

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
MONDAY, JUNE 4, 2018**

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
MONDAY, JUNE 4, 2018 - 7:00 P.M.**

1. 7:00 pm Work Session Meeting called to order by Mayor Brian D. Scanlan
2. Roll call of Township Committee
3. Reading of "Open Work Session" statement by Mrs. Santimauro
4. Wyckoff Environmental Commission's Junior Member Projects Presentations
5. Ten Minute public comment period, two (2) minutes per speaker for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff.

Junior Member Nick Rea, Jr. and Bergen County Academies student developed a tri-fold pamphlet project on "Composting: How to Save Money and the Environment". Nick researched his project by composting for one (1) month with his family to determine the average household compost projection, measured by weight and the cost savings of composting versus garbage.

Junior Member and Ramapo High School student, Dan O'Connell, created a Public Service Announcement entitled "Wyckoff: How to Keep the Beauty", an informational sheet on the effect of climate change in our state and best practices that will help reduce the carbon footprint in our town.

6. Mayor and Municipal Clerk to sign documents
7.
 - a. Finance Committee to review and sign vouchers
 - b. Report of Township Committee
 - c. Report of Administrator
 - d. Report of Attorney
8. Recess Work Session Meeting to conduct 8:00 pm Business Meeting
9. Reconvene Work Session Meeting
10. Adjourn

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

FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION

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9. Approval of the following Township Committee meeting minutes: Work Session and Regular Business Meeting Minutes from May 15, 2018.

MOTION: _____ RUBENSTEIN _____ SECOND _____ SHANLEY _____
BOONSTRA YES MADIGAN YES RUBENSTEIN YES SHANLEY YES
SCANLAN YES

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

I Resolutions (Adoption of the following):

- | | |
|---------|--|
| #18-183 | Authorize Bergen County Open Space Grant Application for Land Acquisition |
| #18-184 | Authorize Contract to Pave Roads |
| #18-185 | Authorize Bergen County Open Space Matching Grant Application for Park Improvement |
| #18-186 | Confirm Closing of Certain Roads for the Memorial Day Parade |
| #18-187 | Payment of Bills |
| #18-188 | Acknowledgement for Non-profit Grant Application |
| #18-189 | Emergency Appropriation |
| #18-190 | Award Contract – Pay to Play Compliance |
| #18-191 | Authorize Purchase from Bergen County Contract |
| #18-192 | Return of Certain Overpaid Taxes, etc. |
| #18-193 | Award Contract From Cooperative Pricing Contract |
| #18-194 | Award of Contract for Grant Funded Paving of Lafayette Avenue |
| #18-195 | Required Change to Employee 457(b) Deferred Compensation Account |
| #18-196 | Authorize Execution of Settlement – Affordable Housing Litigation |
| #18-C17 | Closed Session Discussion - NJSA 10:4-12b(8) - Affordable Housing Litigation |

II Motions

- a. Authorize the request for a tent to hold Bible Study Lectures on the lawn of the Eastern Christian Middle School from July 8 through July 22, 2018.
- b. Approve St. Elizabeth's Food Truck Festival request scheduled for September 7, 2018 which includes: 10-15 food trucks, 50/50 raffle, bounce houses for children, parking at Wyckoff Family YMCA & Stop & Shop and hiring two (2) police officers for traffic control.
- c. Approve Grace United Methodist Church's request for a rummage sale on June 8 and 9, 2018, ten (10) day temporary signs and a tent.
- d. Authorize the request for a flea market from Saint Nicholas Greek Church and ten (10) day temporary signs. Dates for flea market:
July 6,7,13,14,20,21 & August 3,4,10,11.
- e. Approve the Wyckoff Junior Fire Department application from Brian Basilio into Volunteer Fire Company #2.
- f. Approve the New Jersey State Firemen's Association Membership application from Wyckoff Junior Firefighter Andrew Rotello to regular firefighter status with Volunteer

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- g. Fire Company #3. Approve the New Jersey State Firemen’s Association Membership application from Matthew Kasabian into Volunteer Fire Company #3.
- h. Approve the New Jersey State Firemen’s Association Membership application from Wyckoff Junior Firefighter Andrew Litchult to regular firefighter status with Volunteer Fire Company #1.

