

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

(Revised 2/5/13)

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION
MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013 - 7:30 P.M.**

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

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

FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR MEETING
MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013 - 8:00 PM**

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Rudolf E. Boonstra
2. Flag Salute
3. Invocation will be given by Pastor Rich Higby.
4. Reading of the "Open Public Meetings Act" statement by Mrs. Santimauro.
5. Roll call of the Township Committee
6. Meeting open for public comment on any item on or off the Agenda; five (5) minutes per speaker
7. Presentation of Flag

Resolution (Not on Consent Agenda)

#13-100 Authorize Honor and Remember Flag

MOTION: ROONEY SECOND SCANLAN
CHRISTIE YES JEPSEN NO ROONEY YES
SCANLAN YES BOONSTRA YES

8. Approval of the following Township Committee minutes:

Township Committee Work Session and Regular Meeting Minutes from January 15, 2013 (Scanlan)

MOTION: ROONEY SECOND JEPSEN
CHRISTIE YES JEPSEN YES ROONEY YES
SCANLAN ABSTAIN BOONSTRA YES

9. **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):

- | | |
|--------|---|
| #13-86 | Extend Contract for Firefighter Respirator Mandate Compliance |
| #13-87 | Extend Contract for Animal Control Service |
| #13-88 | Re-Authorize Participation in Northwest Bergen County Utilities Authority |
| #13-89 | Authorize Shared Service Contract for Public Health Mandate |
| #13-90 | Authorize Shared Service Contract for Well Child Care Services |
| #13-91 | Authorize Contracts for the Purchase of Recreation Equipment |
| #13-92 | Payment of Bills |
| #13-93 | Return of certain Overpaid Taxes, Escrow Monies, Recreation Fees, etc. |
| #13-94 | Authority to Publicly Bid Annual Recreation Sport Skill Development Camp – Soccer |

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

- #13-95 Authority to Publicly Bid Annual Recreation Sport Skill Development Camp – Tennis Camp and Clinic
- #13-96 Authority to Publicly Bid Annual Recreation Sport Skill Development Camp – Lacrosse
- #13-97 Authority to Publicly Bid Annual Recreation Sport Skill Development Camp – Middle School Camp
- #13-98 Renewal of JIF Coverage for EPL/PO Coverage
- #13-99 Title 59 Resolution – Wyckoff Library
- #13-101 Support A-2753 Requiring Direct Payment of EnergyTaxe to Municipal Government
- #13-102 Resolution in Support of A-3393 Legislation to Protect Residential Property Taxpayers from the Loss of Telecommunications Tax Support
- #13-C2 Closed Session – NJSA 10:4-12b(7) – Litigation

II Motions

a. Approve the request from the Christian Health Care Center for two (2) temporary signs each 4 feet by 4 feet; from February 27 through March 8 (10 days); one (1) temporary sign will be placed on the Sicomac Avenue front lawn of the CHCC and the other temporary sign will be placed at the Mountain Avenue entrance of the CHCC – both signs will be placed ten feet in from the roadway.

b. Approve specifications and authorize competitive bidding for the following services: Summer Soccer Camp; Summer Lacrosse Camp, Middle School Camp and Fall/Spring/Summer Tennis Clinics.

Following is the vote on the Consent Agenda:

MOTION: SCANLAN SECOND CHRISTIE
CHRISTIE YES JEPSEN YES ROONEY YES
SCANLAN YES BOONSTRA YES

III Adjourn

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

FORMAL ACTION MAY BE TAKEN DURING THIS MEETING

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

Meeting Called To Order

Mayor Rudy Boonstra called the regular meeting of the Wyckoff Township Committee in the Municipal Court Room to order at 8:00 p.m.

Flag Salute

The Township Committee proceeded with the Pledge of Allegiance led by Marge Sietsma.

Invocation

The Invocation was given by Pastor Rich Higby from Cornerstone Christian Church.

Open Public Meeting Act Statement

Municipal Clerk Santimauro read the "Open Public Meeting Act" Statement: "This regular meeting of the Township Committee of the Township of Wyckoff is now in session. In accordance with the provisions of Section 8 of the Open Public Meetings Act, I wish to advise that notice of this meeting has been posted in the lower level of the Memorial Town Hall and that a copy of the schedule of meetings has also been filed with the Township Clerk, and copies of this agenda and the annual notice of meetings, of which this is a part, have been heretofore sent to the Ridgewood News, The Record, and The North Jersey Herald and News all papers with general circulation throughout the Township of Wyckoff. At least 48 hours prior to this meeting the Agenda thereof was similarly posted, filed and mailed to said newspapers."

Attendance

Township Committee Present: Mayor Rudolf E. Boonstra; Committee Present: Douglas J. Christie, Kevin J. Rooney, Brian D. Scanlan and Haakon C. Jepsen.
Staff Present: Township Administrator Robert J. Shannon, Joyce C. Santimauro, Municipal Clerk and Township Attorney Robert Landel.

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

No one came forward.

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

Resolution (Not on Consent Agenda)

#13-100 Authorize Honor and Remember Flag

MOTION: ROONEY SECOND SCANLAN
CHRISTIE YES JEPSSEN NO ROONEY YES SCANLAN YES
BOONSTRA YES

WHEREAS, in the more than 200 years of our nation's history, there has never been an officially recognized symbol that reminds us daily of the sacrifices made by members of our military who lost their lives in service to our country. The Honor and Remember organization has launched a national campaign to create an emblem with which every patriotic American can acknowledge daily the ultimate price of freedom; and,

WHEREAS, The Honor and Remember Flag recognizes all individuals who have died as a result of serving in the United States military dating back to the founding of our nation, and the organization has established a chapter in the State of New Jersey; and

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

WHEREAS, The mission of the State Chapter is to establish and promote a state and national awareness and provide general education about the flag, so that military, government and educational facilities as well as households throughout the State and County would begin displaying the National Remembrance Flag in recognition of our nation’s fallen warriors; and

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey recognizes the Honor and Remember Organization, it’s New Jersey chapter and their mission to encourage all Americans to post this new emblem wherever our national flag is posted, and to authorize the posting of the Honor and Remember Flag at an appropriate location in the Township of Wyckoff.

