

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**(Revised 12-14-15)  
TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE WORK SESSION MEETING  
MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015 - 7:30 P.M.**

1. 7:30 pm Work Session Meeting called to order by Mayor Kevin J. Rooney
2. Roll call of Township Committee
3. Reading of "Open Work Session" statement by Mrs. Santimauro
4. Meeting open for the Work Session ten minute total public comment period for any item on or off the agenda. Two (2) minutes per speaker.
5. Mayor and Municipal Clerk to sign documents
6.
  - a. Finance Committee to review and sign vouchers
  - b. Report of Township Committee
  - c. Report of Administrator
  - d. Report of Attorney
7. Recess Work Session Meeting to conduct 8:00 pm Business Meeting
8. Reconvene Work Session Meeting
9. Adjourn

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

**FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION**

TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015

TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE BUSINESS MEETING  
MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015 - 8:00 PM

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Kevin J. Rooney
2. Flag Salute
3. Invocation will be given by Reverend Tom Larkin from Abundant Life Reformed Church
4. Reading of the "Open Public Meetings Act" statement by Mrs. Santimauro
5. Roll call of the Township Committee
6. Meeting open for public comment on any item on or off the Agenda; five (5) minutes per speaker
7. Presentation of Proclamation to Township Committeeman Haakon Jepsen
8. Presentation of Proclamation to Ramapo High School Football Team State Champions
9. Approval of the following Township Committee meeting minutes:

Township Committee Regular Work Session and Regular Business Meeting  
Minutes from December 1, 2015.

MOTION: \_\_\_\_\_ JEPSEN \_\_\_\_\_ SECOND \_\_\_\_\_ CAROLAN \_\_\_\_\_  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY 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):**

- |         |   |
|---------|---|
| #15-294 | Transfer of Funds   |
| #15-295 | Redemption of Tax Sale Certificate #13-00010<br>Block 293 Lot 16.02           |
| #15-296 | Approval of Strategic Plan and Acceptance of<br>Alcoholism & Drug Abuse Grant |
| #15-297 | Redemption of Tax Sale Certificate #15-00001<br>Block 202 Lot 73.01           |
| #15-298 | Payment of Bills  |
| #15-299 | Return of certain overpaid taxes, escrow monies, etc.                         |
| #15-300 | Accept Police Chief Report and Authorize Towing<br>Licenses for 2016          |

**II      Motions**

- a. Approve specifications and authorize sealed competitive bidding for WOLF contract recreation equipment.

**Following is the vote on the Consent Agenda:**

MOTION: \_\_\_\_\_ BOONSTRA \_\_\_\_\_ SECOND \_\_\_\_\_ CAROLAN \_\_\_\_\_  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**III      Ordinance – Public Hearing/Further Consideration**

#1788 - AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR EMPLOYEES OF THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2016

MOTION:        JEPSEN        SECOND BOONSTRA  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

#1789 - AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR EACH OFFICER OF THE POLICE DEPARTMENT OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2016

MOTION:        BOONSTRA        SECOND CAROLAN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

#1790 - AN ORDINANCE TO REPEAL CHAPTER 104, BUSINESS ON SUNDAY, OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO REPEAL THE EXISTING SUNDAY SALES ORDINANCE AND ALLOW FOR THE ENFORCEMENT OF EXISTING STATE STATUTE N.J.S.A. 40A:64-1, BY RESTATING SAME AS NEW CHAPTER 104

MOTION:        CAROLAN        SECOND JEPSEN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

#1791 - AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT TO DEED BLOCK 238 LOT 2, ALSO KNOW AS 370 CLINTON AVENUE WITHIN THE TOWNSHIP OF WYCKOFF TO BC UW/MADELINE HOUSING PARTNERS, LLC, SUBJECT TO CERTAIN CONDITIONS

MOTION:        BOONSTRA        SECOND CAROLAN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

10.      This meeting will not adjourn, it will be carried to the January 1, 2016 11:00 a.m., Sine Die meeting.

**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 REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**Meeting Called To Order**

Mayor Kevin J. Rooney 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 Dan Diaz, Co-Captain of the Ramapo High School Football Team.

**Invocation**

The Invocation was given by Reverend Tom Larkin from Abundant Life Reformed Church.

**Attendance**

**Township Committee Present:** Mayor Kevin J. Rooney; Committee Present: Rudolf E. Boonstra, John Carolan and Haakon C. Jepsen

**Township Committee Absent:** Brian D. Scanlan

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

**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**

The Township Committee voted unanimously to open the public portion of the meeting.

David Stern-312 Camelot Court- Mr. Stern stated the reason why he came to the Township Committee Meeting this evening was to talk about the Blue Laws that is on the agenda. Mr. Stern is not in favor of changing the Blue Laws there a few things I would like to address. The first is it would refer to restrict the shopping in the town and it is not clear what the reasons or the benefits it is to do that, second concern is the piece that striking down the piece that talks about the Sabbath exemption it discourages people to move into this town and potentially opening businesses the third concern is on the surface of it seems to be politically motivated and may have a lot to do with the elections and all the things that happen in the town it is not clear to me that the relationships between those motivations and the needs of the members of the Township.

The Township Committee voted unanimously to close the public portion of the meeting.

Mayor Kevin Rooney indicated that at this point he will add an agenda item before the presentation of the Proclamation to the Football Champions and he will present a Proclamation to Township Committeeman Haakon Jepsen. This evening is Haakon's last meeting as a Township Committee Member. Mr. Jepsen is finishing a three year elected term on the Township Committee. Mayor Rooney presented a Proclamation to Haakon Jepsen which ended with the following statement "Now therefore be it proclaimed by the Township Committee that Haakon Jepsen is thanked for weaving a part of himself into the fabric our community through the

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

dedicated service he has rendered and further extend to him our best wishes for good health, happiness and success in the years ahead”.