III Ordinance- Introduction

#1857- AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 177 OF THE CODE OF THE TOWNSHIP OF WYCKOFF, VEHICLES AND TRAFFIC RELATED TO SPEED LIMITS

Following is the vote on the Consent Agenda:

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

IV Ordinances – Public Hearings/Further Consideration

#1849 - AN ORDINANCE AUTHORIZING THE APPROPRIATION OF \$300,000 FOR IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WYCKOFF, COUNTY OF BERGEN, STATE OF NEW JERSEY AND PROVIDING THE NECESSARY FUNDS THEREFORE.

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

V Adjourn

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

FORMAL ACTION MAY BE TAKEN DURING THIS MEETING

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Meeting Called To Order

Mayor Brian D. Scanlan 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 Matthew Chagares.

Invocation

The Invocation was given by Pastor Scott Bostwick from Grace United Methodist Church.

Attendance

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

Staff Present: Township Administrator Robert J. Shannon, Joyce C. Santimauro, Municipal Clerk, Township Attorney Robert Landel and Thomas Garlick, Esq.

Open Public Meeting Act Statement

Municipal Clerk Santimauro read the "Open Public Meeting Act" Statement: "This regular meeting of the Township Committee of the Township of Wyckoff is now in session. In accordance with the provisions of Section 8 of the Open Public Meetings Act, I wish to advise that notice of this meeting has been posted in the lower level of the Memorial Town Hall and that a copy of the schedule of meetings has also been filed with the Township Clerk, and copies of this agenda and the annual notice of meetings, of which this is a part, have been heretofore sent to the Ridgewood News, The Record, and The North Jersey Herald and News all papers with 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."

Meeting Open for Public Comment

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

No one came forward to speak.

Committeeman Shanley made a motion to close the public comment time of the regular business meeting; Seconded by Committeeman Rubenstein with an affirmative vote.

Approval of the following Township Committee meeting minutes: Regular Business Meeting and Work Session Minutes from May 1, 2018.

Presentation of certificate to Matthew Chagares, a finalist in the New Jersey State League of Municipalities Future Municipal Leaders Scholarship competition.

Public Hearings for two Bergen County Open Space Grant applications.

Public hearing to receive public comment regarding the submission of a Bergen County Trust Fund Grant Application for an Open Space Land Acquisition program.

Block 320 Lots 10.1 & 10.2 to acquire a portion of Maple Lake property for passive open space.

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Memorial Field, located behind Memorial Town Hall, 340 Franklin Ave, Block 258 lot 1.01 on the grass field between the playground and the roller hockey rink (both built from funds awarded from this very same grant program).

Vote to open the hearing for public comment:

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

Vote to close the hearing after receiving public comment:

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

Approval of the following Township Committee meeting minutes: Work Session and Regular Business Meeting Minutes from May 15, 2018.

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

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):

#18-183 Authorize Bergen County Open Space Grant Application for Land Acquisition

WHEREAS, the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("County Trust Fund"), provides grants to municipal governments and to nonprofit organizations for assistance in the acquisition of lands for open space conservation purposes and/or outdoor recreation facilities; and,

WHEREAS, the Township of Wyckoff desires to further the public interest by obtaining a grant from the County Trust Fund to fund the following project: acquisition of a section of the Maple Lake property, block 320, lots 10.02 and 11, 204 and 285 Maple Drive for use as passive open space; and,

WHEREAS, the governing Township Committee has reviewed the County Trust Fund Program Statement, the County Program Open Space Policy and Procedures Manual, and the open space application and instructions and desires to make an application for such a grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Township Committee has conducted a public hearing on June 4, 2018 at tonight's Township Committee meeting before this resolution was considered; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

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WHEREAS, the Township of Wyckoff is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project(s); and,

WHEREAS, if the Township of Wyckoff is successful in acquiring said project through the use of a County Trust Fund grant, then the applicant will permanently preserve said project for open space conservation and/or outdoor recreation purposes through a recorded deed of easement.

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

1. That it is hereby authorized to submit the above completed project application to the County by this year's deadline established by the County; and,
2. That in the event of a County Trust Fund award that may be less than the grant amount requested above the applicant has or will secure the balance of funding necessary to complete the project; and,
3. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and,
4. That this resolution shall take effect immediately.