Approval of the following Township Committee Minutes:

Township Committee Work Session and Regular Meeting Minutes from January 15, 2013 (Scanlan)

MOTION: ROONEY SECOND JEPSEN
CHRISTIE YES JEPSEN YES ROONEY YES
SCANLAN ABSTAIN BOONSTRA YES

Consent Agenda:

The Municipal Clerk 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 Resolution(Adoption of the Following)

#13-86 Extend Contract for Firefighter Respirator Mandate Compliance

WHEREAS, the Township Committee of the Township of Wyckoff awarded a two (2) year contract for Firefighter Respirator Mandate Compliance from May 1, 2011 to September 30, 2013 to Valley Health Medical Group via resolution 2011-109; and

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

WHEREAS, the Wyckoff Fire Chief has recommended the contract extension due to its efficient and effective contract service; and,

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

WHEREAS, the Township Attorney has approved this procurement; and,

WHEREAS, the Chief Financial Officer has issued a Certificate of Available Funds indicating funds are available in the 2013 temporary budget account #13-1-27-340-020; and,

WHEREAS, the Chief Financial Officer in accordance with NJAC 5:30-5.5(d)2 certifies that this contract extension is subject to the availability and appropriation annually of sufficient funds in future years; and,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

Township of Wyckoff that a contract is hereby extended to Valley Health Medical Group, 15 Essex Road, Suite 504, Paramus, New Jersey, 07652

<u>Service</u>	<u>May 1, 2013 – May 1, 2015</u>
1. Baseline respirator certification medical examination per firefighter in accordance with specification	\$225.00
2. Annual and periodic recertification medical examination per firefighter in accordance with specification	\$105.00

<u>Service</u>	<u>May 1, 2013 – May 1, 2015</u>
3. Periodic medical examination per Firefighter in accordance with specification	\$220.00
4. Cardiac stress test per firefighter In accordance with specification	\$245.00
5. Federal Motor Carrier Act D.O.T. physical for C.D.L. renewal	\$ 45.00
6. Prostate screening (PSA) per Firefighter in accordance with specification	\$ 35.00

BE IT FURTHER RESOLVED, that the Municipal Clerk provides a copy of this resolution to the Fire Chief, Accounts Payable Clerk and Chief Financial Officer.

#13-87 Extend Contract for Animal Control Service

WHEREAS, the Township Committee of the Township of Wyckoff awarded a two (2) year contract for animal control services from December 21, 2010 to December 21, 2012 to Tyco Animal Control Services, Inc. via resolution 2010-264; and

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

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

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

WHEREAS, the Township Attorney has approved this procurement; and,

WHEREAS, the Chief Financial Officer has issued a Certificate of Available Funds indicating funds are available in the 2013 temporary budget account #13-1-27-340-020; and, Dog Trust Fund

WHEREAS, the Chief Financial Officer in accordance with NJAC 5:30-5.5(d)2

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

certifies that this contract extension is subject to the availability and appropriation annually of sufficient funds in future years; and,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that a contract is hereby extended to Tyco animal Control Services, Inc., 1 Stout Lane, Ho-Ho-Kus, New Jersey 07432 for a lump sum not to exceed twelve (12) month price of \$18,000 for the next twenty four (24) consecutive months of animal control service and \$60.00 per emergency call on weekends, holidays or evenings pursuant to the specifications.

BE IT FURTHER RESOLVED, that the Municipal Clerk provide a copy of this resolution to the Department of Public Works Manager, the Police Chief, the Accounts Payable Clerk and the Chief Financial Officer.

#13-88 Re-Authorize Participation in Northwest Bergen County Utilities Authority

WHEREAS, the Northwest Bergen County Utilities Authority was established pursuant to New Jersey Statutes Chapter 36A Title 40, and presently is authorized to operate pursuant to N.J.S.A. 40A:14B-2 and; and

WHEREAS, the municipalities of Allendale, Ho-Ho-Kus, Midland Park, Ramsey, Waldwick and Wyckoff, on or about March 12, 1965, The Village of Ridgewood on or about July 5, 1972, and the Township of Mahwah, on or about June 25, 1975, entered in Service Contracts with the Northwest Bergen County Utilities Authority whereby the various rights and obligations of the parties concerning operation, establishment and calculation of rates and method of payments were established; and

WHEREAS, on or about July 15, 1986, the Northwest Bergen County Utilities Authority adopted a Bond Resolution authorizing financing for the continued operation and maintenance of the district sewer system; and

WHEREAS, pursuant to said statutory authorization and Service Contracts, the Northwest Bergen County Utilities Authority adopted a budget for the current fiscal year, making provision for the payment of the amount that the Authority estimates will be required to be paid by said municipalities during the current fiscal year and for security of payment of principal and interest on outstanding bonds or other obligations authorized by said statutes and service contracts, and for cost of operation, depreciation and repair of the district's sewer system including establishment and maintenance of working capital and reserves; and

WHEREAS, the above stated Statutes and Service Contracts provide that the Authority may prescribe the sum to be charged for the discharge and disposal of sewage through the district sewer system pursuant to N.J.S.A. 40A:14B-2 and related statutes thereto; and

WHEREAS, by Resolution dated November 3, 1983, effective January 1, 1987, User Service Charges be calculated according to a formula in which 60% of User Service Charges are based on adjusted metered flow, 20% are based on water connections and 20% are based on water usage (the 60-20-20 Formula); and

WHEREAS, the Township of Wyckoff has received the current year user service charge.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Wyckoff, County of Bergen, State of New Jersey, that the payment of the current year user service charge contained within the municipal sewer utility budget consistent with its' participation in the regional sewerage treatment facility is hereby authorized.

