

PAGE NO.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, APRIL 25, 2017 – 8:00 P.M.**

**(Revised)
4/25/17**

1. 7:30 pm Work Session Meeting called to order by
Mayor Rudolf E. Boonstra
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, APRIL 25, 2017 – 8:00 P.M.**

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Rudolf E. Boonstra
2. Flag Salute
3. Invocation
4. Reading of the "Open Public Meetings Act" statement by 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. Approval of the following Township Committee meeting minutes:

Township Committee Regular Work Session and Regular Business Meeting Minutes from April 4, 2017.

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

8. **2017 Municipal Budget – Public Hearing**
Mayor announces a vote to open Public Hearing and Further Consideration of the 2017 Municipal Budget:

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

Mayor announces a vote to close the 2017 Public Hearing on the 2017 Municipal Budget:

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

9. **Resolution – Adoption of the following:**
#17-144 Adoption of the 2017 Municipal Budget

MOTION: CAROLAN SECOND SHANLEY
CAROLAN YES MADIGAN YES SCANLAN ABSTAIN SHANLEY YES
BOONSTRA 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):

#17-143	April is Esophageal Cancer Awareness Month
#17-145	Payment of Bills
#17-146	Amend 2017 Professional Service Appointment
#17-147	Amend 2017 Professional Service Appointment
#17-148	Amend 2017 Professional Service Appointment
#17-149	Extend Contract for Clothes and Shoe Recycling
#17-150	Refund Performance Guarantee-435 Lake Road
#17-151	Refund Maintenance Guarantee-Lyon's Street
#17-152	Acknowledgement of Grant Award
#17-153	Authorize Purchase from State Contract

**TOWNSHIP OF WYCKOFF
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#17-C9 Closed Session – NJSA 10:4-12b(7)-Litigation

II Motions

- a. Approve Wyckoff Day scheduled for June 3, 2017 and the temporary sign request from the Wyckoff Family YMCA located at 691 Wyckoff Avenue.
- b. Authorize the annual festival fundraiser at Saint Nicholas Greek Orthodox Church scheduled for September 22-September 24, 2017 located at 467 Grandview Avenue.
- c. Approve the Zabriskie House Board of Trustee request for an open house at the Zabriskie House on May 6 and for ten (10) day temporary signs.
- d. Approve the N.J. State Firemen's Association Membership application from Stacey E. Joachim into Wyckoff Volunteer Company #1.
- e. Approve the N.J. State Firemen's Association Membership application from Timothy Arnone into Wyckoff Volunteer Company #3.

III Ordinances – Introductions

#1826 - AN ORDINANCE AUTHORIZING THE APPROPRIATION OF \$672,000 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

#1827 - AN ORDINANCE AMENDING ORDINANCE #1711 & #1734 ENTITLED AN ORDINANCE APPROPRIATING FUNDS FOR "MAJOR VEHICLE REPAIRS" AND APPROPRIATING ADDITIONAL FUNDS FOR THE SAID PURPOSE

#1828 - AN ORDINANCE AMENDING ORDINANCE #1737 ENTITLED "AN ORDINANCE APPROPRIATING FUNDS FOR FUTURE PURCHASE OF FIRE TRUCK" AND APPROPRIATING ADDITIONAL FUNDS FOR SAID PURPOSE.

#1829 - AMENDING ORDINANCES #1619, #1646, #1688, #1738 & #1773 ENTITLED "AN ORDINANCE APPROPRIATING FUNDS FOR FUTURE FIELD IMPROVEMENTS AND SAFETY ENHANCEMENTS" AND APPROPRIATING ADDITIONAL FUNDS FOR SAID PURPOSE

#1830 – BOND ORDINANCE AUTHORIZING CAPITAL IMPROVEMENTS AND THE PURCHASE OF A DUMP TRUCK IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$432,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$410,400 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

#1831 - AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION OF EACH OFFICER AND TOWN HALL EMPLOYEE OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2017

Following is the vote on the Consent Agenda:

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

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IV Ordinance – Public Hearing/Further Consideration

#1825 - AN ORDINANCE TO AMEND CHAPTER 168, "SUBDIVISION AND SITE PLAN REVIEW," OF THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 168-20 "SITE PLAN DESIGN STANDARDS," TO REPLACE SUBSECTION E. "ILLUMINATION," TO PROVIDE FOR NEW STANDARDS AND REQUIREMENTS WITH REGARDS TO OUTDOOR LIGHTING.

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

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, APRIL 25, 2017 – 8:00 P.M.**

Meeting Called To Order

Mayor Rudolf E. Boonstra called the regular meeting of the Wyckoff Township Committee in the Municipal Court Room to order at 8:00 pm.

Flag Salute

The Township Committee proceeded with the Pledge of Allegiance led by Mayor Rudolf E. Boonstra.

Invocation

The Invocation was given by Mayor Rudolf E. Boonstra.

Attendance

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

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.

Mr. Timothy Buchman, 430 Meer Avenue. Mr. Buchman said on the subject of Ridgewood Water, he is disappointed to hear that Ridgewood Water anticipates further water restrictions and more rigid enforcement for non-compliance. Mr. Buchman said he has noted a lot of non-compliant watering in recent years, he obeys the watering regulations.

Mr. Jim Savage, 448B Bromley Place. Mr. Savage said he understood the State of New Jersey has removed all water restrictions due to the amount of rain that has fallen lately. He questioned the further water restrictions proposed by Ridgewood Water.

Mayor Boonstra responded by saying that the recent rain was ground water that ran into the reservoirs and Ridgewood Water has wells that are fed by artesian springs, nonetheless currently 20% of their wells are out of service. Wyckoff will still having water restrictions.

