

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

TOWNSHIP OF WYCKOFF

Open Public Meetings Act Notice

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA10:4-6 et seq., the Township Committee of the Township of Wyckoff shall conduct its 7:00 pm, Tuesday, August 17, 2021 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 to 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, August 13, 2021. 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, August 13, 2021 by 4:30 pm.

To view the Township Committee meeting via live-stream, 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 August 17, 2021.

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.

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Nancy A. Brown
Acting Municipal Clerk

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 - 8:00 PM**

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Melissa D. Rubenstein

2. Flag Salute

3. Invocation

4. Reading of the "Open Public Meetings Act" statement by Nancy A. Brown

5. Roll Call of the Township Committee Members Present:

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

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

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

- Request motion to close the Public Comment Period:

MOTION: MADIGAN SECOND MELCHIONNE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY NO RUBENSTEIN YES

7. Approval of the July 20, 2021 Township Committee Work Session and Regular Business meeting minutes:

MOTION: SHANLEY SECOND BOONSTRA
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN ABSTAIN

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):

- | | |
|---------|---|
| #21-246 | Authorize Acquisition of Former Maple Lake Property |
| #21-247 | Redemption of Tax Sale Certificate – 393 Kingston Street |
| #21-248 | Approval of Vouchers and Authorization to Pay Bills |
| #21-249 | Award of Contract – Pay to Play – Purchase of Maple Lake Property |

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

- | | |
|---------|---|
| #21-250 | Professional Service Appointment – Harold E. Cook, Esq. |
| #21-251 | Award of Contract – Semi Annual Shade Tree Work |
| #21-252 | Chapter 159 – 2021 Clean Communities Program |
| #21-253 | Return of Certain Overpaid Taxes, etc. |
| #21-254 | Adoption of Cyber Security Policies |
| #21-255 | Authorize Services of Tax Assessment Office Assistant |
| #21-256 | Close Complete 2017/2018 Grant Reserves |
| #21-257 | Release Performance Guarantee 185 Hillcrest Ave |
| #21-258 | Accept Grant – Electric Vehicle Charging Station |
| #21-259 | Award Contract – Improvements to Mountain Avenue |
| #21-260 | Close Completed Capital Grant Receivable & Authorizations |
| #21-261 | Authorize K-8 BOE Election Change from November to April |
| #21-C5 | Closed Session – Pending Litigation |

II Ordinances – Introduction

#1948 – AN ORDINANCE TO MODIFY CHAPTER 111, “DOGS” IN THE CODE OF THE TOWNSHIP OF WYCKOFF, TO MODIFY SECTION 111-3, “ANNUAL FEES; EXPIRATION DATE”, AND SECTION 111-9, “DOGS RUNNING AT LARGE” TO INCREASE FEES.

#1949 – AN ORDINANCE TO MODIFY CHAPTER 106 “CATS” IN THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 106-3 E, “ANNUAL FEES”, TO INCREASE FEES.

III Motions

A. Approve and memorialize application of Luke Pruim as a Probationary Firefighter with Company #3.

B. Appointment of Police Sergeant effective September 1, 2021.

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:	SHANLEY	SECOND	MELCHIONNE
BOONSTRA	YES	MADIGAN	YES
SHANLEY	YES	RUBENSTEIN	YES

9. Ordinances – Public Hearing / Further Consideration:

Madam Chairperson, I have five Ordinances for Public Hearing / Further Consideration.

The first is **Ordinance #1942** which is

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR AND AUTHORIZE APPROPRIATIONS OF \$594,000 FROM THE AFFORDABLE HOUSING TRUST FUND FOR THE COURT ORDERED THIRTY-THREE (33) UNIT HOUSING REHABILITATION OBLIGATION

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

COMMITTEE PERSON SHANLEY: I move the Ordinance on second reading by Title only.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

COMMITTEE PERSON MADIGAN : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1942, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1942 be closed.

COMMITTEE PERSON MADIGAN : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1942, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

Next, we have **Ordinance #1943** which is

AN ORDINANCE TO MODIFY AND SUPPLEMENT CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF WYCKOFF "CONSTRUCTION CODES, UNIFORM" TO AMEND SECTION 108-3, "FEE SCHEDULE", TO INCREASE CERTAIN FEES FOR UNIFORM CONSTRUCTION CODE PERMITS.

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

COMMITTEE PERSON BOONSTRA : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON SHANLEY : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1943, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON BOONSTRA: I move that the Public Hearing on Ordinance #1943 be closed.

COMMITTEE PERSON SHANLEY: Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1943, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON BOONSTRA: I move the resolution.

COMMITTEE PERSON SHANLEY: Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

Next, we have **Ordinance #1944** which is

AN ORDINANCE TO AMEND CHAPTER 113 OF THE CODE OF THE TOWNSHIP OF WYCKOFF, FEES.

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

COMMITTEE PERSON BOONSTRA: I move the Ordinance on second reading by Title only.

COMMITTEE PERSON SHANLEY: Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1944, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON BOONSTRA: I move that the Public Hearing on Ordinance #1944 be closed.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

COMMITTEE PERSON SHANLEY : Seconded

ROLL CALL VOTE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1944, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

Next we have Ordinance #1945, which is

**AN ORDINANCE TO MODIFY CHAPTER 148, "PEDDLING AND SOLICITING"
IN THE CODE OF THE TOWNSHIP OF WYCKOFF TO MODIFY SECTION 148-9, "LICENSE FEES", TO INCREASE FEES.**

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

COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1945, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1945 be closed.

COMMITTEE PERSON BOONSTRA : Seconded

ROLL CALL VOTE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1945, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES

SHANLEY YES RUBENSTEIN YES

Next we have Ordinance #1946, which is

**AN ORDINANCE TO AMEND CHAPTER 94, "BUILDINGS, INSPECTION OF"
IN THE CODE OF THE TOWNSHIP OF WYCKOFF TO AMEND SECTION 94-
5, FEES, TO INCREASE CERTAIN FEES.**

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

COMMITTEE PERSON BOONSTRA : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON SHANLEY : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES

SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1946, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1946 be closed.

COMMITTEE PERSON BOONSTRA : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES

SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1946, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON BOONSTRA : I move the resolution.

COMMITTEE PERSON SHANLEY : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES

SHANLEY YES RUBENSTEIN YES

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Finally, we have Ordinance #1947, which is

AN ORDINANCE TO AMEND CHAPTER 116 "FIRE PREVENTION ADMINISTRATION" OF THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 116-7, "NON-LIFE HAZARD FEES" AND 116-8, "PERMIT FEES" TO PROVIDE A NEW AND INCREASED FEE SCHEDULE.

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

COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1947, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1947 be closed.

COMMITTEE PERSON BOONSTRA : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1947, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

10. Adjourn

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

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

PAGE NO.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

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
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

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, August 17, 2021 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.

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Nancy A. Brown
Acting Municipal Clerk

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

Mayor Melissa D. Rubenstein opened the Open Work Session Meeting at 7:00 p.m. in the second-floor municipal court room.

Present: Mayor Melissa D. Rubenstein, Committeemen Rudolf E. Boonstra, Thomas J. Madigan, Peter J. Melchionne and Timothy E. Shanley
Also Present: Township Administrator Robert J. Shannon, Acting Municipal Clerk Nancy Brown, and Township Attorney Robert Landel

Nancy Brown, Acting Municipal Clerk read the Open Public Work Session statement: "This Open Public Work Session Meeting of the Wyckoff Township Committee is now in session. In accordance with the Open Public Meetings Act, notice of this meeting appears on our Annual Schedule of meetings. A copy of said Annual Schedule has been posted on the Bulletin Board in Memorial Town Hall; a copy has been filed with the Municipal Clerk, The Record, The Ridgewood News and the North Jersey Herald and News – all newspapers having general circulation throughout the Township of Wyckoff. At least 48 hours prior to this meeting the Agenda thereof was similarly posted, filed and mailed to said newspapers. The Agenda with the resolutions and ordinances to be considered was posted on the Township's website at "Minutes & Agendas" on the Friday prior to this evening's meeting."

Mayor Rubenstein opened her remarks by saying:

Thank you for being here tonight. We always welcome public engagement. The reason that most of you are here this evening is because of the proposed change to the date of the Board of Education election and opportunity for the entire township to vote on the Board of Education budget.

I'd like to lay out some of our reasons for the change and then will have our Board of Education liaison, Tom Madigan, expand further.

Nine years ago, Chris Christie spearheaded a move to change the date of the Board of Education elections to November after decades of separate elections. Over the past few years, the Board of Education elections have become highly politicized. Candidates have been handpicked by each political party. I do not believe that political elections at the national, state, and local level should be commingled with Board of Education elections. With the increase in popularity of Vote by Mail, the Board of Ed candidates are relegated to the back of the ballot with well over 20% less engagement than the political candidates. In a highly politicized time, the Board of Education candidates and elections would receive more non-political attention and scrutiny away from the November election.

The budget of the entire township of Wyckoff is approximately \$20 million dollars. The budget for the K-8 Board of Education is approximately \$45 million dollars. In 2006 the budget was about \$25 million. The student body has no appreciable difference in numbers. A 2% increase is close to \$1million per year. Fiscal conservatism is extremely important to the residents of Wyckoff, and they deserve the opportunity to review, question and vote on a budget of this magnitude. As to the cost of the election Oakland informed us that they spend \$20,000 to have an April election. The fact that residents were supposedly told that in Wyckoff it would be significantly more than that is just another example of the need for a budget referendum.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

Finally, the Township Committee heard from a multitude of residents about the situation over the past few months at Eisenhower Middle School. All of New Jersey was reading articles about the issues going on there. When the Township Committee and residents of Wyckoff wanted answers, they were stonewalled. The taxpayers deserve to know the facts about legal fees, buyouts and a budget referendum would afford them an opportunity to get real answers about what is going on at our schools.

Committeeman Madigan provided the following statement with regard to the Wyckoff Board of Education Meeting last evening:

- This will cost \$50k-\$60k but in reality, \$16k this recent election.
- It was mentioned that it is not good to have voters in the schools for security reasons. Polling places are not located in the schools and this was the reason the Township moved the polling places over 10 years ago.
- There was a concern about what happens if the voters are against the budget. Last time, May 2010 – a reduction to the budget ensured NOT impacting or reducing any educational programs. (Note: in 2010, a 31 million budget vs. 45 million +).

“This amount represents additional Fund Balance anticipated to be received in the fiscal year 2010-2011. Since this change has no impact upon expenditures, but rather only increases revenue, it can be made without affecting in any way the education of our children”.

- It was mentioned last night that more people vote in the November General Election, which is a partisan election. Yet historically, the November Election, only 50% of those above voted for school board candidates which are horizontal and the 2020 ballot actually listed the board of education candidates on the back of the ballot.
- April will ensure public “focus” on School Board Members along with the Educational and Financial Direction of the BOE.
- Currently, the County Superintendent approves the budget, but shouldn’t the parents and residents re-affirm not an appointed County Superintendent.
- Summary-Last night comments
 - We heard from so many from the public, speaking about transparency- communications- and accountability.
 - It’s obvious that the parents as well as the public are frustrated and reaching out to the Township Committee.
 - We understand the BOE is autonomous for their policies, practices, and budgeting and that does not change. More importantly, the K-8 Board is 47% of our resident’s precious tax dollars.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

Mayor Rubenstein opened the meeting for the ten (10) 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 call 201-891-7000, ext. 2220 if you wish to make a public comment at this time. Motion from Committeeman Madigan, seconded by Committeeman Boonstra, all voting yes to open the ten (10) minute public comment period.

1. Carla Pappalardo, 717 Birchwood Drive:

I have lived in Wyckoff for 21 years. I sent out a petition this morning, because at the Board of Education meeting last night I was informed that on Friday at, I don't know, maybe 4:30pm, this auspicious group sent a letter to the Board of Education indicating that they will want to move the election. Now you've given me the why, that was my first question. I was coming up here to find the answer to what is the motivation? What is the impetus? I'd like to comment on a couple of things. First of all, only a handful of districts out of 600 in the state have elections outside of the November election. And the reason why is, what Governor Christie said when he proposed this change in 2011. A, it saves taxpayers money. You're always all about that. And to that, it increases voter turnout because more people come. So, even though not everybody votes for a Board of Education member as you have pointed out, it is very clear that more people vote for Board of Education members than when it occurs in April. The turnout, and the amount of people, as a matter of fact, somebody looked through Mr. Madigan's Facebook posts and we found something where he indicated only 600 people had voted, saying "Come on Wyckoff. We can do better." But that was years ago, 10 years ago, so you see, that stuff doesn't die. So that's number one. Number two, if transparency is what you people are all about, this is the shadiest way to propose a huge change in election. A bunch of issues, doing it three (3) days before a meeting in August when half of the town is on vacation - when nobody's in town. As a matter of fact, there are board members from the Board of Education who are on vacation. But I guess, you know, that doesn't matter. This was such an important issue and, and, lastly this whole idea that it's been politicized...

Mayor Rubenstein : I'm sorry to interrupt, because your two minutes are up. Thank you for your comments.

2. Katrina Tripodi, 380 Oakwood Drive:

I've lived here for eight years. I am a mother of two (2) children and I don't normally want to voice my opinion publicly. But today I cannot stay silent. I cannot sit idly by and allow the members of this committee to spend 10's of 1000's of taxpayer dollars to change the Board of Ed election and ultimately take control of the school budget. The people of this town vote for the Board of Education members to handle the safety and education of our children. We elect the members of this committee to handle the safety and business of our town. As Committee Member Mr. Madigan stated in the April 26 Board of Education meeting, and I quote, "The municipal governing body, and the Board of Education are two separate entities". I did not elect Mr. Madigan or any other committee members to stick their hands in my children's education. I would like to emphasize that this is not a Republican or Democrat issue. This is not a mask versus no mask. This has absolutely nothing to do with political parties, because when it comes to educating a child, I would love to believe that we would all put politics aside and do the right thing. This is about having an uninterrupted budget for the children of Wyckoff, where they need it. Our children have been asked to do the unthinkable in the past months. I witnessed our students and the Wyckoff teachers put their heart and soul into school this past year. But it

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

doesn't mean there isn't more work to do. They deserve every community member to support our schools and school board so that they can do their job to make sure that our children are educated, and it's done so in a safe environment. I don't need to list the consequences of changing the election procedure. Carla has stated before me, and the committee members know exactly what they want to achieve by doing this wasteful and deceitful act. I want to end by saying that if this passes, no sitting member who votes to pass this will receive my vote in the next election. And you can be sure I'll do everything in my power to educate everyone I know how this committee screams their way into the pockets of our schools. Thank you.

3. Steve Joern, 363 Butternut Avenue:

My name is Steve Joern and I have lived here for quite a few years. I've been out of town for the last two weeks so I just kind of caught up with things here, within the last couple of hours. I'm not really sure what's going on. But, if it would be possible for the committee to reiterate, or establish once and for all, compelling reasons why you are wanting to change the game. What is the compelling reason?

Mayor Rubenstein: I'm sorry to interrupt you, but Mr. Madigan and I both made statements saying exactly why we wanted to do this.

Mr. Joern:

I'm sorry I wasn't here. I was not on time for the meeting.

Mayor Rubenstein:

Then you unfortunately missed our statements.

Mr. Joern:

Maybe for a minute you could reiterate one of the compelling reasons.

Mayor Rubenstein:

I'm sorry you were late to our meeting and you missed our statements.

Mr. Joern:

Then you do have a compelling reason? Yes or no?

Mayor Rubenstein:

This is a public comment period not a public discussion period.

3. Mike Homaycheck, 553 Helena Avenue:

I don't see how moving the election from November to April is a bad thing. Hopefully, it would be the beginning of voters concentrating on that election, on the issues, and on the budget. Having a voter, looking at something, is never a bad thing. I don't think it is. Everybody seems to think, well, that's going to change the operation of schools. Now it doesn't change anything. They're still separate from the Township Committee and it won't ruin anything moving the election to April. If anything, it even makes more sense for budgetary reasons, because God forbid it does go down, you can fix it before the school year starts. Where, sometimes you really need money for whatever reason, and the budget goes over cap, it's voted on in November, believe it or not, and now you have to go back if it goes down and in the beginning of the school year make tremendous

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

cuts. That's one of the negatives of having the budget, all the way out and if it goes over in November. So, to me it's a good thing. Voter input can't be bad. Thank you.

Individuals from the audience were shouting the You-Tube Channel has video and static audio. A pause in the meeting was taken and the Acting Municipal Clerk re-booted the systems.

Committeeman Boonstra motioned to close the public comment period, seconded by Committeeman Melchionne with an affirmative voice vote.

Review of the 8:00 p.m. Business Agenda:

1. Two (2) items from the Consent Agenda have been requested to be considered separately. Committeeman Madigan requested to remove the motion to appoint a police sergeant. Committeeman Shanley requested to remove Resolution #21-261, a resolution to authorize the Wyckoff K-8 Board of Education Election from November to April.
2. Two (2) ordinances for introduction to increase dog and cat licensing fees.
3. Two (2) awards of contract were authorized – the vendor for tree service was the lowest of four (4) bidders. The vendor for the paving of Mountain Avenue was the lowest of nine (9) bidders.
4. Five (5) ordinances are scheduled for public hearing and further consideration this evening.
5. Mr. Landel has requested a Closed Session for three (3) pending litigation matters.

Policy Action Items:

1. The Township was notified it has submitted a successful grant application and has been awarded a grant for an Electric Vehicle Charging Station.
2. The Fireworks Contract was approved by the Bergen County JIF for the 9-25-21 Community Fireworks Display at the Memorial Field Campus.
3. The Acting Municipal Clerk and the DPW Manager have recommended conducting the Free Rabies Prevention Program on the third Saturday in March to avoid inclement weather in January. The Township Committee agreed.

Township Committee Reports:

Rudolf Boonstra:

1. At the Fall Shredfest on Friday, October 15, 2021, the event may include styrofoam recycling.
2. This evening's Agenda includes a promotion to sergeant that is recommended by the Police Committee.
3. Mr. Boonstra attended the Wyckoff K-8 Board of Education last evening and was pleased with the informational responses from the Board.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

4. On Wednesday, August 4, 2021, Mr. Boonstra was invited to a 100th Birthday Celebration where the Mayor of Franklin Lakes recognized Peter Gitto, a Franklin Lakes resident, an Air Corps WWII and Korean War Veteran.

Timothy Shanley:

1. Mr. Shanley will save his comments on Resolution #21-261 to the 8:00 p.m. Agenda.
2. The Recreation Advisory Board Meeting was canceled in August due to no quorum present.
3. Mr. Shanley is pleased to report that the Lightning Detection Systems installed via a grant (Wyckoff Community Park, Memorial Field Campus and Public Field Complex) are working well. The system detects lightning eight (8) miles away. This allows time for coaches to call the children's parents who are not present at the game or practice to travel back to the field to put their children in a car for safety.
4. Mr. Shanley reported he met last week on a subcommittee assignment with Committeeman Melchionne, Administrator Shannon and Attorney Tom Garlick to review a pending litigation matter that will be discussed tonight in a Closed Session discussion.

Thomas J. Madigan:

1. Mr. Madigan reported that he attended last evening's Wyckoff K-8 Board of Education meeting and described the meeting as "spirited." The discussions included curriculum, student body wearing masks and the Township's notice about tonight's meeting.
2. The DPW continues to paint road markings, such as school crosswalks before the start of school in September.
3. Mr. Shanley asked Mr. Madigan if a check was presented to the Wyckoff Board of Education on Monday evening because Mrs. Shanley, in her role as president of the Wyckoff Education Foundation presented a check. Mr. Madigan indicated the other presentation was recognition of Nicholas Squillace for earning the Eagle Scout Award.

Peter Melchionne:

- 1., A Township Committee Subcommittee is working with the DPW to refresh the Township's 9-1-1 Memorial in Wyckoff Community Park. A ceremony for the 20th Anniversary will be conducted on the morning of September 11, 2021.

Mayor Rubenstein:

1. Mayor Rubenstein thanked the Recreation Department and all the Recreation Department and the Wyckoff YMCA Counsellors for the great experience they provided the children this Summer.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021 – 7:00 P.M.**

2. Mayor Rubenstein thanked Township Attorney Landel and Administrator Shannon for their efforts to acquire approximately twenty (20) acres of the Maple Lake property and details, which will result in a smaller development.

Township Attorney Report:

1. The Bergen County Planning Board approval of the subdivision of the Maple Lake property is being recorded and deeds filed.
2. Although there is no definitive closing date to acquire approximately twenty (20) acres of the twenty-six (26) acre lot for open space, Mr. Landel has been working with the Bergen County Counsel in this regard.
3. During this evening's Closed Session discussion, Mr. Landel will provide an update to the governing body on pending litigation.
4. Mr. Landel has completed an assignment of a developer's agreement which now requires the Mayor's signature.

Motion to enter a Closed Session Discussion in accordance with Resolution #21-C5 from the Open Public Work Session Meeting at 7:45 p.m.:

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

Motion to Exit the Closed Session Discussion and re-enter the open section of the Open Work Session Meeting at 7:58 p.m.:

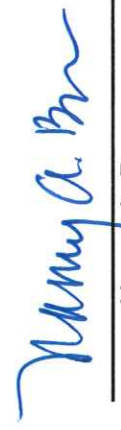
MOTION: BOONSTRA SECOND MADIGAN
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

Mr. Landel was provided approval to file litigation to compel insurance Coverage.

Adjourn the Open Work Session Meeting at 7:58 p.m.

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


Melissa D. Rubenstein
Mayor


Nancy A. Brown
Acting Municipal Clerk

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Meeting Called to Order

Mayor Melissa D. Rubenstein called the regular meeting of the Wyckoff Township Committee in the Municipal Court Room to order at 8:00 pm.

Flag Salute

The Township Committee proceeded with the Pledge of Allegiance led by Mayor Melissa D. Rubenstein.

Invocation

The Invocation was given by Rabbi Chanoch Kaplan of the Chabad Jewish Center of NW Bergen.

RE: Township Committee Meeting of Tuesday, August 17, 2021, 7:00 p.m. Work Session and 8:00 p.m. Business Meetings will be livestreamed, and public comments will be available telephonically.

