

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, SEPTEMBER 1, 2020**

**TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, SEPTEMBER 1, 2020 - 8:00 PM**

1. Regular Meeting of the Wyckoff Township Committee called to order
by Mayor Timothy E. Shanley
2. Flag Salute
3. Invocation by Rabbi Kaplan from Chabad Jewish Center of NW
Bergen
4. Reading of the "Open Public Meetings Act" statement by Nancy
Cole

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA 10:4-6 et seq., and in consideration of Executive Order #103, issued by Governor Murphy on March 9, 2020, declaring a State of Emergency in the State of New Jersey, the Township Committee of the Township of Wyckoff does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of government, the meeting of the Township Committee of the Township of Wyckoff scheduled for 8:00 pm Tuesday, September 1, 2020 at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 will be conducted via the Township of Wyckoff's YouTube channel and members of the public may call 201-891-7000, ext. #222 should they wish to provide public comment during the 8:00 pm public comment period.

These measures are implemented to allow members of the public to observe the meeting via live streaming and to provide the ability to comment during the period for public comment during the meeting.

Due to the Covid-19 Public Health Emergency, members of the public will not have access to Town Hall.

General instructions regarding access to the meeting have been posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "News" item on Friday, August 28, 2020 at 4:30 pm.

To view the live-streamed Township Committee meeting, please access the YouTube link which has been posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "NEWS" item immediately prior to the commencement of the meeting at approximately, 7:00 pm on September 1, 2020. To be notified of all future live streamed Township meetings, please create a YouTube account and subscribe to our YouTube channel, "Township of Wyckoff".

This regular meeting of the Township Committee of the Township of Wyckoff is now in session. In accordance with Section 8 of the Open Public Meetings Act, I wish to advise that notice of this meeting has been posted on the bulletin board in Memorial Town Hall and on our Township Committee website page. A copy has been filed with the Township Clerk and copies were sent to the Ridgewood News, the Record and to the North Jersey Herald & News, all newspapers with general circulation throughout the Township of Wyckoff

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5. Roll Call of the Township Committee Members Present:

BOONSTRA YES FISCHER YES RUBENSTEIN YES
MADIGAN YES SHANLEY YES

6. Request motion to open the Public Comment Period:

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

Public Comment period, five (5) minutes per speaker for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff. Please call 201-891-7000, ext. #222 if you wish to make public comment at this time.

Request motion to close the Public Comment Period:

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

7. Approval of the August 11, 2020 Special Meeting Township Committee Work Session and Regular Business meeting minutes.

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

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

I Resolutions (Adoption of the following):

- | | |
|---------|--|
| #20-251 | Renewal of Liquor License – Moonway, LLC. (Blue Moon) |
| #20-252 | Renewal of Liquor License – JMJ, Inc. (The Barn) |
| #20-253 | Renewal of Liquor License – JEZE Corp. (Wine & Spirit World) |
| #20-254 | Renewal of Liquor License – SERE Corp. (Former Cedar Hill Liquors) |
| #20-255 | Renewal of Liquor License – Pane E. Vino (Aldo's) |
| #20-256 | Renewal of Liquor License – Wyckoff Inn (The Brick House) |
| #20-257 | Renewal of Liquor License – Gearhead Liquors |
| #20-258 | Escrow Aged Taxes Credits |
| #20-259 | Award of Contract – Pay to Play Compliance – Ed Stapp & Sons, Inc. |
| #20-260 | Approval of Vouchers and Authorization to Pay Bills |
| #20-261 | Amend 2020 Clean Communities Program |
| #20-262 | Authorize Joint Effort with Borough of Franklin Lakes |
| #20-263 | Final Approval of Plan & Design Immunity – Tennis Courts |
| #20-264 | Approve Agreement for Location of Radio System Component |
| #20-265 | Final Approval of Plan & Design Immunity – Turf Field Base |
| #20-266 | Endorse Bergen County Community Development Grant – ECCR |
| #20-267 | Return of Certain Over-paid Taxes, etc. |
| #20-268 | Change Order #1 – Road Resurfacing |

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II Ordinances – Introduction

Mr. Chairman, I have ORDINANCE #1921 for Introduction:

ORDINANCE # 1921

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF BERGEN COUNTY FUNDS THEREFORE AND TO AUTHORIZE APPROPRIATIONS OF \$20,000.

III Motions

1. Approve application of Brendan Buck as probationary Firefighter assigned to Company #3.

Clerk: May I have a motion and a second to approve the consent agenda?

The Following vote is the vote on the Consent Agenda:

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

IV Ordinances – Public Hearing / Further Consideration:

Mr. Chairman, I have

ORDINANCE # 1919 FOR PUBLIC HEARING / FURTHER CONSIDERATION:

AN ORDINANCE TO CREATE A NEW CHAPTER IN THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 20, “RULES OF DECORUM FOR GOVERNING BODY MEETINGS”.

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

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

COMMITTEE PERSON RUBENSTEIN : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES
MADIGAN YES SHANLEY YES

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance #1919, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to be heard, please call 201-891-7000, ext. #222.

(Public Comments are heard here.)

At the Conclusion of public comments:

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COMMITTEE PERSON MADIGAN : I move that the Public Hearing on Ordinance #1919 be closed.

COMMITTEE PERSON FISCHER : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES

MADIGAN YES SHANLEY YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1919, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON MADIGAN : I move the resolution.

COMMITTEE PERSON RUBENSTEIN : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES

MADIGAN YES SHANLEY YES

Mr. Chairman, I also have

ORDINANCE # 1920 FOR PUBLIC HEARING / FURTHER CONSIDERATION:

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF BERGEN COUNTY FUNDS THEREFORE AND TO AUTHORIZE APPROPRIATIONS OF \$30,000.

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

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

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES

MADIGAN YES SHANLEY YES

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance #1920, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to be heard, please call 201-891-7000, ext. #222.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON RUBENSTEIN : I move that the Public Hearing on Ordinance #1920 be closed.

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COMMITTEE PERSON BOONSTRA : Seconded.

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

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1920, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON FISCHER : I move the resolution.

COMMITTEE PERSON RUBENSTEIN : Seconded.

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

VI Adjourn

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

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

**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**

NOTICE TO PUBLIC

As a member of the public, participating in this public meeting, your participation will be recorded. By participating in the meeting, it is assumed your consent is given for your voice, name, address, comments and image to be broadcast and recorded.

There may be situations where, due to technical difficulties, live streaming or the recording of a meeting may not be available. The Township shall not be responsible for and accepts no liability if the recording or live video streaming of the meeting is unavailable.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, SEPTEMBER 1, 2020 – 7:00 P.M.**

OPEN PUBLIC MEETINGS ACT

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA 10:4-6 et seq., and in consideration of Executive Order #103, issued by Governor Murphy on March 9, 2020, declaring a State of Emergency in the State of New Jersey, the Township Committee of the Township of Wyckoff does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of government, the meeting of the Township Committee of the Township of Wyckoff scheduled for 7:00 pm Tuesday, September 1, 2020 at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 will be conducted via the Township of Wyckoff's YouTube channel and members of the public may call 201-891-7000, ext. #222 should they wish to provide public comment during the 7:00 p.m. public comment period.

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Mayor Timothy E. Shanley opened the Open Work Session Special Meeting at 7:00 p.m. in the second-floor municipal court room.