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

Approval of the following Township Committee meeting minutes:

Township Committee Regular Work Session Minutes from April 4, 2017.

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

2017 Municipal Budget – Public Hearing

Mayor Boonstra presented Committeeman John Carolan, Budget Chairman. Committeeman Carolan: "The Township Committee has worked diligently on limiting the growth of the budget to provide a stable tax rate for the taxpayers, despite required state mandates, such as, mandated pension costs, employee health care, contractual salary increases. The 2017 budget results in a tax increase of .71%, less than 1%. If you have an only child in Wyckoff your tax increase will be \$7.50. We are pleased with this budget. The Finance Committee work hard on the budget, thank you Committeeman Madigan, the department heads I thank for finding so many ways to stretch out the budget, thank you Bob Shannon and Diana McLeod for all your hard work. We feel very, very satisfied with this budget."

Mayor announces a vote to open Public Hearing and Further Consideration of the 2017 Municipal Budget:

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

Mr. James Savage, 448B Bromley Place. Mr. Savage thanked the committee for the budget as presented that is well below the 2% cap. Great job!

Mr. Timothy Buchman, 430 Meer Avenue. Mr. Buchman noted two (2) summary lines that indicated indebtedness, they were marked current interest payments or current principle payments and he asked if these summary lines were in the budget last year? He said thank you very much for the hard work on the budget.

The Chief Financial Officer, Diana McLeod, said that for clarity sake these items are in the budget summary advertisement and the items referenced by Mr. Buchman are in the budget summary every year.

Committeeman Carolan said we repaid debt and paid down some surplus this year.

Mayor Boonstra thanked the budget committee, department heads, Diana McLeod and Bob Shannon for doing such an extraordinary job on the budget.

Mayor announces a vote to close the 2017 Public Hearing on the 2017 Municipal Budget:

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

Resolution – Adoption of the following:

#17-144 Adoption of the 2017 Municipal Budget

SECTION 2 - UPON ADOPTION FOR YEAR 2017 #17-144
 (Only to be included in the Budget as Finally Adopted)

RESOLUTION

Be it Resolved by the Township Committee of the Township of Wyckoff, Bergen County, New Jersey, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a)\$ 11,461,007 (item 2 below) for municipal purposes, and
 (b)\$ (item 3 below) for school purposes in Type I School District only (N.J.S. 18A:9-2) to be raised by taxation and, (item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
 (d)\$ 233,675 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
 (e)\$ 1,531,692 (Item 5 below) Minimum Library Tax

RECORDED VOTE

(Insert last name) Ayes { **CAROLAN**
MADIGAN
SHANLEY
BOONSTRA

Nays {

Abstained { **SCANLAN**

Absent {

SUMMARY OF REVENUES

1. General Revenues			
Surplus Anticipated	08-100	\$	2,000,000
Miscellaneous Revenues Anticipated	13-099	\$	4,230,675
Receipts from Delinquent Taxes	15-499	\$	350,000
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$	11,461,007
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 41	07-195	\$	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$	
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			11,461,007
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$	
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192		1,531,692
Total Revenues	13-299	\$	19,573,374

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS		XXXXXXXXXX	XXXXXXXXXXXXXXXXXX
<u>Within "CAPS"</u>		XXXXXXXXXX	XXXXXXXXXXXXXXXXXX
<u>(a&b) Operations including Contingent</u>		34-201	\$ 14,116,866
<u>(e) Deferred Charges and Statutory Expenditures - Municipal</u>		34-209	\$
<u>(g) Cash Deficit</u>		46-885	\$
<u>Excluded from "CAPS"</u>		XXXXXXXXXX	XXXXXXXXXXXXXXXXXX
<u>(a) Operations - Total Operations Excluded from "CAPS"</u>		34-305	\$ 2,079,080
<u>(c) Capital Improvements</u>		44-999	\$ 792,800
<u>(d) Municipal Debt Service</u>		45-999	\$ 764,000
<u>(e) Deferred Charges - Municipal</u>		46-999	\$ 320,628
<u>(f) Judgements</u>		37-480	\$
<u>(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)</u>		29-405	\$
<u>(g) Cash Deficit</u>		46-885	\$
<u>(k) For Local District School Purposes</u>		29-410	\$
<u>(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)</u>		50-899	\$ 1,500,000
<u>6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)</u>		07-195	\$
<u>Total Appropriations</u>		34-499	\$ 19,573,374

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 25th day of April, 2017. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2017 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 25th day of April, 2017 Dee C. Venturini Clerk
Signature

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, APRIL 25, 2017 – 8:00 P.M.**

MOTION: CAROLAN SECOND SHANLEY
CAROLAN YES MADIGAN YES SCANLAN ABSTAIN SHANLEY YES
BOONSTRA YES

Committeeman Scanlan said: "I am going to abstain for the reasons I mentioned when the budget was introduced. What was important to me was that with the \$550,000 windfall from Toll Brothers for the sewer connection fee we should look for a way to televise on TV, the Township Committee and our land use boards. I'm always delighted to see Mr. Savage and Mr. Buchman at our meetings, but we have 76 seats out there in the audience, 74 that are empty and we have no reporter. So, aside from Joyce's minutes for this meeting and the PSA that will be sent out, there's not really any consideration or thoughts from the public or press on our \$20,000,000. budget. Therefore, I abstain."

