TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 5, 2014

(Revised 8/5/14)

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
TUESDAY, AUGUST 5, 2014 - 7:30 P.M.

1. 7:30 pm Work Session Meeting called to order by Mayor Douglas J. Christie

2. Roll call of Township Committee

3. Reading of "Open Work Session" statement by Mrs. Santimauro

4. Meeting open for the Work Session ten minute total public comment period for any item on or off the agenda. Two (2) minutes per speaker.

5. Mayor and Municipal Clerk to sign documents

6. a. Finance Committee to review and sign vouchers
   b. Report of Township Committee
   c. Report of Administrator
   d. Report of Attorney

7. Recess Work Session Meeting to conduct 8:00 pm Business Meeting

8. Reconvene Work Session Meeting

9. Adjourn

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

FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION

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TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE BUSINESS MEETING
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1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Douglas J. Christie
2. Flag Salute led by Mayor Douglas J. Christie
3. Invocation given by Pastor Rich Higby from Cornerstone Church
4. Reading of the "Open Public Meetings Act" statement by Mrs. Santimauro
5. Roll call of the Township Committee
6. Meeting open for public comment on any item on or off the Agenda; five (5) minutes per speaker
7. Approval of the following Township Committee meeting minutes: Township Committee Regular Work Session and Regular Business Meeting Minutes from July 15, 2014 (Rooney)

MOTION: _____SCANLAN_____ SECOND _____JEPSEN_____
BOONSTRA_YES_ JEPSEN _YES_ ROONEY_ABSTAIN_ SCANLAN_YES_
CHRISTIE _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):**

#14-201	Chapter 159 – Drive Sober
#14-202	In Opposition to A-947/S-2211 – Release of Bidder's List Prior to Bid Opening
#14-203	Payment of Bills
#14-204	Return of certain overpaid taxes, escrow monies, etc.
#14-205	Award Contract for Ice Control Material
#14-206	Award Contract for Dump Truck
#14-207	Release Maintenance Guarantee – Bourbon Barbeque
#14-208	Release Performance Guarantee – Vander Plaat Funeral Home
#14-209	Release Maintenance Guarantee – 334 Meadowbrook Rd.
#14-210	Release Driveway Bond – 577 Eder Avenue
#14-211	Release Maintenance Guarantee – Mountain Avenue Sewer Extension
#14-212	Release Maintenance Bond – 88 Logan Lane
#14-213	Encourage Folks to Prepare for Hurricanes
#14-214	Drive Sober or Get Pulled Over

II **Motions**

a. Approve the 10 day temporary sign request from the Family Reach Foundation advertising their annual 5K and family run at Darlington Park. The temporary signs will be erected on the property of A Cheerful Heart, 353 Franklin Avenue, and set back 10 feet from the curb from October 3, 2014 through October 12, 2014.

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b. Authorize the 10 day temporary sign request for the annual "Buddy Walk" that is scheduled for September 27, 2014. Temporary signs will be erected from September 18, 2014 to September 27, 2014 and will be set back 10 feet from curbs and sandwich board signs are not permitted at the Wyckoff Shopping Center.
c. Approve two temporary sign requests from the Christian Health Care Center: 1) for temporary feather banners in front of Building #1 for one day August 15, 2014 advertising "CHCC Family Fun Night and Classic Car Show" ; 2) a ten (10) day temporary sign request for August 6-August 16, 2014 at the main entrance to the CHCC advertising the same event.

III **Ordinances – Introductions**

#1749 – AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WYCKOFF TO LEASE REAL PROPERTY, TOGETHER WITH IMPROVEMENTS THEREON, TO THE WYCKOFF FAMILY YMCA, FOR PUBLIC PURPOSES TO RUN CONCURRENTLY WITH THE EXISTING LEASE FOR BLOCK 202, LOT 80.03, DATED MARCH 5, 1979 UPON ADOPTION OF AN ORDINANCE THEREAFTER PURSUANT TO THE "LOCAL LANDS AND BUILDINGS LAW", NJSA 40A-12.1 ET. SEQ.