#13-89 Authorized Shared Service Contract for Public Health Mandate

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq. permits, authorizes and encourages public bodies such as counties, municipalities and school districts to enter into agreements with each other to contract for the

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

provision of any service which the parties to such agreement are empowered to render under within its own jurisdiction, whether administrative, educational, instructional or otherwise; and

WHEREAS, the Wyckoff Board of Health has recommended and approved a shared service arrangement for the current year with the Northwest Bergen Regional Health Commission for compliance with public health core mandates including; Health Officer mandate, Registered Environmental Health Specialist mandate services, Public Health Education mandate services and Public Health Nursing mandate services and the provision of influenza vaccination and assistance at the annual anti-influenza program; and

WHEREAS, this shared service contract award resolution is subject to the Township Committee appropriating sufficient funds in the 2013 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the recommendation of the Wyckoff Board of Health to participate in a shared service is hereby authorized pursuant to the charges approved by the Wyckoff Board of Health as stated in the written shared service contract; and

BE IT FURTHER RESOLVED, that the Township Committee instructs the Wyckoff Board of Health to monitor the services provided through the shared service contract and advise accordingly; and

BE IT FURTHER RESOLVED, that the Municipal Clerk shall provide a copy to the CFO, Accounts Payable Clerk and the Wyckoff Board of Health, C/O the Board of Health Secretary

#13-90 Authorize Shared Service Contract for Well Child Car Services

WHEREAS, the Township Committee of the Township of Wyckoff and the Wyckoff Board of Health recommend a shared service as an effective way to provide the mandated NJDOH core service – well-child care services; and

WHEREAS, a shared service with the Borough of Waldwick is recommended for this service.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen State of New Jersey that the shared service with the Borough of Waldwick for the provision of well-child care services is hereby approved for the current year.

BE IT FURTHER RESOLVED that a copy of this shared service contract shall be provided to the Board of Health secretary for her use and implementation and a copy to the Board of Health members.

#13-91 Authorize Contracts for the Purchase of Recreation Equipment

WHEREAS, the Township of Wyckoff has a need to purchase a variety of recreational supplies and equipment throughout the year for the myriad of recreation programs provided to Wyckoff residents; and

WHEREAS, the Township Committee has determined it to be most cost effective to establish unit prices for equipment and supplies to purchase throughout the calendar year; and

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

WHEREAS, the Township of Wyckoff is the Lead Agency for Cooperative Pricing System Number 176-WCGCPS-WOLF Group; and

WHEREAS, this competitively bid procurement combines the purchasing volume for the WOLF Group and as such this procurement establishes unit prices for system members (Franklin Lakes, Oakland and Wyckoff); and

WHEREAS, a notice of bid specification availability was posted on the Township's website, www.wyckoff-nj.com under "Bids & Jobs" easily accessed from the Home Page; and

WHEREAS, an advertisement for bid was published in the November 30, 2012 issue of the Ridgewood News; and

WHEREAS, bids were publicly opened and their contents read aloud on January 11, 2013 at 11:00 a.m. with the bid prices listed on the bid spread sheet reflecting the bid prices that is attached as if set forth at length; and

WHEREAS, following is a list of the vendors which provided the lowest responsive and responsible bids for individual unit prices on the items listed as recommended for an award by the Wyckoff Recreation Director; and

Bidder #1

All-Nu Trophy & Screen Printing Co.

243 Teaneck Road

Ridgefield Park, NJ 07660

Item #'s: 1 adult, 1 adult xxl, 1 youth, 2 adult, 2 adult xxl, 2 youth, 3 adult, 3 adult xxl, 3 youth, 4 adult, 4 youth, 8, 9, 13 adult, 13 youth, 15 adult, 15 adult xxl 15 youth, 18 adult, 19 adult, 19 adult xxl, 20 adult, 20 adult xxl, 20 youth, 21 adult, 21 youth, 23 adult, 24 adult, 24 adult xxl, 26 adult, 26 adult xxl, 28 adult, 29 adult xxl, 31, 65, 66, 75, 76, 83, 84, 89, 91, 105, 113, 115, 131 adult, 131 intermediate, 131 youth, 132, 134, 144, 147, 149, 154 white, 154 yellow, 155, 182, 184, 185, 186, 194, & 211.

Total #'s: 62

Potential Amount: \$77,525.17

Bidder # 2

East Coast Designs Unlimited

218 Springfield Avenue

Hasbrouck Heights, NJ 07604

Item #'s:

Total #'s: 0

Potential Amount: \$0

Bidder #3

BSN Sports

dba Passon's Sports & U.S. Games

P. O. Box 49

Jenkintown, PA 19046

Item #'s: 5 adult, 5 youth, 7, 22 adult, 22 youth, 36, 37, 38, 39, 40, 49, 50, 51, 52, 60, 70, 77, 82, 101, 103, 104, 110 A, 110 B, 112, 120, 128 D, 137 A, 137 B, 139, 140, 145, 151, 161 adult, 166, 192 A, 192 B, & 192 C.

Total #'s: 37

Potential Amount: \$37,755.81

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

Bidder # 4

Metuchen Center, Inc.