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

Present: Mayor Timothy E. Shanley, Committeemen Thomas J. Madigan and Rudolf E. Boonstra and Committeewomen Melissa D. Rubenstein and Elizabeth J. Fischer

Also Present: Township Administrator Robert J. Shannon, Jr., Acting Municipal Clerk Nancy Cole, and Township Attorney Robert Landel

Mayor Shanley confirmed that the Finance Committee has reviewed and signed vouchers.

Mayor Shanley opened the meeting for the ten (10) minute public comment period, two (2) minutes per speaker for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff, with a motion from Committeewoman Rubenstein, seconded by Committeewoman Fischer.

Timothy Buchman, 430 Meer Avenue stated: "Just FYI. No Reply necessary.

Some sustainability notes about Meer Estates:

Wyckoff Avenue, in the #441-#471 area, has never had curbs before. But a glamorous new curb has been built with Belgian-style pavers, at a 45 degree angle. I'm concerned that this curb provides less protection to pedestrians (and less deterrent to tree-lawn parking) than a conventional vertical curb. It appears from the curb's construction that, in the area of Martom Road, the west side of the county road will be re-graded 10 to 12 inches higher than it is now. This will protect the low-lying Executive-Housing development from storm-water, but will increase storm water on the poor-folks side of Wyckoff Avenue. It will also surprise drivers used to the current level-crowned road.

I happened to see the water line installation for #441. It looked like 1 ½" flexible copper pipe to me. That would allow up to four times the water flow of my 1955 home's ¾" water line. That means the four new homes could consume 7% of the cross-section of the 12" main in Wyckoff Avenue.

They could (theoretically) use as much water and pressure as all 16 homes on one side of Meer Avenue, where I live. I'm not in favor of forbidding new water connections. But it seems like no non-commercial building in Wyckoff should be allowed to have a 1 ½" water meter. Unlike prosperity or nice housing, utility infrastructure is a zero-sum game. If it becomes common for Executive Home designers and expeditors (and I mean tear-downs, as well as new construction) to suggest that rain-showers and Jacuzzi's will work better with the one-time cost of an Executive utility connection, complaints about already low or erratic water pressure will increase.

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I don't have time to discuss trade and delivery blockages on Wyckoff Avenue here. But although I know that they are considered harmful by traffic engineers, a cul-de-sac might have been the least-bad alternative, like Stony Brook Lane or Cedar Court."

Committeewoman Rubenstein motioned to close the public comment period, seconded by Committeewoman Fischer with an affirmative voice vote.

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

The Administrator advised that this evening's Agenda is as provided to the governing body on Friday, August 28, 2020 and as posted on the Township's website.

1. Mayor Shanley requested a Closed Session resolution for contract negotiations to be added to the Agenda. However, Mayor Shanley withdrew the requested as additional information will be required. Therefore, the Agenda is as submitted.
2. There are two (2) ordinances scheduled for public hearing and further consideration this evening. The first ordinance is a governing "best practice" recommended by the State Joint Insurance Fund for all municipalities. The second ordinance participates in a shared service agreement with Bergen County.

Policy Action Items:

1. The Administrator asked Mayor Shanley if he would be providing the update regarding the Shade Tree Commission Meeting discussion this evening relative to bamboo plants. Mayor Shanley responded he will provide a summary during his report.
2. A resident has requested to purchase a Township unimproved lot – size 40 ft. wide by 110 ft. deep located at 362 Dartmouth Street – Block 476/Lot1. The owner has requested to purchase this property as an attachment to his existing property. The property would not be used to construct a new home.
The Administrator spoke to the Tax Assessor and the Township's contracted appraiser and within the last year, a similar sized property in that neighborhood sold for \$25,000. Based on the nexus of time, the Administrator requested authority to advise the property owner that that would be the starting advertised bid for the unimproved lot. Please note: any sale would be available to property owners adjacent to that property and conducted by advertised, sealed competitive bidding. The governing body authorized the Administrator to move forward.
3. The voucher on the Bill List this evening for the Memorial Day Video Production is included for approval and signature.
4. The Administrator was instructed to provide information from an Environmental Commission's student assistant to place on the Policy Action Items if the governing body wishes to take a position on a regional environmental issue regarding the construction of a generation plant. The Administrator has not performed any prior research in this regard and is to be considered solely by the Township Committee.

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5. The Administrator has been in communication with the Purchasing Agent from Bergen County whereby the purchasing agent has negotiated a very effective shared service agreement that would extend an E-Procurement Platform to all Bergen County Municipalities via shared service agreement for the next five (5) years at no cost. The Administrator will be attending a webinar on Thursday and will provide a summary report to the governing body at the next meeting. However, the Administrator is encouraged about the utilization of this service.
6. A request from Committeewoman Fischer received via a Girl Scout desiring to construct a "bee-resort" at the Gardens of Wyckoff. The information was provided and after consultation with Scott Fisher, he is in favor of the project construction. However, since this project would be constructed on municipal property, the Administrator requested governing body approval. Committeeman Madigan asked if the Township would supervise the work. Mr. Shannon advised that typically, the Township does not supervise Eagle Scout or Girl Scout Gold Projects. Generally, the scout submits a plan for approval by the governing body and the scout would then implement the plan. The project would be monitored by the municipality until its completion. The Administrator requested a Township Subcommittee be formed to receive, review, address and manage inquiries such as this and report to the governing body. Mayor Shanley and Committeewoman Fischer stated they would volunteer on such a subcommittee.
7. The Administrator has been working with the Township Attorney on the Maple Drive requirements to move forward with the subdivision application. As part of providing a report, the Administrator suggested the name of Maple Drive (which consists of one (1) home) be changed to reflect a different name. The reason being, the Township has a street named Maple Avenue and typically for residents who are not familiar with Wyckoff and for emergency services reporting and clarity, similar sounding street names are avoided. The Administrator sent an e-mail to staff to determine if they had any knowledge in a previous position as it relates to this. No response was received therefore, if this request is approved, the Administrator will proceed from "scratch" to move forward. The Township Committee discussed this matter – Committeeman Madigan thought this issue was previously discussed and agreed to name the road McNamara Way in honor of former Mayor and Senator Hank McNamara, a longtime Open Space advocate and Chair of the Senate Committee on Open Space. The Administrator was asked if all the servicemen who gave their life fighting in times of war had a street named after them. The Administrator responded that all deceased Wyckoff Servicemen, who have died during war fighting for our freedoms, have been honored by a street name. However, the only other name that has not been mentioned in times of war is the Wyckoff/FDNY Firefighter Dana Hannon who was lost in 9-11-2001 Terrorist Attack on the World Trade Center. The Township Committee asked the Administrator to research this matter and provide a report.
8. The Bergen County Community Development Agreement has been successfully completed and filed with Bergen County. The Township will now be able to compete during the next three (3) years for grants to remove architectural barriers and construct barrier free improvements.
9. The Administrator reported that as an opinion, he received at his home in Wyckoff the attached brochure from the Northwest Bergen County Utilities Authority (NBCUA) which essentially states the authority has been in business for fifty (50) years. The Administrator offered his opinion that the funds expended to design, print and mail the brochure

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could have been more effectively spent on a video system that could record their public meetings similar to the decision made by the governing body two (2) years ago which is an improvement that achieves transparency more than disseminating a brochure.