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA10:4-6 et seq., the Township Committee of the Township of Wyckoff shall conduct its 7:00 pm, Tuesday, August 17, 2021 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 to 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, August 13, 2021. 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, August 13, 2021 by 4:30 pm.

To view the Township Committee meeting via live-stream, 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 August 17, 2021.

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

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

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
Acting Municipal Clerk

Attendance

Township Committee Present: Mayor Melissa D. Rubenstein; Committee Present: Rudolf E. Boonstra, Peter J. Melchionne, Thomas J. Madigan and Timothy E. Shanley.

Staff Present: Township Administrator Robert J. Shannon; Acting Municipal Clerk Nancy Brown and Township Attorney Robert Landel.

Mayor Rubenstein opened her remarks by saying:

Thank you for being here tonight. We always welcome public engagement. The reason that most of you are here this evening is because of the proposed change to the date of the Board of Education election and opportunity for the entire township to vote on the Board of Education budget.

I'd like to lay out some of our reasons for the change and then we will have our Board of Education liaison, Tom Madigan, expand further.

Nine years ago, Chris Christie spearheaded a move to change the date of the Board of Education elections to November after decades of separate elections. Over the past few years, the Board of Education elections have become highly politicized. Candidates have been handpicked by each political party. I do not believe that political elections at the national, state, and local level should be commingled with Board of Education elections. With the increase in popularity of Vote by Mail, the Board of Ed candidates are relegated to the back of the ballot with well over 20% less engagement than the political candidates. In a highly politicized time, the Board of Education candidates and elections would receive more non-political attention and scrutiny away from the November election.

The budget of the entire township of Wyckoff is approximately \$20 million dollars. The budget for the K-8 Board of Education is approximately \$45 million dollars. In 2006 the budget was about \$25 million. The student body has had no appreciable increase in numbers. A 2% increase is close to \$1m per year. Fiscal conservatism is extremely important to the residents of Wyckoff, and they deserve the opportunity to review, question and vote on a budget of this magnitude. As to the cost of the election, Oakland informed us that they spend \$20,000 to have an April election. The fact that residents were supposedly told that in Wyckoff it would be significantly more than that, is just another example of the need for a budget referendum.

Finally, the Township Committee heard from a multitude of residents about the situation over the past few months at Eisenhower Middle School. All of New Jersey was reading articles about the issues going on there. When the Township Committee and residents of Wyckoff wanted answers, they were stonewalled.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

The taxpayers deserve to know the facts about legal fees and buyouts. A budget referendum would afford them an opportunity to get real answers about what is going on at our schools.

Mayor Rubenstein turned the floor over to Mr. Madigan.

Mr. Madigan continued, saying:

At Last Night's BOE Meeting We Heard that

- This will cost \$50k-\$60k but in reality, \$16k this recent election.
- It was mentioned that it is not good to have voters in the schools for security reasons. Polling places are not in the schools. This was the reason the Township moved the polling places over 10 years ago.
- There was a concern about what happens if the voters are against the budget-Last time, in May 2010 - reduction to budget ensured NOT impacting or reducing any educational programs. (Note: in 2010 31 million budget vs. 45 million +)

"This amount represents additional Fund Balance anticipated to be received in the fiscal year 2010-2011. Since this change has no impact upon expenditures, but rather only increases revenue, it can be made without affecting, in any way, the education of our children".

- It was mentioned last night that more people vote in the November General Election, which is a partisan election. Yet, historically, voters at the November Election - only 50% of those above voted for school board candidates which are displayed horizontally and in 2020, they actually appeared on the back of the Vote-by-Mail ballot.
- April will ensure public "focus" on School Board Members along with the Educational and Financial Direction of the BOE.
- Currently, the County Superintendent-approves the budget, but shouldn't the parents and residents re-affirm not an appointed County Superintendent.
- Summary-Last night's comments
 - We heard from so many from the public, speaking about transparency-communications- and accountability.
 - It's obvious that the parents as well as the public are frustrated and reaching out to the Township Committee.

We understand the BOE is autonomous for their policies, practices, and budgeting, and that does not change. More importantly, the K-8 Board's budget is 47% of our resident's precious tax dollars.

Meeting Open for Public Comment

Committeeman Boonstra made a motion to open the meeting for Public Comment; Seconded by Committeeman Shanley. All voted in favor.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Tim Murtha, 383 Canterbury Lane:

I haven't been in this room in a long time. I think the last time it was two years ago. I think after we won the Super Bowl, my son was on the team. I am on the Board of Education, as you know, I'm also a member of the finance committee. I'm not the best public speaker, I usually deal with the kids on the football field, so I'm just going to read off this is just one page I just want to read a few things. I'm not a political guy I'm just a numbers guy. Alright so, this current year 2021-22 budget. Franklin Lakes increased theirs 3.97%, and it came from using waivers and the other back cap today to set aside, open increase there's 2.29%, using saved and used capital put away, Ramapo Indian Hills has a 2% increase, and Wyckoff we had a 5.8% decrease. Alright so in the five years I've been in town, been on board. I've been on the Finance Committee, the last few years, we have not gone over the 2% cap. Okay, this year we had a flat budget. And as Mr. Madigan said we were able to return some money as a surplus back to taxpayers, \$744,867 to be exactly from surplus and \$304,415 came from the extra state aid that was given to us, um, in the finance meeting. I'm constantly saying this state aid we're getting it could go away tomorrow. We have to be smart about this. So that \$12,000 came in, went back to the taxpayer. Okay, so we had a bigger expected surplus as was mentioned before. Okay, some of the reasons why we had this big surplus. COVID hit much with the shutdown. This year, reduce expenses, no field trips, no after school activities, no sports. Right. We had two years in a row and reduction healthcare costs. Okay, we had 12 Teachers retire at a high salary, you hire new teachers and, you know half the price, because they're step one, step two. Alright, we also had several rounds of federal COVID aid that was given to offset expenses, so we had all this surplus. Okay, so we do that surplus, we put it into, you know, we put it into the capital, and we put into capital reserves to get turned around and find our capital projects. Some of the things that we've done recently. New HVAC systems at all the elementary schools, and additional air conditioning in rooms that did not have any air conditioning. A new nurse's office in Coolidge with an adult bathroom, I think it's ADA compliant. New roofs, we did a partial roof at EMS and a roof at Coolidge, we built out a kindergarten room recently at Washington with another bathroom. We did electrical upgrades and Sicomac with the generator, and we're doing that electrical upgraded at EMS. We have not had to do a bond referendum to do any of that. Okay, we this year at Lincoln, there's been a big push, you know, Lincoln we needed an extra kindergarten teacher, we had 21 or 22 students in each class, so we added an extra kindergarten teacher so we could get our class size down to 16 or 17, which is better. I'm a teacher. It is a better learning environment at 16-17. So, those are all the things we've done this year. Back in 2011, when the town had the school vote in April, and then it turned out we lost. The budget was voted down by 22 votes. So, here's what happened. The Township Committee reduced our budget by \$478,000. At the same time, the state took away a million dollars of state aid. So therefore, we had to eliminate middle school teachers. We eliminated a secretary, we eliminated maintenance projects for the schools. Here's where it gets good. We had to notify all non-tenured staff that we can't offer them a contract until we figure out what the new budgets going to be. So, we lose, we might have a teacher been there for three years, a fantastic teacher, we can't give them a contract, we don't know what our budget is going to be, so they could go somewhere else. Also, not only that we can't offer new contracts. We can't go out and get new hires. If 10 people retire, we can't go out to the good schools and hire teachers that are coming out of college, because we don't know what our budget is. Alright, so, to me, you know, with the budget defeated we're on hold, and we can't do anything really. So, if we're pushing this to April, and the budget gets voted down. We're on hold. It's a 30 day repeat it puts a big, you know constraint on us, you know, people come to this town because of our schools. Right. And I think I've read a pretty good list of the things that we've done. And I think by pushing this to April. It could cause a lot of harm. People move to this town for the school system. If this starts to happen and then we start to lose good teachers, our school systems go down or housing values go down. That's all I have to say, thank you.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Mayor Rubenstein:

Thank you for your comment. I would just like to make a comment, not directly related to that. So, Mr. Madigan and I have been on the Finance Committee for the past four years. And while we do appreciate all of the many, many, projects that the school board has taken on, Tom and I sit, and we make very difficult decisions about what to do with taxpayer money. For example, this building needs a roof. We've talked about putting on a new roof, for many, many years, but it is not a necessity. And so, we, as a Finance Committee have to make very, very, very, difficult decisions. And unfortunately, we feel that when a budget goes up by 1.99%, that maybe those very difficult decisions are not being made, and the Township needs to have a right to look at the budget. As we've said, the school budget has gone up in the past 15 years by \$20 million. Our entire budget of the Township of Wyckoff is \$20 million. So, we seek to make very, very, hard decisions as we would like to do many, many projects in town. And unfortunately, dollars can only be stretched so far.

Stanley Goodman, 691 Birchwood Drive

Nice to see you again. It looks like the proposal is going to be read in. Okay, with you folks. I would like to say that gentleman had a compelling argument. That gentleman had a very, very, compelling argument, and I would submit that, and I understand your point. I understand your point, difficult financial decisions, these people make difficult financial decisions. Also, I would like to think that here in Wyckoff, our children are most important product. It's a really compelling question, and that whole notion of not being able to hire people, that 10 year deal. I have a granddaughter who's in that situation and it's real, it's real. What I'd like to do is focus for just a minute or so, on a couple of the things that I was asking before, with regards to what are the compelling reasons based on what I'm seeing here. There are two, whereas, if I can use that term, that state, the reasons, and I'm a critic. I'm in criticism mode, not an attack mode. Okay? So it says, whereas this will ensure improved communications from the local K-8 school district to the public. And then repeated, whereas this will ensure. How do we know? Ensuring is a wish. That's an assumption, as a whole. Okay, doesn't sound like a compelling reason, all due respect. And the other one was, whereas moving the Board of Education election to April, allows residents to focus on this particular election. That's an assumption again. Okay, that's an opinion, that's not a compelling reason, I think that we here in Wyckoff, know that our voting record over the years has been about 50%, and we get pretty good, we get pretty good turnout. Mayor, you had made earlier, a comment, in this eight o'clock session where something to the effect of politicizing the election, my assumption. My belief is that if it's goes out and trickles out to April, it will be more politicized than in November. Okay. I have a couple of questions, but you don't have to answer them now. I would like to see them answered in the discussion that apparently, you're going to have, primarily because of Mr. Shanley's situation. What's going to happen to a board member who is a three-year member, and maybe it's his or her turn. And before April, this person doesn't get to be voted in again, you know, how is this going to work? So, you have to, you know, help us understand how, are there any little landmines out there that you haven't thought of, or you maybe have thought of it could kind of go off and maybe make things a little messy. Thank you. Thank you very much.

Roger Clark, 190 Wyckoff Avenue

Mayor, Members of the committee. I'm Roger Clark, I have lived at 190 Wyckoff Avenue for 14 years, I have a daughter at Coolidge, and I certainly appreciate all that you're doing for the town. There are a lot of good things that get lost in conversations like this. But honestly one of the reasons I think that many of us move here is because of the excellent school has. This proposal to move the Board of Ed election, and a less timely and a lower turnout manner, has me and a lot of others concerned. You gave your reasons why. But I have to wonder, and forgive me if I'm off here, but I have to ask, are there other reasons behind this? My takeaways from your reasons are, it's going to improve turnout, it's going to

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

improve focus and it's going to lower the political temperature. Ms. Mayor you said, I think, 20% Lower engagement with Board of Ed candidates on the back of the ballot. Candidates during general election Mr. Madigan, you said 50% lower turnout, I'm not sure what it is. But I know our turnout, the general elections is extraordinarily good, and Wyckoff, we should be proud of that. I think it's often over 80%. So 20% less engagement or even 50% less engagement off of 80% turnout is still better than 30 or 40% turnout in a special election. So, I'm countering, your argument there. In terms of public focus; You talked about the concerns about what took place at Eisenhower which we all have, obviously. COVID. The budget concerns. There is a lot of focus right now by everyone's comments tonight show this, that there's, there's a ton of focus on issues right now. So, when it isn't sooner rather than later, arguably a better time to have a referendum on who those members are the leader of schools, rather than waiting till April. And third, not politicizing, this is really peculiar because I have to ask and forgive me, but is this, because your preferred candidates did not get favorable placement on the ballots? Is it because that moving the election improves the chances that your preferred candidates get elected? Is it because, or perhaps you don't care about the \$20,000 additional costs, and I'm curious, are you willing to forego your stipends that you receive as committee members to help offset that cost? Because, like me, I care about fiscal conservatism and fiduciary responsibility, and I know you do too. So that's something I might ask you to consider. And dare I ask, is this a maneuver, because you somehow want to remake our schools, in a way, with leadership and board members that are less interested in diversity and inclusion? And certainly, the tenor of the Board of Ed meeting suggests that there are candidates out there that that share those views. So, by the 11th hour nature of this, whether it was a 12:15 or 4:30pm, at a time when even Township boards don't even have quorums, I would argue that there was a dire lack of transparency here and that's, that's really unfortunate. So, I'm going to assume that the answer to these questions that I've asked. Most of the questions, if not all of these questions, the answer is yes. The rabbi says do good, be good. At best, what seems to be politically motivated actions are really sad. At worst, they're voter suppressive, and I think arguably can represent a scary abuse of power.

Mayor Rubenstein: Let's put it out there. The Wyckoff Democratic Club supported Brett Traficant, the candidates that the Republican Club supported. As I said, this has become incredibly politicized. If the Republicans wanted to make this politically advantageous to them, they would leave it in November.

Roger Clark: Well, my understanding, of course, is that the Board of Education is nonpartisan, as it should be.

Mayor Rubenstein: I'm sorry, but that's, let's, let's focus on reality. They have become completely politicized.

Roger Clark: The Wyckoff Democratic Club has no candidates in this November's election and is not explicitly supporting any other candidates.

Mayor Rubenstein: For the past two years. I'm sorry, excuse me. I'm speaking. In the elections preceding this election, both the Wyckoff Democratic Club, and the Wyckoff Republican Club have openly supported candidates in the election. I understand there are some that are non-partisan. I understand that you (Tim Murtha) are non-partisan. In the past three years, we have moved to be completely partisan in our Board of Education elections, and one of my goals in doing this is to take that out and move it away from the November elections where we are a completely politicized society.

Tim Murtha: Let me take this. I've been on the board five years. Okay. I don't know what anybody's party is on the Board of Ed, in my five years of being in on every discussion we've had, it has not been political. Never that we've talked

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

about it, it's never come up, Republican, Democrat. I knew, I knew what party they belong to, but it never comes up. We make decisions that we think are best for the students. I might not always agree with them, but, um, you know, I don't have a horse in the race. I'm on the football field, I don't have a kid out there. I have five kids are out of the school system, right, I'm doing what I think is best. I don't care, Republican, Democrat - what is best. And that's what it's been so far. But I am a little afraid that has become a political statement. Prior to this, it has not been there. I've never had an argument with somebody about politics. But in the last couple months, it's becoming different. I'm just, just stating the facts. Thank you.

Frank Barbagallo, 295 Squawbrook Road

My name is Frank Barbagallo. I'm a Board (of Ed) Member and resident of Wyckoff, New Jersey. I'm just going to say on record, that being the person that beat Traficant, I agree completely with the statement from my colleague on the board. That when we're in the Board meetings, despite whatever political views I have, we do not discuss politics, everyone is united. So, I've sat back, and I've listened to all this, and I've been trying to wrap my head around, why we're changing this. I haven't heard one valid argument. Honestly, everything that my colleagues said on the board, I agree with. So, I'm going to respectfully, not agree with this, this decision at this time.

Mayor Rubenstein: Thank you.

Mae Bogdansky, 430 Russell Avenue:

My mind's all over the place but I'll just try to put it all together. Last night, yesterday, was a Board of Ed meeting, and I have to say, starting off that social media is the biggest poison for this town, as it is for the whole country, and weeks prior, you know, you hear the buzz this CRTs, the curriculum, blah blah blah. Everybody gets fired up there's petitions flying around, everything's you know, misunderstood or the sources are not reliable. So last night I went, I spoke to some of the Board of Ed members, and I got something from the horse's mouth. Okay. And I was clearer on certain things that I wasn't before because of social media. So that was one. Then today. There are things flying around again, and there's petitions flying around again. So, I just happened to be lucky, and I bumped into one of the Township Committee members here today, and I asked, Why is this happening? And this person listed three reasons that I found logical. I've been on the PTO. For many years, Carla knows, and we've, we've served together, and I've sat on that desk, and I know what the Board of Ed goes through. There's been times where we were like begging people to vote because they had people driving to the Christian Health Care Center to vote, you know, to say no to that budget so I know how difficult that is. However, we've had problems in the past too. And I think we do need some accountability on both ends, even here, everything we do in this town should be for our residents and our children. So, I do appreciate the accountability. Not that I'm saying there's anything that's being misspent. But we should be accountable there's checks and balances for our country as well. And I do think it. I'm not saying it's political on the board itself, it's prior to the election, I do agree that it's become political and I for one would like to know the candidates in November, and the primaries, I don't know who's running, and really people I can tell you firsthand people are saying, Who should I vote for? People who are not active are coming to me and saying, Who should I vote for? So I think possibly in April, we might be able to focus on our board election, the Board of Ed. I think we should all be open to it, I think we should all remember that this is our town, and it's got to stop. We are a political town, and we should be able to communicate and have some transparency on both ends. And again, people are relying on social media to hear from you guys and the Board of Ed, and it's very inaccurate so I just wanted to express that, and say that I appreciate what you guys do. Thank you so much and to those on the Board of Ed. Thank you.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Mayor Rubenstein: Thanks for your comment.

Ed Kalpagian, 488 Fairfield Road

Forgive me, you've got to bear with me because I brought the wrong glasses and can't read all my notes here. Like any other parent, or taxpayer, you know, having two kids in the school system. I'm going to state the obvious here. We're all more hyper vigilant with everything that's been going on. Obviously COVID threw a corkscrew into the works. I've been trying to go to more board meetings and pay more attention. You have issues like curriculum, we have the issues with Eisenhower, the principal and vice principal, we have issues with the teacher that stayed in the school system for a number of years who was accused of egregious things that seemed to be swept under the rug. So, people are concerned. I think my biggest concern, and I was going to speak last night at the Board of Ed. (Addressing Mr. Shanley: By the way, Melissa did a great job presenting the check. I was there. I did see that.) At these meetings, it's taken an ugly turn and it's really not the board. I think we lose some of the board members when we try to make good points. Unfortunately, like everything else in today's world, it's all a political statement. People get up to speak and you could feel the tension when somebody you don't know is walking to the mic. The board members and the public on the right or the left on the red or the blue. What are they going to say? Are they for this are they against that? And we're not having any discussion. It's a fight. One meeting, you know I'm going back to all the live meetings that I've attended and the ones online, but especially the live ones you get a better feel when you're there and you see this happen. In the first meeting, you know, 15 people that may be viewed as 'on the right' who, you know CRT and masking is the two biggest issues right now on CRT and masking, come up, somebody makes a statement, whatever side they're on, if we all stop and listen we kind of all want the same thing. But here's what's getting lost in translation. This is supposed to be about the kids, but instead it's a political statement. So, people point fingers, that you're moving this because you want to make a political statement, but they're making a political statement so the argument could be used on both ends, and that ugliness kind of has to stop. I wanted to say this last night before people got up and spoke last night. It was probably one of the better, more compelling meetings there were because people actually listened to different trains of thought but we're still not there. The ugliness that's happening in politics today is rearing its ugly head and affecting the school board for our children. And it's kind of tiresome. Not everybody who wants to inquire, question or speak up against CRT, is necessarily a racist or against inclusion, just as somebody who's supporting it likes it, and says, Hey, do what you want. They're not necessarily trying to indoctrinate kids minds and poison them into one train of thought. We should be able to have these discussions, but we don't. The funny thing is, is the word came up yesterday, if it came up 10 times it came up 100 times, and it came up again today - transparency. Transparency is a corporate buzzword that has absolutely no meaning whatsoever. It's like me saying to you. Well, in all honesty, like everything I said before was a lie, but now I'm telling you the truth. Transparency is an optic, and I'm going to give you a neutral point of view of the optics that I've been having, and I mean no disrespect, I have a lot of tremendous personal and professional respect for the three gentlemen who are here today from the school board, as I do most of the people on the school board. I serve on a board. It's a thankless job. Transparency, when you hold meetings at 6:30 on a Monday, when most people work or have kids that may play a sport or whatnot, it's hard to get attendance there. Transparency is an optic when you have a 15 to 22 page agenda that you try to pass in one vote and hope nobody questions you. Transparency, when one board member on the board last night questioned a fiscal item on the list, and said, you know, I have a question. That person was told, "You're new. You don't understand. We've been doing it that way for 20 years." Right now, with everything going on. As a parent, as a taxpayer, I think I speak for others, maybe I just speak for myself. No, we don't want to hear this is what we've done for the last 20 years. What's happened the last 20 years doesn't apply now with all the changes, and I'm not questioning

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

fiscally because honestly, I know Tim (Murtha). Personally, we couldn't have a better person on the finance end handling matters for us and I'm comfortable with that. But again, transparency is an optic. Are we being told everything we asked questions about, of that board? The meetings are without answers and perhaps it's the way the meeting is run. It's not the individuals themselves. It's the way the meetings run, where a question goes unanswered. The Chairman of that Board, for five months in a row, hadn't really spoken about any item, curriculum or fiscal. Okay. All right. Last, last point that we know that is anything fiscal or whatnot, yesterday he spoke for 20-25 minutes about the movement of the election. If the movement of this meeting brings more attention and people's focus to picking the right people or maybe changing the dynamic of the board or get more transparency as they want to call it, I'm on board. If it's going to cost the town more money or cut the school budget for the kids. I'm against it. Thank you.