#18-184 Authorize Contract to Pave Roads

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; and,

WHEREAS, a public notice soliciting bids for the Township of Wyckoff's procurement was advertised on 5/7/18 in the Bergen Record and posted on the Township's website under the easily accessed quick link on the homepage titled, Bids and Jobs; and,

WHEREAS, bid specifications were made available at no cost to vendors; and,

WHEREAS, on 5/18/18 at 11:00 a.m. ten (10) bids were publicly opened and their contents read aloud as indicated on the attached bid summary sheet as if set forth at length; and,

WHEREAS, the Township's Certified Public Works Manager, after a careful review, recommends a contract award to the lowest responsive and responsible bidder, D & L Paving Contractors, Inc.; 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 account # C-05-56-999-950 & Trust Account #T-12-56-800-731.

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

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hereby awarded to the lowest responsive and responsible bidder, D & L Paving Contractors, Inc., 675 Franklin Avenue, Nutley 07110 for a total contract of \$1,749,619.54 in accordance with bid specifications.

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

**#18-185 Authorize Bergen County Open Space Matching Grant
Application for Park Improvement**

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Township of Wyckoff desires to further the public interest by obtaining a matching grant of \$100,000.00 from the County Trust Fund to fund: construction of an artificial turf field and a pedestrian/spectator path to connect the artificial turf field with the sidewalk on Franklin Avenue, at 340 Franklin Avenue, block 258, lot 1.01; and,

WHEREAS, the Township Committee has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process the Township Committee conducted the required Public Hearing to receive public comments on the proposed park improvements in the application on June 4, 2018 at tonight's Township Committee meeting before this resolution was adopted; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the Township Committee is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

NOW THEREFOR BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey as follows:

1. That the Township Committee is hereby authorized to submit the above completed project application to the County by the deadline of June 18, 2018 as established by the County; and,
2. That in the event of a County Trust Fund award that may be less than the grant amount requested above the Township Committee has or will secure the balance of funding necessary to complete the project or modify the project as necessary; and,
3. That the Township Committee of the Township of Wyckoff is committed to providing a dollar for dollar cash match for the project; and,

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4. That only those park improvements identified and approved in the project application its Trust Fund contract or other documentation will be considered eligible for reimbursement.
5. That the Township Committees agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and,
6. That this resolution shall take effect immediately.

#18-186 Confirm Closing of Certain Roads for the Memorial Day Parade

WHEREAS, the Township of Wyckoff conducts the annual Memorial Day Parade to honor our nation's war dead: and,

WHEREAS, this year's parade is scheduled for Monday, May 28, 2018; and,

WHEREAS, the marchers will assemble at the Cornerstone Christian Church (495 Wyckoff Ave.) and march left out of the church parking lot onto Wyckoff Avenue, proceed up Wyckoff Avenue and make a right on Main Street, march to the end of Main Street, make a right onto Franklin Avenue and left into Scott Plaza at Town Hall. The parade ends behind Town Hall at Fire Company #1; and,

WHEREAS, in the interest of safety and convenience for motorists and pedestrians, the following roadways will be closed for a limited time during the course of the parade – a portion of Wyckoff Avenue from the Cornerstone Church to Main Street, Main Street and Franklin Avenue in front of Town Hall; and,

WHEREAS, Bergen County was contacted for the closing of the Bergen County roads in the parade route and the Township was instructed to include the Bergen County roads in the Township road closing resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey authorizes the closing of the above mentioned municipal and county roads on Monday, May 28, 2018 from 10:30 a.m. to 1:00 p.m.

BE IT FURTHER RESOLVED, that the Municipal Clerk will forward a copy of this resolution to the Police Chief for his use in traffic control/detours and coordinating the parade process safely and Scott Fisher, Department of Public Works Manager.

#18-187 Payment of 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,

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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 be 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. 17045 – 17089 Payroll A/C, Direct Deposit Vouchers no. 9487 - 9542, Library Payroll check nos. 1391 & 1392, Library Direct Deposit Vouchers no. 3804 - 3834, Claims Wire nos. 180601, 180602 & 180603, check no. 1025 Accutrack A/C, Claims check nos. 078880 - 079021 and Dog Trust - \$750.40.