Township Committeeman John Carolan thanked Mr. Jepsen for his thorough and thoughtful questions, he suggested that Mr. Jepsen made the deliberations of the Township Committee more innovative.

Deputy Mayor Rudy Boonstra also thanked Mr. Jepsen for his Township Committee service and the two years he served on the Board of Adjustment and thanked him for his technological expertise which was extremely helpful.

**Presentation of Proclamation to Township Committeeman Haakon Jepsen**

**WHEREAS**, Haakon Jepsen has faithfully and selflessly served the residents of the Township of Wyckoff as an elected member of the Wyckoff Township Committee for three years from 2013 through 2015; and,

**WHEREAS**, previous to Haakon’s service as a member of the Township Committee governing the Township of Wyckoff, Haakon served two years as a member of the Wyckoff Board of Adjustment; and,

**WHEREAS**, Haakon served as Township Committee Liaison to the Municipal Alliance, and significantly contributed to the publication of the 2015 calendar – “Drug and Alcohol Abuse Prevention and Treatment; a Resource Guide”; the Environmental Commission; the Ramapo Indian Hills School Board of Education and Co-Liaison of the Zabriskie House;

**WHEREAS**, Haakon currently serves as a volunteer Soccer Coach with the Township’s Recreation Program and has enjoyed volunteering at the Annual Fishing Derby, helping the children and demonstrating the value of nature and clean water to those attending this popular Township event; and,

**WHEREAS**, the residents of the Township of Wyckoff have benefitted from Haakon’s leadership skills and technological expertise throughout the past three years as a responsive and diligent elected official.

**NOW, THEREFORE, BE IT PROCLAIMED** by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that Haakon Jepsen is thanked for weaving a part of himself into the fabric of our community through the dedicated service he has rendered, and further extend to him our best wishes for good health, happiness and success in the years ahead.

We will miss you!

December 15, 2015

---

Kevin J. Rooney, Mayor

TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015

Mayor Rooney stated he and the governing body have the honor of presenting a proclamation recognizing the Ramapo High School State Champion Football Team for the excellence they have achieved as State Champions. Mayor Rooney and Mr. Jepsen read and presented the Proclamation to the approximately 60 football players who are in attendance and the coaches. It began “Whereas The 2015 Ramapo High School Football Team is the New Jersey North 1, Group 3 State Champion by virtue of their first round 40-0 shutout victory over Paramus High School on November 13<sup>th</sup>, a 45-13 semifinal win over Pascack Valley High School on November 20<sup>th</sup>, and a convincing 45-15 championship victory over River Dell High School on December 5, 2015 at MetLife Stadium in East Rutherford, New Jersey; and. The Township Committee thanked this special group of athletes.

Presentation of Proclamation to Ramapo High School Football Team State Champions

- WHEREAS,

The 2015 Ramapo High School Football Team is the New Jersey North 1, Group 3 State Champion by virtue of their first round 40-0 shutout victory over Paramus High School on November 13<sup>th</sup>, a 45-13 semifinal win over Pascack Valley High School on November 20<sup>th</sup>, and a convincing 45-15 championship victory over River Dell High School on December 5, 2015 at MetLife Stadium in East Rutherford, New Jersey; and
- WHEREAS,

The victory gave the Raiders their second State Championship in four years and 10<sup>th</sup> overall State Championship for the program; and
- WHEREAS,

This exceptional team completed their season with an overall record of 11 wins and 1 loss, and a league record of 4-0 to claim first place in the Big North Independence Division; and
- WHEREAS,

This outstanding team’s hard work and dedication, combined with its great skill, led to it being named the #2 ranked public school team in Northern New Jersey by the Bergen Record, the #9 ranked team in all of New Jersey by the Star Ledger, and the #10 ranked team in the Tri-State area by MSG Varsity Football; and
- WHEREAS,

The Ramapo High School Football Team benefited greatly from the dedication, commitment, and leadership of head coach, Drew Gibbs, and assistant coaches Matt Occhipinti, Josh Resto, Mike Esposito, Brian Gibbs, Nick Gutusso, Jim Ciarlo, Karl Kazmierczak, Rob Petrella, and Joe Brislin; and
- WHEREAS,

Special thanks is extended to the parents, coaches, friends, and all of the Ramapo students, teachers, and administration for their outstanding commitment and support; and
- WHEREAS,

A special group of student athletes – Dan Diaz, Co-Captain Keith Woetzel, Tommy Jaten, Michael Mathieson, Matt Gilshteyn, Mike Kowal, Jerry Dalie, Co-Captain Ryan Curtiss, Co-Captain Joe O’Hagan, Brendan Brown, Conor Perneti, Nick Gambuti, Michael Graff, Liam Clapp, Sean O’Connor, John Pensallorto, Co-Captain Greg Latushko, Jack Scordato, Shane Brancalone, Colin Boel, Cal Grosfelt, Sebastian Pontrelli, Steven Hoover, Paul Mokrzycki, Jeff Foster, Zack Federico, Jack Hourihan, Anthony Lynch, Ben Mascuch, Alex Deleo, Charles Schiano, Alex Miras, Matt Salvi, Jack Allen, Jayson Gilsinger, Mike Hughes, John Guerriero, Jonah Asch, Steven White, Chris Regan, Dennis Creamer, Kenny Summers, Lucas Smith, Tyler Wharton, Christian Nazare, Mark Shifar, Joe Mosca, Allan Fall, Austin Scher, Conor Smith, Ryan Soodsma, Chris DiTommaso, John O’Connor, Matt Connor, Brian Raguseo, James Muccilo, Alec Ingenito, Nick DeMarco, Jake Newman, and Jack Schofield, achieved these extraordinary awards and honors by virtue of their commitment to unselfish team play, tireless work ethic, outstanding football skills, and their overall commitment to the game of football.