Jerry Weston, 249 Meadowbrook Road

Good evening. By the way, I've heard a couple of points being made about the school budget 2006 school budget, 2010 and 11. And yeah, we know the budgets are higher. That can't be a bad thing. It's got to be a good thing in Wyckoff. I can't think of anything we want to spend more money on than our kids. So, and by the way, it's not atypical of what's going on all over the United States, whether it be K through eight, high schools, colleges, life in general. I would make a suggestion, by the way, we don't like the 2% cap because that's a million dollars, whatever that number is, maybe make it inflation adjusted, like social security. So, this year it would probably be a bad number, but next year it might be a very good number. We might have deflation in terms of a debt. But the point is that you can do it in a number of different ways. So, my, my point here tonight is, if it ain't broken, don't fix it. And in this particular case, I don't see where the process is broken, it seems that there are two major, quote unquote, compelling reasons for doing this one, which seems to have come up now. You want to depoliticize what you see as a political process of voting for the school board. I know it's going to be politicized in April. And also, the turnout is probably going to be a lot lower. That's number one. Number two, which seems to be that we're trying to be fiscally conservative with the budget, and this is a way of doing it somehow, you know, people get the vote on it, you get pissed off about things in life and I'm going to vote this budget down. Generally, if you look back in the history of school budgets in a town that's aging, and in Wyckoff's case, we're probably demographically getting younger, which is a good thing. In terms of education in general, people with a fixed income don't like to pay more taxes, they don't like school budgets, they fail to understand that increased school budgets and better schools make their real estate, their houses, when they go to retire, more valuable. Now, no one really cares because the entire housing market is going crazy. So, I'm asking a few questions. First, when you make a change, you're really trying to solve a problem. So what problem are you really trying to solve here? And it's, how does this improve the quality of the process? By changing to April? And third, do you have turnout, instead of making up statistics stuff, which we all like to do. Why don't you take a little time, maybe a month? Come back in September. Table this whole thing, and give us more statistics in terms of turnout November, turnout in April. What was the turnout back in 2005, 6, 7, 8, 9, 10, versus what the turnout has been, we don't have enough facts. So, you're doing it on a Friday, people are upset with the process, to some extent. You announced it on a Friday. You voted on Tuesday. I think that this is a big enough decision, that you can wait at least a month, put up more statistics, give out more information, have people have time to look at it, and think about it. And if you really, really, want to get people involved? This is the way to do it. This would really drum up a tremendous amount of support for our education system in terms of people getting involved in understanding it. That's all I have to say. Thank you.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Mayor Rubenstein: I'd like to respond a little bit. The problem, as we've stated, is that 15 years ago, the budget was \$25 million. And this year, it was \$45 million. We have increased the school budget by \$20 million in the last 15 years.

Jerry Weston from his seat: Why is it different than any other budget in the United States? Because the rigidity of the healthcare system. The tuitions of colleges are up. Every education is more expensive. Your finite numbers that have nothing to do with reality. Come on!

Mayor Rubenstein: You're out of order.

Mayor Rubenstein: When the budget for the school board increases, an average of 2%, it increases a million dollars a year. What I am hearing about the budget, I'm hearing about bathrooms, and roofs and things that Tom and I look at in the Wyckoff budget, and we say, we don't have the dollars this year. I'm not hearing about benefits to our children. I'm hearing about infrastructure projects. And when he mentioned that this kindergarten at Lincoln went to 16 kids. Well, in the same year the fourth grade in Lincoln went to 21 kids. So, we're getting some misinformation. I'm giving you absolute facts, And I'm sorry that you don't like them.

Jerry Weston from his seat: Well, I just want to respond. I'm sorry you don't mix numbers. You're not putting it in perspective... a million dollars. A million dollars 20 years from now, it's going to look like a dollar. So, what is the point of telling you.

Mayor Rubenstein: You are out of order.

Jerry Weston from his seat: Okay, I'm out of order.

Mayor Rubenstein: And I'd like to mention that 2% of a number, when that number increases every single year that 2% gets bigger. This year, it's a million dollars.

Jerry Weston from his seat: That's the way it is in all statistics by the way, it hasn't changed. That's the way it's been for all, forever.

Tom Bogdansky, 430 Russell Avenue

I am the proud father of three children. The first thing I want to say is that Mae forgot one thing. The one thing she forgot to say was that I'm her husband. And I'm very proud, as well, we raised three children in town. My eldest just became a doctor, very proud of the school systems and the teachers, and the people that serve this community, extremely proud. My second eldest, my son just finished his first year of medical school. Very proud. He went through the school systems here in Wyckoff. It's been tremendous. I have my youngest going into fifth grade. I'm concerned. Things are different. It's not the same. And as a taxpayer, and dad, I have reservations. And I think when we talk about transparency, it's about being able to see what's being spent, what's happening, what are the numbers, where are the numbers going? Where are my tax dollars going? So, if we're going to do anything that's going to support our children, I am for better education, and transparency. The things that happened at Eisenhower, I had explained to my daughter as she's going into fifth grade, about what happened. I think it's a travesty. And I think that we, as parents, and taxpayers need to be aware of these situations. But if this change is going to help us, and help the school systems, the children and their education. I'm in favor of it. Thank you all.

Gina Ho, 53 Princeton Avenue

I'm in the college section. I'm the parent of Jasmine Ho, which some of you know from the Environmental Commission, who's now finished school, and I don't like that, because I want to have her back home. I'm also the mom of Jasper Ho, who

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

is about to start at Eisenhower in sixth grade. So, I'm really here to talk on behalf of my kids, because I think they're getting left out of the conversation. Teachers are getting locked out of the conversation. The Board of Ed. You know, I have a lot of respect for them. I don't come here. You haven't seen me come to your meetings to fight you on anything. This is my first town committee meeting. But what I heard from the mayor is that she wants to replace the roof, and she has to make hard decisions. I really don't want that money directed from the school budget, and have cuts made to the school budget for political grandstanding. I don't know if that's a motivation. I don't really know any of you and your politics, I really just don't care. But what I do care about is that my kids are going to be going into a school district that has cuts, they don't have the supplies, the equipment. And I hate to see the roof get repaired here before the kids get what they need in the schools. I trust that you're experts at what you're doing, which is why you don't see me here fighting you. But I don't think you're experts in education, you're unless you're a teacher, or principal of the schools in this district. I have more trust that the Board of Ed, that they are the experts in what our kids need. They're listening to the teachers. There speaking to the superintendent. They're the people who know what our kids need, whether it's more teachers, hiring, you know, qualified teachers. All of these decisions goes back to you. It's now leaving the school district. It's now leaving the hands of the people that have the ability to make the changes within the schools. I don't think that they have wasted money, as you're suggesting, the cost of everything goes up. Even the cost of building materials during COVID. You know, it's everything going up in price. The cost to hire teachers is going up. The cost to buy Chromebooks, you know, what these schools provide, this school district is amazing. We've been here, I think, eight years. We bought here because we knew the property values were going to hold, but number one was we knew our kids were getting a better education here, we moved from Jersey City. When we lived there, I was heavily involved with the school board there. So, I'm very familiar with what happens when the board doesn't have control, because they don't have control in Jersey City with a lot of things for mismanagement. And when the town has control of something they're not experts in, this is a huge concern for me. So, things like the bathroom at Coolidge in the nurse's office, my son has needed that for bleeding nose problems, you know, like, you think that they're luxuries and they're not needed but they are. And unless you're there and you understand it.

Just want to comment on this, on this one thing. Please do not do this to our kids. I don't care about the politics, I'm sure if you cut the budget it's going to look great when you run again for re-election. I don't care. Don't take the money from the, from the Board of Ed, and from the kids. They should be separate from you. Please be responsible. Thank you

Mayor Rubenstein: We're going to move to the next speaker, but I can say, on behalf of my entire Township Committee that we have no interest in taking money from children, we are parents on this board. All we want is transparency, fiscal conservatism and to take politics out of the Board of Ed.

Emily Okofski, 250 Eastview Terrace

My name is Emily Pascal, and I'm going into eighth grade at Eisenhower Middle School, I would like to speak about the comments that Mr. Madigan made at the June Board of Education meeting regarding the student-made posters in the hallways in my school in May, in response to racist acts of vandalism and bullying at my school. All students engaged in an afternoon of making posters for the hallways, under the direction of our advisory period teachers. We were told to go on our Chromebooks and research ideas for uplifting messages regarding diversity and inclusion and acceptance of our fellow students. In our advisory teams we collaborated to make posters, using school acceptable words to encourage others to be more accepting and inclusive to people that might be different. At the June Board of Ed meeting, Mr. Madigan, the Township Committee liaison to the Board of Ed made comments about the posters. He said

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

he was disheartened by seeing sexually explicit posters, Black Lives Matter and inappropriate sex posters. He also said that it was totally inappropriate for any age. He further compared these posters to terrorist propaganda. He did mention that he was speaking on his own personal opinions, which I respect. The posters that Mr. Madigan referred to include messages such as, All Different People are Good, Stop racism, You Matter, Celebrate Diversity, Accept Others for Who They Are, Equality for All. No Place for Hate and yes, Black Lives Matter and the LGBTQ plus flag. This was a poster my group made, and all of the examples I'm sharing were posted to the Eisenhower Twitter account, late in May. Mr. Madigan's comments are hopefully not a sign that inclusion and diversity and acceptance, are not welcome in our schools. Does the committee stand by the criticism of the student posters or will the committee stand with the students of Eisenhower and request an apology from Mr. Madigan for his disparaging remarks? Thank you for your time.

Chris Ward, 218 Van Houten Avenue

Okay. That was amazing. I'm here, largely like everybody else. I think it's a foolish idea to move the election, but my wife and I actually prepared a statement that Emily just stole from us. We want to know, like back in the spring, I'll read a little bit of it, I guess, even though it's mostly what she said. Back in the spring, following the vandalism of Gourmet Garden the Township Committee said this does not represent Wyckoff, which is a caring and open community acceptive of all. Similar messages were shared after the vandalism and attacks against teachers at Eisenhower, but in June, well, see the previous speaker. We want to know how the town council can rectify those two very different stances on acceptance.

Mr. Madigan:

Okay, I'm actually glad that came up, because I did speak at the June meeting, which is on YouTube so I welcome anybody in the audience to witness. I'm going to paraphrase exactly what I said. Because after coming out of the May meeting I was very surprised to see, right in front of the principal's office, in the front hallway, a poster in particular about Black Lives Matter, which I commented, was a Marxist organization. And when you call them terrorist. Excuse me. I'll be distracting you, they interrupt you know, that's what I say I paraphrase, okay. Most important thing was my comment was specifically personally speaking, as a father who had six children graduate from Eisenhower's school. I specifically recall the children being here. It was Memorial Day on that Monday. And that, I was so surprised and I mentioned specifically that Allendale continues to have seventh graders do essays about Memorial Day, patriotism, the sacrifices made to keep us free and to have the ability to do what we do. And I specifically talked about my children, and personally speaking, that they, they had posters, but I was very disheartened or whatever word I used, to see sexually explicit, I'm going to repeat, sexually explicit posters and I have the photo to prove it. I was not happy to view sexually explicit, perverted statements, which are inappropriate, not only for middle school, but for any age. There was no disparaging. When any student would do what they wanted to do, what the staff told them to do, what they were directed to do. And it was just about Memorial Day, and that I thought it was inappropriate.

Chris Ward: Can I say one thing for a second. I have a two-and-a-half-year-old and a one-year-old, that aren't in the public school system yet, but I hope that one day, when they are in the school system, that they will be loved and accepted for who they are, no matter who they are, or where they grow up. So that's all I'll say. Thank you.

Mr. Madigan: I would also hope that our school district would consider our veterans, consider our patriots, consider Memorial Day, and celebrate holidays, as well as socially minded issues.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

Tim Murtha, 323 Canterbury Lane

I just want to stay, you know, I keep coming back to \$20 million increase, but a couple things you have to think about; one, healthcare costs for years are going up 12 to 15% every year, okay? Two, our salaries were low for a while. So a couple years ago we did a new budget, and we bumped up our beginning salaries because what's happening is, Okay wait, I can come to Wyckoff or, I can go to Ridgewood for \$55k or \$56k. Where am I going, right? So Ridgewood, and I teach there, and Wyckoff, go down to TCNJ and get the best students, and he's going to make sure that he or she can make a decision right they're both good schools, but I can make \$65 in Ridgewood, and \$47 in Wyckoff. Where am I going right? Everybody's going to Ridgewood. So, A, we had to raise our starting salaries to keep good teachers, and to go after good quality teachers, but then healthcare costs exploded. In the last few years, in fact, it went down. That's never happened. Anybody here that has had their own business knows how expensive health care costs. So again, I know \$20 million is a big number, but costs have gone up, and those are two of the biggest costs. And the last thing I'm saying, as a teacher, and going back. If this gets moved to April. If I'm a non-tenured teacher, every year I have to wait to see where I stand. I'm not going to that school. And if Ridgewood did that to me...but I think I'm pretty good at what I do, and if I didn't do it every year at Ridgewood, and they said to me, Hey, we're going to let you know, I'm going to get another job somewhere else, And that's my fear, we lose good quality non tenured teachers, we can't go after good quality teachers coming out of school. Our schools are part of the quality of Wyckoff. If the quality of teachers go down our school system is going down, the housing values go down. So again, that's my last point.

Stanley Goodman, 691 Birchwood Drive

Good evening everyone. I've known most of you for a lot of years. I wonder what you're really trying to accomplish with this. This move the Mayor and Tom made it clear that one goal is to take over the budget, on the assumption that you can do it better. Well, that is why I came up. That is not what

Mayor Rubenstein: Excuse me, as I have said before...

Stanley Goodman: No, no you don't...

Mayor Rubenstein: No, no, we can speak as well. And no, I absolutely, never said that. I actually said the goal is to have the taxpayers of Wyckoff have a say on...

Stanley Goodman: the first issue you brought up as the budget, you made the issue. You made the issue clear that they weren't managing the budget effectively so you and Tom could get together and do it better. The first issue that Tom brought up...

Mayor Rubenstein: That is absolutely not what I said. You cannot go misquoting what Tom and I...

Stanley Goodman: Well, I don't have the transcript in front of me so...

Mayor Rubenstein: Exactly. So perhaps we have an audio problem then, because that was my statement. I clearly made it, I'll be happy to give you a copy afterwards because mine was typed so I could read it, so I wouldn't misspeak.

Stanley Goodman: my point is that you've made it clear that the budget is a significant reason. That it is one of your top goals. However, I want to point out, that is the Township. It is not the Township Committee's job to run the schools as I understand it, it's up to the voters if they don't like the school budget to vote it down. And then the Township Committee gets to work.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Mayor Rubenstein: No, you just said it is up to the voters to vote up or down the budget. No, as it stands now, they don't have the opportunity, they don't have school budget they don't vote up or down the school budget, no sir, that's what we're trying to accomplish. Prior to what Chris Christie did the taxpayers did have the opportunity to vote up or down the budget and that is what we are trying to accomplish today.

Stanley Goodman: But, Mayor, but nonetheless, you, you are talking about shifting the election, you are politicizing this, you are also making it a management nightmare. If a school board is trying to run the school system. One of the first questions that's ever raised if you're trying to manage a project is, what's your budget. If they don't know what their budget is how they really going to run the school system, if they don't find out until the school year, they don't know what their budget is so we are moving it to prior to the start of the school year, you're moving it to April from November. And so, from April, you've cut five months of the planning period, so they're not going to know until...

Mayor Rubenstein: The process is done by law. They have to present a budget by the end of March, whether it goes to the County Superintendent, as it does now, or whether it is presented to the voters, this is the same for their calendar year which starts July 1.

Stanley Goodman: This is the same point, that Mr. Murtha made. That by delaying the budget, you're not allowing them to plan you're not allowing them to, to work with, with teachers and to offer them pay. Yeah. And this goes on for all sorts of other things at this part of the school function. This, you're delaying the whole process, if the voters don't like what's going on if they don't like the transparency in the school system, then let them vote the Board members out in November. It's not up to the Township Committee, to take over the school system.

Mr. Boonstra:

That's why we may, if I may just interject. I have kept quiet here, as I have to say a little more later. I alluded earlier to the fact that I spent a dozen years on the Wyckoff school board. After that I spent 10 years on the Ramapo Indian Hills School Board. I have 22 years' experience with school boards and Tom Madigan spent 14 years on the school board. But, speaking for myself, 22 years I spent as a school trustee. And it was, we put the budget in front of the voters. Every year. For the years I was Budget Chairman, I didn't like it, because, you know, you just had no idea what was going to happen. But, we lived in an age or a time of budget referendums, in my experience, for 22 years. Anyone who has a little gray hair, yourself Mr. Joern, maybe others here, moved into Wyckoff for the outstanding schools. Which people still do. All those school budgets were presented, and preserved, and created in an era of budget referendums. So, the fact that we may go back to a budget referendum doesn't scare me at all. For myself, I'm not after the money, this has nothing to do with the budgets. I appreciate Mr. Murtha, his remarks are very, they're right on target. This is not about the money, I'll get to later from my seat where I see why we need to do this, it's not the budgets. So, this business that we're going to take over the budgets and control the schools, is just maybe stirred up on social media. I don't know. But I offer my experience as proof for the 22 years that I was involved. We had a budget referendum, every year in fact, what a budget referendum is, it's a test of the voters, and the parents of how the school board ran the schools for the year. It's not just about the dollars, it's really not.

Stanley Goodman: So, well, I certainly look forward to hearing what your reasoning behind it is so far the reasons that have been offered are budget and lack of transparency.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Mr. Boonstra: I appreciate your response, but did you hear what I said? 22 years, I was involved, and we had great schools, and we had a budget referendum every year. So, it's nothing to be afraid of. And it's not going to decimate the schools, but when the elections were moved to November, they allowed more planning time, and they were only moved to November. Because, Chris Christie was looking for calculations and reductions in taxes because he told everyone who was going to reduce our taxes, and he was desperate to find places to reduce taxes. To reduce expenses. So, he found this way to eliminate the cost of the April school election for a relatively nominal amount of money for savings when he could calculate that and when he ran for reelection or when he ran again, he could say, well I saved the taxpayers in New Jersey, X amount of dollars.

Stanley Goodman: But did you get fewer votes? Voter turnout, a smaller voter turnout in April.

Mr. Boonstra: What happened was, it became commingled with the political elections in November, and that's what the Mayor is talking about. That's what the mayor is talking about. It's commingled with it, but it's come to this point and I don't want to take your time.

Stanley Goodman: Right now, five minutes out of my five minutes were taken by you all talking. I want to make this point.

Mayor Rubenstein: Five minutes, your time is up.

Stanley Goodman: I want to make the point that 12 New Jersey districts, in the whole state, have April elections. Oakland is the only one in Bergen County. Why would we switch to April, and then the voters switch it back to November?

Mayor Rubenstein: Okay, Thank you, your time, your five minutes is up.

Gina Ho, 53 Princeton Avenue

I just wanted to, first of all say thank you for your service on school boards, obviously you're very knowledgeable on that. How long ago were you on them? I think it's a valid question because the township committee, and all that said...

Mayor Rubenstein: You had your five minutes, I need to ask you to step away.

Mr. Boonstra: My last year on the school board was 1995.

Gina Ho: So, so that's quite a long time ago, so it brings me back to the point that if the Board of Ed, are the current specialists with their hands and their heads, totally in the mix of what is happening in the school on a day to day basis because they had that information. Then, I trust that we're not going backwards by keeping the school board. The other thing I wanted to say to you..

Mayor Rubenstein: You had your five minutes.

Gina Ho: I'm actually trying to compliment you. Am I allowed to do that?

Mayor Rubenstein: No, you've had your five minutes.

Gina Ho: Whether it's going for or going against, I want to thank you for allowing a dialogue. When you respond, I'm thankful for that and I wanted to say thank you because there's a lot of other places don't do that. I appreciate that and I wish that that dialogue continued to allow people to have some input and have a dialogue with you beyond this meeting. That's all I want to say, it was a compliment.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Mayor Rubenstein: We're going to have our last comment now.

Ed Seavers, 179 Fox Hollow Road:

My concern in terms of moving it is, while you're providing an opportunity for voters to vote on the budget itself. We know that the voters don't turn out, and whether they're turning out because it's connected to another election. When you're talking about a turnout of 50 or 65%, as opposed to the last April election, which was 19%, and also that was a while ago, so let's use more recent information, Oakland, has less than 12% turnout. And so, you're offering this, the statement that it's about putting it in the hands of the voters. But you've got a time when everybody's coming out and everybody is making the effort to vote and to put their ballot in the mail, and you're moving it to a time when we've got folks who are going to be going on vacation in April. There's a school vacation then, that's going to impact turnout, and so...

Mayor Rubenstein: There's actually a school vacation during the November election week, as well. The first week of November is teacher convention week. It's even called Teacher Convention week in Disney World. There are many people out on vacation that week.

Mr. Seavers: I'm talking, I'm talking nicely. I'm just I'm trying to share some information.

Mayor Rubenstein: And I'm sharing information back, both election weeks have vacation.

Mr. Seavers: Election day is a Tuesday, and the November holiday, the school days off are Thursday and Friday. Correct?

Mr. Madigan: Right, yes. So, there are tons of people in Disney World like actually Walt Disney World, it's called like New Jersey week. My wife, Mary and I used to take the kids to Disney World then. I don't understand what the exchange is, exchanging information. You're telling me that April is a vacation week. I'm telling you that November is a vacation week.

Mr. Seavers: If it was a vacation week, the entire week is off of school then, correct? That is not the case in November. November is also when people are used to voting. That's why the turnout is like that, you have data that says, people are not going to turn out. And so, if you're looking to engage people to get their opinion, why not give them the opportunity to express those opinions when you know that they do so, as opposed to reducing it to a number that's 19% or 12%.

Mayor Rubenstein: One more point that I'd like to make is that I have full faith in the voters of Wyckoff, that on matters that they care about, which includes our Board of Ed, the Board of Ed, budget, our school system, I have an absolute full faith in the people of Wyckoff, that they will turn out, when there is an election. And unfortunately, in years past, the order that candidates are in on the ballot is a lottery system, and there have been too many years where candidates wound up winning because people just pick the first two candidates, because we don't have enough of a focus on Board of Education elections. And that's it, I'm going to request a motion to close the public comment period. Before taking a vote, Mr. Shanley announced that now would be the time for a discussion.