10. The Administrator thanked the Township Attorney for his assistance in finalizing and drafting the Recreation Participation Waiver that addresses COVID19. Mr. Shannon also thanked Mr. Landel for his assistance with the waiver which the Township will use for the public to attend Planning Board Meetings, the Tax Sale and similar items.
11. The Fall Resident Newsletter has been printed and should arrive to homes on Friday, September 11, 2020.
12. The Administrator and Acting Municipal Clerk, Nancy Cole have reviewed five (5) electronic complaints and management systems and have selected one system that best fits the Township's needs. As way of summary, an outgrowth of the Litigation Risk Committee was a recommendation from the Township Attorney and the Joint Insurance Fund (JIF) Executive Director that the Township should utilize an electronic management system for the "request for non-emergency services" which are received via the website. The Township receives approximately ten (10) requests for service per week. Many of these requests are not straightforward – requiring additional response and research time. Therefore, the electronic management system was recommended. Since excess funding is not available this year, the Administrator advised that this project will be included in the 2021 Temporary Budget as a budget request. Any questions in this regard, please contact the Administrator.
13. The Administrator advised the governing body of the work and level of detail to implement the JIF Protecting Children Program to comply with the State mandate that allows individuals to sue up to age sixty-five (65) for any allegation of abuse.
14. Orange & Rockland Utilities has not resumed any of its storm hardening work on Brookside Avenue in Allendale which will continue into Wyckoff. This project will greatly benefit Wyckoff Homeowners serviced by Orange & Rockland for electric service. The Administrator will communicate with Orange & Rockland to determine when work will resume.
15. The Administrator expressed his desire that during the COVID19 Pandemic period, the Township Committee finds the weekly project updating memo he is providing useful. The Township Committee agreed.

Township Committee Reports:

Elizabeth Fischer:

1. Ms. Fischer thanked the DPW Staff for their hard work during and after Tropical Storm Isaias which included one town-wide full round of storm debris collection from right -of-way trees that residents had placed to the curb. She also thanked Bob Shannon and the Town Hall Staff for "holding down" the daily logistics at Town Hall.
2. Since the last Township Committee meeting, there have been two (2) Wyckoff Board of Education Meetings for the K-8 School System. Classes will begin virtually on Tuesday, September 10, 2020 and limited in-person classes will begin on Tuesday, September 24, 2020.

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3. Ms. Fischer has been in communication with the Historic Preservation Commission Chair and he is anxious to resume meetings.
4. The next meeting of the Wyckoff Board of Health is scheduled for Thursday, September 10, 2020. Dr. Steve Clarke, President of the Board of Health recently completed a video demonstration on the proper way to wear face coverings. Dr. Clarke's next video will demonstrate food safety.
5. Ms. Fischer attended the Township's third quarter Safety Committee Meeting and has completed the Cyber Security Training and the training on protecting children video. Ms. Fischer thanked the Recreation Department for implementing the safety protocols relating to COVID19 for the start for the Fall Recreation Programs.
6. The Wyckoff Volunteer Ambulance Corp has recently begun to certify all its members regarding CPR training that was temporarily suspended due to the isolation requirements mandated by the State.

Melissa Rubenstein:

1. The Zoning Board of Adjustment met on Thursday, August 27, 2020 via Zoom technology where three (3) applications which were carried, reviewed and "fine-tuned" were approved. Also at this meeting, new member Ian Christ was introduced to the board.
2. The Wyckoff Volunteer Fire Department will conduct a smaller and socially distanced compliant 9-1-1 Memorial Service on Friday, September 11, 2020 at 7:00 p.m. It will not include the pot-luck supper this year due to the COVID mandates.
3. Ms. Rubenstein advised that this evening's Agenda includes the approval of a new firefighter assigned to Fire Co. #3, Brendan Buck. The Township is pleased to welcome a new firefighter via the Township's social media posting.
4. Ms. Rubenstein thanked the men from the DPW who performed a herculean job collecting the town-wide storm related right-of-way branch debris in record time.
5. Ms. Rubenstein thanked the Wyckoff Family YMCA for "stepping up" in developing a new plan to assist working parents by providing daycare and virtual learning services for these families. The YMCA recognized and filled a community need during these unprecedented times.

Thomas Madigan:

1. Mr. Madigan extended "KUDOS" to the DPW Staff for the excellent job completing the one-time town-wide storm related curbside collection of right-of-way branch debris authorized by the Township Committee in record time!!
2. Mr. Madigan, Township Committee Liaison to the Ramapo/Indian Hills Regional High School Board of Education provided an update regarding a meeting conducted Thursday, August 27, 2020 via Zoom Technology. Over 500 participants registered for the meeting which closed out after these registrants. Mr. Madigan has been assured that all future meetings will include the ability to accommodate more than 500 parents.

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The Ramapo/Indian Hills Regional High School Board of Education has delayed its plan to open school to students until September 24, 2020. There were a number of issues that were reported as to why they delayed the planned opening of school on September 8, 2020. The school was not ready specifically, personal protective equipment (PPE) was not received for Staff, opposition from the teacher's union and concerns relating to the management of the lunch program with social distancing. Mr. Madigan concluded stating that the regional high school board of education voted six (6) to two (2) to begin school virtually and on September 24, 2020 classes will begin with a virtual and in class hybrid program.

Rudy Boonstra:

1. Mr. Boonstra reported that a milestone passed on Saturday, August 15, 2020 whereby 300 years ago the Van Voorhis Brothers purchased 300 acres in Wyckoff of which the Township's Zabriskie House Museum is located.
2. Mr. Boonstra thanked the DPW Crews for their dedicated work in completing the monumental task of removing the Tropical Storm Isaias branch debris from right-of-way trees in record time. Mr. Boonstra purchased lunch for the crew members at his own expense.
3. The 2020 Annual Road Resurfacing Project is complete. The road striping of center lines, edge of pavement lines and safety markings (school crosswalks and Xing markings) will be completed soon.
4. Mr. Boonstra reported that the DPW is in the process of collecting the storm branch material at the Gardens of Wyckoff Municipal Park where many of the trees were damaged from the tropical storm. Specifically, for safety reasons, numerous hanging branches need to be removed.
5. After completion of the branch removal project, the DPW will commence the installation of the enhanced safety signs that were authorized in this year's budget.
6. The rescheduled "Team Up to Tidy Up" Day will be conducted in October. The Annual Personal Paper Shredding Event, Shredfest will take place on Friday, September 18, 2020 at the Wyckoff Community Park. Social media information has been posted and continues to be posted for resident awareness.
7. The Wyckoff Planning Board is leading the way in a non-virtual meeting – its members and the attorney will be present with public access that achieves New Jersey's mandated social distancing compliance. The meeting will also be livestreamed on the municipal YouTube channel. The application submitted before the Planning Board is a complicated one and cannot be presented via ZOOM Technology. Mr. Boonstra thanked the Administrator, Maureen Mitchell, Planning Board Secretary and Acting Clerk Cole for their efforts as well as Planning Board Chair, Robert Fortunato.
8. Mr. Boonstra welcomed Kelly Conlon to the Planning Board.
9. The Bridle Path sewer pumping station rebuild has been completed. Mr. Boonstra extended thanks to Mark DiGennaro and Scott Fisher for their diligent work in that regard.

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10. Mr. Boonstra was pleased to announce that the Township will have a secure Vote by Mail Drop Box for Bergen County residents to deposit their "Vote by Mail Ballot" for the General Election on Tuesday, November 3, 2020. Mr. Boonstra had contacted the Chair at the Bergen County Board of Elections and requested that Wyckoff should have its own Vote by Mail Drop Box due to a population of 17,000 residents and approximately 12,000 registered voters. The request was approved two (2) weeks ago and the drop box will be located at Town Hall in advance of the election. Recently, the State Legislature passed a law on Thursday, August 27, 2020 which stated that municipalities with a population over 5,000 should have a Vote by Mail Drop Box. Additionally, secure boxes will be available at each polling place on the day of the election for voters to drop their Vote by Mail ballots.
11. Mr. Boonstra advised that the apartment over the Larkin House has been rented.

