said down payment of \$114,000, is hereby appropriated for the Authorized Project described in Section 1.

SECTION 4. For the purpose of financing part of the cost of the Authorized Project 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 Two Million Two Hundred Eighty Thousand Dollars (\$2,280,000) 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 Two Million Two Hundred Eighty Thousand

Dollars (\$2,280,000). 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 Project described in Section 1 is not a current expense; it is an improvement or purpose that the Township may lawfully undertake as a general improvement, 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 Project 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 \$2,280,000 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 costs of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances, notices of sale, preparation of an

official statement, and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed \$100,000.

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 Project 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 \$2,280,000. 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 Project is 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.

TOWNSHIP OF WYCKOFF
MUNICIPAL CLERK'S OFFICE

TWP. OF WYCKOFF

JUN 12 2023

MUNICIPAL CLERK

SPECIAL EVENT APPLICATION
(Maximum ten (10) day period only)

Please type or print clearly and **submit original copy:**

Blue Moon Mexican Cafe

Applicant/Business Name

327 Franklin Ave

Business Address

Block/Lot

201-891-1331

Howard Felixbrod

Business Telephone

Contact/Applicant Name

201-248-2924

howmoon473@gmail.com

Contact Telephone

Contact e-mail

June 15, 2023

6pm-10pm

Date of Event

Duration of Event (Days and/or hours)

7/13, 8/17, 9/14, 10/22

eSigned via SeamlessDocs.com
Howard Felixbrod
APPLICANT SIGNATURE

REQUIRED INFORMATION:

(Please check those which apply)

Temporary Signage:

Attach detailed drawing including dimensions; location of temporary sign and dates requested. **(Maximum ten (10) day period only).**

(Specify the precise dates within the ten day period proposed to post temporary signs)

Special Activities:

Attach detailed description with specific location of special activities at above address.

Food and/or Drink:

Wyckoff Board of Health License **REQUIRED.**

Special Temporary Props:

Attach specific description of items to be used.

Tent:

Attach map detailing precise location of where the tent is proposed to be erected.

Other Requested Items:

Be specific and attach detailed list.

(To be completed by Municipal Clerk)

Review by Zoning Enforcement Official

Approved: _____ Denied: _____

Review by Police Traffic Safety Officer

Approved: _____ Denied: _____

Permission obtained from Township Committee:

Approved: _____ Denied: _____

Nancy A. Brown, Municipal Clerk

Date: _____

TOWNSHIP OF WYCKOFF
MUNICIPAL CLERK'S OFFICE

TWP. OF WYCKOFF

JUN 12 2023

MUNICIPAL CLERK

SPECIAL EVENT APPLICATION

(Maximum ten (10) day period only)

Please type or print clearly and **submit original copy:**

Wyckoff Family YMCA

Applicant/Business Name

691 Wyckoff Avenue, Wyckoff, NJ 07481

Business Address

Block/Lot

201-891-2081

Joy Vottero

Business Telephone

Contact/Applicant Name

joyv@wyckoffymca.org

Contact Telephone

Contact e-mail

July 14, 2023

1 hour

Date of Event

Duration of Event (Days and/or hours)

eSigned via SeamlessDocs.com
Joyce K. Vottero
APPL: 637b0314f0de5092e1fcd2e269aedeed

REQUIRED INFORMATION:

(Please check those which apply)

Temporary Signage:

Attach detailed drawing including dimensions; location of temporary sign and dates requested. **(Maximum ten (10) day period only).**

(Specify the precise dates within the ten day period proposed to post temporary signs)

Special Activities:

Attach detailed description with specific location of special activities at above address.

Food and/or Drink:

Wyckoff Board of Health License **REQUIRED.**

Special Temporary Props:

Attach specific description of items to be used.

Tent:

Attach map detailing precise location of where the tent is proposed to be erected.

Other Requested Items:

Be specific and attach detailed list.

(To be completed by Municipal Clerk)

Review by Zoning Enforcement Official

Approved: N/A Denied: _____

Review by Police Traffic Safety Officer

6/12 Approved: ✓ Denied: _____

Permission obtained from Township Committee:

Approved: _____ Denied: _____

Nancy A. Brown, Municipal Clerk

Date: _____

TOWNSHIP OF WYCKOFF
MUNICIPAL CLERK'S OFFICE

SPECIAL EVENT APPLICATION
(Maximum ten (10) day period only)

Please type or print clearly and submit original copy:

Christian Health

Applicant/Business Name

301 Sicomac Avenue, Wyckoff NJ

Business Address

Block/Lot

201-848-5888

Douglas A. Struyk

Business Telephone

Contact/Applicant Name

201-848-5888

dstruyk@ChristianHealthNJ.org

Contact Telephone

Contact e-mail

August 04, 2023

2 days (August 4-5), 10 am to 4 pm

Date of Event

Duration of Event (Days and/or hours)


APPLICANT SIGNATURE

REQUIRED INFORMATION:

(Please check those which apply)

Temporary Signage:

Attach detailed drawing including dimensions; location of temporary sign and dates requested. **(Maximum ten (10) day period only).**

Sicomac Avenue new entrance - 6 ft x 9 ft - 7-28 thru 8-6

(Specify the precise dates within the ten day period proposed to post temporary signs)

Special Activities:

Attach detailed description with specific location of special activities at above address.

Food and/or Drink:

Wyckoff Board of Health License **REQUIRED.**

Special Temporary Props:

Attach specific description of items to be used.

Tent:

Attach map detailing precise location of where the tent is proposed to be erected.

Other Requested Items:

Be specific and attach detailed list.

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(To be completed by Municipal Clerk)

Review by Zoning Enforcement Official

6.15.23 Approved:

Denied:

Review by Police Traffic Safety Officer

6.15.23 Approved:

Denied:

Permission obtained from Township Committee:

6.20.23 Approved:

Denied:

Nancy A. Brown, Municipal Clerk

Date: _____