Committeeman Madigan made a motion to close the Public Comment Period; Seconded by Committeeman Melchionne. Committeeman Shanley voted No. All other Committee Members voted in favor.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

Approval of the July 20, 2021 Township Committee Work Session and Regular Business meeting minutes:

MOTION: SHANLEY SECOND BOONSTRA
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN ABSTAIN

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)

#21-246 Authorize Acquisition of Former Maple Lake Properties

WHEREAS, the Township Committee adopted Ordinance #1882 which appropriated \$1, 200, 000 for the purchase of approximately 20 of the 25 acres which make up the property located off Cedar hill Avenue known as "the Maple Lake property", formerly Block 320, Lots 10.02 and 11; and,

WHEREAS, \$900,000 of the purchase price is a Bergen County Open Space Grant and \$300,000 is monies collected through Wyckoff's Municipal Open Space Tax; and,

WHEREAS, the Township was notified on July 20 2021 that the Bergen County Planning Board approved the subdivision to create the lot the Township will purchase, which is preliminarily described as Block 320, Lot 10.03; and

WHEREAS, the Township of Wyckoff can now begin the process to complete the real estate transaction to acquire Block 320, Lot 10.03 for open space conservation and outdoor passive recreation purposes as permitted by Number III, on page 3 of the 2018 County Program – Open Space Grant Agreement – Open Space Acquisition, #19000032.

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

1. The Township Committee authorizes the property acquisition described within.
2. The Township Committee certifies that funds have been appropriated for this land acquisition and certifies the acquisition price of \$1,200,000.
3. Real estate closing costs shall be paid from Municipal Open Space Tax funds.

BE IT FURTHER RESOLVED that the Municipal Clerk shall provide a certified copy of this resolution to the Township Attorney for his transmittal of same to the Bergen County Division of Open Space.

#21-247 Redemption of Tax Sale Certificate-393 Kingston Street

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 2019 on Block 480/Lot 11, aka 393 Kingston Street, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$2,863.33; and;

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

WHEREAS, on the 29th day of October 2020, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" hereinafter referred to as a Tax Sale Certificate #20-00006 on the above-described property in the amount above-recited; and,

WHEREAS, said Tax Sale Certificate was purchased by Silver Star Holdings, 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 #20-00006 for redemption and make refund in the amount of \$2,863.33 being lien amount of \$527.04, subsequent taxes, and interest in the amount of \$769.29 premium amount of \$1,500.00 and recording fees in the amount of \$67.00 to Silver Star Holdings, 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.

#21-248 Approval of Vouchers and Authorization to Pay Bills

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. 19739-19788 Payroll A/C, Direct Deposit Vouchers no.15207-15336, Library Payroll check nos.1576-1580, Library Direct Deposit Vouchers no. 6549-6572, Claims Wire nos., check no. Accutrack A/C, Claims check nos. and Voided Claims checks no..

#21-249 Award of Contract – Pay to Play – Purchase of Maple Lek Property

WHEREAS, the Township Committee is desirous of purchasing a portion of the Maple Lake property which has recently been subdivided to permit the purchase of the 21.04 acre lot known as Block 320, Lot 10.03; and,

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

WHEREAS, N.J.S.A. 19:44A-20.4 et seq., requires contracts procured through price quotations that are below the municipalities bid threshold but over the Pay to Play threshold of \$17,500 to be authorized after municipalities obtain the political contributions disclosure forms and the business entity disclosure certification.

WHEREAS, the aforementioned documentation has been obtained and it is available for public inspection in the Municipal Clerk's office; and,

WHEREAS, an encumbrance of funds certification is a requirement before a purchase order may be issued.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Township Committee authorizes a contract to Canterbury Development Corp., 2200 Fletcher Avenue, Suite #710, Fort Lee, New Jersey 07024 for \$1,200,000 for the aforementioned real property acquisition.

BE IT FURTHER RESOLVED, that this contract has been awarded to this contractor based on the merits and abilities of the contractor to provide the goods or service as described herein. This contract was awarded through the alternate method pursuant N.J.S.A. 19:44A-20-4 et seq. As such, the undersigned does hereby attest that these contractors, their subsidiaries, assigned or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c. 19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of these one (1) year contracts to any political party committee in the Township of Wyckoff if a member of that political party is serving in an elective public office of the Township of Wyckoff when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Township of Wyckoff when the contract is awarded.

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF IN ACCORDANCE WITH NJAC 5:30-5.5 (B) 2, CERTIFY THAT THIS CONTRACT AWARD WILL TAKE PLACE ON AUGUST 17, 2021, AND APPROPRIATED IN THE CAPITAL ORDINANCE #1882. THE BUDGETARY 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 AS SET FORTH IN NJAC 5:30-5.4 (A).

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021



TOWNSHIP OF WYCKOFF

Pay to Play Checklist

✓

1. **Review** List of Agencies which contains Elected Officials Required for Political Contribution Disclosure; Business Entity Disclosure Certification requirements and Contractor Instructions.

✓

2. **Complete the following & Return to us:**

a. Business Entity Disclosure Certification, sign, date and have notarized.

✓

b. Political Contribution Disclosure Form

✓

c. Statement of Ownership Disclosure

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
TOWNSHIP OF WYCKOFF

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

“Local Unit Pay-To-Play Law” (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act:

“business entity” means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

“interest” means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation, for profit, as appropriate;

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)

19:44A-3 Definitions. In pertinent part...

p. The term “political party committee” means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term “candidate committee” means a committee established pursuant to subsection a. of section 9 of P.J.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term “joint candidates committee” means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

19:44A-8 and 16 Contributions, expenditures, reports, requirements.

While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:

“The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2)

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a "fair and open" process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any State, county, or municipal committee of a political party
- any legislative leadership committee
- any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office:
 - of the public entity awarding the contract
 - of that county in which that public entity is located
 - of another public entity within that county
 - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county

The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an "interest" ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, "a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity." [N.J.S.A. 19:44A-20.26(b)] The contributor must be listed on the disclosure.

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELJC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor's responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor's submission and is disclosable to the public under the Open Public Records Act.

The contractor must also complete the attached Stockholder Disclosure Certification. This will assist the agency in meeting its obligations under the law. **NOTE: This section does not apply to Board of Education contracts.**

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

STATEMENT OF OWNERSHIP DISCLOSURE Page 1 of 2
N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

This statement shall be completed, certified to, and included with all bid and proposal submissions. Failure to submit the required information shall render the bid proposal unresponsive and it will not be considered for an award.

Name of Organization: Canterbury Development Corp.

Organization Address: 2200 Fletcher Avenue, Suite 710, Fort Lee, NJ 07024

Part I Check the box that represents the type of business organization:

- ☐ Sole Proprietorship (skip Parts II and III. execute certification in Part IV)
☐ Non-Profit Corporation (skip Parts II and III. execute certification in Part V)
☒ For-Profit Corporation (any type)
☐ Limited Liability Company (LLC)
 Partnership ☐ Limited Partnership ☐ Limited Liability Partnership
 Other (be specific): _____

Part II

- ☒ The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. (COMPLETE THE LIST BELOW IN THIS SECTION)

OR

No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. (SKIP TO PART IV)

(Please attach additional sheets in the below format if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address
Jackson Family, Trust	510 E. 86 th St, Apt. 12c, NY, NY 10028
Morris Sarina	6077 th St, NY, NY 10021
Sar Family	2006 Grant Street, St. Englewood, NJ 07031

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

STATEMENT OF OWNERSHIP DISCLOSURE Page 2 of 2

Part III DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual Federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the Federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. Attach additional sheets in the below format if more space is needed.

Website (URL) containing the last annual SEC (or foreign equivalent) filing	Page #s
---	---------

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II other than for any publicly traded parent entities referenced above. The disclosure shall be continued until names and addresses of every non-corporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. Attach additional sheets in the below format if more space is needed.

Stockholder/Partner/Member and Corresponding Entity Listed in Part II	Home Address (for Individuals) or Business Address
--	--

Part IV Certification

I, being duly sworn, upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge that I am authorized to execute this certification on behalf of the bidder/proposer; that the Township of Wyckoff is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with Township of Wyckoff to notify the Township of Wyckoff Township Administrator, in writing, of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and, if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the Township of Wyckoff, permitting the Township of Wyckoff to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):

Title:

Signature:

Date:

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

#21-250 Professional Service Appointment – Harold E. Cook, Esq.

WHEREAS, the Township of Wyckoff has a real need and requires professional services of an attorney with specialized land use experience; and,

WHEREAS, the Township Committee has determined to appoint Harold P. Cook, Esq. to assist the Township Committee in a land-use matter regarding a request for re-zoning due to his significant legal experience with a specialized area of land-use litigation. Mr. Cook was selected based on his skill and acumen as an attorney licensed to practice law in New Jersey and his experience resolving complex land-use issues and litigation; and,

WHEREAS, the Purchasing Agent and the Chief Financial Officer have determined that even if the cost of these services does not exceed \$17,500, they believe it is prudent to anticipate the value of these services in excess of \$17,500 to ensure compliance with NJSA 19:44A-20.5 et seq.; and,

WHEREAS, each business entity has completed and submitted a Business Entity Disclosure Certification which certifies that each business entity has not made any reportable contributions (\$300 or more) to a political or candidate committee in the Township of Wyckoff with the elected officials in the previous one year, and that the contract will prohibit each business entity from making any reportable contributions (\$300 or more) through the term of the contract; and,

WHEREAS, the Township Committee awards a one year contract for Special Counsel services in accordance with the alternate process pursuant to the provisions of NJSA 19:44A-20.5; and,

WHEREAS, the Local Public Contracts Law NJSA 40A:11-5 requires the resolution authorizing award of contracts for professional services without competitive bids and the contract itself to be made available for public inspection; and,

WHEREAS, the Chief Financial Officer, in accordance with the Local Public Contracts Law, has duly executed a Certificate of Available of Funds indicating that adequate funds have been appropriated in the 2021 Temporary Budget and is appropriated in the 2021 Municipal Budget for fees reasonably required in the line item, legal services and costs – other expense.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that a one (1) year contract is hereby awarded to Harold P. Cook, Esq., 886 Belmont Avenue, North Haledon, New Jersey 07508 for Special Counsel Services, \$160.00 per hour, compensation not to exceed \$5,000.00 when vouchers are approved by the Township Committee.

1. The Township Committee Chairman and Clerk are hereby authorized and directed to execute contracts with each of said professionals and to take all other steps necessary to carry this resolution into effect.
2. Said appointments are made without competitive bidding under the provisions of the Local Public Contracts Law which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession and whose practice is regulated by law in accordance with NJSA 40A:11-1 et seq and in accordance with NJSA 19:44A-20.5 alternate process.
3. The Business Entity Disclosure Certification and the Political Contribution Disclosure Forms are in the professional services files.
4. The Municipal Clerk shall execute a public notice of said appointment in the official newspaper of the Township as required by law.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

BE IT FURTHER RESOLVED that these contracts have been awarded to these contractors based on the merits and abilities of the contractors to provide the goods or services as described herein. This contract was not awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20-4 et seq. As such, the undersigned does hereby attest that these contractors, their subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of these one (1) year contracts to any political party committee in the Township of Wyckoff if a member of that political party is serving in an elective public office of the Township of Wyckoff when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Township of Wyckoff when the contract is awarded.

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF, CERTIFY THAT ADEQUATE FUNDS HAVE BEEN APPROPRIATED IN THE "LEGAL SERVICES AND COSTS", "OTHER EXPENSE" PORTIONS OF THE 2021 MUNICIPAL BUDGET AND IS APPROPRIATED IN THE 2021 MUNICIPAL BUDGET ACCOUNT 21-01-20-155-020 FOR THE FOLLOWING PROFESSIONAL SERVICES FOR THE CALENDAR YEAR 2021. NOT TO EXCEED THE MAXIMUM AMOUNT AS SET FORTH ABOVE.

#21-251 Award of Contract – Semi Annual Shade Tree Work

WHEREAS, the Township Committee of the Township Committee has a need to trim and elevate trees in the municipal Right-of-Way and to remove dead trees in the municipal right-of-way when they are reported; and,

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

WHEREAS, the Township of Wyckoff published a legal advertisement in the July 23, 2021 issue of the Ridgewood News newspaper soliciting competitive sealed bids; and,

WHEREAS, the Township of Wyckoff posted a notice that this bid specification is available to bidders on the Township's "Bids and Jobs" quick link easily accessed from the Township's Home Page at www.wyckoff-nj.com and to further encourage competition, the specifications were available with no fee, and the advertisement notice of bidding period exceeded the state requirement; and,

WHEREAS, the Township Administrator announced at 10:58 am that he would accept bids only up until 11:00 am and at 11:00 am announced that the time for accepting bids was concluded. As soon as he finished speaking, a bidder appeared in the doorway with a bid which was not able to be accepted; and

WHEREAS, on August 5, 2021 at 11:00 a.m. the following bids were publicly opened, and their contents read aloud:

VENDOR	ADDRESS	CITY/STATE	ZIP	TOTAL PRICE BID
Beucler Tree Experts LLC	84 Harold Street	Tenafly, New Jersey	07670	\$ 57,600
Downes Tree Service	65 Royal Avenue	Hawthorne, New Jersey	07506	\$ 44,630

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Rich Tree Service	325 Bergen Street	South Plainfield, New Jersey	07080	\$ 65,175
Dujets Tree Experts, Inc.	54 Notch Road	Woodland Park, New Jersey	07424	\$ 53,800

WHEREAS, the Public Works Manager and the Township Administrator have reviewed the submitted bids and recommend an award to the lowest responsive and responsible bidder; and,

WHEREAS, the Township Attorney has reviewed this procurement and concurs.

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 awarded to Downes Tree Service, 65 Royal Avenue, Hawthorne, New Jersey 07506 for a lump sum up to and not to exceed the price of \$ 44,630.00 for the Shade Tree Work described in the specifications and which is to be performed in the time frame specified.

BE IT FURTHER RESOLVED, that the Acting Municipal Clerk provides a certified copy of this resolution to the Department of Public Works Manager, the Chief Financial Officer and the Shade Tree Commission Secretary.

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, 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 AUGUST 17, 2021 AND IS SUBJECT TO THE AVAILABILITY OF FUNDS APPROPRIATED IN THE 2021 BUDGET ACCOUNT NUMBER 1-01-26-292-020 AND SUBSEQUENT ANNUAL BUDGETS AS REQUIRED. THE BUDGETARY 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 AS SET FORTH IN NJAC 5:30-5.4 (a).

#21-252 Chapter 159 – 2021 Clean Communities Program

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any item of revenue in the budget of any county or municipality when such item have been made available by law and the amount was not determined at the time of the adoption of the budget; and,

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Wyckoff, County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$37,426.38 which is now available from the 2021 Clean Communities; and,

BE IT FURTHER RESOLVED, that the like sum of \$37,426.38 is hereby appropriated under the caption 2021 Clean Communities; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the 2021 Clean Communities Program in the amount of \$37,426.38.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

#21-253 Return of Certain Overpaid Taxes, etc.

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:

BOARD OF ADJUSTMENT:

Marco Montes & Yulimey Ortiz, 122 Edison Street, Wyckoff, New Jersey 07481 – Return of Escrow – Block 270/Lot 1 - \$225.86

Donald & Donna Payerle, 360 Pathway Manor, Wyckoff, New Jersey 07481 – Return of Escrow – Block 316/Lot 18 - \$191.92

Erik Ruebenacker, 539 Chestnut Street, Wyckoff, New Jersey 07481 – Return of Escrow – Block 338/Lot 7 - \$529.92

Ronald & Denise Cauchard, 324 Wyckoff Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 351/Lot 30 - \$191.61

PLANNING BOARD:

Maggi Mueller, 478 Ellis Place, Wyckoff, New Jersey 07481 – Return of Escrow – Block 347/Lot 13 - \$329.86

Anita Van Alstyne, 370 Harvey Court, Wyckoff, New Jersey 07481 – Return of Escrow – Block 214/Lot 95 - \$530.28

Mark DeLorenzo, 359 Ruit Farm Road, Wyckoff, New Jersey 07481 – Return of Escrow – Block 429/Lot 41 - \$329.55

TAX REFUND:

Joseph C. Angelo, Esq., 127 Franklin Avenue, Nutley, New Jersey 07110 – Tax Appeal Judgement – Block 423/Lot 7 – 769 Highview Drive - \$4,824.61

John & Jane Landers, C/O Paff Law Firm, P.O. Box 6767, Bridgewater, New Jersey 08807 – Tax Appeal Judgement – Block 449/Lot 1.02 C169 - \$1,138.66

RECREATION:

Michael Bruno, 431 Russell Avenue, Wyckoff, New Jersey 07481 – Football Refund - \$215.00

July Chin, 319 Kenneth Place, Wyckoff, New Jersey 07481 – Summer Camp Refund - \$305.00

Amanda Felix, 129 Ullman Avenue, Wyckoff, New Jersey 07481 – Summer Camp Refund - \$503.00

#21-254 Adoption of Cyber Security Policies

WHEREAS, the Township of Wyckoff is a member of the Bergen County Joint Insurance Fund (JIF) and has obtained the highest level of coverage based on risk management precautions and policies; and,

WHEREAS, effective January 1, 2022, Bergen County JIF is requiring new risk management procedures and precautions and offering various levels of coverages and deductibles on a sliding scale; and,

WHEREAS, the Township Committee has authorized a project team that has been working to develop a program that is compliant with the JIF Tier 3 Cyber Security Program to provide the greatest level of coverage with the lowest deductible possible.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

WHEREAS, the Project Team recommends the Township Committee adopt the below listed policies to establish cybersecurity procedures and precautions:

- Remote Access Approval
- Remote Access Tracking
- Mobile Devices Security and Management Policy
- Social Media Usage Policy
- Password Protection Policy
- Password Construction Guidelines Policy
- Ethics Policy
- Email Encryption Policy
- Email Policy
- Clean Desk & Clean Screen Policy
- Acceptable Use Policy
- Anti-Virus and Malware Protection Policy
- Physical Security Policy
- Policies, Definition of Terms & References
- Governances, Policies, Standards, Procedures & Guidelines How-To
- Internet Usage Policy
- Wireless Communication Policy
- Firewall Management Policy
- Intrusion Detection Policy
- Technology Equipment Disposal Policy
- Server Security Policy
- Server Hardening Policy
- Workstation Security Policy
- Server Monitoring Policy
- Patch Management Policy
- Fraud Control Policy
- Banking, ACH, Wire Transfer Fraud Prevention Control Policy
- Incident Management Plan, Policies and Procedure
- Third Party Vendor and BA Security Policy and Procedure

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that the aforementioned policies are authorized and approved for use to protect the Township of Wyckoff and the Township Administrator is authorized to sign the policies; and,

BE IT FURTHER RESOLVED, that these policies shall be disseminated to employees and the Project Team (Task Force) including the Township of Wyckoff's Information Technology Consultant, current year Mayor as governing body Liaison, Municipal Administrator as Compliance Coordinator, CFO as Security Coordinator, Police Chief as Police Department Compliance Coordinator, and Sgt. Ferreira as Police Dept. Security Coordinator shall continue to function as a Project Team to address, perform and manage; operational controls, administrative controls (including employee training) and technical controls.

#21-255 Authorize Services of Ta Assessment Office Assistant

WHEREAS, the Township of Wyckoff has a real need and requires professional services of a tax assessment office assistant with specialized tax assessment experience; and,

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

WHEREAS, the Township Committee has determined to hire, Susan DeRosa, prior Township of Wyckoff Tax Assessment Secretary, based on her skill and acumen as a Licensed Tax Assessor in the State of New Jersey and her familiarity with the Township of Wyckoff's property records, Assessment Attorneys, the County Board of Taxation MODIV records, the residents of the Township of Wyckoff, and the Township of Wyckoff employees, to assist the Township Tax Assessment Office in reviewing, ascertaining, and processing Tax Assessment Office pertinent data records to ensure accuracy and timeliness of tax assessment input to the Township's tax assessment records; and

WHEREAS, this Agreement shall be effective commencing on September 1, 2021 and renewable annually each year beginning January 1, 2022 for a period of one year. Either party has the right to cancel as per signed agreement by providing thirty (30) day written notice to the Township Administrator; and

WHEREAS, the scope of work is as follows but not limited to: processing of the following administrative functions in a timely manner and by any statutory due date, for the Wyckoff Tax Assessment Office and will have the authority to dial into the Township of Wyckoff's Tax Assessment Office and Building Department permit system (Mitchell Humphries) network at the Township and at the Bergen County Board of Taxation (MODIV) to perform these functions for Township of Wyckoff properties: deed changes, assessment changes, record card charges, property income and expense reports, review and monitor building permits, input permits to property records cards, input added assessment information, and any other property record information to ensure proper and timely capturing pertinent tax assessment records; and

WHEREAS, the Tax Assessment Office Assistant will coordinate and ascertain all necessary and relevant property information and work with Township of Wyckoff Assessment and Appeals Attorneys; and

WHEREAS, the Tax Assessment Office Assistant will be provided with a Township owned laptop and access to the, aforementioned networks and email; and

WHEREAS, the Tax Assessment Office Assistant will comply with all Township of Wyckoff remote access and cybersecurity protocols and policies, and

WHEREAS, it will be the responsibility of the Tax Assessment Office Assistant to ascertain and receive all necessary documentation to properly perform the requirements of this position from Tax Assessment Office directly, and

WHEREAS, all documentation and reports are the sole property of the Township of Wyckoff and will be returned, if taken off premise, within 30 days to the Tax Assessment Office, and

WHEREAS, the Tax Assessment Office Assistant will be available from time to time for limited meetings via on-site, phone or remote meeting, and additional hours off-site or off regular Township of Wyckoff hours, and

WHEREAS, the tax assessment office assistant will report to the Township Administrator and is contracted for the sole purpose of assisting with the function of the Tax Assessment Office and is not an employee of and does not report to the Tax Assessor but will defer to the Tax Assessor for statutory requirements and functions of the Tax Assessment Office, and

WHEREAS, the total costs of the service shall be \$17,000 per year through semi-monthly payroll services. This position is not subject to benefits, pension or any other employee benefits and is considered a temporary/part-time position. This position is subject to period review by the Township of Wyckoff

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Administrator for completion of assigned tasks and responsibilities and compliance with this Agreement, and

NOW, THEREFORE, BE IT RESOLVED that the Township of Wyckoff hereby agrees to hire Susan DeRosa as a part-time, temporary, Tax Assessment Office Assistant.