#1750 - AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WYCKOFF TO LEASE REAL PROPERTY, TOGETHER WITH IMPROVEMENTS THEREON, TO THE WYCKOFF TORPEDO SOCCER CLUB, FOR PUBLIC PURPOSES FOR A TERM OF TEN (10) YEARS PURSUANT TO THE "LOCAL LANDS AND BUILDINGS LAW", NJSA 40A-12.1 ET. SEQ.

Following is the vote on the Consent Agenda:
MOTION: _____ROONEY_____ SECOND _____BOONSTRA_____
BOONSTRA_YES_ JEPSEN _YES_ ROONEY_YES_ SCANLAN_YES
CHRISTIE _YES_

IV **Ordinances – Public Hearings/Further Consideration**

The Public Hearing and Further Consideration of Ordinance #1746 was carried from the Regular July 15, 2014 Business Meeting of the Wyckoff Township Committee to tonight August 5, 2014.

#1746-AN ORDINANCE TO AMEND CHAPTER 186 "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES."

MOTION: _____SCANLAN_____ SECOND _____JEPSEN_____
BOONSTRA_YES_ JEPSEN _YES_ ROONEY_YES_ SCANLAN_YES_
CHRISTIE _YES_

V Adjourn

PAYMENT OF CLAIMS MAY BE PAID AT ALL TOWNSHIP COMMITTEE WORK SESSION MEETINGS AND ALL TOWNSHIP COMMITTEE REGULAR MEETINGS
FORMAL ACTION MAY BE TAKEN DURING THIS MEETING

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Meeting Called To Order
Mayor Douglas J. Christie 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 Douglas J. Christie.

Invocation
The Invocation was given by Pastor Rich Higby of Cornerstone 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 Douglas J. Christie; Committee Present: Rudolf E. Boonstra, Haakon C. Jepsen, Kevin J. Rooney and Brian D. Scanlan
Staff Present: Township Administrator Robert J. Shannon, Joyce C. Santimauro, Municipal Clerk and Township Attorney Robert Landel.

Meeting Open for Public Comment
The Township Committee voted unanimously to open the public portion of the meeting.

No one came forward to speak.

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

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 Resolutions (Adoption of the following):

#14-201 Chapter 159-Drive Sober

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.

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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 2014 in the sum of $5,000.00 which is now available from the 2014 Drive Sober; and,

BE IT FURTHER RESOLVED, that the like sum of $5,000.00 is hereby appropriated under the caption 2014 Drive Sober; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the 2014 Drive Sober in the amount of $5,000.00.

#14-202 **In Opposition to A-947/S-2211-Release of Bidder's List Prior to Bid Opening**

WHEREAS, A-947/S-2216 would require municipalities, counties and local authorities to release the names, upon request, of all parties who have received bid documents prior to the bid opening once three or more bid packets have been obtained; and,

WHEREAS, failure to release this information would prohibit a municipality from accepting the bids and require the re-advertisement for bids; and,

WHEREAS, the Appellate Division's decision in O'Neill Electric Co., Inc. v. the Board of Chosen Freeholders of the County of Warren, 297 N.J. Super. 473 (App. Div. 1997) stated that "access to a bidders list facilitates collusive or bid-rigging arrangements and that withholding disclosure makes this more difficult." Id. at 480. The Court went on to say that bid rigging is an "extremely serious problem, which costs the public enormous sums of money. The relatively insignificant interest of plaintiff and *amici* in obtaining bidders lists cannot overcome the grave danger to the public resulting from a failure to keep the door tightly closed to potential corruption in public bidding." Id.; and,

WHEREAS, the governing body of the Township of Wyckoff agrees with the court in the O'Neill decision and we are concerned that the release of the bidders' names prior to the receipt of bids could lead to collusion, bid rigging and cost taxpayers more; and,

WHEREAS, the benchmark of "three or more bids" before the release of the bidders' list is an arbitrary benchmark that will require taxpayers to pay for costly litigation; and,

WHERAS, the provisions of A-947/S-2216 will require a municipality to create and maintain a new record; and,

WHEREAS, contractors have long argued that release of the bidder's list may force contractors to "sharpen their pencils." The governing body of the Township of Wyckoff question why can't these "pencils be sharpened" regardless of the number of bidders or who is bidding on the project; and,

WHEREAS, the governing body of the Township of Wyckoff strongly supports an open and competitive bidding process and supports the release of bidders names and prices after a bid opening as currently exists from the O'Neil Electric vs. Warren County decision and there is no need for this special legislation.