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

I Resolutions (Adoption of the following):

#17-143 April is Esophageal Cancer Awareness Month

WHEREAS, esophageal cancer occurs when malignant (cancer) cells form in the tissues of the esophagus, a hollow tube-like structure that moves food and liquids from the throat to the stomach; and,

WHEREAS, according to the American Cancer Society, it is estimated that about 17,000 new cases of esophageal cancer will be diagnosed in 2016, and about 16,000 Americans will die from the cancer in 2016, many due to late diagnosis; and,

WHEREAS, esophageal cancer is among the deadliest of cancers, killing one American every 33 minutes; and,

WHEREAS, while esophageal cancer affects both men and women, men are about four times more likely to contract and die from esophageal cancer than women, and it usually affects men and women 55 years of age or older; and,

WHEREAS, it is difficult to diagnose esophageal cancer at early stages because there are no early signs or symptoms. At later stages, esophageal cancer can be treated but rarely can be cured; and,

WHEREAS, the symptoms of esophageal cancer include weight loss, painful or difficult swallowing, pain behind the breastbone, hoarseness and cough, and indigestion and heartburn; and,

WHEREAS, esophageal cancer deaths can be prevented by early diagnosis through routine physical exams to check for general signs of health, including checking for lumps, chest x-rays of the organs and bones inside the chest, and a series of x-rays of the esophagus and the stomach; and,

WHEREAS, individuals may reduce their risk of acquiring esophageal cancer by engaging in regular exercise developing healthy eating habits by avoiding risk factors such as smoking and heavy alcohol consumption; and,

NOW THEREFORE BE IT RESOVED, by the Township of Wyckoff, County of Bergen, State of New Jersey that designating April as "Esophageal Cancer Awareness Month" honors the individuals and families whose lives have been affected by esophageal cancer, including, Henry J. Shotmeyer Jr., a resident of Wyckoff for more than 50 years who succumbed to the disease in January 2004.

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#17-145 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,

WHEREAS, the vouchers which comprise this bill list have been reviewed and signed by two (2) Township Committee members and they have found them to in order; and,

WHEREAS, the Township Treasurer has certified that sufficient funds are available for payment of said vouchers.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the action of the said Finance Committee be approved; and, that the payments of these bills are hereby authorized and the Chief Financial Officer is directed to issue checks for their payments as listed on the bill list attached to this date's meeting minutes and covered by checks no. 15842 – 15868 Payroll A/C, Direct Deposit Vouchers no. 7524 - 7591, Library Payroll check nos. 1307 - 1311, Library Direct Deposit Vouchers no. 2820 - 2851, Claims Manual check no. 076200, Dog Trust TRS - \$451.76, Claims check nos. 076202 – 076318 and Voided Claims check no. 076201.

#17-146 Amend 2017 Professional Service Appointment

WHEREAS, the Wyckoff Township Committee appointed Robert Landel as its Township Attorney via Resolution #15-5a on January 1, 2017; and,

WHEREAS, the Township of Wyckoff has a real need and requires the professional services of a Township Attorney for the current year; and,

WHEREAS, the Township Committee has determined to appoint Robert E. Landel, Esq. of Landel, Bernstein and Kalosieh as its Township Attorney due to his significant legal experience with municipal law in New Jersey, his skill and legal acumen as an attorney licensed to practice law in New Jersey and the practical, thorough and complete legal advice he has rendered to the Township Committee in previous years; Mr. Landel has also managed and resolved complex zoning enforcement and affordable housing matters in previous years; and,

WHEREAS, the Purchasing Agent and the Chief Financial Officer have determined that the cost of these services may exceed \$17,500 and believe it is prudent to anticipate the value of these services in excess of \$17,500 to ensure compliance with NJSA 19:44A-20.5 et seq.; and,

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

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

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

WHEREAS, the Chief Financial Officer, in accordance with the Local Public Contracts Law, has duly executed a Certificate of Available of Funds indicating that adequate funds have been appropriated in the 2017 Temporary Budget and will be appropriated in the 2017 Municipal Budget when adopted for fees reasonably required in the line item, legal services and costs – other expense.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the one year contract for this calendar year is hereby amended to Robert E. Landel, Esq., Landel, Bernstein & Kalosieh, 279 Franklin Avenue, Wyckoff, NJ 07481 for Township Attorney services, effective May 1, 2017 \$160.00 per hour/\$13,455.00 annual retainer, compensation up to \$70,000.00 when vouchers are approved by the Township Committee.

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

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

#17-147 Amend 2017 Professional Service Appointment

WHEREAS, the Township Committee appointed Chery Zega, CPA as its Affordable Housing Consultant via resolution #17-051 on January 1, 201; and,

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WHEREAS, the Township of Wyckoff has a real need and requires the professional services of a Certified Public Accountant/Affordable Housing Consultant for the current year; and,

WHEREAS, the Township Committee has determined to appoint Cheryl Zega, CPA as its Township Affordable Housing Consultant due to her significant accounting experience with municipal accounting and affordable housing in New Jersey; and,

WHEREAS, the Purchasing Agent and the Chief Financial Officer have determined that the cost of these services may exceed \$17,500 and believe it is prudent to anticipate the value of these services in excess of \$17,500 to ensure compliance with NJSA 19:44A-20.5 et seq.; and,

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

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

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

WHEREAS, the Chief Financial Officer, in accordance with the Local Public Contracts Law, has duly executed a Certificate of Available of Funds indicating that adequate funds have been appropriated in the 2017 Temporary Budget and will be appropriated in the 2017 Municipal Budget when adopted for fees reasonably required in the line item affordable housing – other expense.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the one year contract for this calendar year is hereby amended to Cheryl Zega, CPA, 100 – 76 Broadway, PMB 382, Westwood, New Jersey 07675-4848 for accounting/affordable housing services, effective May 1, 2017 \$90.00 per hour, compensation up to \$7,000.00 when vouchers are approved by the Township Committee.