#21-256 Close Complete 2017/2018 Grant Reserves

WHEREAS, certain Un-appropriated and Appropriated Grant Reserves for 2018 Municipal Alliance, 2018 Drive Sober Campaigns I & II and 2018 Distracted Driver Campaign Receivables and Reserves remain dedicated to programs now completed and closed; and

WHEREAS, as Township Municipal Auditor has recommended and Chief Financial Officer have stated that the grant years 2017 and 2018 has been completed and are considered closed, and

WHEREAS, the 2017 and 2018 Annual Audit has been completed and the final balances of the Un-appropriated and Appropriated Grant Reserves Current Fund and Receivables have been verified and closed, and

WHEREAS, it is necessary to formally cancel said balances so that unexpended balances, if any, may be moved to fund balance:

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Chief Financial Officer is instructed to cancel the following dedicated balances of the Un-appropriated and Appropriated Reserves Current Fund as follows:

2017 Municipal Alliance	Appropriation Reserves	\$ 11,263.00
2017 Municipal Alliance	Unappropriated Reserve	\$ 11,262.00
	Budget Operations	\$ 1.00
2017 Mun. Alliance Share	Appropriation Reserves	\$ 2,614.00
	Budget Operations	\$ 2,614.00
2018 Drive Sober II	Appropriation Reserves	\$ 1,415.00
	Budget Operations	.14
	Unappropriated Reserves	\$ 1,415.14
2018 Distracted Driver	Appropriation Reserves	\$ 1,168.99
	Unappropriated Reserves	\$ 1,168.97
	Budget Operations	\$.02

#21-257 Release Performance Guarantee 185 Hillcrest Avenue

WHEREAS, Ms. Jill K. Dutra, Principal of Dutra Excavating & Sewer, Inc., 10 Stone Hollow Road, Montvale, New Jersey 07645, in an email dated August 4, 2021, has requested the release of a \$1,140 Performance Cash Surety for work performed at 185 Hillcrest Avenue; and

WHEREAS, the Township issued a road opening permit for a sewer connection to Ms. Jill K. Dutra, Principal of Dutra Excavating & Sewer, Inc., 10 Stone Hollow Road, Montvale, New Jersey 07645 for work to be completed at 185 Hillcrest Avenue; and

WHEREAS, the Township's Engineer, Mr. Mark Di Gennaro, in an email dated August 4, 2021, states that the \$1,140 being held as Performance Cash Surety and Performance Bond are approved to be released; and

WHEREAS, Ms. Jill K. Dutra, Principal of Dutra Excavating & Sewer, Inc., 10 Stone Hollow Road, Montvale, New Jersey 07645 posted the following with the

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

Municipal Clerk on December 5, 2020 for site improvements/road opening permit:

Performance Cash Surety \$1,140.00

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen and State of New Jersey that they hereby accept the recommendation of the Township Engineer, Mr. Mark Di Gennaro to release the \$1,140 Performance Cash Surety and the Performance Bond.

BE IT FURTHER RESOLVED, that the Municipal Clerk will forward a copy of this resolution to the Township Engineer, Mr. Mark Di Gennaro and to Ms. Jill K. Dutra, Principal of Dutra Excavating & Sewer, Inc., 10 Stone Hollow Road, Montvale, New Jersey 07645

#21-258 Accept Grant-Electric Vehicle Charging Station

WHEREAS, the Township has been awarded a grant for funding from the NJ Department of Environmental Protection's (NJDEP) Drive Green, It Pays to Plug In Program, for installation of one (1) Level 2 Electric Vehicle Charging Station (EVCS) at 340 Franklin Avenue, Wyckoff, for fleet vehicle use; and,

WHEREAS, the Township recently purchased and received two more police hybrid vehicles that will help reduce energy consumption and emissions; and,

WHEARAS, the Township of Wyckoff, as part of their commitment to energy conservation, pledges to help reduce vehicle emissions, improve air quality and slow climate change; and,

WHEREAS, the Township agrees to provide matching or cost sharing amounts for the balance of the installation and maintenance of the electric vehicle charging stations; and,.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey is authorized to submit a grant agreement for 60% up to a maximum of \$8,000 with the NJ Department of Environmental Protection for the installation of one (1) electric vehicle charging station.

#21-259 Award Contract – Improvements to Mountain Avenue

WHEREAS, the Township Committee has been awarded two (2) NJDOT Trust Fund Grants to pave Mountain Avenue, a 2020 grant for \$195,000 and a 2021 grant for \$189,000; and,

WHEREAS, the Township Committee has adopted Ordinance #1929 which appropriated both grant amounts in total to improve Mountain Avenue; and,

WHEREAS, the Township Committee approved the bid specifications and authorized advertised competitive, sealed bidding; and,

WHEREAS, funds are not unlimited and the Township cannot pave every road, requiring difficult choices among valid requests; and

WHEREAS, consistent with past practices, the Township Committee relies on the professional opinion of the Township Engineer, Public Works Manager and Chief of Police to determine the roads most in need of repair which qualify for this state grant; and

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

WHEREAS, a public notice legal advert soliciting bids for the Township of Wyckoff's procurement was advertised on 07/23/21 in the Ridgewood News and posted on the Township's website under the easily accessed quick link on the homepage titled, Bids and Jobs; and,

WHEREAS, on 08/10/21 at 11:00 a.m. nine (9) bids were publicly opened and their contents read aloud as indicated on the Municipal Clerk's bid summary sheets, attached as if set forth at length; and,

WHEREAS, the Township's Consulting Engineer, Boswell Engineering, after a thorough and careful review, recommends a contract award to the lowest responsive and responsible bidder, New Prince Construction Co., Inc., 215 Elleen Terrace, Hackensack, NJ 07601; and,

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

WHEREAS, the Chief Financial Officer has issued a certificate of availability of funds in Ordinance #1929 account #C-04-56-920-003 Capital Budget account; and,

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 to the lowest responsive and responsible bidder, New Prince Construction Co., Inc., 215 Elleen Terrace, Hackensack, NJ 07601 for the total Base Bid, Alternate A, and Alternate B with a total contract based on unit prices not to exceed \$318,407.02 in accordance with the bid specifications.

BE IT FURTHER RESOLVED, that the Municipal Clerk shall provide a certified copy of this resolution to the Township's Consulting Engineer, Public Works Manager, Township Engineer, Police Chief, Accounts Payable Control Office and the Chief Financial Officer.

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF, CERTIFY THAT SUFFICIENT FUNDS HAVE BEEN APPROPRIATED IN THE CAPITAL IMPROVEMENT AUTHORIZATION ORDINANCE #1929 ACCOUNT #C-04-56-920-003.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

MOUNTAIN AVENUE AND IMPROVEMENTS TO
MOUNTAIN AVENUE SECTION 2
TOWNSHIP OF WYCKOFF
BERGEN COUNTY, NEW JERSEY

OUR FILE NO. WY-529

1.	D&L Paving Contractors	Base Bid:	\$296,122.98
	Alt. A	\$	47,467.68
	Alt. B	\$	21,750.00
2.	Frank Macchione Paving	Base Bid	\$280,380.39
	Alt. A	\$	47,913.73
	Alt. B	\$	17,900.00
3.	AJM Contractors	Base Bid:	\$308,113.50
	Alt. A	\$	52,753.00
	Alt. B	\$	6,875.00
4.	J.A. Alexander, Inc.	Base Bid:	\$316,434.04
	Alt. A	\$	41,229.28
	Alt. B	\$	19,175.00
5.	DLS Contracting	Base Bid:	\$314,421.00
	Alt. A	\$	52,133.00
	Alt. B	\$	20,700.00
6.	Smith Soudy Asphalt	Base Bid:	\$328,679.15
	Alt. A	\$	12,512.50
	Alt. B	\$	7,040.00

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

MOUNTAIN AVENUE AND IMPROVEMENTS TO
MOUNTAIN AVENUE SECTION 2
TOWNSHIP OF WYCKOFF
BERGEN COUNTY, NEW JERSEY

OUR FILE NO. WY-529

7. New Prince Construction Base Bid: \$273,201.19

Alt. A \$ 40,905.83

Alt. B \$ 4,300.00

8. American Asphalt Base Bid: \$309,459.24

Alt. A \$ 49,604.03

Alt. B \$ 21,092.50

9. 4 Cleanup Base Bid: \$302,633.05

Alt. A \$ 51,347.35

Alt. B \$ 17,800.00

10. Marini Brothers Const. NO BID RECEIVED

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

**MOUNTAIN AVENUE & IMPROVEMENT TO MOUNTAIN AVENUE SECTION 2
TOWNSHIP OF WYCKOFF
BERGEN COUNTY, NEW JERSEY
OUR FILE NO. WY-529**

BID DATE: August 10, 2021

Time 11:00 a.m.

				New Prince Concrete Const. Co. 215 Elleen Terrace Hackensack, NJ 07601 201-488-8208 201-488-7259 fax		Frank Macchione Construction, Inc. 141 Central Avenue Rochelle Park, NJ 07662 201-652-0694 201-291-8822 fax		D&L Contractors, Inc. 675 Franklin Avenue Nutley, NJ 07110 973-667-7300 973-667-1190 fax		4 Clean-Up, Inc. 4501 Dell Avenue North Bergen, NJ 07047 201-271-0042 201-271-0118 fax		AJM Contractors, Inc. 300 Kuller Road Clifton, NJ 07011 973-772-9292 973-772-9222 fax		American Asphalt & Trucking, LLC 24 Murray Street West Orange, NJ 07052 201-991-9200 201-991-9201 fax	
ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
BASE BID															
1	Breakaway Barricade	UNIT	10	\$0.01	\$0.10	\$1.00	\$10.00	\$0.01	\$0.10	\$1.00	\$10.00	\$10.00	\$100.00	\$0.01	\$0.10
2	Drum	UNIT	20	\$0.01	\$0.20	\$1.00	\$20.00	\$0.01	\$0.20	\$1.00	\$20.00	\$10.00	\$200.00	\$0.01	\$0.20
3	Traffic Cone	UNIT	50	\$0.01	\$0.50	\$1.00	\$50.00	\$0.01	\$0.50	\$1.00	\$50.00	\$10.00	\$500.00	\$0.01	\$0.50
4	Construction Signs	SF	200	\$0.01	\$2.00	\$1.00	\$200.00	\$0.01	\$2.00	\$1.00	\$200.00	\$10.00	\$2,000.00	\$0.01	\$2.00
5	Asphalt Price Adjustment	Dollar	1	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00
6	Fuel Price Adjustment	Dollar	1	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00
7	Allowance for Police Traffic Directors	Dollar	1	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
8	HMA Milling, 3" or Less	SY	13,255	\$3.25	\$43,078.75	\$3.50	\$46,392.50	\$4.13	\$54,743.15	\$4.35	\$57,659.25	\$3.50	\$46,392.50	\$3.69	\$48,910.95
9	Hot Mix Asphalt Pavement Repair	SY	20	\$0.01	\$0.20	\$25.00	\$500.00	\$0.01	\$0.20	\$1.00	\$20.00	\$25.00	\$500.00	\$0.01	\$0.20
10	Tack Coat	Gallon	2,000	\$0.01	\$20.00	\$0.01	\$20.00	\$0.50	\$1,000.00	\$0.01	\$20.00	\$2.00	\$4,000.00	\$0.01	\$20.00
11	Hot Mix Asphalt 9.5M64 Surface Course	TON	2,205	\$65.00	\$143,325.00	\$75.00	\$165,375.00	\$74.63	\$164,559.15	\$78.47	\$173,026.35	\$82.00	\$180,810.00	\$79.82	\$176,003.10
12	Curb Piece	UNIT	4	\$350.00	\$1,400.00	\$250.00	\$1,000.00	\$1.00	\$4.00	\$345.00	\$1,380.00	\$350.00	\$1,400.00	\$325.00	\$1,300.00
13	Reset Existing Casting	UNIT	29	\$0.01	\$0.29	\$0.01	\$0.29	\$1.00	\$29.00	\$1.00	\$29.00	\$1.00	\$29.00	\$0.01	\$0.29
14	Reconstructed Inlet, Type B, Using New Casting	UNIT	1	\$1,800.00	\$1,800.00	\$1,200.00	\$1,200.00	\$1,800.00	\$1,800.00	\$1,000.00	\$1,000.00	\$1,700.00	\$1,700.00	\$1,500.00	\$1,500.00
15	Concrete Sidewalk, 4" Thick	SY	85	\$90.00	\$7,650.00	\$90.00	\$7,650.00	\$92.00	\$7,820.00	\$90.00	\$7,650.00	\$90.00	\$7,650.00	\$100.00	\$8,500.00
16	Concrete Sidewalk, Reinforced, 12" Thick	SY	10	\$325.00	\$3,250.00	\$150.00	\$1,500.00	\$98.00	\$980.00	\$150.00	\$1,500.00	\$200.00	\$2,000.00	\$200.00	\$2,000.00
17	Hot Mix Asphalt Sidewalk, 6" Thick	SY	100	\$50.00	\$5,000.00	\$20.00	\$2,000.00	\$25.00	\$2,500.00	\$30.00	\$3,000.00	\$35.00	\$3,500.00	\$35.00	\$3,500.00
18	Hot Mix Asphalt Driveway, 6" Thick	SY	190	\$0.01	\$1.90	\$20.00	\$3,800.00	\$25.00	\$4,750.00	\$30.00	\$5,700.00	\$34.00	\$6,460.00	\$35.00	\$6,650.00
19	Detectable Warning Surface	SY	4.5	\$250.00	\$1,125.00	\$250.00	\$1,125.00	\$265.00	\$1,192.50	\$250.00	\$1,125.00	\$200.00	\$900.00	\$250.00	\$1,125.00
20	9" x 18" Concrete Vertical Curb	LF	340	\$48.00	\$16,320.00	\$30.00	\$10,200.00	\$40.00	\$13,600.00	\$31.00	\$10,540.00	\$36.00	\$12,240.00	\$40.00	\$13,600.00
21	No Item			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
22	Beam Guide Rail	LF	25	\$400.00	\$10,000.00	\$360.00	\$9,000.00	\$275.00	\$6,875.00	\$360.00	\$9,000.00	\$35.00	\$875.00	\$275.00	\$6,875.00
23	Beam Guide Rail Anchorage	UNIT	4	\$3,300.00	\$13,200.00	\$1,200.00	\$4,800.00	\$2,750.00	\$11,000.00	\$1,200.00	\$4,800.00	\$1,500.00	\$6,000.00	\$2,750.00	\$11,000.00
24	Traffic Stripes, 4"	LF	15,470	\$0.60	\$9,282.00	\$0.56	\$8,663.20	\$0.62	\$9,591.40	\$0.56	\$8,663.20	\$0.60	\$9,282.00	\$0.62	\$9,591.40
25	Traffic Markings Lines, 12"	SF	315	\$3.00	\$945.00	\$1.95	\$614.25	\$2.25	\$708.75	\$1.95	\$614.25	\$5.00	\$1,575.00	\$2.15	\$677.25
26	Regulatory and Warning Sign	SF	50.00	\$40.00	\$2,000.00	\$36.00	\$1,800.00	\$40.00	\$2,000.00	\$36.00	\$1,800.00	\$50.00	\$2,500.00	\$40.00	\$2,000.00
27	Reset Water Valve Box	UNIT	5	\$0.01	\$0.05	\$1.00	\$5.00	\$25.00	\$125.00	\$1.00	\$5.00	\$35.00	\$175.00	\$0.01	\$0.05
28	Reset Gas Valve Box	UNIT	5	\$0.01	\$0.05	\$1.00	\$5.00	\$25.00	\$125.00	\$1.00	\$5.00	\$35.00	\$175.00	\$0.01	\$0.05
29	Tree Removal, Over 6" to 12" Diameter	UNIT	2	\$500.00	\$1,000.00	\$450.00	\$900.00	\$0.01	\$0.02	\$600.00	\$1,200.00	\$800.00	\$1,600.00	\$1,000.00	\$2,000.00
30	Tree Removal, Over 12" to 24" Diameter	UNIT	1	\$1,000.00	\$1,000.00	\$850.00	\$850.00	\$0.01	\$0.01	\$1,100.00	\$1,100.00	\$1,600.00	\$1,600.00	\$2,000.00	\$2,000.00
31	Topsoil Spreading, 5" Thick	SY	100	\$5.00	\$500.00	\$2.00	\$200.00	\$5.00	\$500.00	\$1.00	\$100.00	\$9.00	\$900.00	\$0.01	\$1.00
32	Borrow Topsoil	C.Y.	15.0	\$0.01	\$0.15	\$0.01	\$0.15	\$1.00	\$15.00	\$1.00	\$15.00	\$40.00	\$600.00	\$0.01	\$0.15
33	Fertilizing and Seeding, Type A-3	SY	100	\$0.50	\$50.00	\$2.00	\$200.00	\$0.01	\$1.00	\$1.00	\$100.00	\$2.00	\$200.00	\$0.01	\$1.00
34	Straw Mulching	SY	100	\$0.50	\$50.00	\$1.00	\$100.00	\$0.01	\$1.00	\$1.00	\$100.00	\$0.50	\$50.00	\$0.01	\$1.00
TOTAL BASE BID					\$273,201.19		\$280,380.39		\$296,122.98		\$302,632.05		\$308,113.50		\$309,459.24
*denotes discrepancy in amount															

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

MOUNTAIN AVENUE & IMPROVEMENT TO MOUNTAIN AVENUE SECTION 2
TOWNSHIP OF WYCKOFF
BERGEN COUNTY, NEW JERSEY
OUR FILE NO. WY-529

BID DATE: August 10, 2021

Time 11:00 a.m.

				New Prince Concrete Const. Co. 215 Elleen Terrace Hackensack, NJ 07601 201-488-8208 201-488-7259 fax		Frank Macchione Construction, Inc. 141 Central Avenue Rochelle Park, NJ 07652 201-652-0694 201-291-8822 fax		D&L Contractors, Inc. 675 Franklin Avenue Nutley, NJ 07110 973-667-7300 973-667-1190 fax		4 Clean-Up, Inc. 4501 Dell Avenue North Bergen, NJ 07047 201-271-0042 201-271-0118 fax		AJM Contractors, Inc. 300 Kuller Road Clifton, NJ 07011 973-772-9292 973-772-9222 fax		American Asphalt & Trucking, LLC 24 Murray Street West Orange, NJ 07052 201-991-9200 201-991-9201 fax	
ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
ALTERNATE BID A															
8A	HMA Milling, 3" or Less	SY	2,745	\$3.25	\$8,921.25	\$3.50	\$9,607.50	\$4.13	\$11,336.85	\$4.75	\$13,038.75	\$4.00	\$10,980.00	\$3.69	\$10,129.05
9A	Hot Mix Asphalt Pavement Repair	SY	5	\$0.01	\$0.05	\$20.00	\$100.00	\$0.01	\$0.05	\$1.00	\$5.00	\$29.00	\$145.00	\$0.01	\$0.05
10A	Tack Coat	Gallon	415	\$0.01	\$4.15	\$0.01	\$4.15	\$0.01	\$4.15	\$0.01	\$4.15	\$1.00	\$415.00	\$0.01	\$4.15
11A	Hot Mix Asphalt 9.5M64 Surface Course	TON	435	\$65.00	\$28,275.00	\$79.00	\$34,365.00	\$74.63	\$32,464.05	\$78.47	\$34,134.45	\$83.00	\$36,105.00	\$79.82	\$34,721.70
13A	Reset Existing Casting	UNIT	8	\$0.01	\$0.08	\$0.01	\$0.08	\$0.01	\$0.08	\$1.00	\$8.00	\$1.00	\$8.00	\$0.01	\$0.08
15A	Concrete Sidewalk, 4" Thick	SY	10	\$90.00	\$900.00	\$90.00	\$900.00	\$92.00	\$920.00	\$90.00	\$900.00	\$100.00	\$1,000.00	\$100.00	\$1,000.00
18A	Hot Mix Asphalt Driveway, 6" Thick	SY	30	\$0.01	\$0.30	\$20.00	\$600.00	\$1.00	\$30.00	\$30.00	\$900.00	\$40.00	\$1,200.00	\$35.00	\$1,050.00
19A	Detectable Warning Surface	SY	0.9	\$250.00	\$225.00	\$250.00	\$225.00	\$265.00	\$238.50	\$250.00	\$225.00	\$200.00	\$180.00	\$250.00	\$225.00
20A	9" x 18" Concrete Vertical Curb	LF	20	\$48.00	\$960.00	\$30.00	\$600.00	\$40.00	\$800.00	\$31.00	\$620.00	\$55.00	\$1,100.00	\$40.00	\$800.00
24A	Traffic Stripes, 4"	LF	2,700	\$0.60	\$1,620.00	\$0.56	\$1,512.00	\$0.62	\$1,674.00	\$0.56	\$1,512.00	\$0.60	\$1,620.00	\$0.62	\$1,674.00
TOTAL ALTERNATE BID A					\$40,905.83		\$47,913.73		\$47,467.68		\$51,347.35		\$52,753.00		\$49,604.03
ALTERNATE BID B															
22B	Beam Guide Rail, Powder Coated	LF	25	\$100.00	\$2,500.00	\$460.00	\$11,500.00	\$350.00	\$8,750.00	\$456.00	\$11,400.00	\$35.00	\$875.00	\$324.50	\$8,112.50
23B	Beam Guide Rail Anchorage, Powder Coated	UNIT	4	\$450.00	\$1,800.00	\$1,600.00	\$6,400.00	\$3,250.00	\$13,000.00	\$1,600.00	\$6,400.00	\$1,500.00	\$6,000.00	\$3,245.00	\$12,980.00
TOTAL ALTERNATE BID B					\$4,300.00		\$17,900.00		\$21,750.00		\$17,800.00		\$6,875.00		\$21,092.50
TOTAL BASE BID AND ALTERNATE BID 'A' & 'B'					\$318,407.02		\$346,194.12		\$365,340.66		\$371,779.40		\$367,741.50		\$380,155.77

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

**MOUNTAIN AVENUE & IMPROVEMENT TO MOUNTAIN AVENUE SECTION 2
TOWNSHIP OF WYCKOFF
BERGEN COUNTY, NEW JERSEY
OUR FILE NO. WY-529**

BID DATE: August 10, 2021

Time 11:00 a.m.