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Township of Wyckoff strongly opposes A-947/S-2216 since it will be cost generative to taxpayers**;** and,

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BE IT FURTHER RESOLVED, that a copy of this duly adopted resolution be sent to Governor Christie, Senate President Sweeney, State Senator O'Toole, Assemblymen Rumana and Russo and the League of Municipalities.

#14-203 **Payment of Bills**

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

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

WHEREAS, the said vouchers have been reviewed and the amount indicated on each voucher has been determined to be due and owing; and,

WHEREAS, the Township Committee has a practice of each Township Committee member participating in the reviewing and signing of vouchers; and,

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the action of the said Finance Committee be approved; and, that the payments of these bills are hereby authorized and the Chief Financial Officer is directed to issue checks for their payments as listed on the bill list attached to this date's meeting minutes and covered by checks no. 12788 – 12863 Payroll A/C, Direct Deposit Vouchers no. 3527 – 3578, Library Payroll checks no. 1073 – 1076, Library Direct Deposit Vouchers no. 557 – 587, Voided Payroll checks no. 12685 – 12787, Claims checks no. 069640 – 069764, Claims Wire nos. 140707, 140801, 140802 & 140803, checks no. 2296 – 2298 Accutrack A/C, Claims Voided checks no. 069720, 069704, 069691, 069639 & 069758..

#14-204 **Return of certain overpaid taxes, escrow monies, etc.**

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

BUILDING DEPT.:
RIC Development LLC, 676 High Mountain Road, Franklin Lakes, New Jersey 07417 – Refund of Storm Water Management Fee – 490 Chapman Place – Block 421.01/Lot 28 - $500.00

PLANNING BOARD:
Abbott & Caserta Realty, 235 Everett Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 236/Lot 3 - $25.43

TAX REFUND:
Ocwen Loan Servicing LLC, P.O. Box 24665, West Palm Beach, FL 33416 – Refund on 2nd Quarter 2014 Taxes – Block 498/Lot 48.01 – 50 Ravine Avenue - $2,476.79

Brach Eichler, LLC And Eugene & Erika Ged, 101 Eisenhower Parkway, Roseland, New Jersey 07068 – State Tax Court Reduction – Block 449/Lot 1.02 QC143 – 143 Brewster Road - $3.027.59

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Diamanta Pedraza, 451 Sicomac Avenue, Wyckoff, New Jersey 07481 – State Tax Court Appeal – Block 425.01/Lot 3.01 - $1,442.57

Ralph & Barbara Marchione, 122 Brewster Road, Wyckoff, New Jersey 07481 – State Tax Court Appeal – Block 449/Lot 1.02 QC122 - $7,846.06

RECREATION:
Lauren DeKorte, 322 Martom Road, Wyckoff, New Jersey 07481 – Tennis Refund - $210.00

Cathy Pecorelli, 380 Durham Road, Wyckoff, New Jersey 07481 – Summer Camp Refund - $130.00

#14-205 Award Contract for Ice Control Material

WHEREAS, the Certified Public Works Manager has requested publicly bid prices for ice control material currently not available as county on state cooperative bids; and,

WHEREAS, bid specifications were developed to purchase granular sodium chloride treated with liquid magnesium chloride and organic based performance enhancer ice control material; and,

WHEREAS, the Township Committee approved the specifications and authorize public competitive bidding; and,

WHEREAS, a legal advertisement soliciting competitive bids was published in the July 11, 2014 issue of the Ridgewood News; and,

WHEREAS, the Township of Wyckoff posted a notice that this specification is available to bidders on the Township's "Jobs and Bids" quick link easily accessed from the Township's home page at Wyckoff-nj.com, and to further encourage competition, specifications were available with no fee; and,

WHEREAS, on July 23, 2014 11:00 am the following bids were publicly opened and their contents read aloud:

Bidder	1/1/2015 to 12/31/2015	1/1/2016 to 12/31/2016
Morton Salt 123 North Wacker Drive Chicago, IL 60606	89.37 per ton	91.37 per ton