**NOW, THEREFORE**, be it proclaimed by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the 2015 Ramapo Varsity Football Team, Coach Drew Gibbs and his staff are hereby extended congratulations on behalf of our entire community for the significant success they have achieved, and our thanks for serving as positive role models for the young athletes of our community and for illustrating the rewards which can be achieved through commitment and diligence in pursuing excellence.

Kevin J. Rooney, Mayor  
December 15, 2015

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**Approval of the following Township Committee meeting minutes:**

Township Committee Regular Work Session and Regular Business Meeting  
Minutes from December 1, 2015.

MOTION:           JEPSEN           SECOND           CAROLAN            
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY 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):**

**#15-294       Transfer of Funds**

**WHEREAS**, N.J.S.A. 40A:4-58 permits the transfer of funds from November 1<sup>st</sup> through December 31<sup>st</sup> of current year's appropriations.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Wyckoff that the transfer of the following funds is hereby authorized and directed.

<b><u>From:</u></b>			
Gasoline	O/E	31-460	12,000
Planning Board	O/E	21-180-020	5,000
Engineering		20-165-020	3,000
UCC	S&W	22-195-010	2,000
Recreation	O/E	28-370-020	4,000
Roads	O/E	26-290-020	3,000
Inspector Veh.	O/E	26-318-020	2,000
Fire Hydrants	O/E	31-448	4,000
Solid Waste	O/E	32-465	21,600
			<hr/>
			<b><u>\$56,600</u></b>
<b><u>To:</u></b>			
Administration	O/E	20-100-020	1,000
Legal	O/E	20-155-020	3,000
Recycling	O/E	26-306-020	2,000
Parks	O/E	28-375-020	3,500
Health Benefit Waivers	O/E	23-221-020	700
UCC	O/E	22-195-020	2,500
Fire Vehicle	O/E	26-317-020	5,500
Afford. Hsing.	O/E	21-190-020	3,600
B & G	O/E	26-310-020	7,000
Condo Svs.	O/E	31-462	700
Recreation	S&W	28-370-010	16,500
Municipal Court	S&W	43-490-010	6,100
Electricity	O/E	31-430	4,500
			<hr/>
			<b><u>\$56,600</u></b>

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**#15-295      Redemption of Tax Sale Certificate #13-00010  
Block 293 Lot 16.02**

**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 2012 on Block 293/Lot 16.02 C2, aka 42 Heather Lane, Barbara DelRusso within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$2,735.74, and;

**WHEREAS**, on the 24<sup>th</sup> day of October 2013, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" numbered 13-00010, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

**WHEREAS**, said Tax Sale Certificate was purchased by Frank Sgambati, 18 Hunters Run, Oakland, NJ 07436

**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 13-00010 for redemption and make refund in the amount of \$2,735.74, being lien amount of \$527.12, subsequent taxes, and interest in the amount of \$1,096.62 recording fees in the amount of \$12.00 and a premium of \$1,100.00 to Frank Sgambati 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.

**#15-296      Approval of Strategic Plan and Acceptance of Alcoholism &  
Drug Abuse Grant**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and,

**WHEREAS**, the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

**WHEREAS**, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

**WHEREAS**, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee, of the Township of Wyckoff, County of Bergen, State of New Jersey that it hereby recognizes the following:



**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

1. The Township Committee does hereby authorize submission of a strategic plan for the Wyckoff Municipal Alliance grant for fiscal year 2016 in the amount of:
- |            |             |
|------------|-------------|
| DEDR       | \$11,677.00 |
| Cash Match | \$ 2,919.00 |
| In-Kind    | \$ 8,758.00 |

2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: \_\_\_\_\_  
Mayor, Kevin J. Rooney

**#15-297      Redemption of Tax Sale Certificate #15-0001  
Block 202 Lot 73.01**

**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 2014 on Block 202/Lot 73.01 C4362, aka 436 B Bromley Place, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$45,018.74 and;

**WHEREAS**, on the 22<sup>nd</sup> day of October 2015, the Township of Wyckoff executed a “Certificate of Sale of Unpaid Municipal Liens” numbered 15-00001, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

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

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate 15-00001 for redemption and make refund in the amount of \$45,018.74h being lien amount of \$4,503.27, subsequent taxes, and interest in the amount of \$7,360.47 recording fees in the amount of \$55.00 and a premium of \$33,100.00 to Clemente Enterprises, and deliver said Tax Sale Certificate to the mortgagor for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

**#15-298      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,

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**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. 14400 – 14439 Payroll A/C, Direct Deposit Vouchers no. 5326 - 5384, Voided Payroll checks no. 14375 – 14399, Library Payroll check nos. 1190 & 1191, Library Direct Deposit Vouchers no. 1719 - 1754, Voided Library Payroll checks no. 1187 & 1189, Claims Wire nos. 151204 - 151207, checks no. 02324, 02325 & 02326 Accutrack A/C, Claims check nos. 072928 – 073080, Dog Trust Treasurer - \$1145.16 and Voided Claims checks no. 072927 & 073081.