DLS Contracting, Inc.
36 Montesano Road
Fairfield, NJ 07004
973-661-4188
973-661-4199 fax

J.A. Alexander, Inc.
130 John F. Kennedy Dr. N
Bloomfield, NJ 07003
973-680-0220
973-680-0221 fax

Smith-Sondy Asphalt Constr. Co., Inc.
150 Anderson Avenue
Wallington, NJ 07057
973-777-7833
973-777-7580 fax

ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
BASE BID															
1	Breakaway Barricade	UNIT	10	\$1.00	\$10.00	\$0.01	\$0.10	\$1.00	\$10.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
2	Drum	UNIT	20	\$1.00	\$20.00	\$0.01	\$0.20	\$1.00	\$20.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
3	Traffic Cone	UNIT	50	\$1.00	\$50.00	\$1.00	\$50.00	\$0.10	\$5.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
4	Construction Signs	SF	200	\$1.00	\$200.00	\$0.01	\$2.00	\$1.00	\$200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
5	Asphalt Price Adjustment	Dollar	1	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00	\$1,400.00
6	Fuel Price Adjustment	Dollar	1	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00	\$800.00
7	Allowance for Police Traffic Directors	Dollar	1	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
8	HMA Milling, 3" or Less	SY	13,255	\$4.00	\$53,020.00	\$7.50	\$99,412.50	\$3.90	\$51,694.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
9	Hot Mix Asphalt Pavement Repair	SY	20	\$1.00	\$20.00	\$0.01	\$0.20	\$40.00	\$800.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
10	Tack Coat	Gallon	2,000	\$2.00	\$4,000.00	\$0.01	\$20.00	\$0.01	\$20.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
11	Hot Mix Asphalt 9.5M64 Surface Course	TON	2,205	\$80.00	\$176,400.00	\$59.00	\$130,095.00	\$66.60	\$190,953.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
12	Curb Piece	UNIT	4	\$300.00	\$1,200.00	\$300.00	\$1,200.00	\$1.00	\$4.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
13	Reset Existing Casting	UNIT	29	\$1.00	\$29.00	\$0.01	\$0.29	\$1.00	\$29.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
14	Reconstructed Inlet, Type B, Using New Casting	UNIT	1	\$2,100.00	\$2,100.00	\$1,750.00	\$1,750.00	\$1.00	\$1.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
15	Concrete Sidewalk, 4" Thick	SY	85	\$80.00	\$6,800.00	\$95.00	\$8,075.00	\$105.60	\$8,976.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
16	Concrete Sidewalk, Reinforced, 12" Thick	SY	10	\$100.00	\$1,000.00	\$310.00	\$3,100.00	\$275.00	\$2,750.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
17	Hot Mix Asphalt Sidewalk, 6" Thick	SY	100	\$35.00	\$3,500.00	\$66.00	\$6,600.00	\$50.70	\$5,070.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
18	Hot Mix Asphalt Driveway, 6" Thick	SY	190	\$35.00	\$6,650.00	\$45.00	\$8,550.00	\$50.70	\$9,633.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
19	Detectable Warning Surface	SY	4.5	\$200.00	\$900.00	\$500.00	\$2,250.00	\$200.00	\$900.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
20	9" x 18" Concrete Vertical Curb	LF	340	\$39.00	\$13,260.00	\$39.00	\$13,260.00	\$45.50	\$15,470.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
21	No Item			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
22	Beam Guide Rail	LF	25	\$265.00	\$6,625.00	\$250.00	\$6,250.00	\$395.00	\$9,875.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
23	Beam Guide Rail Anchorage	UNIT	4	\$3,000.00	\$12,000.00	\$2,500.00	\$10,000.00	\$1,320.00	\$5,280.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
24	Traffic Stripes, 4"	LF	15,470	\$0.60	\$9,282.00	\$0.55	\$8,508.50	\$0.62	\$9,591.40	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
25	Traffic Markings Lines, 12"	SF	315	\$2.00	\$630.00	\$4.00	\$1,260.00	\$2.15	\$677.25	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
26	Regulatory and Warning Sign	SF	50.00	\$40.00	\$2,000.00	\$36.00	\$1,800.00	\$39.50	\$1,975.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
27	Reset Water Valve Box	UNIT	5	\$1.00	\$5.00	\$0.01	\$0.05	\$1.00	\$5.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
28	Reset Gas Valve Box	UNIT	5	\$1.00	\$5.00	\$0.01	\$0.05	\$1.00	\$5.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
29	Tree Removal, Over 6" to 12" Diameter	UNIT	2	\$500.00	\$1,000.00	\$450.00	\$900.00	\$330.00	\$660.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
30	Tree Removal, Over 12" to 24" Diameter	UNIT	1	\$1,000.00	\$1,000.00	\$850.00	\$850.00	\$825.00	\$825.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
31	Topsoil Spreading, 5" Thick	SY	100	\$3.00	\$300.00	\$1.00	\$100.00	\$6.60	\$660.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
32	Borrow Topsoil	C.Y.	15.0	\$1.00	\$15.00	\$0.01	\$0.15	\$21.00	\$315.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
33	Fertilizing and Seeding, Type A-3	SY	100	\$1.00	\$100.00	\$1.00	\$100.00	\$0.50	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
34	Straw Mulching	SY	100	\$1.00	\$100.00	\$1.00	\$100.00	\$0.25	\$25.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL BASE BID					\$314,421.00		\$316,434.04		\$328,679.15		\$12,200.00		\$12,200.00		\$12,200.00
				*denotes discrepancy in amount											

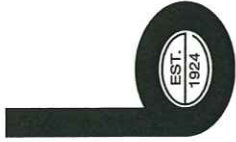
TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

MOUNTAIN AVENUE & IMPROVEMENT TO MOUNTAIN AVENUE SECTION 2
TOWNSHIP OF WYCKOFF
BERGEN COUNTY, NEW JERSEY
OUR FILE NO. WY-529

BID DATE: August 10, 2021

Time 11:00 a.m.

				DLS Contracting, Inc. 36 Montezano Road Fairfield, NJ 07004 973-661-4188 973-661-4199 fax		J.A. Alexander, Inc. 130 John F. Kennedy Dr. N Bloomfield, NJ 07003 973-680-0220 973-680-0221 fax		Smith-Sondy Asphalt Constr. Co., Inc. 150 Anderson Avenue Wallington, NJ 07057 973-777-7833 973-777-7580 fax							
ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
ALTERNATE BID A															
8A	HMA Milling, 3" or Less	SY	2,745	\$4.00	\$10,980.00	\$4.00	\$10,980.00	\$3.90	\$10,705.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
9A	Hot Mix Asphalt Pavement Repair	SY	5	\$1.00	\$5.00	\$0.01	\$0.05	\$40.00	\$200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
10A	Tack Coat	Gallon	415	\$2.00	\$830.00	\$0.01	\$4.15	\$0.01	\$4.15	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
11A	Hot Mix Asphalt 9.5M64 Surface Course	TON	435	\$80.00	\$34,800.00	\$58.00	\$25,230.00	\$86.60	\$37,671.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
13A	Reset Existing Casting	UNIT	8	\$1.00	\$8.00	\$0.01	\$0.08	\$1.00	\$8.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
15A	Concrete Sidewalk, 4" Thick	SY	10	\$80.00	\$800.00	\$95.00	\$950.00	\$105.60	\$1,056.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
16A	Hot Mix Asphalt Driveway, 6" Thick	SY	30	\$35.00	\$1,050.00	\$45.00	\$1,350.00	\$50.70	\$1,521.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
19A	Detectable Warning Surface	SY	0.9	\$200.00	\$180.00	\$500.00	\$450.00	\$200.00	\$180.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
20A	9" x 18" Concrete Vertical Curb	LF	20	\$39.00	\$780.00	\$39.00	\$780.00	\$82.30	\$1,646.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
24A	Traffic Stripes, 4"	LF	2,700	\$1.00	\$2,700.00	\$0.55	\$1,485.00	\$62.00	\$167,400.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL ALTERNATE BID A					\$52,133.00		\$41,229.28		\$220,391.65		\$0.00		\$0.00		\$0.00
ALTERNATE BID B															
22B	Beam Guide Rail, Powder Coated	LF	25	\$300.00	\$7,500.00	\$295.00	\$7,375.00	\$500.50	\$12,512.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
23B	Beam Guide Rail Anchorage, Powder Coated	UNIT	4	\$3,300.00	\$13,200.00	\$2,950.00	\$11,800.00	\$1,760.00	\$7,040.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL ALTERNATE BID B					\$20,700.00		\$19,175.00		\$19,552.50		\$0.00		\$0.00		\$0.00
TOTAL BASE BID AND ALTERNATE BID 'A' & 'B'					\$387,264.00		\$376,838.32		\$568,623.30		\$12,200.00		\$12,200.00		\$12,200.00



BOSWELL ENGINEERING

ENGINEERS ■ SURVEYORS ■ PLANNERS ■ SCIENTISTS

330 Phillips Avenue • P.O. Box 3152 • South Hackensack, N.J. 07606-1722 • (201) 641-0770 • Fax (201) 641-1831

PAGE NO.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

August 11, 2021

Honorable Mayor and Township Committee
Township of Wyckoff
Memorial Town Hall
Scott Plaza
Wyckoff, New Jersey 07481

Attention: Robert J. Shannon, Jr., Township Administrator

Re: Mountain Avenue & Improvement to Mountain
Avenue Section 2
Township of Wyckoff
Our File No. WY-529

Dear Mayor Rubenstein and Members of the Committee:

On June 1, 2018 Township received bids on the above referenced project. The bid results are attached.

The Township has received two NJDOT Local Aid Grants in the amounts of \$197,000.00 in 2020 and \$189,000.00 in 2021. The total amount of NJDOT grants is \$386,000.00.

It is the recommendation of this office that this project be awarded to New Prince Concrete in the amount of \$318,407.02 which consists of the Base Bid + Alt. A + Alt. B, subject to the review and concurrence of the Township Attorney and NJDOT

Should you have any questions, please contact me.

Very truly yours,

BOSWELL ENGINEERING

Peter C. Ten Kate, P.E.

PCTK:jim

cc: Robert Landel, Esq., Township Attorney
Mark DiGennaro, P.E., Township Engineer
Scott Fischer, DPW Superintendent

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

#21-260 Close Completed Capital Grant Receivable & Authorizes

WHEREAS, certain Grant Receivables and Grant Reserves for prior years remain and these legislative grants programs are now completed and closed; and

WHEREAS, the CFO and Municipal Accountant have reviewed and audited the accounts and state that all monies have been received from the 2018 NJ Dept of Transportation Trust and the 2018 County Open Space Trust, and

WHEREAS, the 2019 Annual Audit has been completed and the final balances of Ordinance 1851 NJDOT Lafayette Ave I and Ordinance 1863 OST Russell Park Imp I Project Grant Receivables and Authorizations have been verified and closed,

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Chief Financial Officer is instructed to cancel the following dedicated balances and make necessary adjustments for Ordinance 1851 NJDOT Lafayette Ave I and Ordinance 1863 OST Russell Park Imp I Grant Receivables and Authorizations as follows and return monies back to Capital Improvement Fund, Capital Surplus, or Municipal Open Space as indicated:

Ord 1851	2018 NJDOT-Lafayette Ave I - Receivables	\$16,397.30
	2018 NJDOT-Lafayette Ave I - Authorizations	\$16,397.30
Ord 1863	2018 OST-Russell Park Imp I - Receivables	\$ 4,269.28
	Due to Municipal Open Space	\$11,971.28
	2018 OST-Russell Park Imp I - Authorizations	\$16,240.56

#21-C5 Closed Session – Pending Litigation

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 (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 August 17, 2021 meeting, hereby authorize, that an Executive Session closed to the public shall be conducted on August 17, 2021 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.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

II Ordinances – Introduction

#1948 – AN ORDINANCE TO MODIFY CHAPTER 111, “DOGS” IN THE CODE OF THE TOWNSHIP OF WYCKOFF, TO MODIFY SECTION 111-3, “ANNUAL FEES; EXPIRATION DATE”, AND SECTION 111-9, “DOGS RUNNING AT LARGE” TO INCREASE FEES.

ORDINANCE #1948

AN ORDINANCE TO MODIFY CHAPTER 111, “DOGS” IN THE CODE OF THE TOWNSHIP OF WYCKOFF, TO MODIFY SECTION 111-3, “ANNUAL FEES; EXPIRATION DATE”, AND SECTION 111-9, “DOGS RUNNING AT LARGE” TO INCREASE FEES.

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 111, “Dogs” of the code of the Township of Wyckoff, Section 111-3, Annual Fees; Expiration Date, be modified as follows:

SECTION 1 Chapter 111-3. Annual Fees; Expiration date

§ 111-3 Annual fees; expiration date.

- A. The person applying for the license and registration tag after ~~May 1, 1990~~ January 1, 2022, shall, in addition to any late fee imposed, pay a fee as follows: \$44 ~~18~~ for any dog of reproductive age which has not had its reproductive capacity permanently altered through sterilization; \$44 ~~15~~ for all other dogs. Proof of sterilization shall be provided by a certification executed by a ~~d~~ Doctor of v-Veterinary ~~m~~ Medicine or by the person applying for the license. In the absence of said certification, it shall be assumed that the dog has not been sterilized and is of reproductive age. Each license shall be renewed annually, and for each annual renewal, the fee for the license and for the registration tag shall be as set forth in this section, and said license shall expire on December 31 in the year stated on the license. The fee for a replacement tag shall be \$5.
- B. From February 1 until March 31 of each year, there shall be an additional late registration fee in the amount of \$40 ~~15~~, but during such period, the applicant shall not be subject to the issuance of a summons in the Municipal Court.
- C. After March 31 of each year, in addition to the fees and late registration fee set forth herein, an applicant shall be subject to the issuance of a summons in the Municipal Court and such fines and penalties as may be imposed by the Municipal Judge in accordance with § 111-14.

BE IT FURTHER ORDAINED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 111, “Dogs” of the code of the Township of Wyckoff, Section 111-9, “Dogs Roaming at Large”, be modified as follows:

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

SECTION 2 Chapter 111-9, Dogs Roaming at Large

§ 111-9 Dogs running at large.
[Amended 2-18-1986 by Ord. No. 978; 4-10-1990 by Ord. No. 1087]

Any dog running at large, or any other stray animal shall be removed and taken to the municipal shelter. The owner of such dog or other animal shall be assessed the reasonable cost of such removal and care, at a minimum of \$45 25 for the first 24 hours and \$45 25 for each day thereafter. The custodian of the municipal shelter shall make diligent inquiry as to the ownership of such dog or other stray animal. Written notification shall be served either personally or by mail on the owner at his last known address. The charges hereunder shall not be in lieu of any fines or penalties which may be assessed against the owner under § 111-14 hereof.

SECTION 3 - Except as hereby amended, all other Sections of Chapter 111 of the Code of the Township of Wyckoff shall remain in full force and effect.

SECTION 4 - This Ordinance shall take effect immediately after final passage and publication as required by law.

#1949 – AN ORDINANCE TO MODIFY CHAPTER 106 “CATS” IN THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 106-3 E, “ANNUAL FEES”, TO INCREASE FEES.

ORDINANCE #1949

AN ORDINANCE TO MODIFY CHAPTER 106 “CATS” IN THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 106-3 E, “ANNUAL FEES”, TO INCREASE FEES.

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 106, “CATS” in the code of the Township of Wyckoff, Section 106-3 E, “Annual Fees” is hereby modified as follows:

SECTION 1 Chapter 106-3 E; Annual Fees; Expiration date is modified as follows

§ 106-3 E, Annual Fees; Expiration date

(1) The person applying for the license and registration tag after January 1, ~~1991~~2022, shall pay a fee as follows: \$44 ~~18~~ for any cat of reproductive age which has not had its reproductive capacity permanently altered through sterilization; and \$44 15 for all other cats. Proof of sterilization shall be provided by a certification executed by a ~~d~~Doctor of ~~v~~Veterinary ~~m~~Medicine or by the person applying for the license. In the absence of said certification, it shall be assumed that the cat has not been sterilized and is of reproductive age. Each license shall be renewed annually, and for each annual renewal, the fee for the license and for the registration tag shall be as set forth in this section, and said license, shall expire on December 31 in the year stated on the license. The fee for a replacement tag shall be \$5.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

(2) From February 1 until March 31 of each year, there shall be an additional late registration fee in the amount of \$40 15, but during such period, the applicant shall not be subject to the issuance of a summons in the Municipal Court. ~~In an effort to familiarize cat owners with their responsibility under this chapter, said late fee will be waived for the year 1991. The late registration fee requirement will be reinstated as of February 1, 1992.~~

(3) After March 31 of each year, in addition to the fees and late registration fee set forth herein, an applicant shall be subject to the issuance of a summons in the Municipal Court and such fines and penalties as may be imposed by the Municipal Judge in accordance with

§ 106-5, ~~except that said summons shall be waived for the year 1991, as stated in Subsection E(2) above.~~

(4) Loss of license. If a license tag has been misplaced or lost, the Township Clerk may issue a duplicate license and/or registration tag for that particular cat at a fee of \$4 5.

(5) Proof of licensing. Proof of licensing shall be produced by any person owning, keeping, maintaining or harboring a cat, upon the request of any Health Official, police officer, Animal Control Officer or another authorized person.

SECTION 2 – Except as hereby amended and supplemented, all other provisions of Chapter 106 of the Code of the Township of Wyckoff, Fees, shall remain in full force and effect.

SECTION 3 - This Ordinance shall take effect immediately after final passage and publication according to law.

III Motions

A. Approve and memorialize application of Luke Pruim as a Probationary Firefighter with Company #3.

B. Removed from Consent Agenda and considered separately

C. The Township Attorney is authorized to settle the litigation matter as instructed and within the parameters set by the Township Committee subcommittee.

D. The Township Attorney is authorized to file a lawsuit to compel an insurance carrier to provide coverage.

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: SHANLEY SECOND MELCHIONNE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

Acting Municipal Clerk Brown, stated that there were two items which would be considered separately. Mr. Shanley had requested that Resolution #21-261 be considered separately. #21-261 Authorize K-8 Board of Education Election Change from November to April.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

#21-261 Authorize K-8 BOE Election Change from November to April

WHEREAS, NJSA 19:60-1.1, section b(1), paragraph two, states that the Annual Board of Education Election may be moved from November to the third Tuesday in April without voter approval, upon the adoption of a resolution by the Board of Education of a local school district or the governing body of the municipality constituting the district. Prior to holding a meeting for the adoption of the resolution to move the date of the annual school election, the governing body of the municipality constituting the district shall provide adequate notice of the meeting to the affected Board of Education; and,

WHEREAS, on August 13, 2021, the Municipal Clerk of the Township of Wyckoff notified the President of the Wyckoff K-8 Board of Education and the Superintendent of Wyckoff K-8 Public Schools via email, that the Township Committee of the Township of Wyckoff would be discussing moving the Board of Education election from November to April at their August 17, 2021 Work Session meeting and that the Township Committee may consider adopting a resolution at their August 17, 2021 Public Meeting to move the Board of Education election from November to April; and

WHEREAS, this will ensure improved communications from the local K-8 school district to the public in the interest of full transparency of the various educational and financial aspects of the proposed budget and would foster full disclosure by the Board of Education to the parents, the public and taxpayers concerning the accountability for educational and financial directives of the schools; and

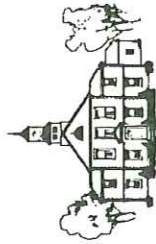
WHEREAS, holding the Board of Education election in April, will allow Township residents to have the opportunity to vote on the Board of Education's budget, which constitutes approximately 47 percent of the property tax bill each year; and

WHEREAS, moving the Board of Education election to April allows the residents to focus on that particular election, without it being part of the larger General Election ballot; and it may encourage additional candidates to run for a seat on the Board since the petitions for the April election are due in late February or March instead of July; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Township Committee does hereby approve and authorize moving the annual Board of Education election in the Township of Wyckoff from the November General Election to the third Tuesday in April, which shall begin in April 2022; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the Wyckoff K-8 Board of Education, the Wyckoff K-8 Superintendent of Schools, and the Bergen County Clerk, so that this change will be made, effective April 2022.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**



TOWNSHIP OF WYCKOFF
MEMORIAL TOWN HALL - 340 FRANKLIN AVENUE
WYCKOFF, NEW JERSEY 07481-1907
TEL: 201-891-7000 FAX: 201-891-9359

By email and hand delivery to:

Wyckoff Board of Education – A. Robert Francin, President

Print name J. Dwyer Signature J. Dwyer Date: 8/13/21

Wyckoff K-8 School District – Dr. Kerry L. Postma, Superintendent

Print name J. Dwyer Signature J. Dwyer Date: 8/13/21

Wyckoff K-8 School Board Secretary – Ms. Patricia Salvati, Business Administrator

Print name J. Dwyer Signature J. Dwyer Date: 8/13/21

Township of Wyckoff

NOTICE

Please be advised that the Township Committee of the Township of Wyckoff will be adopting a resolution, pursuant to New Jersey Statute 19:60-1.1, moving the date of the annual school election from November to the third Tuesday in April of each year.

Such Township Committee meeting shall take place on Tuesday August 17th, 2021, at 7:00 pm, in the 2nd Floor Court Room in the Municipal Building at 340 Franklin Avenue, Wyckoff, New Jersey 07481.



Nancy A. Brown
Acting Municipal Clerk

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

Before taking a vote, Mr. Shanley announced that now would be the time for a discussion.