429 Joyce Kilmer Ave. Unit 5B

New Brunswick, NJ 08901

Item #'s : 14 adult, 14 interm, 14 youth, 16 adult, 16 adult xxl, 16 youth, 17 adult, 17 adult xxl, 17 youth, 18 adult xxl, 25 adult, 25 adult xxl, 29 adult, 34, 41, 47, 48, 53, 54, 55, 56, 58, 62, 63, 64, 69, 71, 78 A, 78 B, 79 A, 85 A, 85 B, 86, 87, 93, 94, 95 A, 95 B, 95 C, 95 D, 95 E, 95 F, 96 A, 96 B, 96 C, 96 D, 96 E, 97 A, 97 B, 97 C, 97 D, 97 E, 97 F, 98 A, 98 B, 98 C, 98 D, 98 E, 98 F, 99 adult, 99 youth, 106, 108, 116, 118, 123 A, 123 B, 123 C, 124 A, 124 B, 124 C, Schutt Vengeance: 127 xl, 127 l, 127 m, 127 s, 127 xs, Schutt DNA PRO: 127 xl, 127 l, 127 m, 127 s, 127 xs, 128 E, 128 F, 128 G, 129 adult, 129 youth, 133 adult, 133 youth, 135 A, 136 A, 136 B, 136 C, 138 A, 138 B, 146, 148, 152, 153, 157, 158, 161 youth, 163 A, 163 B, 164, 165, 170 A, 170 B, 170 C, 171, 172 Junior, 172 Senior, 173 Senior, 175 Junior, 176, 188 adult, 188 youth, 189, 196, 197, 198, & 209.

Total #'s: 121

Potential Amount: \$71,735.27

Bidder # 5

R&R Trophy & Sporting Goods

104 Ridge Road

North Arlington, NJ 07031

Item #'s: 30, 42, 43, 44, 45, 46, 57, 73 A, 73 B, 73 C, 80 A, 80 B, 80 C, 96 F, 102, 107 A, 107 B, 107 C, 111 intermediate, 111 large, 119, 121, 122, 128 C, 130 adult, 130 youth, 135 B, 135 C, 156, 159 youth, 160, 162, 173 junior, 175 senior, 177, 178, 179, 180, 181, 183, 187, 199, & 210.

Total #'s: 43

Potential Amount: \$34,079.54

Bidder # 6

Riddell

669 Sugar Lane

Elyria, OH 44035

Item #'s: 10 adult, 10 youth, 11 adult, 11 youth, 27 adult, 27 adult xxl, 68 (Y), 68 (O), 72 A, 72 C, 74, 81, 100, 126 xl, 126 l, 126 m, 126 s, 126 xs, 128 A, 128 B.

Total #'s: 20

Potential Amount: \$7,050.44

Bidder # 7

Hat World, Inc.

dba: Anaconda Sports

85 Katrine Lane

Lake Katrine, NY 12449

Item #'s: 6, 12 adult, 12 youth, 32, 33, 35, 72 B, 88, 92, & 125.

Total #'s: 10

Potential Amount: \$8,206.26

Bidder # 8

Pioneer Manufacturing Corp.

4529 Industrial Pkwy.

Cleveland, OH 44135-4505

Item #'s: 109 A, 109 B, 109 C, 117, 190, & 191.

Total #'s: 6

Potential Amount: \$24,678.00

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

Bidder # 9

S & S Worldwide

75 Mill Street

Colchester, CT 06415

Item #'s: 61, 79 B, 79 C, 90, 142, 143, 150, 167, 168, 169, 174 A, 174 B, 174 C, & 193.

Total #'s: 14

Potential Amount: \$604.80

Bidder # 10

Medco Supply Co.

500 Fillmore Avenue

Tonawanda, NY 14150

Item #'s: 195, 200, 201, 202, 203, 204, 205, 206, 207, & 208.

Total #'s: 10

Potential Amount: \$329.68

Bidder # 11

Flaghouse, Inc.

601 Flaghouse Drive

Hasbrouck Heights, NJ 07604

Item #'s: 59, 67, & 141,

Total #'s: 3

Potential Amount: \$1,817.98

These recommendations are made on the basis of the low bid net unit price.

Bid Item #1 Adult XXL, 2 Adult XXL, 3 Adult XXL – awarded to low bidder on adult & youth sizes for quality and color consistency purposes.

Bid Item #22 Adult - tie awarded to winner of youth size for matching purposes

Bid Item #25 Adult XXL – awarded to low bidder on adult & youth sizes for quality and color consistency purposes.

Bid Item 29 Adult - tie awarded to bidder greater geographical distance away

Bid Item # 32, 34, 36, 37, 38, 39, 40, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51 - not awarded to lowest bidder - specific brand specified in bid

Bid Item # 64 - not awarded to low bidder as incorrect item (not solid rubber)

Bid Item # 77 - not awarded to low bidder as specific brand required. Tie awarded to vendor greater geographical distance away

Bid Item 107 A, 107 B, 107 C - not awarded to lowest bidder-specific brand specified in bid - sub provided by All-Nu not accepted-no subs provide by other bidders

Bid Item #114 – no bidder

Bid Item #123 A, 123 B, 123 C, 124 A, 124 B, 124 C - Not awarded to low bidder as substitute not provided and specific brand required.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

Bid Item #126 XL, 126 L, 126 M, 126 S, 126 XS - Quote price is for Schutt Vengeance as Schutt ION 4 is discontinued.

Bid Item #126 XL, 126 L, 126 M, 126 S, 126 XS – Schutt DNA PRO - Not awarded to low bidder as substitute not provided and specific brand required.

Bid Item #128 D - tie awarded to vendor greater geographical distance away

Bid Item 129 Adult, 129 Youth, 130 Adult, 130 Youth - not awarded to lowest bidder as specific brand required

Bid Items 136 A, 136 B, 136 C – not awarded to lowest bidder as specific brand required

Bid Item #154 yellow – not awarded to low bidder as incorrect item (game, not practice)

Bid Item #177 – incorrect item bid on by low bidder

WHEREAS, the Chief Financial Officer, in accordance with NJAC 5:30-5.5(d)ii, has executed a Certificate of Availability duly approved by the Township Attorney indicating that adequate funds have been appropriated under the line item entities "Recreation – Other Expense" of the 2013 Temporary Municipal Budget, which will be adopted pursuant to the local budget law, for payments required under said contract, a copy of said Certificate of Availability is attached hereto and made a part hereof as though set forth herein at length; and

WHEREAS, items 1A through I of Section 1 of the bid specification are referenced and applicable to this award authorization for the Township of Wyckoff as lead agency and the Borough of Franklin Lakes and the Borough of Oakland as participating members of this Cooperative Pricing System Procurement who shall be issuing their own purchase orders; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff that they do hereby award eleven (11) contracts to the vendors for the individual bid unit items that they bid the lowest responsive and responsible individual bid unit prices in accordance with the Recreation Director's January 17, 2013 recommendation attached as if set forth at length.