WHEREAS, attached please find a written recommendation to award the bid to the lowest responsive and responsible bidder; and,

WHEREAS, the Township Attorney and Township Administrator have reviewed the bid and concur with the recommendation to award a contract to the lowest responsive and responsible bidder; and,

WHEREAS, the Chief Financial Officer of the Township of Wyckoff certifies that adequate funds will be appropriated in the Township of Wyckoff budget once adopted in accordance with NJSA 40A:11-15 and NJAC 5:30-5.5 (d) 1 ii, and the award is subject to the Township Committee appropriating adequate funds in the 2015 and 2016 budget.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that a contract is

awarded to Morton Salt, 123 North Wacker Drive, Chicago, IL 60606 for the supply and delivery of ice control materials in strict accordance with the bid specifications for the ice control material specified at the above listed prices for the above listed time periods.

BE IT FURTHER RESOLVED, that in accordance with the specifications, the Township may extend this two (2) year contract for two (2) – one (1) year periods or one (1) – two (2) year period at its sole discretion.

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

#14-206 **Award Contract for Dump Truck**

WHEREAS, the Certified Public Works Manager has indicated a need to purchase a replacement dump truck vehicle with snow plow for four (4) season use; and,

WHEREAS, the Township Committee approved the specifications and authorized public competitive bidding through the adoption of Resolution #14-194; and,

WHEREAS, a legal advertisement soliciting competitive bids was published in the July 11, 2014 issue of the Ridgewood News; and,

WHEREAS, the Township of Wyckoff posted a notice that this bid specification is available to bidders on the Township's "Jobs and Bids" quick link easily accessed from the Township's Home Page at www.wyckoff-nj.com, and to further encourage competition, the specifications were available with no fee; and,

WHEREAS, on July 23, 2014 at 11:00 a.m. the following bids were publicly opened and their contents read aloud:

	Bidder	**Price**
1.	Route 23 Automall, LLC 1301 Route 23 Butler, New Jersey 07405	$53,627.10 (No exceptions)
2.	Beyer Ford 170 Ridgedale Avenue Morristown, New Jersey 07962	$49,091.00 (7 exceptions)

WHEREAS, a report is attached indicating that the bid from Beyer Ford is not responsive to the specifications and as such the bid shall not be considered for an award as stated in Section I, Item 52 of the specifications; and,

WHEREAS, attached please find a written recommendation to award the bid to the lowest responsive and responsible bidder; and,

WHEREAS, the Township Attorney and Township Administrator have reviewed the procurement and concur with the recommendation to award a contract to the lowest responsive and responsible bidder; and,

WHEREAS, the Chief Financial Officer of the Township of Wyckoff certifies that adequate funds are available in the Township of Wyckoff Capital Account #1740.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that a contract for the purchase of a mason dump truck with snow plow in strict compliance with the

bid specifications (no exceptions) is awarded to Route 23 Automall LLC, 1301 Rte 23, Butler, New Jersey 07405 for the not to exceed bid price of $53,627.10. This contract award shall be subject to, and in compliance with, the liquated damages clause in the specifications.

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

#14-207 **Release Maintenance Guarantee- Bourbon Barbeque**

WHEREAS, Bourbon Barbeque LLC deposited the following with the Municipal Clerk's office for repair and construction of Bourbon Barbeque located at 529 Goffle Road Block 516 Lot 29 in April 2011:

Performance Bond	$61,560.00
Performance Cash	$ 6,739.50
Engineering Escrow	$10,260.00

WHEREAS, Township of Wyckoff Resolution #12-104 approved on February 12, 2012 authorized the release of the $61,560.00 performance bond upon their submission of a $61,560.00 two (2) year maintenance bond:

Maintenance Bond	$61,560.00
Maintenance Cash	$ 6,739.50

WHEREAS, the Township's Consulting Engineer, Peter TenKate from Boswell/McClave Engineering in a letter dated April 28, 2014 is recommending the release of the two (2) year maintenance guarantee.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen and State of New Jersey that they hereby recommend the release of the $61,560.00 two (2) year maintenance bond and $6,739.50 maintenance cash and any remaining escrow.