#18-188 Acknowledgement for Non-profit Grant Application

WHEREAS, the Bergen County Historic Preservation Trust Fund of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund provides grants to non-profit organizations for assistance in the preservation of historic buildings, districts and sites; and,

WHEREAS, as part of the 2018 application by the John B. & Grace Q. Zabriskie Memorial Trust to the County of Bergen is the requirement that the applicant must obtain a resolution of acknowledgement that the municipality in which the project is located knows that the application is being made; and,

WHEREAS, the John B. & Grace Q. Zabriskie Memorial Trust has informed the Township Committee of the Township of Wyckoff of its intent to apply for a Bergen County Historic Preservation Trust Fund for assistance in the historic preservation of the Zabriskie House (a New Jersey Landmark built in 1730), located on property known as 421 Franklin Avenue, Block 234/Lot 6 on the tax map of the Township of Wyckoff; and,

WHEREAS, the Township Committee of the Township of Wyckoff does not assume financial liability or other responsibilities related to the application or the project.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey acknowledges that the John B. & Grace Q. Zabriskie Memorial Trust is applying to the Bergen County Historic Preservation Trust Fund.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to sign on behalf of the Township of Wyckoff.

#18-189 Emergency Appropriation

WHEREAS, an emergency has arisen with respect to expenses to be incurred due to a notice received from Verizon that they will, as of a certain date, no longer service copper telephone lines and offer said service, and

WHEREAS, the Township has two copper telephone lines that are critical components of the emergency dispatch and communication radio system utilized by Police, Fire and Ambulance; and

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WHEREAS, N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation to be created by this resolution for \$50,000 and three (3) percent of the total operations in the budget for the year 2018 is \$588,905.94.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-48 that:

1. An emergency appropriation is necessary and the same is hereby established in the amount of:
Buildings & Grounds Other Expense \$50,000
2. That said emergency appropriation shall be provided for in full in the 2019 municipal budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.
4. That two (2) certified copies of this resolution shall be filed with the Director of Local Government Services.

#18-190 Award Contract – Pay to Play Compliance

WHEREAS, the Department of Police, Fire and Administration have a need to maintain a reliable and 24/7 functional radio system for emergency dispatch and communications; and,

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 attached.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Township Committee authorizes an award of a purchase order to Eastern Alliance, LLC, 500 West Main Street, Suite 4, Wyckoff, New Jersey 07481 for the provision of labor and radio materials as reflected on their 5/12/18 price quotation not to exceed \$29,162.43.

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

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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.

#18-191 Authorize Purchase from Bergen County Contract

WHEREAS, a need exists to authorize a purchase to modify the Township's emergency radio system; and,

WHEREAS, an in-house communications project team has recommended the utilization of Bergen County advertised and competitively bid two (2) year contract from 12-15-16 through 12-14-18 via Freeholder Resolution #1353-16 for labor costs to perform radio installation, repair and maintenance to Electronic Service Solutions, Inc.; and,

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

WHEREAS, the Chief Financial Officer has provided the below certificate that adequate funds have been authorized in Resolution #18-189.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey do hereby award a contract to Electronic Service Solutions, Inc., 18-01 Pollitt Drive, Fair Lawn, New Jersey 07410 via Bergen County Cooperative Pricing Systems #CK04- Bergen and #11-BECCP authorized by Resolution #1353-16 for labor costs to perform radio work not to exceed \$8,250.

#18-192 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:

Joseph & Julie Lizzi, 318 Martom Road, Wyckoff, New Jersey 07481 – Return of Escrow – Block 290/Lot 23 - \$278.76

Daniel & Kathryn McHugh, 380 Auburn Street, Wyckoff, New Jersey 07481 – Return of Escrow – Block 466/Lot 52.02 - \$392.31

BUILDING DEPT.:

CLC Landscape Design, 58 Ringwood Avenue, Ringwood, New Jersey 07456, Refund of Storm Water Management Fee for underground pool @ 380 Auburn Street – Block 466/Lot 52.02 - \$500.00

Douglas Schuetz, 11 Manito Drive, Cambridge, MD 21613 – Refund of septic plan review for 769 Hickory Hill Road – Block 441/Lot 16 - \$310.00

TAX REFUND:

TD Bank, 32 Chestnut Street, Lewiston, ME 04240, Refund of 1st quarter 2018 tax overpayment – Block 436/Lot 15 – 363 Mulberry Court - \$5,724.84

Corelogic, 95 Methodist Hill Drive, Ste. 100, Rochester, New York 14623 – Refund of 1st quarter 2018 tax overpayment – Block 497/Lot 97 – 208 Sunrise Drive - \$4,282.52