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

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

#17-148 Amend 2017 Professional Service Appointment

WHEREAS, the Township Committee appointed Raymond Wiss Esq. as its Labor Attorney via resolution #17-05K on January 1, 2017; and,

WHEREAS, the Township of Wyckoff has a real need and requires the professional services of a Labor Attorney for the current year; and,

WHEREAS, the Township Committee has determined to appoint Raymond Wiss, Wiss and Bouregy, as its Labor Attorney due to his extensive legal expertise with: New Jersey Municipal Law, New Jersey Labor Law, PERC procedures and regulations and experience as a certified trial lawyer, Mr. Wiss has demonstrated significant skill and legal acumen as an attorney licensed to practice law in New Jersey and he has provided practical legal advice to the Township Committee in previous years. Mr. Wiss has also managed and resolved complex labor matters before PERC relative to interest arbitration and PBA initiated grievances

WHEREAS, the Purchasing Agent and the Chief Financial Officer have determined that the cost of these services may exceed \$17,500 and believe it is prudent to anticipate the value of these services in excess of \$17,500 to ensure compliance with NJSA 19:44A-20.5 et.seq.; and,

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

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

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

WHEREAS, the Chief Financial Officer, in accordance with the Local Public Contracts Law, has duly executed a Certificate of Available of Funds indicating that adequate funds have been appropriated in the 2016 Temporary Budget and will be appropriated in the 2017 Municipal Budget when adopted for fees reasonably required in the line item, legal services and costs – other expense.

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NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the one year contract for this calendar year is hereby amended to Raymond Wiss, Esq. Wiss & Bouregy, PC, 345 Kinderakmack Road, Westwood, NJ 07675 for Labor Attorney services, effective May 1, 2017 \$150. per hour, compensation up to \$40,000. when vouchers are approved by the Township Committee.

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

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

#17-149 Extend Contract for Clothes and Shoe Recycling

WHEREAS, the Township Committee of the Township of Wyckoff awarded a two (2) year contract for clothes and shoe recycling from June 1, 2015 to June 1, 2017 to Care Cycle, Inc. via Resolution 2015-165; and,

WHEREAS, the bid specifications and the aforementioned resolution of award included language which allows the Township of Wyckoff at its sole discretion to extend the contract for a two (2) year period if the contract has been provided in our efficient and effective manner; and,

WHEREAS, the DPW Manager has recommended the contract extension due to its efficient and effective contract service; and,

WHEREAS, the Township Administrator and Chief Financial Officer concur with this recommendation; and,

WHEREAS, the Township Attorney has approved this procurement.

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NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that a contract is hereby extended to Care Cycle, Inc., 625 Westman Avenue, Brooklyn, New York 11208 for two (2) twelve (12) month periods for \$10,500 per year, total of \$21,000 payable to the Township of Wyckoff.

BE IT FURTHER RESOLVED, that the Municipal Clerk provides a certified copy of this resolution to the Chief Financial Officer, DPW Manager and the Municipal Administrator.

#17-150 Refund Performance Guarantee-435 Lake Road

WHEREAS, Mr. Jay Yang, Fuji Valley Landscaping, deposited the following for a curb construction at 435 Lake Road Block 201.01 Lot 4:

Performance Bond	\$9,180.00
Maintenance Bond	\$1,020.00

WHEREAS, in a letter dated March 8, 2017 Mr. Yang requested a refund of the performance bond for 435 Lake Road; and,

WHEREAS, the Township Engineer, Mark DiGennaro in an email dated March 23, 2017 is recommending the following to be refunded:

<u>Release</u>	<u>Retain</u>
\$9,180.00	\$1,020.00

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

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen and State of New Jersey that they hereby concur with the recommendation of the Township Engineer to refund the performance bond \$9,180.00 to Fuji Valley Landscaping. The Township will retain \$1,020.00 as a two (2) year maintenance guarantee.

BE IT FURTHER RESOLVED, that the Municipal Clerk shall forward a copy of this resolution to the Township Engineer and to Mr. Jay Yang, Fuji Valley Landscaping, 311 Piermont Road, Norwood, NJ 07648

#17-151 Refund Maintenance Guarantee-Lyon's Street

WHEREAS, the following was posted with the Municipal Clerk for the Lion's Street sewer extension:

Professional Engineering Escrow	\$4,000.00	(Michael J. Pasquale, Esq.)
Performance Surety	\$4,071.00	(Branvall Const. LLC)
Performance Bond	\$40,000.00	(Branball Const. LLC)

WHEREAS, Township of Wyckoff Resolution #10-225 authorized the following:

<u>Refund</u>	<u>Retain</u>
\$3,461.00 - Performance Cash	\$610.00 - Two (2) Year Cash Maintenance Guarantee
Guarantee	\$40,000 - Two (2) Year Maintenance Bond

WHEREAS, the Township Engineer has recommended that the Lion's Street Sewer Extension Account be closed as follows and the Chief Financial Officer has verified the funds.

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<u>Refund Amount</u>	<u>Refund To</u>
\$610.00 (cash) Two (2) Year Maintenance Guarantee	Branvall Construction
\$40,000 (bond) Two (2) Year Maintenance Guarantee	Branvall Construction
\$2,028.00 (cash) Engineering escrow	Michael J. Pasquale, Esq.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they concur with the recommendation of the Township Engineer to refund the balance of the cash two (2) year maintenance bond in the amount of \$610.00 and \$40,000.00 two (2) year maintenance bond to the contractor Branvall Construction LLC. The balance of engineering escrow will be refunded to Michael J. Pasquale, Esq.,

BE IT FURTHER RESOLVED, that the Municipal Clerk forward a copy of this Resolution to the Township Engineer, Mr. Kevin Branvall, Branvall Construction LLC, 10 Busse Street, Lincoln Park, NJ 07035 and Michael J. Pasquale, Esq., 146 Rea Avenue, Hawthorne, NJ 07506.

