

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, July 12, 2022 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 or call 201-891-7000, ext. #2220 should they wish to provide public comment during the public comment period.

These measures are implemented to allow members of the public to observe the Township Committee meeting in person and via live streaming and to provide the public the ability to comment telephonically during the period for public comment, which appears on the agenda for the meeting.

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, July 8, 2022. 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, July 8, 2022, 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 July 12, 2022.

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
Municipal Clerk

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
TUESDAY, JULY 12, 2022 - 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 Rudolf E. Boonstra**
2. **Roll call of Township Committee**

MADIGAN _____ MELCHIONNE _____ RUBENSTEIN _____
SHANLEY _____ BOONSTRA _____
3. **Reading of "Open Work Session" statement by Municipal Clerk, Nancy A. Brown**
4. **Presentation of Proclamations to the 2022 Ramapo High School Varsity Basketball Team to congratulate them for their achievement as 2022 New Jersey North 1 Group III State Sectional Champions.**
5. **Confirm Finance Committee have reviewed, and signed vouchers and that Mayor and Municipal Clerk have signed any necessary documents.**
6. **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 or call 201-891-7000, ext. #2220 if you wish to make a comment.

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

Motion to close the Public Comment period:

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

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

(Items 12 through 17 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.)

13. **Motion to adopt resolution #22-C6 and enter a Closed Session**

Discussion:

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

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

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

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

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

16. **Motion to Reconvene the Open Work Session and adopt resolution #22-CXX and enter a Closed Session Discussion:**

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

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

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

18. **Adjourn**

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

**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, JULY 12, 2022 - 8:00 PM**

1. **Regular Meeting of the Wyckoff Township Committee called to order by Mayor Rudolf E. Boonstra**
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:**

MADIGAN _____ MELCHIONNE _____ RUBENSTEIN _____
SHANLEY _____ BOONSTRA _____

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 or call 201-891-7000, ext. #2220 if you wish to make a comment.

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

Request motion to close the Public Comment Period:

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

7. **Approval of the June 28, 2022 Township Committee Work Session and Regular Business meeting minutes:**

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

8. **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):

- #22-218 Release Performance Cash Surety – 424 Colony Court
- #22-219 Authorization of Vouchers and Payment of Bills
- #22-220 Award of Contract – 2022 Road Resurfacing
- #22-221 Return of Certain Overpaid Taxes, Fees, etc.
- #22-222 Authorizing Use of Competitive Contracting for the Procurement of Professional Services – Certified Lead Evaluation Contractor

II Ordinances – Introduction

ORDINANCE #1964

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 133 "LITTERING", TO REGULATE THE DELIVERY OF HANDBILLS, CIRCULARS, AND OTHER PRINTED MATERIALS TO PRIVATE PREMISES.

III Motions

A. Approve and memorialize the annual Fireworks event, scheduled for Saturday, September 24, 2022, and waive all municipal fees for food trucks and other vendors.

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 _____
 MADIGAN _____ MELCHIONNE _____ RUBENSTEIN _____
 SHANLEY _____ BOONSTRA _____

9. **Ordinances – Public Hearing / Further Consideration:**

NONE

10. **Adjourn**

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

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

**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 #22-C6**

INTRODUCED:

SECONDED:

MEETING DATE: July 12, 2022

**REFERENCE: Closed Session –
Contract Negotiations**

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

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:

N.J.S.A. 10:4-12b (4) – Contract Negotiations

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 July 12, 2022, meeting, hereby authorize, that an Executive Session closed to the public shall be conducted on July 12, 2022, in the Municipal Court Room at 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, NANCY A. BROWN, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF HEREBY CERTIFY THIS RESOLUTION TO BE A TRUE AND CORRECT COPY OF A RESOLUTION AS ADOPTED BY THE WYCKOFF TOWNSHIP COMMITTEE ON JULY 12, 2022.