Dovenmuehle Mortgage, Inc., 1 Corporate Drive, Ste. 360, Lake Zurich, IL 60047 – Block 366/Lot 1 – 726 Timberline Drive - \$4,099.48

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Thomas & Linda Mallaney, 422 Holly Drive, Wyckoff, New Jersey 07481 – Refund of 2nd quarter 2018 tax overpayment – Block 441/Lot 29 - \$2,774.20

Corelogic, 3001 Hackberry Road, Irving, TX 75063 – Refund of 1st quarter 2018 tax overpayment – Block 206/Lot 49 – 305 Windham Court - \$3,995.64

PHH Mortgage, 3001 Hackberry Road, Irving, TX 75063 – Refund of 1st quarter 2018 tax overpayment – Block 335/Lot 30.01 – 548 Eder Avenue - \$4,847.04

Corelogic, 95 Methodist Hill Drive, Ste. 100, Rochester, New York 14623 – Refund of 1st quarter 2018 tax overpayment – Block 510/Lot 21 – 522 Albert Street - \$2,472.80

RECREATION:

Vania Silva 365 Franklin Avenue, Wyckoff, New Jersey 07481 – Tennis Refund - \$90.00

Lindsay Calhoun, 676 Birchwood Drive, Wyckoff, New Jersey 07481 – Summer Camp Refund - \$70.00

#18-193 Award Contract from Cooperative Pricing Contract

WHEREAS, the DPW maintains a fleet of vehicles and equipment that are utilized in four seasons throughout the year and for emergency services; and,

WHEREAS, the Township's certified Public Works Manager has advised of a need to replace an existing front line vehicle with 16 years of service; and,

WHEREAS, the Public Works Manager has researched purchase options and he will capture cost avoidances if he purchases the skid-steer loader from an existing pre-bid contract; and,

WHEREAS, the skid-steer loader exists on the cooperative pricing system contract of the Bergen County Cooperative Pricing System #11-BECCP which the Township of Wyckoff is a member; and,

WHEREAS, a contract #18-07, awarded by Freeholder Resolution #359-18 establishes a contract award for a skid-steer loader for the period of 5/2/18 through 5/2/20; and,

WHEREAS, the Public Works Manager recommends that the Township Committee award a contract for the purchase of a skid-steer loader from this pre-advertised and pre-bid contract to Bobcat of New Jersey, 201 Maltese Drive, Totowa, New Jersey 07512 for \$56,159; and,

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

WHEREAS, the Chief Financial Officer provides the below certificate that adequate funds exist in Municipal Open Space Account #S-16-54-950 and Sewer Capital Account #C-08-55-215 to the maximum amount as set forth in this resolution amounting to \$56,159.00 for this purchase.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that a purchase from the Bergen County Contract #18-07 awarded by Freeholder Resolution #359-18 on 5/2/18 to Bobcat of New Jersey, 201 Maltese Drive, Totowa, New Jersey 07512 for \$56,159.00 is hereby approved.

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#18-194 Award of Contract for Grant Funded Paving of Lafayette Avenue

WHEREAS, the Township Committee of the Township of Wyckoff is the recipient of a New Jersey Department of Transportation (NJDOT) Trust Fund Grant of \$215,000 to improve Lafayette Avenue;

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

WHEREAS, a legal advertisement soliciting bids was published in the May 18, 2018 issue of the Ridgewood News; and,

WHEREAS, a copy of the legal advertisement soliciting bids was posted on the Township's website at the Jobs and Bids Quick-link easily accessed for the Homepage; and,

WHEREAS, on June 1, 2018 at 11:00am the following bids were received, opened and their contents read aloud:

<u>Bidder</u>	<u>Base Bid</u>
D&L Paving 675 Franklin Ave Nutley, NJ 07110	\$ 161,658.00
D.L.S. Contracting, Inc. 271 Highway 46 Fairfield, NJ 07004	\$ 168,253.00
J.A. Alexander Inc. 130-158 JFK Dr. N Bloomfield, NJ 07003	\$ 159,046.73
Rockborn Trucking 12 Taylor Road Wharton, NJ 07885	\$ 173,447.70
New Prince Construction Co. 215 Elleen Terrace Hackensack, NJ 07601	\$ 165,553.30
PM Construction 1310 Central Avenue Hillside, NJ 07205	\$ 204,610.00
 <u>Bidder</u>	 <u>Base Bid</u>
AJM Contractors, Inc. 300 Kuller Road Clifton, NJ 07011	\$ 165,738.00
4 Clean-Up Inc. 4505 Dell Avenue North Bergen, NJ 07047	\$ 164,528.50