**#15-299      Return of certain overpaid taxes, escrow monies, 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:

**BUILDING DEPT.:**

Knot Too Shaggy, 386 Franklin Avenue, Wyckoff, New Jersey 07481 – Permit #15-1253 issued to incorrect business owner – Block 251/Lot 1.02 - \$148.00

**BOARD OF ADJUSTMENT:**

Anthony Pisa, 55 Saxonia Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 265/Lot 50 - \$191.27

**PLANNING BOARD:**

Jonathan & Susan Spoelstra, 554 Wyckoff Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 285/Lot 1 - \$227.92

**TAX REFUND:**

Jerome & Rosanne Lombardo, 505 Harvest Court, Wyckoff, New Jersey 07481 – Refund of 2015 sewer overpayment – Block 411/Lot 26 - \$235.00

Frank & Mary Pensallorto, 346 Dartmouth Street, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> Quarter 2015 Tax overpayment – Block 472/Lot 1.01 - \$5,784.80

Alan & Ylva Mann, 219 Madison Avenue, Wyckoff, New Jersey 07481 – Refund of 2015 Sewer overpayment – Block 226/Lot 5 - \$235.00

Munico Assoc., C/O Hekemian, Inc., 505 Main Street, Hackensack, New Jersey 07601 – Refund of 2015 sewer overpayment – Block 216.01/Lot 23.01 - \$382.66

Linda Kaye Levy, 389 Fern Avenue, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 215/Lot 7 - \$577.95

David & Ferne Zuckerman, 241 Wilson Place, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 394/Lot 5 - \$243.38

Mark & Jamie Russo, 81 Barrett Lane, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 206/Lot 15 - \$734.02

David & Kathryn Ballou, 162 Godwin Avenue, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 299/Lot 15 - \$327.61

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

Michael Kelly & Tia Narciso, 530 Clinton Avenue, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 231/Lot 3 - \$4,566.00

Lareta Tax, LLC, 1123 Parkview Drive, Covina, CA 91724 – Refund of 3<sup>rd</sup> quarter 2015 tax overpayment – Block 295/Lot 12 – 161 Packard Avenue - \$2,006.92

Joseph & Linda Pizzuro, 537 Franklin Avenue, Wyckoff, New Jersey 07481 – Refund of 2015 sewer overpayment – Block 230/Lot 13.01 - \$234.00

Robin Levat, 289 Barnstable Drive, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 449/Lot 1.02 C289 - \$3,797.17

Gary & Claire Buchmann, 43 Dale Avenue, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 277/Lot 7 - \$206.29

Saddad Zafar Toor & Shirin Trehan, 424 Hidden Valley Court, Wyckoff, New Jersey 07481 – Refund of 4<sup>th</sup> quarter 2015 tax overpayment – Block 204/Lot 24 - \$223.84

**RECREATION:**

Nancy Foulke, 577 Eder Avenue, Wyckoff, New Jersey 07481 – Basketball Refund - \$60.00

Tara Eisele, 311 Village Place, Wyckoff, New Jersey 07481 – Lacrosse Refund - \$75.00

David Dittelman, 440 Victor Way, Wyckoff, New Jersey 07481 – Basketball Refund - \$60.00

Lauren Keith, 509 Covington Place, Wyckoff, New Jersey 07481 – Basketball Refund - \$60.00

**#15-300      Accept Police Chief Report and Authorize Towing Licenses for 2016**

**WHEREAS**, the Township Committee of the Township of Wyckoff adopted Ordinance #1606 establishing towing procedures; and,

**WHEREAS**, the Township of Wyckoff published a legal notice in the October 1, 2015 issue of the Ridgewood News, and posted the same notice on its municipal web page on October 1, 2015 announcing that the Chief of Police will accept applications through October 31, 2015 from qualified vendors to perform towing services for the Wyckoff Police Department; and,

**WHEREAS**, three (3) vendors submitted an application for a license to provide towing services for the Wyckoff Police Department during calendar year 2016; and,

**WHEREAS**, the Wyckoff Police Department has reviewed the applications and inspected the applicants equipment and storage yard to complete a thorough and complete examination of the applications; and,

**WHEREAS**, the Township of Wyckoff's Municipal Risk Consultant has approved the applicant's certificate of insurance to verify compliance with Section 15 of Ordinance #1606, however, the Police Chief shall ensure all certificates which expire before January 1, 2016 are renewed; and,

**WHEREAS**, the Wyckoff Police Chief has provided the attached report dated December 11, 2015 recommending City Wide Towing, All Points Auto & Towing and Nar Towing to perform towing services for the Wyckoff Police Department in 2016

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

subject to the payment of an annual license fee provided in Section 8 of Ordinance #1606.

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

1. The Township Committee has carefully considered and accepts the report of the Wyckoff Police Chief dated December 11, 2015.
2. The Township Committee authorizes the issuance of a license for calendar year 2016 if a new valid certificate of insurance for 2016 is provided to:
  - City Wide Towing, 131 Goffle Road, Hawthorne, NJ 07506 and at 205 Chestnut Street, Ridgewood, NJ 07450
  - All Points Auto and Towing, 145-A Hopper Ave, Waldwick, NJ 07463
  - Nar Towing/Allendale Towing, Nar Automotive Inc., 536 Route 17 North, Ramsey, NJ 07446to perform towing services in the Township of Wyckoff in accordance with Ordinance #1606 in calendar year 2016.
3. The Township Committee instructs the Police Department to ensure that the aforementioned authorized towing entities provide current certificate of insurances and if any expire during 2016, which are not replaced, that they immediately be removed from the list of authorized towers.

**BE IT FURTHER RESOLVED** by the Township Committee that the Wyckoff Chief of Police is designated to enforce the provisions of Ordinance #1606 and the Wyckoff Chief of Police is authorized to issue supplementary rules and regulations to implement the purposes established by the Township Committee with the adoption of Ordinance #1606.

**II      Motions**

- a. Approve specifications and authorize sealed competitive bidding for WOLF contract recreation equipment.