BE IT FURTHER RESOLVED that the Recreation Director shall purchase the estimated recreation items at the awarded unit prices only and only those items required for the 2013 program. The Recreation Director shall meet periodically throughout the year with the Recreation Directors of Franklin Lakes and Oakland to order common items, separately but at the same time for purchasing efficiencies.

BE IT FURTHER RESOLVED that the Municipal Clerk shall mail a certified copy of this resolution to the Franklin Lakes and Oakland Municipal Administrators.

#13-92 Payment of Bills

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,

WHEREAS, the two (2) Committeemen acting as the Finance Committee recommend payment; 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 proper officers of the Township be, and they are hereby authorized

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

and directed to draw checks against the funds of the Township of Wyckoff in payment of such vouchers covered by checks no. 11210 – 11239 Payroll A/C, Direct Deposit Vouchers no. 1364 - 1411, checks no. 065303 – 065439 Claims A/C, check no. 02135 Dog Trust A/C, Manual checks no. 130201, 130202 & 130203 and Voided checks no. 065302, 065359, 065383 & 065384. Listing of said checks is attached to the official minutes.

#13-93 Return of certain Overpaid Taxes, Escrow Monies, Recreation Fees, etc.

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

BOARD OF ADJUSTMENT:

Marek & Beata Wolyniec, 6 Ravine Avenue, Wyckoff, New Jersey 07481 –
Return of Escrow – Block 498/Lot 99 - \$183.50

Thomas & Maria Russo, 364 Amherst Street, Wyckoff, New Jersey 07481 –
Return of Escrow – Block 463/Lot 24.01 - \$163.06

Elizabeth Maniaci, 8 Madison Heights, Wyckoff, New Jersey 07481 – Return of
Escrow – Block 333/Lot 3 - \$600.00

TAX REFUND:

Jennifer M. Bone, 657 Quackenbush Avenue, Wyckoff, New Jersey 07481 –
Refund on 4th Quarter 2012 Taxes – Veteran's Deduction – Block 222/Lot 12 -
\$250.00

Wells Fargo Home Mortgage, 1 Home Campus, Des Moines, IA 50328 – Refund
for 3rd quarter 2012 taxes for Block 208/Lot 63 – 246 Meadowbrook Road -
\$3,804.60

Wells Fargo Home Mortgage, 1 Home Campus, Des Moines, IA 50328 - Refund
for 4th Quarter 2012 Taxes for the following: Block 377/Lot 29 – 535 Richard
Place - \$2,926.50 / Block 265/Lot 126 – 40 Wild Duck Road - \$3,811.32 – **Total:**
\$6,737.82

Precision Multiples, 33 Greenwood Avenue, Midland Park, New Jersey 07432 –
State Tax Court Judgement – Block 516/Lot 6.04 – Hopper Avenue - \$33,429.21

Thomas Murphy, Esq., 113 W. Horse Road, Suite 4, Voorhees, New Jersey
08043 – State Tax Court Reduction – Block 321/Lot 1 – 436 Carriage Lane -
\$3,118.42

Thomas Murphy, Esq., 113 W. Horse Road, Voorhees, New Jersey 08043 –
State Tax Court Reduction – Block 311/Lot 1 – 490 Carlton Road - \$6,793.52

McKirdy Riskin, PA, 136 South Street, Morristown, New Jersey 07962 – State
Tax Court Reduction – Block 324/Lot 20 – 339 Lakeview Drive - \$4,711.26

Jacobus and Associates, LLC, Trustee for George & Ginette Jalinos, 301 South
Livingston Avenue, Suite 105, Livingston, New Jersey 07039 – State Tax Court
Reduction – Block 205/Lot 43 – 288 Joshua Lane - \$4,821.09

Marcus Brody Kessler, LLC, Counsel for Paul & Pina Zakhour, 5 Becker Farm
Road, Roseland, New Jersey 07068 – Block 290/Lot 19 – 336 Martom Road -
\$1,983.46

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

Thomas Murphy, Esq., 113 W. Horse Road, Suite 4, Voorhees, New Jersey 08043 – State Tax Court Reduction – Block 310/Lot 3 – 496 Fairfield Road - \$5,372.37

Jose & Nancy Cordova, 405 Sicomac Avenue, Wyckoff, New Jersey 07481 – State Tax Court Judgement – Block 425/Lot 28.01 - \$1,493.58

Marcus Brody Kessler, Counsel for Arthur & Lorraine Messineo, 5 Becker Farm Road, Roseland, New Jersey 07068 – State Tax Court Reduction – Block 290/Lot 18 – 340 Martom Road - \$10,885.00

RECREATION:

Karen Regan, 767 Charnwood Drive, Wyckoff, New Jersey 07481 – Lacrosse Refund - \$60.00

John Valdez, 371 Sicomac Avenue, Wyckoff, New Jersey 07481 – Cheerleading Refund - \$75.00

Nicolette Murray, 469 Victor Way, Wyckoff, New Jersey 07481 – Cheerleading Refund - \$75.00

Susie Bajakian, 50 Colgate Avenue, Wyckoff, New Jersey 07481 – Lacrosse Refund - \$60.00

#13-94 Authority of Publicly Bid Annual Recreation Sport Skill Development Camp – Soccer

WHEREAS, The Township of Wyckoff considers the provision of Summer Sports Skill development camps a concession defined in NJSA 40A:11-2(37) et. seq.; and