WHEREAS, the bids received have been reviewed by the Township's Consulting Engineer and in the attached report (attached as is set forth at length) he recommends a contract award to the lowest responsive and responsible bidder; and,

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

WHEREAS, the Chief Financial Officer has issued a certificate of availability of funds in account and account # C-04-56-918-001.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they do hereby award a contract to the lowest responsive and responsible bidder J.A. Alexander, Inc., 130-185 JFK Drive North, Bloomfield, NJ 07003 for a total contract of \$159,046.73 subject to the concurrence of the NJDOT and in accordance with the bid specifications and drawings.

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, Accounts Payable Control Officer and Police Chief.

BE IT FURTHER RESOLVED, that the Township's Consulting Engineer shall immediately provide a copy of this resolution to the NJDOT.

#18-195 Required Change to Employee 457 (b) Deferred Compensation Account

WHEREAS, the Township of Wyckoff employees participate in an employee funded 457(b) deferred compensation plan with Nationwide Insurance Company; and,

WHEREAS, Nationwide periodically evaluates and changes some or parts of their suite of products available to their members; and,

WHEREAS, Nationwide has determined, due to current market evaluation, to reduce their Fixed Income Account guaranteed minimum interest rate or "floor rate"; and,

WHEREAS, they have provided three available options and require Plan Sponsor action; and,

WHEREAS, in order to give employee's the continued ability to choose the Nationwide Fixed Interest account as an investment option; and,

WHEREAS, the Plan Administrator recommends Option 1 which will reduce the guaranteed minimum interest rate (interest "floor") over a five year period but continue to earn market rate interest as calculated by Nationwide as well as continue to allow members to invest into the Fixed Income Account.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey instructs the Plan Administrator to complete the necessary paper work to implement the change in plan as described above.

#18-196 Authorize Execution of Settlement – Affordable Housing Litigation

WHEREAS, the Township Committee of the Township of Wyckoff filed an application before the Superior Court of New Jersey, Law Division: Bergen County Docket No. BER-L-6224-15 in the matter of the application of the Township of Wyckoff's Housing Element and Fair Share Plan; and,

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WHEREAS, said matter has one intervenor, the property owner of Block 320.Lots 10.02 & 11 and an interested party, the Fair Share Housing Center (FSHC); and,

WHEREAS, the Township of Wyckoff, through its Township Attorney and Professional Planner have worked diligently with all parties to the civil action including the court appointed master, professional planner Steve Banisch and the court; and,

WHEREAS, the Township Attorney and the Township's Professional Planner recommend a settlement of the civil action which would include rezoning for a limited development plan for the Maple Lake property which includes the Township purchasing the majority of the property for preservation from development and use as passive recreational open space as reviewed by the Township Committee.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that authority is provided to the Township Attorney to enter into a settlement agreement consistent with the draft agreement provided to the Township Committee for review by the Township Committee with regards to the matter of the application of the Township of Wyckoff's Housing Element and Fair Share Plan, Docket No. BER-L-6224-15 before Judge Toskos of the Superior Court of the New Jersey Law Division.

BE IT FURTHER RESOLVED, that the Municipal Clerk shall provide three (3) certified copies of this resolution to the Township Attorney and one (1) for distribution to the Bergen County Open Space Fund as significant documentation of the Township Committee intention to apply for a Bergen County Grant to purchase the portion of the Maple Lake property described above.

#18-C17 Closed Session Discussion – NJSA 10:4-12b(8) – Affordable Housing 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:

NJSA 10:4-12b(8) - Affordable Housing 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 June 4, 2018, hereby authorize, that an Executive Session closed to the public shall be conducted on June 4, 2018, in the Town Hall, 340 Franklin Avenue, Wyckoff, New Jersey 07481, for the discussion of matters relating to the specific items designated above.