Mayor Shanley:

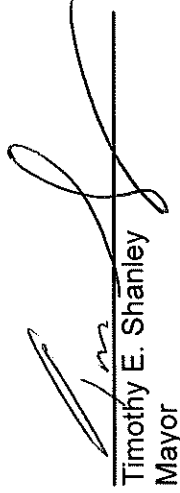
1. At 6:30 p.m. this evening, Mayor Shanley met with the Shade Tree Commission. A full board was present where they discussed a request from a resident as to whether the Township may consider a bamboo plant prohibition ordinance. The Shade Tree Commission was of the opinion that bamboo is not an issue in Wyckoff and the Shade Tree Commission does not see a need for such an ordinance at this time. However, if the governing body ever determines to adopt such an ordinance, the ordinance similar to Franklin Lakes would be acceptable. The real key with bamboo is to require a barrier to be constructed to a significant depth underground to reduce the spread of the plant.
2. Mayor Shanley thanked the Administrator for his work in arranging the September 9th Planning Board Meeting.
3. Mayor Shanley has been participating in various conference calls with Governor Murphy's Aides. Today's conference call discussed the issue that many teachers are applying for the Family Leave Act and Boards of Education are finding it difficult to work through these situations. Mayor Shanley is of the opinion that the best way to learn is to learn in school. He spoke at the recent Wyckoff K-8 Board of Education Meeting as a parent of a first grader and how important it is to learn how to read in 1st grade. Mayor Shanley asked the Governor to intervene as this is a Statewide issue.
4. Mayor Shanley reported that the State of New Jersey, as a whole, is doing well with the halt of the spread of the COVID19 virus. The rate of transmission, a key indicator, is under 1 and hospitalizations have substantially decreased.
5. Mayor Shanley stated, Governor Murphy has just advised that gyms may open at 25% capacity and as of Friday, September 4, 2020, and restaurants and movie theaters may open at 25% capacity also. Committeeman Madigan has been speaking with business owners and they have told Mr. Madigan if they are unable to open at 50% by Winter, they will not survive. Mayor Shanley noted that this comment was also provided to Governor Murphy's aides.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
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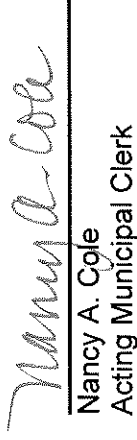
Township Attorney Report:

1. Mr. Landel has received a draft of the Maple Lake subdivision map and he is obtaining preliminary comments from the Township Engineer, the Environmental Engineer and the Administrator.
2. Mr. Landel has completed the deed restrictions for the Evergreen Apartments at the Christian Health Care Center Campus and are awaiting two (2) pending items from our Affordable Housing Consultants and Planners.
3. Mr. Landel has completed two (2) easement agreements for the two (2) homes on Morley Drive. This is the area where the Township has been able to obtain two (2) easements at no cost to the municipality which will allow the sewer on Wild Duck Road to be extend through two (2) side yards in order to connect numerous homes on Morley Drive.
4. Mr. Landel recently completed a complex sewer extension agreement for the Paul Court neighborhood which includes up to eleven (11) homes.

The Open Work Session Meeting adjourned at 7:58 p.m.



Timothy E. Shanley
Mayor



Nancy A. Cogle
Acting Municipal Clerk

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Meeting Called To Order

Mayor Timothy E. Shanley 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 Timothy E. Shanley.

Invocation

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

RE: Township Committee of Tuesday, September 1, 2020 7:00 p.m. Work Session and 8:00 p.m. Business Meetings will be livestreamed, and public comments will be available telephonically.

Acting Municipal Clerk, Nancy Cole read the following notice:

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA 10:4-6 et seq., and in consideration of Executive Order #103, issued by Governor Murphy on March 9, 2020, declaring a State of Emergency in the State of New Jersey, the Township Committee of the Township of Wyckoff does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of government, the meeting of the Township Committee of the Township of Wyckoff scheduled for 8:00 pm Tuesday, September 1, 2020 at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 will be conducted via the Township of Wyckoff's YouTube channel and members of the public may call 201-891-7000, ext. #222 should they wish to provide public comment during the 8:00 pm public comment period.

These measures are implemented to allow members of the public to observe the meeting via live streaming and to provide the ability to comment during the period for public comment during the meeting.

Due to the Covid-19 Public Health Emergency, members of the public will not have access to Town Hall.

General instructions regarding access to the meeting have been posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "News" item on Friday, August 28, 2020 at 4:30 pm.

To view the live-streamed Township Committee meeting, please access the YouTube link which has been posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "NEWS" item immediately prior to the commencement of the meeting at approximately, 7:00 pm on September 1, 2020. To be notified of all future live streamed Township meetings, please create a YouTube account and subscribe to our YouTube channel, "Township of Wyckoff".

This regular meeting of the Township Committee of the Township of Wyckoff is now in session. In accordance with Section 8 of the Open Public Meetings Act, I wish to advise that notice of this meeting has been posted on the bulletin board in Memorial Town Hall and on our Township Committee website page. A copy has been filed with the Township Clerk and copies were sent to the Ridgewood News, the Record and to the North Jersey Herald & News, all newspapers with general circulation throughout the Township of Wyckoff

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OPEN PUBLIC MEETINGS ACT STATEMENT

This regular meeting of the Township Committee of the Township of Wyckoff is now in session. In accordance with Section 8 of the Open Public Meetings Act, I wish to advise that notice of this meeting has been posted on the bulletin board in Memorial Town Hall and on our Township Committee website page. A copy has been filed with the Township Clerk and copies were sent to the Ridgewood News, the Record and to the North Jersey Herald & News, all newspapers with general circulation throughout the Township of Wyckoff. At least 48 hours prior to this meeting, the agenda was similarly posted, filed and mailed to said newspapers.

Attendance

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

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

Meeting Open for Public Comment

Committeewoman Fischer made a motion to open the meeting for public Comment; Seconded by Committeewoman Fischer. All voted in favor.

There being no callers wishing to make public comment, Mayor Shanley requested a motion to close the public comment period.

Committeeman Boonstra made a motion to close the meeting for public Comment; Seconded by Committeewoman Rubenstein. All voted in favor.

Approval of the August 11, 2020 Special Meeting Township Committee Work Session and Regular Business meeting minutes.

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

Consent Agenda: Acting Municipal Clerk Nancy Cole read the following: "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):

#20-251 Renewal of Liquor License – Moonway, LLC. (Blue Moon)

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the new online web portal is for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance

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Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of the Blue Moon Mexican Cafe located at 327 Franklin Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, an Extension of Premises application must be filed with the Township Clerk for storage of liquor by the Blue Moon outside of the licensed area.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for The Blue Moon Mexican Cafe effective October 1, 2020.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

#20-252 Renewal of Liquor License – JMJ, Inc. (The Barn)

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the new online web portal is for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

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WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of JMJ, Inc. located at 359 Sicomac Avenue, Wyckoff, NJ is hereby approved subject to the following conditions:

1. The licensed premises shall be restricted to the existing building commonly known as "The Barn."
2. The Barn Original shall not be open prior to 4:00 p.m. on the days that the Sicomac School is in session.
3. No outside storage.
4. Parking as per the approved Planning Board site plan only.
5. The Barn must remain in compliance with the Court Order dated February 4, 1977 which is attached as if set forth at length.
6. Upon the advice of the Township Attorney, and subject to the general provision that all liquor license holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees who may be serving alcoholic beverages, so that they can be scheduled to participate in the Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.
7. The one (1) barrier free parking space must remain with the code compliant ADA sign, the penalty placard and van accessible placard.