WHEREAS, the Township Attorney has opined that the decision by the Parks & Recreation Advisory Board to provide summer sport skill development camps through the use of a private contracted service on and in Township recreational facilities is legally procured through a public bidding procurement; and

WHEREAS, the following recreation service is provided as a public conveyance under the “police powers” of the Township through a publicly advertised bidding process”:

- Soccer skill development camp.
- The benefits of satisfying a community recreational need in-town outweighs the risk of not providing summer programming of this character and caliber.
- Estimated value of each camp is based on the number of participants. A 50 minimum participant camp may result in \$12,500.00 gross revenue with \$1,250.00 of that gross revenue paid to the Township. A 75 minimum participant camp may result in \$18,750.00 gross revenue with \$1,875.00 of that gross revenue paid to the Township.
- Award is based on highest responsive and responsible bidder
- No additional cost is anticipated to provide these programs.
- No endorsement of any camp provider by the Township shall be included in this public bid or stated by the Recreation Director and his staff.

WHEREAS, the Recreation Director has requested the Township Committee authorize public bidding for this camp; and,

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

WHEREAS, the Township Administrator and Township Attorney have reviewed NJAC 5:34-9.4 and concur with the recommendation.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that authorization is hereby provided to invoke public bidding to implement the above stated sport skill program explained in this resolution in accordance with NJAC 5:34-9.4.

BE IT FURTHER RESOLVED, that the Municipal Clerk provide certified copies of this resolution to the Recreation Director and Chief Financial Officer.

#13-95 Authority to Publicly bid Annual Recreation Sport Skill Development Camp – Tennis Cam Clinic

WHEREAS, The Township of Wyckoff considers the provision of Seasonal Tennis Skill development camps a concession defined in NJSA 40A:11-2(37) et. seq.; and

WHEREAS, the Township Attorney has opined that the decision by the Parks & Recreation Advisory Board to provide seasonal tennis skill development camps through the use of a private contracted service on and in Township recreational facilities is legally procured through a public bidding procurement; and

WHEREAS, the following recreation service is provided as a public conveyance under the “police powers” of the Township through a publicly advertised bidding process”:

- Tennis skill development camp and Clinic.
- The benefits of satisfying a community recreational need in-town outweighs the risk of not providing summer programming of this character and caliber.
- Award is based on lowest responsive and responsible bidder
- No additional cost is anticipated to provide these programs.
- No endorsement of any camp provider by the Township shall be included in this public bid or stated by the Recreation Director and his staff.

WHEREAS, the Recreation Director has requested the Township Committee authorize public bidding for this camp; and,

WHEREAS, the Township Administrator and Township Attorney have reviewed NJAC 5:34-9.4 and concur with the recommendation.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that authorization is hereby provided to invoke public bidding to implement the above stated sport skill program explained in this resolution in accordance with NJAC 5:34-9.4.

BE IT FURTHER RESOLVED, that the Municipal Clerk provide certified copies of this resolution to the Recreation Director and Chief Financial Officer.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

**#13-96 Authority to Publicly Bid Annual Recreation Sport Skill
Development Camp - Lacrosse**

WHEREAS, The Township of Wyckoff considers the provision of Summer Sports Skill development camps a concession defined in NJSA 40A:11-2(37) et. seq.; and

WHEREAS, the Township Attorney has opined that the decision by the Parks & Recreation Advisory Board to provide summer sport skill development camps through the use of a private contracted service on and in Township recreational facilities is legally procured through a public bidding procurement; and

WHEREAS, the following recreation service is provided as a public conveyance under the "police powers" of the Township through a publicly advertised bidding process":

- Lacrosse skill development camp and Clinic.
- The benefits of satisfying a community recreational need in-town outweighs the risk of not providing summer programming of this character and caliber.
- Estimated value of each camp is based on the number of participants. A 50 participant minimum camp may result in \$12,500.00 gross revenue with \$1,250.00 of that gross revenue paid to the Township. A 75 participant minimum camp may result in \$18,750.00 gross revenue with \$1,875.00 of that gross revenue paid to the Township.
- Award is based on highest responsive and responsible bidder
- No additional cost is anticipated to provide these programs.
- No endorsement of any camp provider by the Township shall be included in this public bid or stated by the Recreation Director and his staff.

WHEREAS, the Recreation Director has requested the Township Committee authorize public bidding for this camp; and,

WHEREAS, the Township Administrator and Township Attorney have reviewed NJAC 5:34-9.4 and concur with the recommendation.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that authorization is hereby provided to invoke public bidding to implement the above stated sport skill program explained in this resolution in accordance with NJAC 5:34-9.4.

BE IT FURTHER RESOLVED, that the Municipal Clerk provide certified copies of this resolution to the Recreation Director and Chief Financial Officer.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

**#13-97 Authority to Publicly Bid Annual Recreation Sports Skill
Development Camp – Middle School Camp**

WHEREAS, The Township of Wyckoff considers the provision of Middle School Multi-Activity camps a concession defined in NJSA 40A:11-2(37) et. seq.; and

WHEREAS, the Township Attorney has opined that the decision by the Parks & Recreation Advisory Board to provide Middle School Multi-Activity camps through the use of a private contracted service on and in Township recreational facilities is legally procured through a public bidding procurement; and

WHEREAS, the following recreation service is provided as a public conveyance under the “police powers” of the Township through a publicly advertised bidding process”:

- Middle School Multi-Activity camp.
- The benefits of satisfying a community recreational need in-town outweighs the risk of not providing summer programming of this character and caliber.
- Award is based on lowest responsive and responsible bidder
- No additional cost is anticipated to provide these programs.
- No endorsement of any camp provider by the Township shall be included in this public bid or stated by the Recreation Director and his staff.

WHEREAS, the Recreation Director has requested the Township Committee authorize public bidding for this camp; and,

WHEREAS, the Township Administrator and Township Attorney have reviewed NJAC 5:34-9.4 and concur with the recommendation.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that authorization is hereby provided to invoke public bidding to implement the above summer camp explained in this resolution in accordance with NJAC 5:34-9.4.