#14-208 **Release Performance Guarantee – Vander Plaat Funeral Home**

WHEREAS, Mr. William Brock of Vander Plaat Funeral Home LLC deposited the following with the township clerk's office for an expansion of the funeral home in November 2009:

Performance cash	$11,760.00
Engineering escrow	$ 4,900.00

WHEREAS, Mr. Brock has requested that the performance cash be returned and the Township Consulting Engineer, Mr. Peter Ten Kate from Boswell/McClave Engineering, in a letter dated April 17, 2014 is recommending the release of performance cash amounting to $11,760.00.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they hereby accept the recommendation of the Township Engineer to return the $11,760.00 to Vander Plaat Funeral Home LLC.

BE IT FURTHER RESOLVED, that the municipal clerk will forward a copy of this resolution to Mr. Peter TenKate, Boswell/McClave Engineering, 330 Phillips Avenue, South Hackensack, NJ and Mr. William Brock, Vander Plaat Funeral Home, 257 Godwin Avenue, Wyckoff, NJ.

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#14-209 Release Maintenance Guarantee – 334 Meadowbrook Road

WHEREAS, E&V Dirtworks LLC deposited the following with the Municipal Clerk's office for a road opening permit for 334 Meadowbrook Road Block 207 Lot 8 in 2011:

Performance cash	$750
Performance bond	$10,000
Inspection escrow	$225

WHEREAS, Township of Wyckoff Resolution #12-142 approved on May 1, 2012 authorized the following two (2) year Maintenance Guarantee:

Release to Developer	Township to Retain 2 Yr. Maintenance Guarantee
$500 Performance cash	$250 Maintenance cash $10,000 Maintenance bond

WHEREAS, the Township Engineer, Mark Di Gennaro has approved the release of the two (2) year Maintenance Guarantee and the Township Chief Financial Officer Diana McLeod has approved the funds.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen and State of New Jersey that they hereby accept the recommendation of the Township Engineer to return the Maintenance Cash of $250 and Maintenance Bond of $10,000 to the developer.

BE IT FURTHER RESOLVED, that the Township Clerk will forward a copy of this resolution to the Township Engineer and E&V Dirt Works, PO Box 1104, Little Falls, NJ 07424.

#14-210 Release Driveway Bond – 577 Eder Avenue

WHEREAS, Mr. Frank Meyers President of Prestige Developers Inc. deposited a $1,300.00 driveway bond with the municipal clerk's office in January 2008 for 577 Eder Avenue Block 400 Lot 4; and,

WHEREAS, the Township Engineer, Mark Di Gennaro has approved the release of the $1,300.00 driveway bond and Township Chief Financial Officer Diana McLeod has verified the funds.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen and State of New Jersey that they hereby accept the recommendation of the Township Engineer to return the $1,300.00 driveway bond to the developer.

BE IT FURTHER RESOLVED, that the Township Clerk will forward a copy of this resolution to the Township Engineer and Mr. Frank Meyers, Prestige Developers, 105 Birch Road, Franklin Lakes, NJ 07417.

#14-211 Release Maintenance Guarantee- Mountain Avenue Sewer Connection

WHEREAS, for the (lower) Mountain Avenue sewer extension project performed by LMASEA, LLC (LMSEA – Lower Mountain Avenue Sewer Extension Association) & Excavating NJ Inc. the following deposits were made with the Township Clerk's office for the sewer extension project:

Excavating NJ Inc.	Performance Cash	$11,496.00

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Excavating NJ Inc.	Performance Bond	$114,960.00
Gale A. Hanlon & Patrick M Hanlon	Professional escrow	$ 1,000.00
LMSEA LLC	Engineering escrow	$ 2,400.00

WHEREAS, according to approved Township of Wyckoff Resolution #12-94 dated February 7, 2012 the Performance Guarantee was released to Excavating NJ Inc. and the Township Engineer established the following Maintenance Guarantee:

Performance Cash Guarantee Released $9,772.00	Performance Bond Released $114,960.00
Maintenance Cash Guarantee Established $1,724.00	Maintenance Bond Established $15,520.00

WHEREAS, Township of Wyckoff Resolution #12-152 approved on May 1, 2012 authorized releasing the balance of professional escrow in the amount of $273.75 to Mr. Patrick Hanlon/LMSEA LLC; and,

WHEREAS, the Wyckoff Township Engineer has approved returning the two (2) year Maintenance Cash of $1,724.00 and two (2) year Maintenance Bond in the amount of $15,520.00 to Excavating NJ Inc. The Township Finance Officer Diana McLeod has verified the funds.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they concur with the recommendation of the Township Engineer to return the Maintenance Cash of $1,724.00 and two (2) year Maintenance Bond in the amount of $15,520.00 to Excavating NJ Inc.