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for JMJ, Inc. effective October 1, 2020.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

#20-253 Renewal of Liquor License – JEZE Corp. (Wine & Spirit World)

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the new online web portal is for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 inactive liquor license renewal application and electronic payment of \$200.00 has been completed by the licensee to the State of New Jersey ABC; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

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WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the on line renewal application, fees, sketch, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, the licensee filed a petition in April 2014 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Jeze Corporation (formerly Cedar Hill Liquors) inactive license #0270 44 004 005; and,

WHEREAS, the licensee received a Special Ruling subsequent to their petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Jeze Corporation (formerly Cedar Hill Liquors) for two (2) terms 2014-2015 & 2015-2016; and,

WHEREAS, the licensee filed a petition on May 25, 2016 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Jeze Corporation (formerly Cedar Hill Liquors) inactive license #0270 44 004 005; and,

WHEREAS, the licensee received a Special Ruling subsequent to their petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Jeze Corporation (formerly Cedar Hill Liquors) for three (3) terms 2016-2017, 2017-2018 & 2018-2019; and,

WHEREAS, the licensee filed a petition on April 11, 2019 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Jeze Corporation (formerly Cedar Hill Liquors) inactive license #0270 44 004 005; and,

WHEREAS, the licensee received a Special Ruling subsequent to their petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Jeze Corporation (formerly Cedar Hill Liquors) for two (2) terms 2019-2020 & 2020-2021; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Distribution Liquor License of Jeze Corporation (formerly Cedar Hill Liquors) is hereby approved and the Municipal Clerk is hereby authorized and directed to have a new license drawn up for Jeze Corporation effective October 1, 2020 that will be kept by the Municipal Clerk at Town Hall until the licensee activates the inactive status of the liquor license.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

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BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new inactive liquor license for Jeze Corporation effective October 1, 2020. The liquor license will be held in the vault of the Municipal Clerk until such time this liquor license is activated or transferred.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

#20-254 Renewal of Liquor Licenses – SERE Corp. (Former Cedar Hill Liquors)

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the new online web portal is for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Distribution Liquor License of Wine & Spirit World located at 303 Franklin Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for Wine & Spirit World effective October 1, 2020.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

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#20-255 Renewal of Liquor License – Pane E. Vino (Aldo's)

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the new online web portal is for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, sketch, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of Aldo's Italian Restaurant/Pane e Vino located at 640 Wyckoff Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for Aldo's Italian Restaurant/Pane e Vino effective October 1, 2020.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

#20-256 Renewal of Liquor License – Wyckoff Inn (The Brick House)

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the new online web portal is for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

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WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, sketch, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of The Brick House located at 179 Godwin Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for The Brick House effective October 1, 2020.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

#20-257 Renewal of Liquor Licenses – Gearhead Liquors

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the new online web portal is for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

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WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length; and,

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license; and,

WHEREAS, on August 21, 2018 the inactive liquor license of the Brownstone Inn Inc was transferred to Gearhead Liquors LLC via approved Township of Wyckoff Resolution #18-242 which is attached as if set forth at length; and,

WHEREAS, the licensee filed a petition on April 23, 2019 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Gearhead Liquors LLC (formerly Brownstone Inn Inc) inactive license #0270 33 001 006; and,

WHEREAS, the licensee received a Special Ruling subsequent to the petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Gearhead Liquors LLC (formerly Brownstone Inn Inc) #0270-33-001-006 for two (2) terms 2019-2020 & 2020-2021; and,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of Gear Head Liquors inactive is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for Gearhead Liquors LLC effective October 1, 2020. The liquor license will be kept in the vault of the Municipal Clerk until such time that the liquor license is activated & transferred.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

#20-258 Escrow Aged Taxes Credits

WHEREAS, the Tax Collector has tax credits and overpayments on tax property accounts from prior years, and,

WHEREAS, numerous attempts to return these credits and refund the overpayments have been made without success, and,

WHEREAS, for best practices and accounting procedures it is determined to remove these credits from the property tax records and hold in a trust escrow until refunds can be authorized.

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NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, authorizes the Tax Collector to remove tax account credit balances and overpayments in excess of 2 years aged from the tax rolls and place unrefunded tax credits and overpayments in a trust escrow "Escrow – Tax Unclaimed Overpayments" until authorization to refund has been received

#20-259 Award of Contract – Pay to Play Compliance – Ed Stapp & Sons, Inc.

WHEREAS, the Wyckoff DPW has determined that a need exists for a Clerk of the Works to provide supervision and instruction for the resurfacing of the Memorial Field Tennis Courts performed by the DPW; and,

WHEREAS, the Township of Wyckoff has determined that the expenditures for emergency tree services with this vendor may exceed the pay to play threshold; and,

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

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

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

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Township Committee authorizes an award of a purchase order for \$16,000 to Ed Stapp & Sons, Inc. 520 Hopper Avenue, Wyckoff NJ, 07481.

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

#20-260 Approval of Vouchers and Authorization to Pay Bills

WHEREAS, the Township of Wyckoff is a municipality in the State of New Jersey operating under the authority from NJSA 40A:63-1 et seq; and,

WHEREAS, the Township of Wyckoff has received vouchers in claim for payment of materials supplied and/or services rendered; and,

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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. 19115 – 19173 Payroll A/C, Voided Payroll ck nos. 19140 – 19143, Direct Deposit Vouchers no. 13348 - 13474, Library Payroll check nos. 1531 & 1532, Library Direct Deposit Vouchers no. 5740 - 5798, Claims Wire nos. 200901 - 200907, check nos. 1137 & 1138 Accutrack A/C and Claims check nos. 083873 - 083995.

#20-261 Amend 2020 Clean Communities Program

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

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

WHEREAS, resolution #20-229 Chapter 159 2020 Clean Communities Program was adopted in amount of \$34,0951.64; and,

WHEREAS, 2020 Clean Communities Program funds were received in amount of \$35,174.59; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township of Wyckoff, County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$35,174.59 an increase of \$222.95 is now available from the 2020 Clean Communities; and,

BE IT FURTHER RESOLVED, that the like amended sum of \$35,174.59 is hereby appropriated under the caption 2020 Clean Communities; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the 2020 Clean Communities Program in the amount of \$35,174.59.

#20-262 Authorize Joint Effort with Borough of Franklin Lakes

WHEREAS, a section of Wayfair Circle in front of homes with addresses #162, #172, and #182 in Wyckoff are located on this section of paved roadway which is in both Franklin Lakes and Wyckoff; and,

WHEREAS, this small length of Wayfair Circle is approximately 360 feet of Wayfair Circle in Wyckoff which connects to Ahnert Road in North Haledon; and,

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WHEREAS, Franklin Lakes and Wyckoff agree that Franklin Lakes shall pave this length of Wayfair Circle and invoice Wyckoff for its share since it is prudent to pave a roadway in this manner rather than utilizing two separate paving operations; and,

WHEREAS, the DPW Manager has inspected the paving work and material quantities utilized and recommends approval of this project.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that the voucher for the aforementioned previously described work be authorized for payment.