**Following is the vote on the Consent Agenda:**

MOTION:           BOONSTRA           SECOND           CAROLAN            
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

**III      Ordinance – Public Hearing/Further Consideration**

**#1788-AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR EMPLOYEES OF THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2016**

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1788, entitled:

**AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR EMPLOYEES OF THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2016**

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

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

COMMITTEEMAN BOONSTRA: Seconded.

MOTION: \_\_\_\_\_ JEPSEN \_\_\_\_\_ SECOND \_\_\_\_\_ BOONSTRA \_\_\_\_\_  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1788, and all persons who wish to be heard, please state your name and address before making your statement.

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

COMMITTEEMAN BOONSTRA: Seconded.

MOTION: \_\_\_\_\_ JEPSEN \_\_\_\_\_ SECOND \_\_\_\_\_ BOONSTRA \_\_\_\_\_  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1788 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 JEPSEN: I move the resolution.

COMMITTEEMAN BOONSTRA: Seconded.

MOTION: \_\_\_\_\_ JEPSEN \_\_\_\_\_ SECOND \_\_\_\_\_ BOONSTRA \_\_\_\_\_  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

**TOWNSHIP OF WYCKOFF  
ORDINANCE #1788**

**AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF  
COMPENSATION FOR EMPLOYEES OF THE PUBLIC WORKS  
DEPARTMENT OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD  
OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2016**

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

**Section 1A.** The rate of compensation of the Public Works Department of the Township of Wyckoff for the year 2016 whose compensation shall be on an annual basis and shall be paid semi-monthly is as follows:

TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015

Step 8 .....	61,695
Step 7 .....	58,856
Step 6 .....	56,016
Step 5 .....	53,177
Step 4 .....	50,399
Step 3 .....	47,500
Step 2 .....	44,662
Step 1 .....	41,824

**Section 1B.** The rate of compensation for Public Works Department staff of the Township of Wyckoff for the year 2016 for the below listed positions and whose compensation shall be on an annual basis and shall be paid semi-monthly is as follows:

Public Works Manager.....	79,535-95,486
Public Works Foreman.....	74,193-75,973
Lead Laborer(s).....	74,193

**Section 2A.** In addition to their annual salary, each employee hired prior to January 1, 1994 shall receive longevity compensation computed at 2% their annual salary as follows:

Six to ten years.....	2%
Eleven to fourteen years.....	4%
Fifteen to eighteen years.....	6%
Nineteen to twenty-two years....	8%
Twenty three years or more.....	10%

Six months of a calendar year is required for one year of service for longevity calculation.

**Section 2B.**

Longevity compensation is not provided for employees hired on or after January 1, 1994.

**Section 3.** Each member of the Department of Public Works shall receive a reimbursement up to \$130 toward the purchase of work boots.

**Section 4.** There may be paid to Public Works Department employees authorized standby time at the rate of \$120 per week.

**Section 5.** There may be paid to the employee provided the assignment of mechanic, \$750.00 for this yearly assignment.

**Section 6.** There may be paid to the employee certified as a New Jersey licensed electrician \$750.00 for this yearly assignment.

**Section 7.** Employees authorized overtime shall be paid an hourly wage equal to one and one half (1-1/2) time, after working 40 hours. To compute the base hourly rate of an employee for overtime or other purposes, the employee's yearly base salary, together with his yearly longevity increment, if applicable, shall be divided by 2080 hours.

**Section 8.** Annual vacation with pay is authorized in accordance with the collective bargaining agreement.

**Section 9.** Department of Public Works full time regular employees shall receive twelve (12) paid holidays.

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**Section 10.** All salaries and compensation provided for herein shall be effective as of January 1, 2016.

**Section 11.**  
All public works employees shall contribute to their employee health benefits coverage an amount equal to 2.83% of the cost New Jersey State Health Benefits Direct 10 Family Plan regardless of single, husband & wife or family coverage. In years 2010 & 2011 this amount shall not exceed \$21.00 per pay and in 2012 through 2016 shall not exceed \$30.00 per pay.

**Section 12.**  
All employees hired after January 2, 2010 shall contribute the following to health benefits, the following percent of the total cost of their coverage:

Step 1-15%	Step 5-35%
Step 2-20%	Step 6-40%
Step 3-25%	Step 7-45%
Step 4-30%	Step 8-50%

**Section 13.** If any section or part of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section or part, and the remainder of the ordinance shall be deemed valid and effective.

**Section 14.** This ordinance shall take effect after final passage and publication as required by law.

**#1789-AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR EACH OFFICER OF THE POLICE DEPARTMENT OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2016**

**FINAL PASSAGE**

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1789, entitled:

**AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR EACH OFFICER OF THE POLICE DEPARTMENT OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2016**

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 CAROLAN: Seconded.

MOTION:           BOONSTRA           SECOND           CAROLAN            
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1789, and all persons who wish to be heard, please state your name and address before making your statement.

TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015

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

COMMITTEEMAN CAROLAN: Seconded.

MOTION: BOONSTRA SECOND CAROLAN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1789 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 CAROLAN: Seconded.