NANCY A. BROWN
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #22-218**

INTRODUCED:

SECONDED:

MEETING DATE: July 12, 2022

**REFERENCE: Release Performance
Cash Surety – 424 Colony Court**

VOTE: BOONSTRA __ RUBENSTEIN __ SCANLAN __ SHANLEY __ MADIGAN __

WHEREAS, Top Notch Tree & Landscape LLC. and Alan and Wendy Madoff deposited the following for a sewer extension project at 424 Colony Court Block 318 Lot 14:

Top Notch Tree & Landscape LLC	Performance Bond	\$25,963.00
Top Notch Tree & Landscape LLC	Performance Cash	\$2,885.00
Alan & Wendy Madoff	Professional Escrow	\$1,000.00
Alan & Wendy Madoff	Professional Escrow	\$1,500.00

WHEREAS, Grace Larson, Top Notch Tree & Landscape LLC. in an email dated October 23, 2019 requested the release of the performance guarantee for the sewer extension project at 424 Colony Court; and,

WHEREAS, the Township Engineer, Mark DiGennaro in an email dated October 23, 2019 recommended the following to be refunded:

Top Notch Tree & Landscape LLC.	Performance Bond	\$25,963.00
Top Notch Tree & Landscape LLC.	Performance Cash	\$2,885.00

WHEREAS, on June 28, 2022, Alan & Wendy Madoff requested their Performance Cash Surety be returned to them; and,

WHEREAS, in an email dated June 28, 2022, Township Engineer, Mark DiGennaro has confirmed that the \$1,988.00 being held as Performance Cash Surety is approved to be released; and,

WHEREAS, the Chief Financial Officer, Diana McLeod, has verified the funds.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they hereby concur with the recommendation of the Township Engineer to refund Performance Cash Surety of \$1,988.00 to Alan & Wendy Madoff, who now reside at 296 Barnstable Drive, Wyckoff NJ 07481.

BE IT FURTHER RESOLVED, that the Municipal Clerk shall forward a copy of this resolution to the Township Engineer and to Alan & Wendy Madoff.

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 JULY 12, 2022.

NANCY A. BROWN
MUNICIPAL CLERK

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #22-219**

INTRODUCED:

SECONDED:

MEETING DATE: July 12, 2022

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

VOTE: MADIGAN ___ MELCHIONNE ___ RUBENSTEIN ___ SHANLEY ___ BOONSTRA ___
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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 #22-220**

INTRODUCED:

SECONDED:

MEETING DATE: July 12, 2022

**REFERENCE: Award of Contract – 2022
Road Resurfacing**

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

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WHEREAS, on July 6, 2022, the Township received bids for Contract No. 2022-02 – Road Resurfacing 2022; and

WHEREAS, eight (8) bids were received for Contract No. 2022-02; and

WHEREAS, the apparent lowest responsive and responsible bid was submitted by D&L Paving Contractors, Inc. in the base bid amount of \$1,173,318.50; and

WHEREAS, the Township Administrator and the Public Works Manager have reviewed and recommended the Contract award be made to D&L Paving Contractors, Inc., as the lowest responsive and responsible bidder.

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. 2022-02 is awarded to the lowest responsive and responsible bidder, D&L Paving Contractors, Inc., 675 Franklin Avenue, Nutley, New Jersey 07110 for the base bid amount of \$1,173,318.50.

BE IT FURTHER RESOLVED that this expenditure shall be charged against Bond Ordinance No. 1962 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 28, 2022.

NANCY A. BROWN
MUNICIPAL CLERK

TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY

RESOLUTION #22-221

INTRODUCED:

SECONDED:

MEETING DATE: July 12, 2022

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

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

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:

RECREATION:

Stephanie Keating, 175 Deerhaven Road, Mahwah, New Jersey 07430 – Soccer Refund - \$90.00

David Rudman, 267 Merlin Place, Wyckoff, New Jersey 07481 – Football Refund - \$215.00

Paul Vassak, 316 Monroe Avenue, Wyckoff, New Jersey 07481 – Soccer Refund - \$165.00

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #22-222**

INTRODUCED:

SECONDED:

MEETING DATE: July 12, 2022

**REFERENCE: Authorizing Use Of
Competitive Contracting For The
Procurement Of Professional Services –
Certified Lead Evaluation Contractor**

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

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WHEREAS, P.L. 2021, c.182 requires that municipalities that maintain a permanent local agency to conduct inspections and enforce laws, ordinances, and regulations concerning buildings and structures within the municipality, the permanent local agency shall inspect every single-family, two-family, and multiple rental dwelling located within the municipality at tenant turnover for lead-based paint hazards or within two years of the effective date of the law; and

WHEREAS, the Townships is desirous of contracting with a lead evaluation contractor who is certified by the Department of Community Affairs to satisfy the requirements of the law; and

WHEREAS, Local Public Contracts Law allows for Competitive Contracting to be used to procure certain services that warrant a qualitative evaluation of specialized goods or service providers to determine the most advantageous provider, price, and other factors considered; and,

WHEREAS, *N.J.S.A. 40A:11-4.3(a)* requires that to use competitive contracting for the first time for a specified purpose, the governing body shall pass a resolution authorizing the use of competitive contracting for such purpose; and,

WHEREAS, *N.J.S.A. 40A:11-4.3(b)* requires that the competitive contracting process shall be administered by a designated Authorized Agent who may be a purchasing agent pursuant to *N.J.S.A. 40A:11-9*, or by legal counsel of the contracting unit, or by the chief administrative officer of the contracting unit; and,

WHEREAS, competitive contracting for professional services is authorized pursuant to *N.J.S.A. 40A:11-4.1(i)*.