#17-152 Acknowledgement of Grant Award

WHEREAS, the Zabriskie House Trust have provided the Township Committee with documents which indicates they have been awarded two (2) historic preservation grants from the 2015 Bergen County Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund; and,

WHEREAS, the Zabriskie House Trust requests the Township Committee to acknowledge the award of these historic preservation grants; and,

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

WHEREAS, as part of the 2015 grant agreement with Bergen County, the Zabriskie House Trust is required to obtain a resolution of acknowledgement that the municipality in which the project is located is aware that the grants have been awarded to the Zabriskie House Trust; and,

WHEREAS, the Township of Wyckoff, on September 21, 2015, passed a resolution of acknowledgement (Resolution #15-242) affirming its knowledge that the Zabriskie House Trust intended to apply for two (2) historic preservation grants from the Bergen County Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund for the assistance in the preservation of the Zabriskie House located on property known as 421 Franklin Avenue, Block 235/Lot 6 on the tax map of the Township of Wyckoff; and,

WHEREAS, the Township of Wyckoff does not assume any financial liability or other responsibilities related to the projects.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Wyckoff acknowledges that the Zabriskie House Trust has been awarded two (2) 2015 Bergen County Historic Trust Fund grants to assist in the preservation of the Zabriskie House and the Township of Wyckoff does not assume any financial liability or other responsibilities related to the projects funded by these two (2) grants.

BE IT FURTHER RESOLVED, that the Mayor is authorized to sign the grant agreements which simply acknowledge the fact that the Zabriskie House Trust is a separate legal entity located in the Township of Wyckoff.

#17-153 Authorize Purchas from State Contract

WHEREAS, the Wyckoff Volunteer Fire Department received a Federal Homeland Security Grant for the purchase of firefighter safety gear in the amount of \$50,834; and,

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WHEREAS, the Township's 2017 budget includes an appropriation of the grant amount and a 5% municipal match requirement; and,

WHEREAS, State Contract #T-0790 exists and was extended to 7/30/17 and Fire Chief Brock has reviewed vendor's pricing and recommends purchase of self-contained breathing apparatus from this contract as the most advantageous to the Wyckoff Volunteer Fire Department; 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 account #'s 7-1-99-300-771, 7-1-99-300-772 & 7-1-25-255-020 amounting to \$53,671.50 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 State Contract #T-0790 to NJ Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812 for \$53,671.50 is hereby approved.

#17-C9 Closed Session – NJSA 10:4-12b(7) – 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 (7) and designated below:

NJSA 10:4-12b(7) - Litigation

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey assembled in public session on April 25, 2017, hereby authorize, that an Executive Session closed to the public shall be conducted on April 25, 2017, 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.

II Motions

- a. Approve Wyckoff Day scheduled for June 3, 2017 and the temporary sign request from the Wyckoff Family YMCA located at 691 Wyckoff Avenue.
- b. Authorize the annual festival fundraiser at Saint Nicholas Greek Orthodox Church scheduled for September 22-September 24, 2017 located at 467 Grandview Avenue.

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- c. Approve the Zabriskie House Board of Trustee request for an open house at the Zabriskie House on May 6 and for ten (10) day temporary signs.
- d. Approve the N.J. State Firemen's Association Membership application from Stacey E. Joachim into Wyckoff Volunteer Company #1.
- e. Approve the N.J. State Firemen's Association Membership application from Timothy Arnone into Wyckoff Volunteer Company #3.

III Ordinances – Introductions

#1826 - AN ORDINANCE AUTHORIZING THE APPROPRIATION OF \$672,000 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

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 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 \$672,000.00.

Section 2. For the financing of said improvements, and to meet the cost therefore, there is hereby appropriated from the Capital Improvement Fund for the Township of Wyckoff, the said sum, being available by virtue of a provision included in the approved 2017 Municipal Budget.

Section 3. The improvements authorized and the appropriations therefore are for the purchase of road resurfacing and curb replacement, engineering services for road and facility improvements, improvements to public buildings and facilities, purchase of safety equipment for firefighters, purchase recreation program equipment, park and recreation area enhancements, various Town Hall and Public Works complex improvements, public safety equipment, purchase of DPW heavy equipment, police patrol SUV and equipment, recreation field improvements and various other capital improvements.

Section 4. This Ordinance shall take effect immediately upon final passage and publication according to law.

#1827 - AN ORDINANCE AMENDING ORDINANCE #1711 & #1734 ENTITLED AN ORDINANCE APPROPRIATING FUNDS FOR "MAJOR VEHICLE REPAIRS" AND APPROPRIATING ADDITIONAL FUNDS FOR THE SAID PURPOSE

SECTION 1. Ordinance #1619, #1646 & #1711 & #1734 which appropriated \$24,000 for "major vehicle repairs" of which the balance is \$0.00 is hereby amended as follows:

SECTION 2. There is hereby allocated and appropriated the sum of \$20,000.00 for major vehicle repairs. Said amount of \$20,000.00 shall consist of an

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appropriation made in the 2017 Capital Improvement Fund in the 2017 Municipal Budget and designated as "Appropriation for major vehicle repairs". The total appropriation balance is \$20,000.

SECTION 3. Said major vehicle repair shall be such as conforms to the recommendation of the Department of Public Works Manager and approved by the Township Committee.

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

#1828 - AN ORDINANCE AMENDING ORDINANCE #1737 ENTITLED "AN ORDINANCE APPROPRIATING FUNDS FOR FUTURE PURCHASE OF FIRE TRUCK" AND APPROPRIATING ADDITIONAL FUNDS FOR SAID PURPOSE.