BE IT FURTHER RESOLVED, that the Municipal Clerk provide certified copies of this resolution to the Recreation Director and Chief Financial Officer.

#13-98 Renewal of JIF Coverage for EPL/PO Coverage

WHEREAS, the Township of Wyckoff is a member of the Bergen County insurance consortium of municipalities for the purpose of obtaining competitively priced insurance coverage; and

WHEREAS, member municipalities are required to comply with JIF risk management rules and practices; and

WHEREAS, the Township of Wyckoff has completed its renewal of the JIF employment practices and public officials coverage; and

WHEREAS, the Township of Wyckoff is required to appoint a Labor Counsel and to designate a Personnel Administrator to assist the Township Administrator in the implementation of personnel practices.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the following designations are assigned for the purpose of complying with the Bergen County Joint Insurance Fund Employment Practices Liability/Public Officials (EPL/PO) policy program:

Raymond Wiss, Esq. – Labor Attorney
Diana McLeod, CFO/TC/ATA – Personnel Administrator
Benjamin C. Fox, Chief of Police – Personnel Administrator

and to assist the Township Administrator in the implementation of personnel practices

#13-99 Title 59 Resolution – Wyckoff Library

WHEREAS, the Township of Wyckoff is the owner of property located at 200 Woodland Avenue, Block 258 Lot 1.01 which is utilized by the Library Board of Trustees to provide a Free Public Library consistent with the applicable laws of the State of New Jersey; and,

WHEREAS, the Library Board of Trustees, consistent with their statutory responsibilities to manage the Free Public Library, has approved a public improvement – “Additions and Alterations to the Wyckoff Public Library” at Block 258 Lot 1.01; and,

WHEREAS, the Library Board of Trustees has required a plan or design for the “Additions and Alterations to the Wyckoff Public Library”; and,

WHEREAS, a plan dated 9/24/2009 for the “Additions and Alterations to the Wyckoff Public Library” has been prepared by the Library Board of Trustees appointed Professional Architects – Beatty, Harvey, Coco Architects, LLP, 325 Wireless Boulevard, Hauppauge, NY 11788; and,

WHEREAS, the Library Board of Trustees applied to the Wyckoff Board of Adjustment and after a careful review was granted approval of the site plan on 10/15/2009; and,

WHEREAS, the New Jersey Department of Community Affairs has reviewed and approved the Library’s application for construction reports and the Wyckoff Construction Code Official has issued the construction permits for said public improvements; and,

WHEREAS, the Library Board of Trustees has contracted with WG Project Management, 51 Newark Street, #500, Hoboken, New Jersey 07030, a professional construction management service to ensure the additions and alterations to the Library are contracted in accordance with the plan and design prepared by the Profession Architect of Record; and,

WHEREAS, the Township Committee of the Township of Wyckoff adopted Resolution #2011-155, dated May 3, 2011 which approved for Title 59 immunity purposes the plan entitled “Additions and Alterations to the Wyckoff Public Library” dated 9/24/2009 as prepared by Beatty, Harvey, Coco Architects, LLP, (Professional Architects of Record), 325 Wireless Boulevard, Hauppauge, NY 11788 for the specific public improvement generally described as “Additions and Alterations to the Wyckoff Public Library” located on Block 258 Lot 1.01 in the Township of Wyckoff; and,

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

WHEREAS, it is the intention of the Library Board of Trustees and the Township Committee to have this public improvement constructed in accordance with the aforementioned design and plan prepared by the professional Architects of Record and in accordance with NJSA 59:4-6 to obtain plan or design immunity; and,

WHEREAS, the Acting Library Director, Ms. Marilyn Force was instructed by Resolution #11-155 and memo dated May 11, 2011 to document any changes of the physical lay-out of the Library and to ensure any changes to the Library plan were approved by the Library Board of Trustees and none were reported; and,

WHEREAS, the building additions and alterations project is now complete; and,

WHEREAS, the Professional Architectural firm the Library Board of Trustees contracted to design the Library in compliance with all applicable building and safety codes has issued a letter dated January 3, 2013 that is attached as if set forth at length that indicates the building is in general compliance with the construction documents prepared by Beatty, Harvey, CoCo Architects, LLC; and,

WHEREAS, the Township's Municipal Risk Consultant, Robert Steinbruch has reviewed the January 3, 2013 letter from the Architect of Record for the Library building additions and alterations project and has accepted the wording in the letter to invoke Title 59 immunity.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they do hereby formally approve the as-built plan and design of the Library expansion as depicted on the plan dated September 24, 2009 for the Addition and Alterations to the Wyckoff Public Library prepared by the Architect of Record, Beatty, Harvey, CoCo Architects, LLP, 325 Wireless Blvd., Hauppauge, NY 11788.

BE IT FURTHER RESOLVED, that this resolution invokes plan and design immunity in accordance with the NJ Torts Claims Act, NJSA 59:4-6.

BE IT FURTHER RESOLVED, that the Municipal Clerk transmit a certified copy of this resolution to the Library Director for her to maintain this resolution in the project file.