#20-263 Final Approval of Plan & Design Immunity – Tennis Courts

WHEREAS, the Township of Wyckoff has eight lighted, public tennis courts in the Memorial Field Campus, 340 Franklin Avenue; and,

WHEREAS, due to amendments to NJSA 34:11-56.50 which took effect in April 2020, Public Works Contractors must participate in a NJDOL registered apprenticeship program to obtain a NJ Public Works Contractor Registration Act Certificate; and,

WHEREAS, the Township of Wyckoff had to perform the tennis court improvement with in-house DPW staff because price quotations obtained after the effective date of the law tripled; and,

WHEREAS, the Township Committee approved the plan and design for the public improvement to be performed by the Wyckoff DPW; and,

WHEREAS, the Wyckoff DPW constructed the improvement which consisted of filling cracks in the tennis court surface and repainting the eight tennis courts and super imposing eight pickleball courts on four (4) of the tennis courts to provide multi-sport exercise and enjoyment; and,

WHEREAS, the Wyckoff Recreation Director and Wyckoff Certified Public Works Manager have advised that the improvement project has now been completed in accordance with the plan of construction of the public improvement.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that we formally approve the final “as-built” plan of construction of the public improvement “Improvement of Wyckoff tennis court surface”.

BE IT FURTHER RESOLVED that this resolution approving the final plan and design of the aforementioned improvement, which was designed by the Township’s Certified Public Works Manager, invokes plan and design immunity in accordance with the New Jersey Tort Claims Act, NJSA 59:4-6 et. seq.

BE IT FURTHER RESOLVED that the Township Administrator shall place a certified copy of this resolution in the permanent project file together with a copy of the plan referred to above with a notation referring to the Resolution of Approval placed therein.

#20-264 Approve Agreement for Location of Radio System Component

WHEREAS, the Wyckoff Volunteer Fire Department has recommended the location of its emergency radio communication component on private property for the purpose of improving radio communication capability; and,

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WHEREAS, the owner of 410 Braen Avenue, Block 516, Lot 6.04 has offered room in a second-floor closet for the aforementioned purpose and 365/24/7 access as a donation to the Wyckoff Volunteer Fire Department; and,

WHEREAS, the Wyckoff Volunteer Fire Department believes locating a radio antennae and radio receiver at this location will improve the emergency radio communication capability.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that an agreement letter dated September 1, 2020 is hereby approved and a certificate of insurance in favor of the property owner shall be authorized.

BE IT FURTHER RESOLVED that the Municipal Clerk shall provide a certified copy of this resolution to the Wyckoff Fire Chief whom shall be responsible for implementation of this agreement.

#20-265 Final Approval of Plan & Design Immunity – Turf Field Base

WHEREAS, the Township Committee approved the bid specifications and drawings dated February 24, 2020 and authorized, advertised sealed competitive bidding for the construction of the base of a synthetic turf field on Memorial Field located at 340 Franklin Avenue; and,

WHEREAS, the bid specifications dated February 24, 2020 were prepared by Boswell Engineering, PO Box 3152, South Hackensack, NJ 07606, the Township of Wyckoff's Consulting Engineer; and,

WHEREAS, the plan and design for this public improvement was previously authorized by the Township Committee when advertised, sealed competitive bidding was approved; and,

WHEREAS, the Township of Wyckoff's Certified Public Works Manager required impact testing which measured the shock attenuation performance of new synthetic turf field surface (commonly referred to as a G-Max Test) be performed in accordance with ASTM 1936-10/F355 Standards and all locations at which the tests were performed met the requirements of <200G's ; and,

WHEREAS, the Certified Public Works Manager provided a letter dated July 27, 2020 that indicates the work is complete, acceptable and in accordance with the specifications designed by Boswell Engineering and it is attached as if set forth at length; and,

WHEREAS, during the construction of this improvement, a change was made to the original plan or design with the knowledge and approval of the Township Committee to wash down the synthetic field as a health precaution.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that we hereby formally approve the final "as-built" plan and design of the plan entitled, "Improvements to Memorial Town Hall Field" dated February 24, 2020 as prepared by Boswell Engineering, PO Box 3152, South Hackensack, NJ 07606 for the public improvement designed in the aforementioned plan for Memorial Field, a municipal recreation facility.

BE IT FURTHER RESOLVED that this resolution approving the final plan and design of the aforementioned improvement, which was designed by the Township's Consulting Engineer of Record, invokes plan and design immunity in accordance with the New Jersey Tort Claims Act, NJSA 59:4-6 et. seq.

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BE IT FURTHER RESOLVED that the Township Administrator shall place a certified copy of this resolution in the permanent project file together with a copy of the plan referred to above with a notation referring to the Resolution of Approval placed therein.

#20-266 Endorse Bergen County Community Development Grant – ECCR

WHEREAS, a Bergen County Community Development Grant of \$104,618.78 has been proposed by the Eastern Christian Children's Retreat for COVID Response to Protect Staff and Residents Initiatives in the Township of Wyckoff; and,

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and,

WHEREAS, the aforesaid project is in the best interest of the citizens of the Township of Wyckoff; and,

WHEREAS, this resolution does not obligate the financial resources of the Township of Wyckoff and is intended solely to expedite the expenditures of the aforesaid Community Development Funds.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Township Committee hereby confirms endorsement of the aforesaid project.

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

#20-267 Return of Certain Over-paid Taxes, etc.

BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Treasurer is hereby authorized and directed to return certain monies as follows:

CLERK'S OFFICE:

The Women's Club of Upper Saddle River, Inc., P.O. Box 645, Saddle River, New Jersey 07458 – Refund fees for Raffle License #20-10 due to COVID 19 Pandemic - \$20.00

TAX REFUND:

Law Offices of Stephen P. Sinisi, LLC., 2 Sears Drive, 2nd floor, Paramus, New Jersey 07652 – 2019 Tax State Court Judgement – Block 244/Lot 12 – 574 Curran Place - \$3,234.47

Amy Axelrod & Brian Frey, 421 Meer Avenue, Wyckoff, New Jersey 07481 – Refund of 2020 Tax Overpayment – Block 346/Lot 22 - \$5,966.21

Edward & Priya Merchant, 320 Canterbury Lane, Wyckoff, New Jersey 07481 – Refund of 2020 Tax Overpayment – Block 320/Lot 111 - \$5,386.56

RECREATION:

Amanda Lynch, 4172 Wallace Road, Allison Park, PA – Soccer Refund - \$185.00

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#20-268 Change Order #1 – Road Resurfacing

WHEREAS, the Township Committee of the Township of Wyckoff has awarded a contract to the lowest bidder to D & L Paving, 675 Franklin Avenue, Nutley, New Jersey 07110 for annual road resurfacing via Resolution #20-231 dated July 2, 2020 for \$1,332,770.15; and,

WHEREAS, the Township Administrator has filed with the Township Committee, in accordance with a recommendation from the DPW Manager, a written request for a change order in accordance with NJAC 5:34-4.4 prior to the adoption of this resolution; and,

WHEREAS, the Chief Financial Officer has attached a Certificate of Available Funds indicating that funds are available in accounts for the Municipal Open Space Trust for the Zabriskie Pond Park parking lot and roads requiring resurfacing due to sewer line construction patching in the below accounts; and,

WHEREAS, the Township Attorney has reviewed this information and NJAC 5:34-4 and recommends the Township Committee adopt this resolution as for form and procedure.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Change Order is hereby authorized in the amount of \$123,144.08 or 9% for a total contract cost of \$1,455,914.23.

BE IT FURTHER RESOLVED that the attached amendatory contract be approved.

II Ordinances – Introduction

Mr. Chairman, I have **ORDINANCE #1921** for Introduction:

ORDINANCE # 1921

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF BERGEN COUNTY FUNDS THEREFORE AND TO AUTHORIZE APPROPRIATIONS OF \$20,000.