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

SECTION 1. Ordinance #1737 which appropriated the sum of \$50,000 for "Future Purchase of Fire Pumper" is hereby amended as follows:

SECTION 2. There is hereby allocated and appropriated the sum of \$25,000.00 for future purchase of a fire pumper to replace pumper #235. Said amount of \$25,000.00 shall consist of an appropriation made in the 2017 Capital Improvement Fund in the 2017 Municipal Budget and designated as "Appropriation for future purchase of fire pumper." The total appropriation is \$75,000.00,

SECTION 3. Said fire pumper shall be such as conforms to the recommendation of the Fire Chief and approved by the Township Committee.

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

#1829 - AMENDING ORDINANCES #1619, #1646, #1688, #1738 & #1773 ENTITLED "AN ORDINANCE APPROPRIATING FUNDS FOR FUTURE FIELD IMPROVEMENTS AND SAFETY ENHANCEMENTS" AND APPROPRIATING ADDITIONAL FUNDS FOR SAID PURPOSE

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

SECTION 1. Ordinance #1619, #1646, #1688, #1738 & #1773 which appropriated \$154,000 of which the balance is \$104,453.59 for the "future field improvements and safety enhancements" is hereby amended as follows:

SECTION 2. There is hereby allocated and appropriated the sum of \$30,000.00 for future field improvements and safety enhancements. Said amount of \$30,000.00 shall consist of an appropriation made in the 2017 Capital Improvement Fund in the 2017 Municipal Budget and designated as "Appropriation for future field improvements and safety enhancements". The total appropriation balance is \$134,453.59.

SECTION 3. Said work shall be such as conforms to the recommendation of the Department of Public Works Manager and approved by the Township Committee.

SECTION 4. This Ordinance shall take effect upon final passage and publication according to law.

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#1830 – BOND ORDINANCE AUTHORIZING CAPITAL IMPROVEMENTS AND THE PURCHASE OF A DUMP TRUCK IN, BY AND FOR THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$432,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$410,400 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED by the TOWNSHIP COMMITTEE of the TOWNSHIP OF WYCKOFF, in the COUNTY OF BERGEN, NEW JERSEY, THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the capital improvements and acquisition set forth below in, by and for the Township of Wyckoff, County of Bergen, State of New Jersey (the "Township"), together with other purposes necessary, appurtenant or incidental thereto or thereof (collectively, the "Authorized Projects"):

<u>Item</u>	<u>Debt Authorized</u>	<u>Useful Life</u>
Paving of Commuter Parking Lot, including milling and paving: hot mix asphalt to resurface ingress/egress driveway and lot including milling, 6 inch aggregate stone sub base, 4 inches I-2 hot mix stabilized base asphalt.	\$237,500	10 yrs.
Purchase of Single Axle 6-8 CY Dump Truck with salter and snow plow.	\$172,900	5 yrs.
TOTAL	\$410,400	

SECTION 2. It is hereby determined and declared by this Township Committee as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the Authorized Projects described in Section 1 is \$432,000.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the Authorized Projects described in Section 1 is \$410,400.

C. The Township expects to use funds available from the Capital Improvement Fund in the amount of \$21,600 as a down payment for the Authorized Projects described in Section 1.

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SECTION 3. The sum of \$432,000, including said down payment of \$21,600, is hereby appropriated for the Authorized Projects described in Section 1.

SECTION 4. For the purpose of financing part of the cost of the Authorized Projects described in Section 1, exclusive of said down payment described in Section 2, the issuance of bonds of said Township in an aggregate principal amount not exceeding Four Hundred Ten Thousand Four Hundred Dollars (\$410,400) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this Township Committee pursuant to law.

SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the Township may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding Four Hundred Ten Thousand Four Hundred Dollars (\$410,400). Each such bond anticipation note shall be designated "Bond Anticipation Note." All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township; provided that no note shall mature later than one year from its date. All such bond anticipation notes may be executed in the name of the Township by the manual or facsimile signatures of the Mayor and Chief Financial Officer or such other official of the Township as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the Township and attested by the Township Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private

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sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6. It is hereby further determined and declared by this Township Committee as follows:

A. The Authorized Projects described in Section 1 are not current expenses; they are improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

B. The average period of usefulness of the Authorized Projects described in Section 1 for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, is 7.89 years.

C. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

D. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said Township, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by \$410,400 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

E. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein,

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engineering and inspection costs, legal expenses, and the costs of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed \$0.

SECTION 7. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the Township Clerk and are available for public inspection.

SECTION 8. In the event that any other moneys are lawfully received from any source for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the Township is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said Township without limitation as to rate or amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. (a) The Township shall comply with all provisions of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder or applicable thereto (the "Code") applicable to the bonds or notes issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause interest on the bonds or notes issued pursuant to this bond ordinance to be or become includable in gross income under Section 103 of the Code or cause interest on

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the bonds or notes issued pursuant to this bond ordinance to be treated as an item of tax preference under Section 57 of the Code. The Township shall not directly or indirectly use or permit the use of any proceeds of such obligations or any other funds of the Township, or take or omit to take any action, that would cause such obligations to be "arbitrage bonds" within the meaning of Section 148(a) of the Code, and will comply with all requirements of Section 148 of the Code to the extent applicable to the bonds and notes authorized hereby and all proceeds thereof, including without limitation, monitoring compliance with Section 148 of the Code as it applies to the bonds and notes authorized hereby, restricting the yield on the investment of any proceeds or gross proceeds of the bonds or notes to the extent required to comply with Section 148 of the Code, and making payments of the rebate amount, if any, to the United States in the manner and to the extent necessary to comply with Section 148 of the Code.