WHEREAS, the Township Committee has determined that the procurement of said professional services through the use of Competitive Contracting is in the best interest of the Township; and,

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 Administrator/Qualified Purchasing Agent is authorized to initiate competitive contracting for the solicitation of proposals for Professional Services – Certified Lead Evaluation Contractor.

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 28, 2022.

NANCY A. BROWN, MUNICIPAL CLERK

ORDINANCE #1964

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 133 "LITTERING", TO REGULATE THE DELIVERY OF HANDBILLS, CIRCULARS, AND OTHER PRINTED MATERIALS TO PRIVATE PREMISES.

WHEREAS, it has come to the attention of the Township Committee that regulations are necessary for the delivery of handbills, circulars, and other printed materials to private residences; and

WHEREAS, the Township Committee has determined that it would be in the best interest of the citizens of the Township to enact an Ordinance regulating such deliveries.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey as follows:

SECTION I. §133-1 through §133-20 shall be recodified under a new ARTICLE I of Chapter 133 entitled "Littering, General".

SECTION II. §133-21 through §133-29 – RESERVED shall be added to ARTICLE I of Chapter 133.

SECTION III. A new ARTICLE II entitled "Distribution of Handbills and Circulars Prohibited; Exceptions" is hereby added to Chapter 133 "Littering" as follows:

§133-31 DEFINITIONS.

For the purposes of this chapter, the following terms have the meanings indicated:

1. Printed matter or printed materials - All newspapers, shoppers, circulars, leaflets, flyers, handbills, commercial and noncommercial, and all similar materials.
2. Unsolicited - The printed matter referred to herein which has not been ordered, subscribed to, or requested by the recipient.

§133-32 DISTRIBUTION OF PRINTED MATERIALS IN PUBLIC PLACES.

No person shall throw or distribute any printed material in or upon any sidewalk, street, or other public places within the Township or in or upon any unoccupied motor vehicle.

§133-33 DELIVERY OF PRINTED MATERIALS TO PRIVATE PREMISES.

It shall be unlawful for any person to deliver or deposit or for any person, firm, or corporation to cause the delivery or deposit of any unsolicited printed material to or upon private premises within the Township, except in accordance with the terms hereof.

§133-34 PERMITTED DELIVERY TO PRIVATE PREMISES.

Printed matter may be delivered to private premises when delivered in accordance with the following:

1. Printed matter shall be placed only within a permanently installed appurtenance to the premises designed and designated for the receipt of such printed matter, or if there is none, it shall be placed on the ground or floor at a point beneath the place where such premises receives its mail or within a three-foot radius of that point.
2. Printed matter which plainly bears upon it an address to which a written notice indicating the recipient's desire to cease future delivery of the particular item of printed matter may be sent, may at all times be delivered to private premises unless delivery is prohibited pursuant to the terms of §133-35.

§ 133-35 PREMISES TO WHICH DELIVERY OF PRINTED MATTER IS PROHIBITED.

It shall be a violation of this chapter when the unsolicited printed matter is intentionally delivered to private premises after the owner or tenant of said premises has notified the publisher or the delivery person, or in the case of a printed matter referred to in §133-34(2) hereof, after the owner or tenant of the premises has provided notice by certified mail, return receipt requested, at the address so indicated, that delivery shall cease or be suspended for a stated period of time.

§133-36 VIOLATIONS AND PENALTIES.

Any person, firm, or corporation convicted of a violation of any provision of this Article shall be subject to a fine of not more than \$500. Each delivery in violation of the terms hereof shall be deemed a separate offense.

SECTION IV. All other parts, portions, and provisions of this Ordinance are hereby ratified and confirmed, except in the event of an inconsistency with the foregoing. In the event of any such inconsistency, the terms and provisions of Section I-III hereof shall be deemed to govern.

SECTION V. Should any part, portion, or provision of this Ordinance be held unconstitutional or invalid, such decision shall not affect the validity of this Ordinance as a whole, or any other part thereof.

SECTION VI. This Ordinance shall take effect immediately upon publication and final passage according to law.