MOTION: BOONSTRA SECOND CAROLAN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

TOWNSHIP OF WYCKOFF  
ORDINANCE #1789

AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF  
COMPENSATION FOR EACH OFFICER OF THE POLICE DEPARTMENT OF  
THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH  
COMPENSATION FOR THE YEAR 2016

**BE IT ORDAINED**, by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, as follows for year 2016:

**SECTION 1A.** The rate of compensation for each officer of the Police Department of the Township of Wyckoff hired before January 1, 2010 for the year 2016 whose compensation shall be on an annual basis and shall be paid semi-monthly is as follows:

	<u>2016</u>
Academy	\$41,384
Completion of Academy	\$46,919
Step 1	\$65,723
Step 2	\$74,583
Step 3	\$83,983
Step 4	\$93,115
Step 5	\$102,246
Step 6	\$111,376
Step 7	\$124,442
Sergeant	\$130,544
Lieutenant	\$136,643
Captain	\$142,741

**SECTION 1B.** The rate of compensation for each officer of the Police Department of the Township of Wyckoff hired on or after January 1, 2010 for the year 2016 whose compensation shall be on an annual basis and shall be paid semi-monthly is as follows:



TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015

	<u>2016</u>
Probation 1 <sup>st</sup> Year	\$41,000
Probation 2 <sup>nd</sup> Year	\$49,000
Step 1	\$58,856
Step 2	\$66,242
Step 3	\$73,628
Step 4	\$81,014
Step 5	\$88,400
Step 6	\$95,786
Step 7	\$103,172
Step 8	\$110,558
Step 9	\$124,442
Sergeant	\$130,544
Lieutenant	\$136,643
Captain	\$142,741

**SECTION 2A.** In addition to their annual salary, each officer hired before January 1, 1998 shall receive longevity compensation computed at a percentage of their annual salary as follows:

Six to ten years.....	2%
Eleven to fourteen years.....	4%
Fifteen to eighteen years.....	6%
Nineteen to twenty two years.....	8%
Twenty three years or more.....	10%

**SECTION 2B.** In addition to their annual salary, each officer hired between January 1, 1998 and December 31 2014 shall receive longevity compensation computed at a percentage of their annual salary as follows:

6th year.....	1%
7 to 10 years.....	2%
11th year .....	3%
12 to 14 years.....	4%
15th year.....	5%
16 to 18 years.....	6%
19th year.....	7%
20 years or more.....	8%

**SECTION 2C.** In addition to their annual salary, each officer hired on or after January 1, 2015 shall receive longevity compensation computed at a percentage of their annual salary as follows:

10 to 19 years.....	1%
20 years or more .....	2%

**SECTION 3.** Commencing January 1, 2015, employees shall commence contributions mandated by Chapter 78 or such other laws as may be enacted during the term of the contract governing employee health care insurance contributions.

**SECTION 4.** The work period shall begin as of 12:01 A.M. Saturday and end as of 12:00 midnight Friday.

**SECTION 5.** The officer in charge of the Detective Bureau as assigned by the Chief, shall be paid the sum of \$2,500.00 annually. The amount shall be paid as part of that officer's regular pay and in addition to his base salary. Other Detective Bureau personnel, excepting the officer in charge, regularly assigned to the Detective Bureau by the Chief, shall be paid the annual sum of \$2,000.00.

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**SECTION 6.** Court time, excluding civil court, and excluding regular tour of duty, shall be considered overtime, and shall be compensated at time and one half (1-1/2).

**SECTION 7.** Each member of the Police Department shall be allowed a clothing allowance of \$875.00 per year.

**SECTION 8.** Employees authorized overtime shall be paid an hourly wage equal to one and one half (1-1/2) time, after working 40 hours or working in excess of a tour of duty for a day. To compute the base hourly rate of any employee for overtime or other purposes, the employee's base salary plus yearly longevity increment shall be divided by 2080 hours.

**SECTION 9.** Annual vacation with pay is authorized in accordance with the employment contract.

**SECTION 10.** All salaries and compensation provided for herein shall be effective as of January 1, 2016.

**#1790-AN ORDINANCE TO REPEAL CHAPTER 104, BUSINESS ON SUNDAY, OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO REPEAL THE EXISTING SUNDAY SALES ORDINANCE AND ALLOW FOR THE ENFORCEMENT OF EXISTING STATE STATUTE N.J.S.A. 40A:64-1, BY RESTATING SAME AS NEW CHAPTER 104.**

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1790, entitled:

**AN ORDINANCE TO REPEAL CHAPTER 104, BUSINESS ON SUNDAY, OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO REPEAL THE EXISTING SUNDAY SALES ORDINANCE AND ALLOW FOR THE ENFORCEMENT OF EXISTING STATE STATUTE N.J.S.A. 40A:64-1, BY RESTATING SAME AS NEW CHAPTER 104**

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

COMMITTEEMAN JEPSEN: Seconded.

MOTION: CAROLAN SECOND JEPSEN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1790, and all persons who wish to be heard, please state your name and address before making your statement.

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

COMMITTEEMAN JEPSEN: Seconded.

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

MOTION: CAROLAN SECOND JEPSEN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1790 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 CAROLAN: I move the resolution.

COMMITTEEMAN JEPSEN: Seconded.

MOTION: CAROLAN SECOND JEPSEN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

Mr. Landel the Township Attorney commented that earlier this evening during the public comment a resident stated that the ordinance that the governing body is considering this evening will make the Sunday sales prohibition more restrictive. The change proposed by the ordinance which the Township Committee will adopt tonight makes the Sunday sales prohibition less restrictive. The Township Committee can only make the Sunday sales prohibition less restrictive to the language of the state statute that has been adopted by the voters in Bergen County.

Doug Feick-82 Heather Lane- Mr. Feick stated that he appreciates the municipal more restrictive code being repealed and questioned the county blue law. Mr. Feick was advised that there is no county blue law or county Sunday sales prohibition. The state law was adopted by Bergen County voters multiple times and it is a state law that exists in Bergen County which is the only county in the State of New Jersey that the voters have adopted the Sunday sales prohibition. Mr. Feick next asked a question regarding a specific business operation on a Sunday. Township Attorney Mr. Landel said in the spirit of assistance he would be happy to meet with Mr. Feick after the meeting and review his specific questions. Mr. Feick indicated he was a commercial landlord in town and his questions were applicable to his tenants.