(b) The Township reasonably expects to reimburse the Township's expenditure of certain costs of the Authorized Projects described in Section 1 of this bond ordinance ("Project Costs") incurred and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditure of Project Costs incurred and paid prior to the issuance of bonds or notes authorized herein with the proceeds of such bonds or notes in accordance with Treasury Regulations Section 1.150-2(e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Section 1.148-10 to avoid the arbitrage restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed \$410,400. The Project Costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" as defined in Treasury Regulations Section 1.150-1(b), a cost of issuance for the bonds or notes herein authorized or an expenditure described in Treasury Regulations Section 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the bonds or notes issued pursuant

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to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such bonds or notes shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date the Authorized Projects are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.

SECTION 11. This ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner provided by law.

#1831 - AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION OF EACH OFFICER AND TOWN HALL EMPLOYEE OF THE TOWNSHIP OF WYCKOFF, AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2017

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 rate of compensation of each officer and Town Hall employee of the Township of Wyckoff for the year 2017 whose compensation shall be on an annual basis within the range, and shall be paid semi-monthly, is as follows:

Township Administrator.....	up to 152,305
Township Clerk/Admin Assistant.....	up to 88,449
Executive Administrative Assistant.....	up to 47,750
Special Projects Assistant.....	up to 40,347
CFO/Assist. Admin./Information Tech Officer.....	up to 130,102
Finance/Accounts Payable Clerk.....	up to 50,685
Payroll/Certifying Off./Dep. Tax Collector/ Tax Searcher/Sewer Utility Clerk.....	up to 61,627
Tax/Finance Clerk/Payroll/Sewer Utility Clerk.....	up to 36,724
Tax Collector.....	up to 20,760
Tax Assessor.....	up to 72,717
Assessing Inspector(s) (part-time).....	up to 21.06 per hour
Recreation Director.....	up to 115,128
Recycling Center Attendant(s)(part-time).....	up to 12.28 per hour
Twp. Engineer/Building Inspector.....	up to 142,917
Municipal Housing Liaison.....	up to 16,957
Construction Code Officer/Bldg Subcode Officer.....	up to 101,168
Plumbing Subcode Official.....	up to 24,524
Elevator Subcode Official.....	up to 7,783
Fire Subcode Official.....	up to 16,936
Zoning Enf./Prop Maint. Officer/Fire Marshal.....	up to 67,865
Court Administrator.....	up to 47,051
Municipal Magistrate.....	up to 19,404
Violations Clrk/Dep.Crt Admin./Off. Clrk.....	up to 32,967
Recreation Secy.....	up to 50,537
Affordable Housing/Planning Bd./Zoning Bd Secy.....	up to 51,529
Office Clerk/Secretary/Deputy Registrar (fulltime).....	up to 49,603
Office Clerk/Tax Assessor Secretary.....	up to 47,861
Office Clerk/Secy/Tech. Assist (part-time).....	up to 22.35 per hour
Clerical Assistants (part-time).....	up to 14.81 per hour

Other Part Time/Police/Seasonal Personnel

Recreation Assistants:

Officials & Umpires:

Board and Commission secretary or staff attending night meetings shall receive \$45 per meeting up to three hours or \$55 per meeting up to four hours or \$75 per meeting over four hours or more.

Township Committee.....\$3,190

Six months service of a calendar year is required for consideration of a salary increase after hiring date.

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SECTION 2. In addition to their annual salary, each officer and employee hired prior to January 1, 1994 shall receive longevity compensation computed at 2% of their annual salary for each five (5) years of service, to a maximum of 10% of their salary. Six months of a calendar year is required for one year of service for longevity calculation.

SECTION 3. Twelve (12) paid holidays are authorized for full time employees and specific part time employees equal to their daily regular hours of work, excluding seasonal employees.

SECTION 4. Annual vacation with pay is authorized for all full time employees on the following basis:

- a. During the first year of employment..... pro-rated with a 5 (five) day maximum
- b. During the second year thru eighth year..... 10 working days/year
- c. During the ninth year thru thirteenth year..... 15 working days/year
- d. During the fourteenth year..... 16 working days/year
- e. During the fifteenth year..... 17 working days/year
- f. During the sixteenth year..... 18 working days/year
- g. During the seventeenth year..... 19 working days/year
- h. During the eighteenth year..... 20 working days/year
- i. During the nineteenth year..... 23 working days/year
- j. During the twentieth year..... 24 working days/year
- k. During the twenty first year
and each year thereafter..... 25 working days/year

SECTION 5. All salaries and compensation provided for full time employees provided for herein shall be retroactive (in full or in part) to January 1, 2017. All 2017 salaries and compensation for part time employees hired on or before June 30 of the prior year will receive retroactive compensation (in full or in part) to January 1, 2017, provided they continue to be employed with the Township on July 1, 2017.

SECTION 6. In accordance with Chapter 78, all full time employees receiving health benefits will contribute the commensurate contribution amount as per P.L. 2011.

SECTION 7. 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 8. This ordinance shall take effect after final passage and publication as required by law.

Following is the vote on the Consent Agenda:

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

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IV Ordinance – Public Hearing/Further Consideration

#1825 - AN ORDINANCE TO AMEND CHAPTER 168, "SUBDIVISION AND SITE PLAN REVIEW," OF THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 168-20 "SITE PLAN DESIGN STANDARDS," TO REPLACE SUBSECTION E. "ILLUMINATION," TO PROVIDE FOR NEW STANDARDS AND REQUIREMENTS WITH REGARDS TO OUTDOOR LIGHTING.