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

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II Motions

- a. Authorize the request for a tent to hold Bible Study Lectures on the lawn of the Eastern Christian Middle School from July 8 through July 22, 2018.
- b. Approve St. Elizabeth’s Food Truck Festival request scheduled for September 7, 2018 which includes: 10-15 food trucks, 50/50 raffle, bounce houses for children, parking at Wyckoff Family YMCA & Stop & Shop and hiring two (2) police officers for traffic control.
- c. Approve Grace United Methodist Church’s request for a rummage sale on June 8 and 9, 2018, ten (10) day temporary signs and a tent.
- d. Authorize the request for a flea market from Saint Nicholas Greek Church and ten (10) day temporary signs. Dates for flea market: July 6,7,13,14,20,21 & August 3,4,10,11.
- e. Approve the Wyckoff Junior Fire Department application from Brian Basilio into Volunteer Fire Company #2.
- f. Approve the New Jersey State Firemen’s Association Membership application from Wyckoff Junior Firefighter Andrew Rotello to regular firefighter status with Volunteer Fire Company #3.
- g. Approve the New Jersey State Firemen’s Association Membership application from Matthew Kasabian into Volunteer Fire Company #3.
- h. Approve the New Jersey State Firemen’s Association Membership application from Wyckoff Junior Firefighter Andrew Litchult to regular firefighter status with Volunteer Fire Company #1.

III Ordinance- Introduction

#1857- AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 177 OF THE CODE OF THE TOWNSHIP OF WYCKOFF, VEHICLES AND TRAFFIC RELATED TO SPEED LIMITS

ORDINANCE #1857

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 177 OF THE CODE OF THE TOWNSHIP OF WYCKOFF, VEHICLES AND TRAFFIC RELATED TO SPEED LIMITS

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that Chapter 177 of the Code of the Township of Wyckoff, Vehicles and Traffic, be amended and supplemented as follows:

Section 1 – Chapter 177-51 Schedule S: Speed Limits is hereby amended as follows:

Name of Street	Speed Limit (mph)	Location
Lafayette	30 <u>25</u>	entire length

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Section 2 – Except as here in amended and supplemented, all other provisions of Chapter 177 of the Code of the Township of Wyckoff, Vehicles and Traffic, shall remain in full force and effect.

Section 3 – This ordinance shall take effect upon final passage and publication according to law.

Following is the vote on the Consent Agenda:

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

IV Ordinances – Public Hearings/Further Consideration

#1849 - AN ORDINANCE AUTHORIZING THE APPROPRIATION OF \$300,000 FOR IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WYCKOFF, COUNY OF BERGEN, STATE OF NEW JERSEY AND PROVIDING THE NECESSARY FUNDS THREFORE.

ORDINANCE

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1849, entitled:

AN ORDINANCE AUTHORIZING THE APPROPRIATION OF \$300,000 FOR IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WYCKOFF, COUNY OF BERGEN, STATE OF NEW JERSEY AND PROVIDING THE NECESSARY FUNDS THREFORE.

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

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

COMMITTEEMAN SHANLEY: Seconded.

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

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1849, and all persons who wish to be heard, please state your name and address before making your statement.

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

COMMITTEEMAN SHANLEY: Seconded.

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

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1849 be, and the same is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEEMAN BOONSTRA: I move the resolution.

COMMITTEEMAN SHANLEY: Seconded.

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

ORDINANCE #1849

AN ORDINANCE AUTHORIZING THE APPROPRIATION OF \$300,000 FOR IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WYCKOFF, COUNY OF BERGEN, STATE OF NEW JERSEY AND PROVIDING THE NECESSARY FUNDS THEREFORE.

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

SECTION 1. The sewer improvements described in Section 3 of this ordinance are hereby authorized by the Township of Wyckoff and there is hereby appropriated the sum of money herein stated as the appropriations made therefore and amounting to \$300,000

SECTION 2. For the financing of said sewer improvements, and to meet the cost therefore, there is hereby appropriated from the Sewer Capital Improvement Fund for the Township of Wyckoff, the said sum.

SECTION 3. The sewer improvements authorized and the appropriations therefore are for the rehabilitation and renovation of Township sewer lines and pumping stations, engineering services, road resurfacing and equipment purchase thereto.

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

V

- 7:00pm Entered Work Session**
- 7:58pm Recess**
- 8:00pm Entered Regular Business Meeting**
- 8:47pm Adjourned Regular Business Meeting**
- 9:00pm Entered Closed Session**
- 9:43pm Exit Closed Session and re-entered Work Session Meeting**
- 9:45pm Adjourned**

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Mayor Brian D. Scanlan

Joyce C. Santimauro, Municipal Clerk