WHEREAS, the Township of Wyckoff has been advised by the Bergen County Road Department that the intersection of Bergen County road #S-93, known as Russell Avenue and Bergen County road #93, known as Sicomac Avenue and Bergen County road #87, known as Wyckoff Avenue between Russell Avenue and West Shore Drive will be paved by Bergen County if the Township of Wyckoff first constructs the remaining curb ramps at the intersection of Sicomac Avenue and Russell Avenue as well as on Wyckoff Avenue at Monroe Avenue in compliance with New Jersey Department of Transportation's most recent construction standards; and

WHEREAS, the Township of Wyckoff has received a notice that Bergen County will reimburse the Township of Wyckoff for its construction costs as well as engineering design costs in accordance with the Shared Service Agreement for County Road Resurfacing dated March 9, 2017 and Bergen County Resolution of Contract Award #410-19, dated April 7, 2019; and

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WHEREAS, the Township of Wyckoff has entered into a Shared Service Contract with the County of Bergen for Road Resurfacing to participate in the receipt of Bergen County funds made available.

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

SECTION 1: The Township of Wyckoff in the County of Bergen shall proceed with the construction of barrier-free curb ramps at the intersection of Sicomac Avenue and Russell Avenue as well as on Wyckoff Avenue at Monroe Avenue as instructed by the Bergen County Road Department in order to obtain the improvement of road resurfacing on Wyckoff Avenue, Bergen County Route #87, from Russell Avenue to West Shore Drive.

SECTION 2: The cost of implementing said improvements in Section 1 shall be paid by the Township out of funds to:

a. \$40,000 to be authorized specifically for said purpose from the Shared Service Agreement between the County of Bergen and the Township of Wyckoff.

b. Total appropriation authorized is \$20,000.

SECTION 3: It is hereby determined and stated:

- a. Said purpose is not a current expense. The same is an Improvement which the Township of Wyckoff may lawfully make or acquire and no part of the cost of said improvement has been or shall be specifically benefited.
- b. It is not necessary to finance this authorization by the issuance of obligations by the Township of Wyckoff pursuant to the Local Bond Law of the State of New Jersey.
- c. The total authorized appropriation in the ordinance is \$40,000.
- d.

SECTION 4: The monies which the Township of Wyckoff is authorized to receive pursuant to the terms of the Shared Service Agreement dated March 9, 2017 between the County of Bergen and the Township of Wyckoff, shall, when received, be placed in a capital improvement fund of the Township of Wyckoff for the purpose set forth in Section 1 of this ordinance.

SECTION 5: It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connection with said purpose, since the gross debt of the Township of Wyckoff as defined under the Local Bond Law is not increased by this Ordinance, and no obligations in the matter of notes or bonds are authorized by this Ordinance.

SECTION 6: This ordinance shall take effect after publication thereof and final passage as required by law.

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III Motions

1. Approve application of Brendan Buck as probationary Firefighter assigned to Company #3.

Clerk: May I have a motion and a second to approve the consent agenda?

The Following vote is the vote on the Consent Agenda:

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

IV Ordinances – Public Hearing / Further Consideration:

Mr. Chairman, I have

ORDINANCE # 1919 FOR PUBLIC HEARING / FURTHER CONSIDERATION:

AN ORDINANCE TO CREATE A NEW CHAPTER IN THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 20, “RULES OF DECORUM FOR GOVERNING BODY MEETINGS”.

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

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

COMMITTEE PERSON RUBENSTEIN : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES
MADIGAN YES SHANLEY YES

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance #1919, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to be heard, please call 201-891-7000, ext. #222.
There being no public comment calls coming in, the time for public comment for Ordinance #1919 was concluded.
Robert Shannon, Township Administrator, interjected to add to the record the following information. He stated that, the contents of Ordinance #1919, the Rules of Decorum for Governing Body Meetings are a recommended governance practice from the New Jersey State JIF and their management program.

At the Conclusion of public comments:

COMMITTEE PERSON MADIGAN : I move that the Public Hearing on Ordinance #1919 be closed.

COMMITTEE PERSON FISCHER : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES
MADIGAN YES SHANLEY YES

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MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1919, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON MADIGAN : I move the resolution.

COMMITTEE PERSON RUBENSTEIN : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES

MADIGAN YES SHANLEY YES

ORDINANCE # 1919

AN ORDINANCE TO CREATE A NEW CHAPTER IN THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 20, "RULES OF DECORUM FOR GOVERNING BODY MEETINGS".

WHEREAS, the public are encouraged to speak at all open meetings of the Township Committee in accordance with the provisions of this ordinance; and

WHEREAS, in New Jersey, a citizen's right to speak is established by the Open Public Meetings Act¹; and

WHEREAS, in the 2010 decision in Besler v West Windsor Plainsboro Regional Board of Education², the New Jersey Supreme Court ruled that governing bodies should adopt their decorum rules sufficiently in advance so that the public has reasonable notice and governing bodies my apply these rules in a content neutral fashion without regard to the viewpoint being expressed.³

SECTION 1 - Chapter 20-1, Decorum

Meetings of the Township Committee shall be conducted in an orderly manner to ensure that the public has a full opportunity to be heard and that the deliberative process is retained at all times. This also includes meetings of all boards and other bodies created by the Township Committee of the Township of Wyckoff. The presiding officer shall be responsible for maintaining the order and decorum of meetings.

SECTION 2 - Chapter 20-2, Rules of Decorum

¹ N.J.S.A. 40A 10:4-12-a provides "...a municipal governing body and a board of education shall be required to set aside a portion of every meeting of the municipal governing body or board of education, the length of the portion to be determined by the municipal governing body or board of education, for public comment on any governmental or school district issue that a member of the public feels may be of concern to the residents of the municipality or school district."

² A-81-08

³ The Besler court wrote: "A public body may control its proceedings in a content-neutral manor by stopping a speaker who is disruptive or who fails to keep to the subject matter on the agenda. The government or a school board, however, has the burden of showing that its restriction of speech in a public forum was done in a constitutionally permissible purpose."

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While any meeting is in session, the following rules of order and decorum shall be observed:

1. Rules of Order: Unless otherwise provided by law, Robert's Rules of Order shall govern the conduct of all meetings when necessary. The attorney for the body or the attorney's designee shall act as Parliamentarian.
2. Members: The members of the governing body and members of all boards and other bodies shall preserve order and decorum, and a member shall make best efforts not to interrupt or disrupt the proceedings or disturb any other member while speaking.
3. Matters Discussed in Closed Session: No person shall disclose in open session the matters discussed in closed session without the expressed authorization of the Municipal Attorney appointed or in accordance with the law.
4. Persons Addressing the Meeting: Each person who addresses the meeting shall do so in an orderly manner. Any person who utters physically threatening, patently offensive or abusive language,⁴ or engages in any other conduct which disrupts, disturbs or otherwise impedes the orderly conduct of any meeting shall, at the discretion of the presiding officer or a majority of the members, be asked to refrain from such conduct.
5. Audience: No person at a meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, physically threatening or abusive language, or other acts which disturb, disrupt or otherwise impede the orderly conduct of any meeting and the ability of the public to hear or participate. Any person who conducts himself in the aforementioned manner shall, at the discretion of the presiding officer or a majority of the body, be requested to refrain from such conduct.
6. Personal Comments: All statements are part of the public record and cannot be redacted.