**TOWNSHIP OF WYCKOFF  
ORDINANCE #1790**

**AN ORDINANCE TO REPEAL CHAPTER 104, BUSINESS ON SUNDAY, OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO REPEAL THE EXISTING SUNDAY SALES ORDINANCE AND ALLOW FOR THE ENFORCEMENT OF EXISTING STATE STATUTE N.J.S.A. 40A:64-1, BY RESTATING SAME AS NEW CHAPTER 104.**

**WHEREAS**, the Township Committee recognizes that existing State Statute N.J.S.A. 40A:64-1 prohibits, on Sunday, individuals or businesses, whether retail, wholesale, or by auction, to sell or attempt to sell or offer to sell or to engage in the business of selling, clothing, or wearing apparel, building and lumber supply materials, furniture, home or business or office furnishings, household, business, or office appliances; and

**WHEREAS**, the Township Committee further recognizes that such State law is operative by virtue of the referendum passed by the voters of Bergen County; and

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**WHEREAS**, the Township Committee recognizes that such existing State statute is sufficient to protect the public safety, peace and welfare of the Township of Wyckoff and its residents; and

**WHEREAS**, the Township Committee of the Township of Wyckoff finds that repealing Wyckoff's existing Sunday sales ordinance will allow enforcement of Sunday sales to be consistent with the existing laws of the State of New Jersey as operative within the County of Bergen, which will allow for consistent and efficient enforcement of the same;

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 104, Business on Sundays, is hereby repealed and the Township recognizes and memorializes the existence of N.J.S.A. 40A:64-1, by restating the same as new Chapter 104, "Sale of certain items on Sunday; penalties; multiple convictions; definitions," as follows:

**SECTION 1** Chapter 104. Sale of certain items on Sunday; penalties; multiple convictions; definitions

- a. On Sunday, it shall be unlawful for any person whether it be at retail, wholesale or by auction, to sell, attempt to sell or offer to sell or to engage in the business of selling clothing or wearing apparel, building and lumber supply materials, furniture, home or business or office furnishings, household, business or office appliances, except as works of necessity and charity or as isolated transactions not in the usual course of the business of the participants.
- b. Any person who violates any provision of this section is a disorderly person and upon conviction for the first offense, shall pay a fine of \$250.00; and for the second offense, shall pay a fine of not less than \$250.00 or more than \$1,000.00 to be fixed by the court; and for the third offense, shall pay a fine of not less than \$1,000.00 or more than \$2,000.00 to be fixed by the court or, in the discretion of the court, may be imprisoned for a period of not more than 30 days, or both; and for the fourth or each subsequent offense, shall pay a fine of not less than \$2,000.00 or more than \$5,000.00 to be fixed by the court, or, in the discretion of the court, may be imprisoned for a period of not less than 30 days or more than six months, or both. A single sale of an article of merchandise of the character prohibited to any one customer, or a single offer to sell an article of such merchandise to any one prospective customer, shall be a distinct violation of this act. The directors, officers, managers, agents or employees of corporations shall be personally liable for these penalties.
- c. In addition to the penalties provided for conviction under this section, upon any four convictions for violations of this section, the premises in or upon which the violation occurred shall be deemed a nuisance.
- d. As used in this section:

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

- (1) “Clothing and wearing apparel” includes any article or articles to be worn on the person by man, woman, or child as bodily covering or protection, including garments of all types, headwear and footwear.
- (2) “Furniture” includes all articles of furniture used inside or outside a house or office, including chairs, tables, beds, desks, wardrobes, dressers, bureaus, cupboards, cabinets, bookcases, sofas, couches, and related items; and materials especially designed and prepared for assembly into furniture; and all such furniture, whether finished or unfinished, painted or unpainted.
- (3) “Home furnishings” includes items of equipment and furnishings used in a home or office, such as floor coverings, lamps and lighting fixtures, household linens, drapes, blinds, curtains, mattresses, bed coverings, mirrors, china, kitchenware and kitchen utensils, silverware, cutlery.
- (4) “Household appliances” includes stoves, heating devices, cooking equipment, refrigerators, air conditioning equipment, electric fans, clocks, radios, toasters, television sets, washing machines, dryers, and all such electrical and gas appliances used in the home.
- (5) “Building and lumber supply materials” includes all items used in the construction of buildings, whether residential or industrial, and particularly, but not limited to lumber, cement, building blocks, sashes, frames, windows, doors and related items.
- (6) “Sell” means to enter into an agreement whereby the seller transfers ownership of property in the goods or an interest in the goods to the purchaser for a consideration, whether or not the transfer is for immediate or future delivery, and whether or not the transaction is regarded as absolute, conditional or secured, and whether or not immediate consideration is paid therefor. The acceptance of a deposit for future delivery of any such merchandise, or an agreement for future delivery of any such merchandise, whether or not immediate consideration is paid therefor, shall also be deemed a sale for purposes of this act.
- (7) “Offer to sell” means the acceptance of bids or proposals for the purchase of goods at a future date or the attempt to induce a sale as hereinabove defined, or the attempt to induce an immediate transfer of any such merchandise, but not to include advertising or display of any such merchandise, which merchandise is not available for purchase on Sunday.
- (8) “Engage in selling” means the attempt to sell or to induce an immediate or future transfer of any such merchandise by describing, explaining, extolling or identifying any such merchandise while the seller is in personal contact with the potential purchaser.

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**SECTION 2** Except as hereby amended, all other sections of the Code of the Township of Wyckoff shall remain in full force and effect.