#13-101 Support A-2753 –Requiring Direct payment of Energy Taxes to Municipal Government

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities, and when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; and,

WHEREAS, just as municipalities collect property taxes for the benefit of school districts, counties and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and,

WHEREAS, for years, though, the State officials have diverted funding from Energy Taxes to plug holes in the State budget and to fund State programs; and,

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and,

WHEREAS, municipalities lost \$331 million in combined Energy Tax and Consolidated Municipal Property Tax Relief Aid (CMPTRA) funding in Fiscal Years 2009, 2010 and 2011, while also being denied scheduled incremental funding; and,

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

WHEREAS, as a result of these cuts, in a number of municipalities property taxes are higher now, despite the fact that they are spending less, proving that the State's diversion of tax relief funding has contributed to higher municipal property taxes; and,

WHEREAS, A-2753, sponsored by Assemblyman Daniel Benson and Wayne DeAngelo, and S-1923, sponsored by Senator Linda Greenstein, would restore the \$331 million in municipal property tax relief funding, ensure that each municipality will be restored to the 2007 (SFY 2008) Energy Tax Receipts/CMPTRA level and adjust that amount to account for inflation; and,

WHEREAS, the bills would require certain energy tax receipts to be paid directly to municipalities and, thereby, would assure local property taxpayers compensation for hosting transmission facilities and lines that allow gas and electric energy corporations to serve customers and conduct business in our Garden State; and,

WHEREAS, the time has come to restore to local budgets the millions in property tax relief that has been annually diverted to meet State needs.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey salutes the sponsors for listening to the Mayors in their districts and all around New Jersey and for advancing this legislation; and,

BE IT FURTHER RESOLVED, that the Township Committee of the Township of Wyckoff enthusiastically supports and urges our State Legislators to pass A-2753/S-1923; and,

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Chris Christie, Lieutenant Governor Kim Guadagno, New Jersey Senate President Steve Sweeney, New Jersey Senate Republican Leader Thomas Kean, Jr., New Jersey Assembly Speaker Sheila Oliver, New Jersey Assembly Republican Leader Jon Bramnick, State Senator Kevin J. O'Toole, Assemblymen David C. Russo and Scott Rumana and to the New Jersey League of Municipalities.

#13-102 Resolution in Support of A-3393 Legislation to Protect Residential Property Taxpayers From the Loss of Telecommunication Tax Support

WHEREAS, in 1997, at the request of incumbent utilities, the laws regarding State taxation of telecommunications corporations were amended in response to technological and market innovations, in order to increase competition; and,

WHEREAS, the amendments sought to preserve revenues to local governments by providing that local exchange telephone companies subject to the New Jersey Franchise and Gross Receipts Tax on April 1, 1997 would continue to be subject, annually, to the Business Personal Property Tax ("BPPT"); and,

WHEREAS, the statute defines local exchange companies as those telecommunications carriers "providing dial tone and access to 51% of a local telephone exchange"; and,

WHEREAS, Verizon's self-serving interpretation of the statutory definition has led it to claim exemption from the BPPT in any municipality where the corporation unilaterally determines, in any given year, that it no longer supplies dial tone and access to at least 51% of the local telephone exchanges; and,

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

WHEREAS, Hopewell Borough's challenge to that claim was upheld by the Mercer County Board of Taxation in 2009; and,

WHEREAS, Verizon's appeal of that determination to the Tax Court resulted in a June, 2012 trial court decision accepting the corporation's self-serving interpretation of the law; and,

WHEREAS, as things now stand, over 100 municipalities know that they enter 2013 without BPPT revenues that will cost property taxpayers well in excess of \$8 million and, unless matters change, more municipalities will lose more millions in the future; and,

WHEREAS, remedial legislation (A-3393) has been introduced by Assemblyman Ralph Caputo, which will clarify the perceived ambiguity of the statutory definition to further implement the original legislative intent to preserve revenues to local governments; and,

WHEREAS, we anticipate the introduction of companion legislation by Senator Bob Smith, as soon as the Senate next convenes;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Wyckoff commends Assemblyman Caputo and Senator Smith and strongly supports A-3393, which would clearly identify the telecommunications carriers subject to taxation on their business personal property and remove the budget uncertainty caused by Verizon's obfuscation.

BE IT FURTHER RESOLVED, the we urge our State Senator and our representatives in the General Assembly to join as co-sponsors of A-3393 and its companion bill.

BE IT FINALLY RESOLVED, that copies of this Resolution be forwarded to the Honorable Governor Chris Christie, the Honorable Speaker of the General Assembly Sheila Oliver, the Honorable President of the State Senate Stephen M. Sweeney, the Honorable Assembly Republican Leader Jon Bramnick, the Honorable Senate Republican Leader Thomas H. Kean, Jr., and our state Senator Kevin O'Toole and Assemblymen Scott Rumana and David Russo and to the New Jersey State League of Municipalities.

#13-C2 Closed Session – NJSA 10:4-12b(7) - Litigations

WHEREAS, the Township Committee of the Township of Wyckoff is subject to certain requirements of the "Open Public Meetings Act", N.J.S.A. 10:4-12, et seq.; and,

WHEREAS, the "Open Public Meetings Act", N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and,

WHEREAS, it was necessary for the Township Committee of the Township of Wyckoff to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

NJSA10:4-12b (7) – Anticipated Litigation

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, FEBRUARY 5, 2013**

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey assembled in public session on February 5, 2013 hereby authorize, that an Executive Session closed to the public shall be conducted on February 5, 2013, in the Town Hall, 340 Franklin Avenue, Wyckoff, New Jersey 07481, for the discussion of matters relating to the specific items designated above.

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

II Motions

- a. Approve the request from the Christian Health Care Center for two (2) temporary signs each 4 feet by 4 feet; from February 27 through March 8 (10 days); one (1) temporary sign will be placed on the Sicomac Avenue front lawn of the CHCC and the other temporary sign will be placed at the Mountain Avenue entrance of the CHCC – both signs will be placed ten feet in from the roadway.

- b. Approve specifications and authorize competitive bidding for the following services: Summer Soccer Camp; Summer Lacrosse Camp, Middle School Camp and Fall/Spring/Summer Tennis Clinics.

Following is a vote on the Consent Agenda:

MOTION: SCANLAN SECOND CHRISTIE
CHRISTIE YES JEPSEN YES ROONEY YES SCANLAN YES
BOONSTRA YES

III Meeting adjourned 8:14 p.m.

Mayor Rudy E. Boonstra

Joyce C. Santimauro
Municipal Clerk