ORDINANCE

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1825, entitled:

AN ORDINANCE TO AMEND CHAPTER 168, "SUBDIVISION AND SITE PLAN REVIEW," OF THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 168-20 "SITE PLAN DESIGN STANDARDS," TO REPLACE SUBSECTION E. "ILLUMINATION," TO PROVIDE FOR NEW STANDARDS AND REQUIREMENTS WITH REGARDS TO OUTDOOR LIGHTING.

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

COMMITTEEMAN _____: Seconded.

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

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1825, and all persons who wish to be heard, please state your name and address before making your statement.

Mr. James Savage, 448B Bromley Place. Mr. Savage said he is speaking as a lighting professional, the committee did a great job and accomplished the goals they set out to accomplish with this new outdoor lighting ordinance. Mr. Savage asked what professional was going to interpret the plans. Mayor Boonstra said the township engineer would review the plans for compliance. Mr. Savage suggested retrofit possibilities. Mr. Landel told Mr. Savage that in the future if necessary the ordinance could be amended.

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

COMMITTEEMAN _____: Seconded.

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

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MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1825 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 _____ : I move the resolution.

COMMITTEEMAN _____ : Seconded.

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

ORDINANCE #1825

AN ORDINANCE TO AMEND CHAPTER 168, "SUBDIVISION AND SITE PLAN REVIEW," OF THE CODE OF THE TOWNSHIP OF WYCKOFF, SECTION 168-20 "SITE PLAN DESIGN STANDARDS," TO REPLACE SUBSECTION E. "ILLUMINATION," TO PROVIDE FOR NEW STANDARDS AND REQUIREMENTS WITH REGARDS TO OUTDOOR LIGHTING.

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Chapter 168-20, "Site Plan Design Standards," is hereby amended to replace sub-section E. "Illumination," with new sub-section E. "Illumination," as follows:

SECTION 1 - Chapter 168 Subdivision and Site Plan Review

Section 168-20 Site Plan Design Standards

E. Lighting

STANDARDS. All outdoor light fixtures installed and thereafter maintained, shall comply with the following requirements:

- (1) The maximum height of all light fixtures shall not exceed twenty (20) feet, as measured from grade to the top of the fixture.
- (2) Site lighting shall not include an up-lighted fixture.
 - a. Exception: Light fixtures used to illuminate the State or the National flag mounted on a pole, pedestal or platform shall use a narrow column beam of light that will not extend beyond the maximum extensions of the illuminated flag.
 - b. Landscape lighting to illuminate signs, building facades and specimen plantings.
- (3) Shielding of Fixtures. All lighting fixtures shall be directed downward and shall be equipped with the necessary shielding so as to prevent the direct source of light from being visible

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from any point beyond the property lines of the premises upon which the lighting structure is located. The shielding shall restrict the apex angle of the cone of illumination to a maximum one hundred fifty (150) degrees.

- (4) All light fixtures shall be equipped with automatic timing devices and shall comply with the following:

- a. Externally illuminated building identification or other signs shall only use shielded light fixtures mounted on top of the sign structure.
- b. All other outdoor lighting shall use shielded light fixtures. Future additional shields shall be installed as necessary.
- c. Fixtures shall be equipped with dimmers.

- (5) Illumination levels shall not exceed those recommended in the IESNA Lighting Handbook, 8th Edition, as amended from time to time.

- (6) The design and installation of outdoor lighting on a site shall be constructed so as to conform to the following standards:

- a. All outdoor lighting during non-operating hours of the business on site not necessary for safety and security purposes shall be reduced, activated by motion-sensor devices or turned off.
- b. All lighting shall be designed to prevent misdirected or excessive artificial light and to maximize energy efficiency.

- (7) All light fixtures shall be designed, installed and maintained to prevent trespass light and/or spillage onto adjacent properties.

- (8) Luminance requirements.

- a. Street Lighting. Average maintained luminance shall not exceed IESNA recommendations. IESNA average to minimum luminance uniformity ratios are to be used for design roadway lighting.
- b. Outdoor Parking Facilities. Average maintained luminance and uniformity ratios shall not exceed IESNA recommendations.
- c. Walkways. Maximum average foot-candles shall be as follows:

- 1. Sidewalks (roadside):

- i. Commercial: one and zero-tenths (1.0).

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- ii. Residential: two-tenths (0.2).
- 2. Walkways, stairways and bikeways (distant from roadways): two-tenths (0.2).
- (9) The style of the light and light standards shall be consistent with the architectural style of the principal building or surrounding area.
- (10) Floodlight-type fixtures shall be prohibited.
- (11) Freestanding lights shall be so located and protected to avoid being damaged by vehicles.
- (12) The maximum illumination at property lines shall be one-tenth (0.1) foot-candle at grade.
- (13) All wiring shall be laid underground.
- (14) No lighting shall be of a yellow, red, green or blue beam nor be of a rotating, pulsating, or other intermittent operation.
- (15) Bare bulbs or tubes are prohibited.
- (16) If LED lighting is utilized it shall not to exceed 3,500 K.
- (17) Lighting at grade at the property line shall not exceed one-tenth (0.1) foot-candles and there shall be no spillage onto adjacent properties.
- (18) There shall be a six (6) month assessment period after construction of the project is completed and a certificate of occupancy is issued, so that Township officials have the opportunity to determine what, if any, changes are necessary to lighting improvements. Applicants shall comply with such requested changes to the lighting plan and improvements, pursuant to this section. The applicant shall be required to maintain escrow funds to cover the cost of the Township's lighting professional to conduct any as-built lighting assessments and issue recommendations.

SECTION 2 - Except as hereby amended, all other Sections of Chapter 168 shall remain in full force and effect.

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

V Meeting adjourned 8:23 p.m.

Rudolf E. Boonstra
Mayor

Joyce C. Santimauro
Municipal Clerk

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