Mr. Shanley:

Before we take a vote, I would like to take the opportunity to discuss it. I am likely going to be the only one not to vote for this change, but I want to discuss it. I moved here from Clifton to Wyckoff in 2009, and I moved here because of the good school system. I have three boys in the school system, I have an eighth grader, I have a seventh grader and I have a second grader that will all be starting school in September. One of the, one of the benefits of moving here was because of the schools. If anyone else if from Clifton they know, every year in Clifton, the budget would get voted down. The only people that would show up in the April elections were the people that wanted to vote down the budget. Now, this Township Committee, one of the things we pride ourselves on is staying out of our schools as elected officials here on the township dais. We also pride ourselves on being fiscal conservatives. I am big, in favor of, having the most people decide, on elected officials in our elections. Now, Nancy, our Clerk provided me four years of election results from 2008, 2009, 2010, and 2011. Those were the four years just prior to the switch to November, and I was able to determine how many people showed up by percent. 2008 only 28.67% of Wyckoff voters appeared. In 2009, 26.28% of Wyckoff voters voted in the Board of Education election. In 2010, 30.24% of Wyckoff voters showed up. In 2011 18.70%, and in about half of those elections, the budget was voted down. I also got information on the last four elections for our November elections; 2017 - 47.63% of the voter showed up, in 2018 53.91% showed up, in 2019 25.19% showed up. That was the election that only seats in the Assembly were on the table. In 2020 82% of Wyckoff voters, voted. So, I'm a big proponent of having our elected officials, elected by the most voters and November is the one that you're going to get the most interaction of Wyckoff voters. So, I'm not in favor of moving the election to April. I also do not like the fact that the cost of that is going to be borne by the Board of Education, and that's at least \$20,000. That's what Oakland just paid for their April election. Now, I know I'm probably losing a lot of political influence on this dais because they're not happy with me being the lone vote against. It was suggested to me that I could just abstain from the vote, because my wife just served as the Wyckoff Education Foundation President, and now will be the Wyckoff Eisenhower PTO President. But my mom and dad taught me never to shy away from a difficult thing. I've always been taught that there's never a wrong time to do the right thing. And I plan to vote no on this. I'm not in favor of, you know, the, the voters voting on the budget, and then it coming to the Township Committee, because I didn't become a Township Committee person in order to start looking at the Board of Education budget. Thank you.

Mayor Rubenstein: I have a question. First of all, none of us have told you what to do or tried to limit your opinion. We respect your opinion, very much so. I take issue with the fact that you're telling us that we limited what you wanted to say.

Mr. Shanley: I didn't say you did. I said it was suggested to me by someone. I know I said that it was suggested to me by someone, and I didn't name names.

Mayor Rubenstein: Okay. I'd like to ask you, do you take issue with the taxpayers, having a say on the budget of the Board of Education?

Mr. Shanley: I have an issue on moving this election from November to April. And if that's the thing, here's the problem, the statute provides that either the township committee, or the Board of Education can move this from November to April, but it also says it can move it back so we're going to get in a game of ping

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

pong with the Board of Education, where we're going to do this, and then they're going to pass a resolution at their next meeting to move it back.

Mayor Rubenstein: It can't be moved back for four years. It can't happen until four years.

Mr. Melchionne: I just got a question about your voter turnout information because you said your voter turnout for 2019 was what 30%?

Mr. Shanley: 25.92% in 2019. Yes, during a general election.

Mr. Melchionne: So, similar to voter turnout in previous elections. I mean, elections back when we did have the April election, you know, with the 2019 numbers, I believe, individual Board of Ed candidates, average about 9% of the vote. That people came out to vote for the Board of Ed on 2019. Well, it's a number, 2% Right, it's a presidential election where there was the highest voter registration the highest voter turnout in the history of the United States of America so it's lack of focus on board of education, because I'm not looking. I'm not looking to take anything away from the children I'm not looking to cut the budget of the school board I respect the school board members, I'm friends with, school board members, and I believe, moving the election from November to April, does take the politics out. There's too many times I've talked to people around town that said, "I forgot to vote for the school board, because I didn't see it on the ballot. It's not good, even on the bottom of the ballot, or on a vote by Mail ballot, it's on the back of the ballot. I think, taking the politics out of School Board elections. And the school board candidates will actually benefit in the long run, there is no way that politics is going to be taken out of any, it's not. It's not commingled, it's not commingled all in one election where the focus is taken away from school board members, which is very important in town to elect the right school board members, they, we want the best for our children. Besides, the portion with the budget, you want the best for your children, and I would like 100% of the voters to focus on school board members that to have people focusing on what's happening on the Presidential side with what's happening in the Senate or Congress. I'd rather the focus be more on the school board members, than a whole slate of political people that most people are never going to meet, and it's never gonna affect them personally here in Wyckoff. That's one of my biggest justifications and for a cost- wise for \$4 and change to move on election to have a better focus on the candidates for the School Board. I mean, I think that's, you know, I think that's a good price for that. So that's my comment.

Mr. Boonstra: I am going to pipe up here. I am going to make some comments, and this is where I see it from my seat. Okay? These are in no particular order, and if I miss something, which I probably will, I apologize, because unlike Mr. Madigan I didn't prepare copious notes here, and haven't typed anything out. First of all, having, as I said earlier, spent 22 years, sweating out school budget elections - I'm not after money, I'm really not. That's not what this is about, in my mind. I think they do their work by putting a budget together. And, and I think their funds are spent judiciously and it's not about the money from my seat. This process that we are discussing tonight, began in February or March, when the first scandal became evident at Eisenhower school, and I'm speaking about when the principal and the vice principal suddenly disappeared. Talk about hurting your school's reputation. There were headlines, "Where's the Principal Gone?" People see this from all over. So, that does as much damage to the reputation of the Wyckoff schools as any possible budget defeat. We were following up on the first scandal when a second scandal broke about a particular teacher who had misbehaved for many, many, years. I was surprised because my stepchildren and my nieces had experiences with this particular teacher 25 years ago. These things happen, and steps have to be taken to prevent them. But there was a

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

sense of rigid control on a school board, no information was given out. I've been part of difficult times, with personnel. There are certain things that you are constrained from saying, I understand, that I get. But there's a lot you can say to put people's fears aside. And especially because you're dealing with our children and students at this school. And nothing was said. Nothing was said to allay anyone's fears, because of what I perceive, and hear again and again from my seat, as a rigid type of control and silence on the part of the, of the, the administration and the Board of Education that's issue number one. Then we come to more recently, when the next thing that came out was the posters that Tom Madigan saw on the walls at, at, at Eisenhower School and I was looking for what one of those posters said, in the, in the fine print in the circle that was around the one sign, and it was pretty disturbing for a middle school, and it was pretty explicit for a middle school. Then followed the, the, the issue of curriculum, and what's in the curriculum in the schools CRP or whatever you want to call it, and there were no answers. There were platitudes from the administration saying, "Don't worry about it. Don't worry about it". But there were no answers. And people were looking for answers, people were looking for information, parents were looking for information, and they got nothing from the board, or the administration's as I saw, in fact, they came to the municipal leadership for assistance. I saw it was women, mostly moms, they came to the municipal leadership, for some sort of help in getting some sort of, of a reaction even from the Board of Education and the administration in the schools. The only tool, statutorily, that we have to help them, is what we're proposing tonight. That's it. We don't want to run the schools. We want to change the school elections, to make them accountable, to make them directly accountable to the voters, once a year like I did for 22 years, not only for the money, but for policies because it all reflects in that vote, how popular you are, and how you're running your schools. And this is where we are. And how I see it. This is why it's necessary to do this. Because of the way the board has comported itself, and the way the administration has comported itself. We were told by residents that they were stonewalled. Just as an aside, it would seem, based on all the positive compliments, I'm hearing about the discussions at the board meeting last night, maybe this is having an effect already. There was an open discussion on the part of board members, especially the Board President, who had just been nonresponsive almost, for seven or eight months. So, in my mind, if this brings openness and interaction with the parents and the students, and a sense of, of the fact that they are there to serve the educational needs of the parents or students of Wyckoff, then I think it's worth doing it, and I'm going to support it. It's the only statutorily thing, the only thing we, we can do. We can't promote school board candidates. We can't get involved in the schools. It's not our purview, they are autonomous, completely separate and apart from municipal government. But the legislature has given us this tool to use. And I think it's time to use it.

Mr. Shanley: Well rather, rather than using this tool, why don't we put it on the ballot for the voters of Wyckoff to decide whether or not they want to move the election,

Mr. Boonstra: Because that's not what the legislature has provided. The legislature did not say to any governing body, you go to, you go take a straw poll with the voters before you act. We have a responsibility, I feel, to the people that have approached municipal government for help. That's where I see it from my seat and you know, I'll say one more thing. One of the things I like about our government here in Wyckoff is that we have a new Mayor every year. Because, you know, when you're in a position like that, you can develop a sense of self-importance that you really don't deserve, because we're all here individually to serve the residents of Wyckoff, and I'm afraid that may have gone on at the

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

school board for these last seven or eight years. And if this helps in that regard. I'm even more in favor of it.

Mr. Madigan: I just want to go back, just one quick minute. That is my practice, just to get on any comments. Just for clarification, I too appreciate Tim Murtha for his, his comments about the school board and the details that we heard about tonight he was trying to share tonight. But, I also wanted to just remind everybody that this governing body, last year, during COVID, when the Township budget was being prepared. We decided, as the governing body, to take money out of our surplus to have a zero increase in the budget, because there's so much uncertainty, people will lose jobs, we didn't know how things were going to turn out. The High School Board of Education did the same thing. So, they had multi substantial savings in health care, and with some manipulation, they were able to also provide a budget without an increase. I know we reached out to the K-8 board. And were told that there's nothing they could do, they couldn't adjust it. They were very concerned about the uncertainty. And they passed the budget, with a 1.99% increase, which was approximately a million-dollar increase. Yet, the same budget that they just passed a year ago, generated \$3.2 million surplus. The point is, if they had given the taxpayers zero increase, they would still have \$2.2 million surplus. But anyways, my comments in this portion, before we get to calling the question, just to summarize what I said earlier, last night, the public spoke. They clearly spoke at that school board meeting about transparency, communications accountability. The parents as well as the public are frustrated, and as Mr. Boonstra said, they've been reaching out to the Township Committee for a long time, we clearly understand that the Board is autonomous, all the while the policies, the practices in the budgeting, nothing changes. It's, it's 47% of the municipal budget. And personally, I just want to share that I have seven children, who went through the Wyckoff schools. And when the budget was voted on in the month of April, it was really an opportunity for parents in the public to endorse and support the policies and the educational direction of the Board and the curriculum, with an educational and fiscal focus. I was also a member of the Ramapo Indian Hills Board of Education for over 14 years and was guided and I spent all my time on two focuses. One, a student's education. The second, the taxpayer. Everything else, doesn't matter. Now we're motivated. That's what you should focus on. And that's what's important. And I feel that I have held my own place to do that. If we look at tonight's resolution that we're proposing, moving the elections of the Board of Education from November to April. It clearly states and summarizes very succinctly, the properties of it. Okay, it would ensure improved communications to the public in the interest of full transparency of the various educational and financial aspects of the proposed budget and will also foster full disclosure by the Board of Education to the parents, the public and taxpayers. Concerning the accountability for educational, and financial direction of the schools. Second point, whereas, the Board of Education would be in April, the Board of Education budget constitutes approximately 47% of the property tax bill each year. Third, whereas, moving the Board of Education elections to April, really allows the residents of Wyckoff to focus on that particular election without it being part of a larger general election ballot. It may encourage additional candidates to run for seats on the board. Since petitions for the April election are due in late February and March, instead of July. So those are kind of the three reasons. And this is also the background that I have that I'm providing for my direction on this.

Mayor Rubenstein: One final comment before we vote, is that I absolutely have full faith in the voters of Wyckoff. And I welcome an opportunity for everyone to concentrate on the Board of Education elections, and I find it in the best interest of our children, to not have our Board of Education elections on the back side of or on the "b side" of a ballot for vote by mail, which is becoming a very popular

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

way to vote. Our kids deserve more than that. They deserve the full attention of the public when voting for their Board of Ed candidates and on the budget. Just one more comment.

Mr. Boonstra: I think I speak for everyone here, Mr. Shanley. Your vote is your vote. And I respect your vote one way or the other. And tomorrow is another day, and we have to continue governing Wyckoff, and we will do that with no hard feelings, knowing your vote is your vote. In fact I understand, Tom Madigan is going to throw a vote that I'm not crazy about in about 10 minutes too.

Mayor Rubenstein: I feel the same way. It's got nothing to do with how we govern on the Township Committee. We vote individually. We each have an individual mind or individual opinion. We vote for each of us individually, and we do not vote as a bloc. We have individual opinions, so Mr. Shanley, I very much appreciate your effort. If there's nothing else, Ms. Brown, can we have a vote?

MOTION: BOONSTRA YES MADIGAN YES MADIGAN
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY NO RUBENSTEIN YES

B. Appointment of Police Sergeant effective September 1, 2021

Acting Clerk Brown stated that Mr. Madigan earlier requested that a motion be removed from the Consent Agenda, and for this motion to be considered separately from the consent agenda. The motion in question is the appointment of a police sergeant effective September 1, 2021.

Mr. Madigan: I just wanted to comment. I saw this on our agenda, and I just wanted to share information with my fellow committee members, so that's what I did, I sent everybody a memo today concerning the appointment of a police sergeant. This has nothing to do with the particular person that this applies to. I just want to remind everybody that the Ordinance states that we can have up to ten sergeants, which provides us, the governing body, the flexibility and planning for succession or retirements. I also want to reiterate that nothing was budgeted and that I am concerned about this incremental cost. And the third issue is, for the record, I just want to be sure that we will not be setting a precedent for eight Sergeants.

Mayor Rubenstein: I just wanted to make one point. Rudy and I serve on the Police Committee, and it is the full recommendation of the Police Committee that this Sergeant should be appointed. Thank you.

Mr. Boonstra: I would just, I'm not going to read any of this, but there's also a memo prepared by Chief Murphy which kind of embodies the recommendation of the Police Committee, and I would just refer you to this memo and especially, to the last sentence for the reasons, largely that we're doing this and I don't see this as precedent, to just answer your question. I don't see this as setting a past practice. We've had anywhere from seven sergeants to nine sergeants over the last however many years, and actually, our ordinance allows up to eight, so I don't have a concern about that. I just want to briefly read, even though he is not here, we do have one of our officers here tonight. The, the officer we're promoting.

Mr. Madigan: A point of personal privilege. I would prefer that we vote since I'm going to vote no. So, it's clearly not about the officer or his strong character.

Mr. Boonstra: Yes, I would prefer not to discredit the excitement of the officer's appointment. I am going to hold this and we're going to have a ceremonial

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

swearing in, in a couple of weeks at our next meeting. To be clear, the officer we are referring to is Ryan Noon.

Mr. Madigan: Okay, now one of the things we made just for the record, the comments that I made, and wish them to be reflected in the minutes exactly as I stated them, I will provide you with my memo.

MEMO

To: Melissa Rubenstein, Mayor
Rudolph Boonstra, Township Committeeman
Tim Shanley, Township Committeeman
Pete Melchionne, Township Committeeman
From: Tom Madigan, Township Committeeman

Re: Not in Favor of Adding an Additional Sergeant at this Time

Date: August 17, 2021

- We are not obligated as our Ordinance states “up to ten” Sergeants which provides flexibility in planning successor officers.
- History of Sergeants back and forth between 7 and 8 for the past several years.
- The change to the 12-hour shift 3 years ago leads to less Sergeants needed.
- In 2019 we promoted 2 Officers to Sergeants in February as a replacement and at the same time appointed an additional Sergeant (or 8 months earlier than the retirement of Charlie Van Dyk). This was in good faith and to enhance morale, yet the PBA then threw it back in our face.
- Nothing was budgeted and incremental annual cost of \$32k, or 105,786 to \$138,121.
- Finally, we received no recommendations and opportunity to discuss collaboratively to ensure strategy-which this is not, until yesterday.
- Let current Sergeant list expire for now new until improved process and list which is best for moral
- We would be setting a precedent of 8 Sergeants which will come back to haunt us.

Thomas J. Madigan
Township Committeeman

Administrator Shannon: I just want to suggest that this section of the minutes which are reflecting the appointment to Police Sergeant, that it be reflected that the individual that is being appointed is Patrolman Ryan Noon.

MOTION: BOONSTRA SECOND MADIGAN
BOONSTRA YES MADIGAN NO MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

Ordinances – Public Hearing / Further Consideration:

Madam Chairperson, I have five Ordinances for Public Hearing / Further Consideration.

The first is **Ordinance #1942** which is

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR AND AUTHORIZE APPROPRIATIONS OF \$594,000 FROM THE AFFORDABLE HOUSING TRUST FUND FOR THE COURT ORDERED THIRTY-THREE (33) UNIT HOUSING REHABILITATION OBLIGATION

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

COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON MADIGAN : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1942, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period.

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1942 be closed.

COMMITTEE PERSON MADIGAN : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1942, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

Next, we have Ordinance #1943 which is

AN ORDINANCE TO MODIFY AND SUPPLEMENT CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF WYCKOFF "CONSTRUCTION CODES, UNIFORM" TO AMEND SECTION 108-3, "FEE SCHEDULE", TO INCREASE CERTAIN FEES FOR UNIFORM CONSTRUCTION CODE PERMITS.

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

COMMITTEE PERSON BOONSTRA: I move the Ordinance on second reading by Title only.

COMMITTEE PERSON SHANLEY: Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1943, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period

At the Conclusion of public comments:

COMMITTEE PERSON BOONSTRA: I move that the Public Hearing on Ordinance #1943 be closed.

COMMITTEE PERSON SHANLEY: Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1943, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON BOONSTRA: I move the resolution.

COMMITTEE PERSON SHANLEY: Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

ORDINANCE #1943

AN ORDINANCE TO MODIFY AND SUPPLEMENT CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF WYCKOFF "CONSTRUCTION CODES, UNIFORM" TO AMEND SECTION 108-3, "FEE SCHEDULE", TO INCREASE CERTAIN FEES FOR UNIFORM CONSTRUCTION CODE PERMITS.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

BE IT ORDAINED, by the Township Committee of the Township of Wyckoff County of Bergen, State of New Jersey, Chapter 108 is amended as follows:

SECTION 1 Section 108-1, "Establishment of Enforcement Agency" remains unchanged.

SECTION 2 Section 108-2, "Establishment of Board of Appeals; procedure" remains unchanged.

SECTION 3 Section 108-3, "Fee Schedule" is amended as follows:

SS 108-3 Fee Schedule

A. The fee for a construction permit shall be the sum of the subcode fees listed herein and shall be paid before the permit is issued:

- (1) Plan review fee
 - (a) New Construction. The non-refundable fee shall be 20% of the amount to be charged for the building subcode fee and is part of the total for the building subcode fee.
 - (b) Additions. The non-refundable fee shall be 20% of the amount to be charged for the building subcode fee and is part of the total for the building fee.
 - (c) Renovations, alterations and repairs. The non-refundable fee shall be 20% of the amount to be charged for the building subcode fee and is part of the total for the building subcode fee. The Minimum fee shall be \$50 \$75.
 - (d) Roofing and siding. No plan review fee is required.
- (2) Building subcode fees. The fee for work under the building subcode shall be as follows:
 - (a) New building and additions. Permit fees shall be based upon the volume of the structure. Volume shall be computed in accordance with N.J.A.C. 5:23-2.28. The building permit fee shall be in an amount and rate established by the New Jersey Department of Community Affairs (NJDCA) for the per cubic foot charge of volume for buildings and structures of all use groups and types of construction as classified and defined in Article 3 of the building subcode. State of New Jersey training fees shall be in an amount and rate established by the NJDCA for the per cubic foot charge of volume of new construction in accordance with N.J.A.C. 5:23-4.19(b). The following minimum fees shall be in effect:

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

[1] Principal building: ~~\$4,000~~
\$1,100

[2] Additions: less than 120
square feet of floor area, ~~\$450~~ \$175;
121 square feet of floor area and
greater, ~~\$300~~ \$375.

[3] Accessory building: ~~\$400~~
\$110

[4] Sheds greater than 100
square feet: ~~\$400~~ \$150.

(b) Renovations, alterations, decks and
repairs. The fee shall be based
upon the estimated cost* of the
work. The fee shall be in the amount
of ~~\$22~~ \$25 per \$1,000 of the
estimated cost. The minimum fee
shall be ~~\$40~~ \$100. This fee scale
shall also apply to roofing and
siding.

*NOTE: For the purpose of
determining estimated cost, the
applicant shall submit to the
enforcing agency, if available, cost
data produced by the architect or
engineer of record or by the
contractor. A bona fide contractor's
bid, if available, shall be submitted.
The enforcing agency will make the
final decision regarding estimated
cost. Included in the building
subcode permit is a non-refundable
plan review fee which is 20% of the
building subcode fee.

(c) Swimming Pools. Permit fees for
inground pools shall be ~~\$380~~ \$410 in
addition to electric, plumbing, fire (if
pool heater installed) and fence
permits, as well as a certificate of
occupancy fee. Above ground pools
shall require a permit fee of ~~\$60~~ \$65
in addition to electric, plumbing, fire
(if pool heater installed) and fence
permits, as well as a certificate of
occupancy fee. Inground pools
require Stormwater Management
review by the Township Engineer
prior to Submittal of inground pool
permits.

(d) Change of contractor fee ~~\$35~~ \$60

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

- (e) Asbestos hazard abatement permit shall be \$70 In accordance with NJAC 5:23-8.10(a)1, and \$14 for a certificate of occupancy following successful completion of abatement in accordance with NJAC 5:23-8.10(a)2.

(3) Plumbing subcode fees.