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

**#1791-AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT TO DEED BLOCK 238 LOT 2, ALSO KNOW AS 370 CLINTON AVENUE WITHIN THE TOWNSHIP OF WYCKOFF TO BCUW/MADELINE HOUSING PARTNERS, LLC, SUBJECT TO CERTAIN CONDITIONS.**

**FINAL PASSAGE**

**MUNICIPAL CLERK:** Mr. Chairman, I have Ordinance No. 1791, entitled:

AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT TO DEED BLOCK 238 LOT 2, ALSO KNOW AS 370 CLINTON AVENUE WITHIN THE TOWNSHIP OF WYCKOFF TO BCUW/MADELINE HOUSING PARTNERS, LLC, SUBJECT TO CERTAIN CONDITIONS

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 CAROLAN: Seconded.

MOTION: BOONSTRA SECOND CAROLAN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

**CHAIRMAN:** This is the time and place for the Public Hearing on Ordinance No. 1791, 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 CAROLAN: Seconded.

MOTION: BOONSTRA SECOND CAROLAN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

**MUNICIPAL CLERK:** BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1791 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.

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

COMMITTEEMAN BOONSTRA: I move the resolution.

COMMITTEEMAN CAROLAN: Seconded.

MOTION: BOONSTRA SECOND CAROLAN  
BOONSTRA YES CAROLAN YES JEPSEN YES SCANLAN ABSENT  
ROONEY YES

Township Attorney Robert Landel stated that similar to his comment during his report in the work session the fifth "Whereas" clause needs to be changed in the ordinance from Bergen County United Way to the United Way of Bergen County/Madeline Partnership LLC. Mr. Landel opined that this is de minimis change and the Township Committee can make that clarification and adopt the ordinance this evening.

**TOWNSHIP OF WYCKOFF  
ORDINANCE #1791**

**AN ORDINANCE AUTHORIZING EXECUTION OF AN AGREEMENT TO DEED BLOCK 238 LOT 2, ALSO KNOW AS 370 CLINTON AVENUE WITHIN THE TOWNSHIP OF WYCKOFF TO BC UW/MADELINE HOUSING PARTNERS, LLC, SUBJECT TO CERTAIN CONDITIONS.**

**WHEREAS**, the Township of Wyckoff is currently the fee simple owner of a vacant lot at 370 Clinton Ave also known as Block 238 Lot 2 on the tax assessment map of the Township of Wyckoff; and

**WHEREAS**, the Township Committee of the Township of Wyckoff has determined that there is a need for affordable housing for adults with disabilities within the Township; and

**WHEREAS**, the Township Committee after consulting with its professional planner, believes that the vacant lot identified above would serve as an ideal location for such affordable housing for adults with disabilities as a result of its residential setting but close proximity to Wyckoff central commercial district; and

**WHEREAS**, the Township Committee has determined that Block 238, Lot 2 is not needed for municipal purposes and may be conveyed to BC UW/Madeline Housing Partners LLC, pursuant to NJSA 40A:12-21 for consideration in the amount of Three Hundred Thousand Dollars (\$300,000); and

**WHEREAS**, the Township Committee has determined that it is in the best interests of the Township if the property is conveyed to the BC UW/Madeline Housing Partners LLC, to construct and manage such affordable housing for adults with disabilities; and

**WHEREAS**, upon completion, the Project shall be licensed by and operated by an entity licensed by the New Jersey Department of Human Services pursuant to the

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

conditions and regulations established in compliance with N.J.S.A. 30:11B-4, as amended from time to time; and

**WHEREAS**, completion of the Project will satisfy a portion of the Township's obligation to provide affordable housing; and

**WHEREAS**, BCUW/Madeline Housing Partners, LLC, a not-for-profit partnership between Bergen County's United Way and Madeline Corporation, was created to develop community residences such as the Project and has successfully completed similar projects in other municipalities; and

**WHEREAS**, BCUW/Madeline Housing Partners, LLC is willing to accept title to the Property subject to a condition whereby ownership of the property would revert back to the Township upon failure to complete the project and/or failure to operate the Project in compliance with the licensing and regulations pursuant to N.J.S.A. 30:11B-1, et seq. and/or failure to abide by the other conditions imposed by the Township pursuant to the proposed agreement; and

**WHEREAS**, the Township Committee of the Township of Wyckoff desires to adopt this Ordinance in order to authorize all necessary Township Officials to take such steps as may be necessary to effectuate in the intent of this Ordinance.

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

**SECTION 1.** The Mayor and Township Clerk are authorized and directed to execute on behalf of the Township of Wyckoff the final version of a certain written agreement entitled "370 Clinton Ave, Wyckoff New Jersey Transfer and Development Agreement" (the "Transfer Agreement") as well as a contract for sale of such property to BCUW/Madeline Housing Partners, LLC for consideration in the amount of Three Hundred Thousand Dollars (\$300,000), after such documents are first duly executed by BCUW/Madeline Housing Partners, LLC.

**SECTION 2.** The Township Administrator, Township Attorney, and all other appropriate Township of Wyckoff officials, employees, professionals and agents are hereby authorized and directed to prepare such additional documents and to take any and all steps necessary to effectuate the purposes of this Ordinance.

**SECTION 3.** All other ordinances of the Township of Wyckoff that are inconsistent with the provisions of this Ordinance are hereby repealed as to the extent of such inconsistency.



**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, DECEMBER 15, 2015**

**SECTION 4.** If any subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

**SECTION 5.** This Ordinance shall take effect following final passage and publication in accordance with law.

**Mayor Rooney indicated that this meeting will not adjourn, it will be carried to the January 1, 2016, 11:00 a.m., Sine Die meeting.**

---

Kevin J. Rooney  
Mayor

---

Joyce C. Santimauro  
Municipal Clerk