SECTION 3 - Chapter 20-3, Public Participation

The public is encouraged to address the members or comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff during the following portions of the meeting:

1. Hearings: The meeting shall be opened for public comment at the appropriate point on the agenda for any hearing with respect to an ordinance or other specific matter required by law. The maximum that any individual speaker shall be allotted is five (5) minutes.

⁴ Robert's Rules of Order provides that: "In debate a member must confine himself to the question before the assembly and avoid personalities It is not allowable to arraign the motives of a member, but the nature or the consequences of a measure may be condemned in strong terms. It is not the man, but the measure, that is the subject of debate."

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2. Open Public Work Session Meetings: During this period of the agenda, a member of the public is encouraged to comment on any government issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff. The maximum that any individual speaker shall be allotted is two (2) minutes for a total public comments period of ten (10) minutes.
3. Open Public Business Meetings: During this period of the agenda, a member of the public is encouraged to comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff. The maximum that any individual speaker shall be allotted is five (5) minutes per speaker.

SECTION 4 - Chapter 20-4, Addressing the Meeting

No person shall address the meeting without first being recognized by the presiding officer. The following procedures shall be observed by persons addressing the members:

1. Each person shall step to the microphone provided for the use of the public and shall state his or her name and address; the organization, if any, which he or she represents; and, if during the open public session of the meeting, the subject he or she wishes to discuss. Children under 18 shall not be required to give their last name or address.
- 2.
3. During any hearing with respect to an ordinance or other specific matter required by law, speakers shall limit comments to the specific ordinance or matter on the agenda. Speakers may be requested not to be repetitious.⁵
4. All remarks shall be addressed to the body as a whole.

SECTION 5 - Chapter 20-5, Curfew

All meetings shall be adjourned by the presiding officer not later than 10:30 PM except the meeting may be extended by a vote of two-thirds of the members present.

SECTION 6 - Chapter 20-6, Enforcement of Decorum

The rules of decorum set forth above shall be enforced in the following manner:

1. The presiding officer shall request that a person who is breaching the rules of decorum to be orderly.

⁵ In the often-cited decision in White v Norwalk, California, a Federal Appeals court wrote: "In dealing with agenda items, the Council does not violate the first amendment when it restricts speakers to the subject at hand".... While a speaker may not be stopped from speaking because the moderator disagrees with the viewpoint the speaker is expressing, it certainly may stop him if his speech becomes irrelevant or repetitious."

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2. If, after receiving a warning from the presiding officer, a person persists in disturbing the meeting, the presiding officer may order a temporary recess.
3. If the person repeatedly continues to disturb the meeting, the presiding officer may request that person to leave the meeting.
4. If such person does not leave the meeting and continues disruptive conduct, the presiding officer may order any law enforcement officer to remove that person from the chambers.⁶
5. If a meeting is disturbed or disrupted in such a manner as to make the restoration of order infeasible or improbable, the meeting may be adjourned or continued by the presiding officer or a majority of the members, and any remaining business may be considered at the next meeting.

SECTION 7 - Chapter 20-7, This Ordinance Shall

Take effect upon final passage and publication according to law.

Mr. Chairman, I also have

ORDINANCE # 1920 FOR PUBLIC HEARING / FURTHER CONSIDERATION:

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF BERGEN COUNTY FUNDS THEREFORE AND TO AUTHORIZE APPROPRIATIONS OF \$30,000.

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

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

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES
MADIGAN YES SHANLEY YES

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance #1920, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to be heard, please call 201-891-7000, ext. #222.

There being no public comment calls coming in, the time for public comment for Ordinance #1920 was concluded.

Robert Shannon, Township Administrator, interjected to add to the record the following information. He stated that, funds will be appropriated by grant reimbursement though this shared service with Bergen County to make these improvements.

⁶ In a 2002 decision (State v Charzewski: 356 N.J. Super 151) a New Jersey Appellate Court ruled that merely being disorderly at a Council meeting was not per se a criminal offense. The court ruled that the speaker's "conduct may have been rude and excessive, but it was not criminal. Not every interruption constitutes a criminal disruption."

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At the Conclusion of public comments:

COMMITTEE PERSON RUBENSTEIN : I move that the Public Hearing on Ordinance #1920 be closed.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES
MADIGAN YES SHANLEY YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1920, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEE PERSON FISCHER : I move the resolution.

COMMITTEE PERSON RUBENSTEIN : Seconded.

ROLL CALL VOTE

BOONSTRA YES FISCHER YES RUBENSTEIN YES
MADIGAN YES SHANLEY YES

ORDINANCE # 1920

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF BERGEN COUNTY FUNDS THEREFORE AND TO AUTHORIZE APPROPRIATIONS OF \$30,000.

WHEREAS, the Township of Wyckoff has been advised by the Bergen County Road Department that Bergen County road #93, known as Sicomac Avenue, will be paved by Bergen County if the Township of Wyckoff first constructs the remaining curb ramps on Sicomac Avenue between Birchwood Drive and Hawthorne in compliance with New Jersey Department of Transportation's latest construction standards; and

WHEREAS, the Township of Wyckoff has received a notice that Bergen County will reimburse the Township of Wyckoff for its construction costs as well as engineering design costs in accordance with the Shared Service Agreement for County Road Resurfacing dated March 9, 2017 and Bergen County Resolution of Contract Award #410-19, dated April 7, 2019; and

WHEREAS, the Township of Wyckoff has entered into a Shared Service Contract with the County of Bergen for Road Resurfacing to participate in the receipt of Bergen County funds made available.

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

SECTION 1: The Township of Wyckoff in the County of Bergen shall proceed with the construction of barrier-free curb ramps on Sicomac

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, SEPTEMBER 1, 2020

Avenue between Birchwood Drive and Hawthorne as instructed by the Bergen County Road Department in order to obtain the improvement of road resurfacing on Sicomac Avenue, Bergen County Route #93, from Birchwood Drive to Hawthorne.

SECTION 2: The cost of implementing said improvements in Section 1 shall be paid by the Township out of funds to:

- a. \$30,000 to be authorized specifically for said purpose from the Shared Service Agreement between the County of Bergen and the Township of Wyckoff.
- b. Total appropriation authorized is \$30,000.

SECTION 3: It is hereby determined and stated:

- a. Said purpose is not a current expense. The same is an Improvement which the Township of Wyckoff may lawfully make or acquire and no part of the cost of said improvement has been or shall be specifically benefited.
- b. It is not necessary to finance this authorization by the issuance of obligations by the Township of Wyckoff pursuant to the Local Bond Law of the State of New Jersey.
- c. The total authorized appropriation in the ordinance is \$30,000.

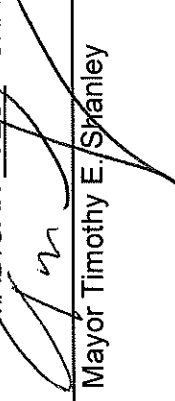
SECTION 4: The monies which the Township of Wyckoff is authorized to receive pursuant to the terms of the Shared Service Agreement dated March 9, 2017 between the County of Bergen and the Township of Wyckoff, shall, when received, be placed in a capital improvement fund of the Township of Wyckoff for the purpose set forth in Section 1 of this ordinance.

SECTION 5: It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connection with said purpose, since the gross debt of the Township of Wyckoff as defined under the Local Bond Law is not increased by this Ordinance, and no obligations in the matter of notes or bonds are authorized by this Ordinance.

SECTION 6: This ordinance shall take effect after publication thereof and final passage as required by law.

VI Adjourn at 8:18 pm

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


Mayor Timothy E. Shanley

Nancy A. Cole,
Acting Municipal Clerk