- (a) The fees for installation or replacement under the plumbing subcode shall be as follows:

Fixture/Equipment	Fee
Water closet	\$15 <u>\$20</u>
Urinal/bidet	\$15 <u>\$20</u>
Bathtub	\$15 <u>\$20</u>
Lavatory	\$15 <u>\$20</u>
Shower	\$15 <u>\$20</u>
Floor drain	\$15 <u>\$20</u>
Sink	\$15 <u>\$20</u>
Dishwasher	\$15 <u>\$20</u>
Drinking fountain	\$15 <u>\$20</u>
Washing machine	\$15 <u>\$20</u>
Hose bib	\$15 <u>\$20</u>
Generator	\$100 <u>\$125</u>
Gas piping	\$50 <u>\$55</u>
Fuel oil piping	\$50 <u>\$55</u>
Water heater	\$30 <u>\$35</u>
Steam boiler	\$65 <u>\$70</u>
Hot water boiler	\$65 <u>\$70</u>
Sewer pump	\$60 <u>\$65</u>
Interceptor/separator	\$50 <u>\$55</u>
Backflow preventer	\$18 <u>\$22</u>
Inground pool, (includes drains/backflow preventer)	\$200 <u>\$215</u>
Grease trap	\$60 <u>\$65</u>
Water-cooled air-conditioning or refrigeration unit	\$50 <u>\$55</u>
Sewer connection	\$80 <u>\$85</u>
Water service connection	\$55 <u>\$60</u>
Gas service connection	\$50 <u>\$55</u>
Commercial dishwasher	\$40 <u>\$45</u>
Water cooler	\$15 <u>\$20</u>
Water softener	\$15 <u>\$20</u>
Sewer ejector	\$60 <u>\$65</u>
Reduced-pressure backflow device	\$15 <u>\$20</u>
Vent stack	\$12 <u>\$20</u>
Dry well	\$12 <u>\$20</u>
Minimum plumbing fee	\$65 <u>\$70</u>

- (b) A plan review fee of 20% is included in the plumbing subcode fees as listed in Subsection A(3)(a) above.

- (c) Change of contractor fee \$35 \$60

- (4) Demolition permits. The fee for demolition

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

permits shall be as follows:

- (a) Principal building: \$450 \$300
- (b) Accessory building: \$40 \$100
- (c) Shed over 100 square feet: \$40 \$100
- (d) Shed 100 square feet or less: \$20 \$50

(5) Relocation of building. The fee for the removal of one building from one lot to another location on the same lot shall be in the amount of \$22 \$25 per \$1,000 of the estimated cost of moving, plus the estimated cost of a new foundation and all work necessary to place the building, in its completed condition, in the new location.

(6) Signs. The fee for a permit to construct a sign shall be in the amount of \$25 \$30 for each side to be displayed and ~~\$0.25~~ \$0.45 per square foot of surface area of the sign, computed on each side of the sign to be displayed. This fee shall be in addition to any Planning Board application fee which may be required by Chapter 186 Zoning.

(7) Fences. The fee for a permit to construct a fence up to six feet-in height shall be in the amount of \$25 \$30 per \$1,000 of value, or a minimum fee of \$50 \$75, which shall include the plan review fee. This fee shall be in addition to any Planning Board application fees which may be required by Chapter 186, Zoning. Pool fences required by the Uniform Construction Code to establish a safety barrier shall require a fee of \$120 \$130.

(8) Certification of occupancy.

(a) The fee for certificate of occupancy shall be as follows:

Unit	Fee
Each new business, industrial or residential structure	<u>\$175 \$190</u>
Each unit of condominiums or Townhouses	<u>\$80 \$85</u>
Each business establishment (all zones)	<u>\$80 \$85</u>
Each industrial establishment	<u>\$80 \$85</u>
.Each change in commercial use pursuant to the Uniform Construction Code	<u>\$80 \$85</u>
Each adult condominium unit resale	<u>\$80 \$85</u>
Continued occupancy letter Addition	<u>\$120 \$130</u>
Each detached garage, accessory structure	<u>\$60 \$65</u>
Shed	<u>\$12 \$20</u>

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Renewal of temporary certificate of occupancy \$250 \$270
Inground swimming pool \$420 \$410

- (b) A certificate of occupancy/approval shall only be issued if current property taxes, sewer service charges any outstanding building violation penalties are paid.

(9) Miscellaneous certifications. The fee for each request for written clarification of any sort shall be \$32 \$60. This shall include but not be limited to requests for floodplain information or the availability of sewers, or inquiries into the requirement for certificates of occupancy upon resale of residential property.

(10) Fire subcode fees.

(a) The fees under the fire subcode shall be as follows:

Description	Fee
Water supply source	<u>\$32 \$35</u>
Method of valve supervision	<u>\$32 \$35</u>
Local alarm supervision	<u>\$32 \$35</u>
Central supervision	<u>\$32 \$35</u>
Proprietary supervision	<u>\$32 \$35</u>
Flammable liquid storage tanks	<u>\$250 \$270</u>
Combustible liquid storage tanks	<u>\$450 \$160</u>
Liquefied petroleum gas (LPG)	<u>\$400 \$110</u>
Liquefied natural gas (LNG)	storage tanks <u>\$400 \$110</u>
Wet sprinkler heads, up to 25 heads	storage tanks <u>\$80 \$85</u>
Dry sprinkler heads, up to 25 heads	<u>\$80 \$85</u>
Sprinkler heads:	
26 to 75 heads	<u>\$140 \$150</u>
76 to 200 heads	<u>\$460 \$175</u>
Each additional head over 200	<u>\$60 \$65</u>
Smoke detectors	<u>\$75 \$80</u> minimum, and \$20 for each smoke
detector over 8	
Heat detectors, each	<u>\$3 \$5</u>
Kitchen hood exhaust systems,	<u>\$75 \$80</u> commercial
Pre-engineered systems:	
CO ₂	<u>\$50 \$55</u>
Halon suppression	<u>\$50 \$55</u>
Foam suppression	<u>\$50 \$55</u>
Dry chemical	<u>\$50 \$55</u>
Wet chemical	<u>\$50 \$55</u>
Gas- or oil-fired appliance	<u>\$65 \$70</u>
Generator	<u>\$100 \$125</u>
Pool Heater	<u>\$100 \$125</u>
Fireplace or wood burning stove	<u>\$75 \$80</u>
Gasoline pump	<u>\$180 \$200</u>
MPD (multiple product dispenser)	<u>\$200 \$225</u>

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

Underground storage tank removal \$400-\$125
or abandonment of tank

Standpipes:

4-inch riser	\$75	<u>\$100</u>
6-inch riser	\$400	<u>\$125</u>
8-inch riser	\$450	<u>\$175</u>
Over 8-inch riser	\$200	<u>\$225</u>
Minimum fire subcode fee	\$65	<u>\$75</u>

(b) A plan review fee of 20% is included in the fire subcode fees as listed in Subsection A (10)(a) above

(c) Change of contractor fee \$35 \$60

(11) Electrical subcode fees.

(a) The fees for installation or replacement under the electrical subcode shall be as follows:

Description	Fee
Fixtures, receptacles, switches	\$60 <u>\$65</u>
1 to 50 outlets	\$4 <u>\$2</u>
Each additional above 50	\$25 <u>\$30</u>
Range	\$25 <u>\$30</u>
Oven(s)	\$25 <u>\$30</u>
Surface unit	\$25 <u>\$30</u>
Dishwasher	\$25 <u>\$30</u>
Garbage disposal	\$25 <u>\$30</u>
Dryer	\$25 <u>\$30</u>
Space heater/air handler	\$50 <u>\$55</u>
Air-conditioning unit	\$50 <u>\$55</u>
Burglar alarms	\$25 <u>\$30</u>
Intercom panels, each	\$25 <u>\$30</u>
Storable pools, spas/hot tubs	\$60 <u>\$65</u>
Pool installation	\$200 <u>\$215</u>
Generator	\$400 <u>\$125</u>
Water heater(s)	\$25 <u>\$30</u>
Central heat: oil, gas or electric	\$25 <u>\$30</u>
Baseboard heat units	\$25 <u>\$30</u>
Thermostats, each	\$40 <u>\$15</u>
Heat pump, each	\$25 <u>\$30</u>
Pump(s), each	\$25 <u>\$30</u>
Motor control center/ subpanels	\$50 <u>\$55</u>
Sign, each	\$25 <u>\$30</u>
Light standards, each	\$20 <u>\$25</u>
Motors, fractional horsepower, each	\$40 <u>\$15</u>
Motors, all others, each	\$25 <u>\$30</u>
Transformers, each	\$25 <u>\$30</u>
Generators, each	\$25 <u>\$30</u>
Service entrance	\$90 <u>\$100</u>
Elevator	\$450 <u>\$160</u>
Rain sensor	\$40 <u>\$50</u>
Active solar system	\$650 <u>\$695</u>
Minimum electric subcode fee	\$75 <u>\$80</u>

(b) A plan review fee of 20% is included in the electrical subcode fee as listed in Subsection A(11)(a) above

(c) Change of Contractor fee \$35 \$60.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

- (12) Smoke detector compliance certificate fees.
(a) Installation.

- [1] Smoke detectors shall be installed in each dwelling unit, as defined in N.J.S.A. 55:13A-3 and N.J.S.A. 52:27D-196, upon the sale, rental, transfer or lease of any dwelling unit in the Township of Wyckoff.
- [2] Each dwelling unit sold, rented, leased or transferred shall have a smoke-sensitive alarm device on each level of the structure and outside each separate sleeping area in the immediate vicinity of the bedrooms and located on or near the ceiling in accordance with National Fire Protection Association Standard No. 74-1984 for the installation, maintenance and use of household fire-warning equipment. The installation of battery-operated smoke-sensitive alarm devices shall be accepted as meeting the requirements of this section. The smoke-sensitive device shall be tested and listed by a product certification agency recognized by the Bureau of Fire Safety.

(b) Maintenance responsibility.

- [1] Sellers, transferors, lessors, buyers, transferees and tenants of all dwelling units subject to this chapter shall be responsible for the correct installation and maintenance of smoke detectors as described herein.
- [2] The owner of a rental unit shall, at the time of installation of the smoke detector and thereafter at the commencement of each tenancy, provide to the tenant at least one copy of written instructions on the operation, maintenance and testing of the smoke detector, including the replacement of batteries in the battery-operated unit.
- [3] The owner and tenant of each rental unit shall be responsible for the proper maintenance of the smoke detectors, including the replacing of batteries and

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

repair or replacement of the unit, in accordance with the standards hereinabove set forth.

(c) Inspection and records. Upon the sale of a dwelling unit or the rental, lease or transfer of any dwelling unit, the seller, landlord, transferor, buyer, transferee or tenant is required to obtain from the Township of Wyckoff a smoke detector certificate of compliance stating that the property is in compliance with the provisions of this chapter.

(d) Fee. Applications for smoke detector compliance certificates shall be submitted to the Chief of the Fire Prevention Bureau of the Township of Wyckoff with the application fee prepaid. Within 10 business days of the receipt of the application and fee, the designated official of the Township of Wyckoff shall inspect the premises to determine whether the same complies with the provisions of this chapter. The application fee for a certificate of smoke detector and carbon monoxide compliance (CSDCMAC), as required by N.J.A.C. 5:70-2.3, shall be based upon the amount of time remaining before the change of occupant is expected, as follows:

- [1] Requests for a CSDCMAC received more than 10 business days prior to the change of occupant: \$75 \$90.
- [2] Requests for a CSDCMAC received four to 10 business days prior to the change of occupant: \$125 \$145.
- [3] Requests for a CSDCMAC received fewer than four business days prior to the change of occupant: \$175 \$205.
- [4] There will be a reinspection fee of \$40 \$50 for each inspection visit thereafter.

(e) Penalty provision. Any person or corporation, including an officer, director or employee of a corporation, who violates any of the provisions of this subsection shall commit a violation of the Uniform Fire Safety Act and shall be subject to a fine of not more than \$500 for the first offense and not more than \$2,000 for a subsequent offense, and be enforceable by civil action in a summary manner under the Penalty Enforcement Law, N.J.S.A. 2A:58-1 et seq., with further provision that a violator who fails to pay may be imprisoned for up to six months. In case of continuing violations, each day that the violation persists shall be deemed a separate violation. In addition, the violator shall become liable to the Township of Wyckoff for the cost of suppressing any fire directly or indirectly resulting from the violation pursuant to the provisions of N.J.S.A. 52:27D-210.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

(13) Elevator subcode fees. The fees for work under the elevator subcode shall be as follows:

(a) Plan review fee.

- [1] Per elevator: ~~\$260~~ \$280 each.
- [2] Dumbwaiter: ~~\$430~~ \$140 each.
- [3] Stairway chair lift, inclined and vertical wheelchair lift and man lift: ~~\$450~~ \$160.

(b) Construction inspection for Subsection **A(13)(a)**: ~~\$225~~ \$240 each.

(c) ~~Certification of compliance for Subsection A(13)(a)~~: ~~\$0 no charge~~.

(d) (c) Inspections.

[1] The fee for the six-month routine inspection of elevator devices shall be as follows:

[a] Traction and winding drum elevators (one to 10 floors):

~~\$244~~ \$225

[b] Hydraulic elevators: ~~\$454~~ \$165

[c] Roped hydraulic elevators: ~~\$244~~ \$225

[2] The fee for the one-year periodic inspection and witnessing of tests of elevator devices, which shall include a six-month routine inspection, shall be as follows:

[a] Traction and winding drum elevators (one to 10 floors):

~~\$302~~ \$325

[b] Hydraulic elevators: ~~\$227~~ \$235

[c] Roped hydraulic elevators: ~~\$302~~ \$325

[d] Dumbwaiters: ~~\$483~~ \$195

[e] Man lifts, stairway chair lifts, inclined and vertical wheelchair lifts: ~~\$483~~ \$195

[f] Other (each): ~~\$400~~ \$110

[3] The fee for the three-year or five-year inspection of elevator devices shall be as follows:

[a] One to 10 floors (five-year inspection): ~~\$543~~ \$550

(e) (d) For renovation or alteration, per \$1,000 or fraction thereof of the estimated cost of work: \$20 each.

B. The Construction Official shall, with the advice of the subcode officials, prepare and submit to the Township Committee biannually a report recommending a fee schedule based on the operating expenses of the agency and any other expenses of the municipality fairly attributable to the enforcement of the State Uniform Construction Code Act.

C. Surcharge fees.

- (1) In order to provide for the training, certification and technical support programs required by the Uniform Construction Code Act and the regulations,^[3] the enforcing agency shall collect, in addition to the fees specified above, a surcharge fee of \$0.0006

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

per cubic foot of volume of new construction. Said surcharge fee shall be remitted to the Bureau of Housing Inspection, Department of Community Affairs, on a quarterly basis for the fiscal quarters ending September 30, December 31, March 31 and June 30, and not later than one month next succeeding the end of the quarter for which it is due. In the fiscal year in which the regulations first become effective, said fee shall be collected and remitted for the third and fourth quarters only.

(2) The enforcing agency shall report annually at the end of each fiscal year to the Bureau of Housing Inspection, and not later than July 31, the total amount of the surcharge fee collected in the fiscal year. In the fiscal year in which the regulations first become effective, said report shall be for the third and fourth quarters only.

SECTION 4 – Section 108-4, “Violations and Penalties” remains unchanged.

SECTION 5 – Section 108-5, “Interpretations of Powers” remains unchanged.

SECTION 6 – Except as herein amended and supplemented, all other provisions of Chapter 108 of the Code of the Township of Wyckoff, “Construction Codes, Uniform”, remain in full force and effect.

SECTION 7 – This Ordinance shall take effect immediately upon final passage and publication as required by law.

Next, we have **Ordinance #1944** which is

AN ORDINANCE TO AMEND CHAPTER 113 OF THE CODE OF THE TOWNSHIP OF WYCKOFF, FEES.

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

COMMITTEE PERSON BOONSTRA : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON SHANLEY : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1944, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period.

At the Conclusion of public comments:

COMMITTEE PERSON BOONSTRA : I move that the Public Hearing on Ordinance #1944 be closed.
COMMITTEE PERSON SHANLEY : Seconded

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1944, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

BE IT ORDAINED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 113 of the Code of the Township of Wyckoff, Fees, be amended as follows:

SECTION 1 Chapter 113-1 B. "Services of Other, fees collected by the Tax Collector" is hereby amended as follows:

(12) Zoning Permit for residential uses \$40 \$75.

SECTION 2 Except as herein amended and supplemented, all other provisions of Chapter 113 of the Code of the Township of Wyckoff, Fees, shall remain in full force and effect.

SECTION 3 This ordinance shall take effect immediately after final passage and publication as required by law.

Next we have Ordinance #1945, which is

AN ORDINANCE TO MODIFY CHAPTER 148, "PEDDLING AND SOLICITING" IN THE CODE OF THE TOWNSHIP OF WYCKOFF TO MODIFY SECTION 148-9, "LICENSE FEES", TO INCREASE FEES.

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

COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1945, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period.

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY: I move that the Public Hearing on Ordinance #1945 be closed.

COMMITTEE PERSON BOONSTRA: Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1945, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY: I move the resolution.

COMMITTEE PERSON BOONSTRA: Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

BE IT ORDAINED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 148, "Peddling and Soliciting" of the Code of the Township of Wyckoff, Fees, be amended as follows:

SECTION 1 Chapter 148-9 "License fees", is hereby modified as follows:

§ 148-9 License fees.

The license fees shall be as follows:

- A. Solicitors: Upon submitting an application for a background investigation of the character and record of such solicitor, an application fee of \$450 \$160. Following that investigation and upon approval of the Chief of Police, a license fee of \$300 \$320. All licenses shall expire on December 31 of the year in which they are issued.
- B. Peddlers: Upon submitting an application for a background investigation of the character and record of such peddler, an application fee of \$450 \$160. Following that investigation and upon approval of the Chief of Police, a license fee of \$425 \$135 per day or \$300 \$320 per year. All licenses shall expire on December 31 of the year in which they are issued.
- C. In addition to the application and license fees, there shall be a charge of \$10 for reimbursement of the Township's cost to produce each solicitor photo identification badge or peddler placard.

SECTION 2 Except as herein amended and supplemented, all other provisions of Chapter 148 of the Code of the Township of Wyckoff, Fees, shall remain in full force and effect.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021

SECTION 3 This ordinance shall take effect immediately after final passage and publication as required by law.

Next we have Ordinance #1946, which is

AN ORDINANCE TO AMEND CHAPTER 94, "BUILDINGS, INSPECTION OF" IN THE CODE OF THE TOWNSHIP OF WYCKOFF TO AMEND SECTION 94-5, FEES, TO INCREASE CERTAIN FEES.

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

COMMITTEE PERSON BOONSTRA : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON SHANLEY : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1946, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period.

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1946 be closed.

COMMITTEE PERSON BOONSTRA : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1946, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON BOONSTRA : I move the resolution.

COMMITTEE PERSON SHANLEY : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

BE IT ORDAINED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 94, "Buildings, Inspection of", subsection 94-5, "Fees" of the Code of the Township of Wyckoff, be amended as follows:

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

SECTION 1 Chapter 94-5 "Fees"

The following fees shall be charged for the issuance of a certificate of approval for resale and shall be based upon the amount of time remaining before the change of ~~occupant~~ occupancy is expected, as follows:

- A. Multifamily dwellings of three or more units: \$75 each unit.
- B. One- and two-family dwellings: The application fee for a certificate of approval for resale as required before the change of occupant except as noted in § 94-3, Exceptions, is as follows:
 - (1) Requests for certificate of approval for resale received more than ten (10) business days prior to the change of ~~occupant~~ occupancy: ~~\$150~~ \$160.
 - (2) Requests for certificate of approval for resale received four (4) to ten (10) business days prior to the change of ~~occupant~~ occupancy: ~~\$200~~ \$240.
 - (3) Requests for certificate of approval for resale received fewer than four (4) business days prior to the change of ~~occupant~~ occupancy: ~~\$250~~ \$300.
- C. Nonresidential buildings: ~~\$450~~ \$160 each tenancy.
- D. Reinspection fee: ~~\$40~~ \$75.

SECTION 2 Except as herein amended and supplemented, all other provisions of Chapter 94 of the Code of the Township of Wyckoff, "Buildings, Inspections of", shall remain in full force and effect.

SECTION 3 This ordinance shall take effect immediately after final passage and publication as required by law.

Finally, we have Ordinance #1947, which is

AN ORDINANCE TO AMEND CHAPTER 116 "FIRE PREVENTION ADMINISTRATION" OF THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 116-7, "NON-LIFE HAZARD FEES" AND 116-8, "PERMIT FEES" TO PROVIDE A NEW AND INCREASED FEE SCHEDULE.

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

COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1947, and all persons who wish to be heard, please state your name and

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period.

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1947 be closed.

COMMITTEE PERSON BOONSTRA : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1947, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapters 116-7, "Non-Life Hazard Fees", and Chapter 116-8, "Permit Fees" are hereby amended to provide for a new and increased fees as follows:

SECTION 1

Chapter 116-7 Non-Life Hazard Uses; Fees

A. In addition to the registrations required by the Uniform Fire Code, the following non-life hazard uses shall register with the Bureau of Fire Prevention. These uses shall be inspected once per year and pay an annual fee as follows:

Use Group	Fee
Assembly	\$100 <u>\$110</u>
Business	
Less than 5,000 square feet	\$50 <u>\$55</u>
5,000 square feet to 10,000 square feet	\$100 <u>\$110</u>
More than 10,000 square feet	\$200 <u>\$220</u>
Mercantile	
Less than 5,000 square feet	\$50 <u>\$55</u>
5,000 square feet to 12,000 square feet	\$100 <u>\$110</u>
Factory/storage	\$100 <u>\$110</u>
Residential	
Up to ten (10) units	\$85 <u>\$95</u>
11-30 units	\$200 <u>\$220</u>
Over 30 units	\$585

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 17, 2021**

31-50 units
Over 50 units

\$625
\$1,000

B. Buildings owned or used by the Township of Wyckoff and any buildings owned or used by the Board of Education of the Township of Wyckoff shall be exempt from fees imposed by this section.

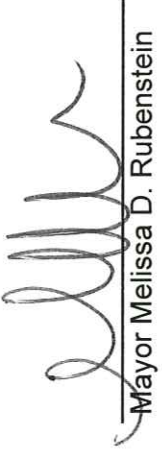
SECTION 2 – Except as hereby amended, all other Sections of Chapter 116 shall remain in full force and effect.

SECTION 3 - This Ordinance shall take effect upon final passage and publication according to law.

Meeting was adjourned at 8:18pm

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

MOTION: SHANLEY SECOND MADIGAN
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN ABSENT



Mayor Melissa D. Rubenstein



Nancy A. Brown, Acting Municipal Clerk