BE IT FURTHER RESOLVED, that the Municipal Clerk forward a copy of this resolution to the Township Engineer and Excavating NJ Inc., 90 Coykendall Road, Sussex, NJ.

#14-212 **Release Maintenance Bond – 88 Logan Lane**

WHEREAS, for a road opening permit and curb opening for a new driveway $2,200.00 was deposited by Emerson Paving for 88 Logan Lane Block 217 Lot 7:

Performance cash	$2,200.00

WHEREAS, Township of Wyckoff Resolution #12-94 dated September 1, 2009 released the performance cash and established a two (2) year maintenance cash guarantee:

Performance cash released	$1,870.00
Retain two year maintenance cash guarantee	$ 330.00

WHEREAS, the Wyckoff Township Engineer has approved returning the two (2) year maintenance cash bond of $330.00 to Emerson Paving. The Township Finance Officer Diana McLeod has verified the funds.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they concur with the recommendation of the Township Engineer to return the maintenance cash bond of $330.00 to Emerson Paving.

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BE IT FURTHER RESOLVED, that the Municipal Clerk forward a copy of this resolution to the Township Engineer and Emerson Paving Co., Inc., 632 Athlone Terrace, River Vale, NJ 07675

#14-213 **Encourage Folks to Prepare for Hurricanes**

WHEREAS, the Summer Season has become known as Hurricane Season in New Jersey; and

WHEREAS, we all know that New Jerseyans are stronger than any storm, however all New Jerseyans need to be vigilant and prepare for emergencies such as hurricanes, and

WHEREAS, the Federal Emergency Management Agency (FEMA) invites residents in all of New Jersey's 566 municipalities to take the EMERGENCY PREPAREDNESS PLEDGE by following the below steps:

1. **Know your risk:** Understand how hurricanes can affect you, your family, and your community. When you understand your risk, you know how important it is to prepare. Check the weather forecast regularly and sign up for local alerts from emergency management officials. Consider buying a National Oceanic Atmospheric Administration (NOAA) Weather Radio.

2. **Take action:** Pledge to develop an emergency plan and practice how and where you will evacuate if instructed to do so by emergency management officials. Post your plan in your home where visitors can see it. Learn how to strengthen your home and business against hurricanes. You can access important safety tips on what to do before, during and after a hurricane by downloading FEMA's mobile app from www.fema.gov. Be sure you understand the National Hurricane Center warning and alerts.

- Utilize the Township of Wyckoff 2014 Municipal Calendar titled "emergency Preparedness" – A survival guide to develop your home emergency plan.

- Register your family's e-mail address and telephone numbers with Wyckoff's "Be Storm Informed" program at www.wyckoff-nj.com

- Wyckoff-nj.com click on Emergency Services for valuable information links available 24/7 to help you develop your home preparedness kit including "NJ Hurricane Survival Guide."

3. **Set an Example:** Once you have pledged and taken action, set an example by talking to your family, friend, colleagues, and neighbors on what you have done to prepare for a potential storm and what steps they can take as well.

- Volunteer as a Community Emergency Response Team (CERT) to help your family and your neighbors.

WHEREAS, the Township's Emergency Management Team, led by Police Lieutenant and Emergency Management Coordinator Charles Van Dyk and Deputy Coordinator Lieutenant Dave Murphy, Sergeant Brian Zivkovich and Patrolman Ferriera continue to prepare municipal agencies for responses to emergencies.

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 recommends that all residents prepare an emergency preparedness kit for their home and neighbors.

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BE IT FURTHER RESOLVED, that the Municipal Clerk shall provide a certified copy of this resolution to the Wyckoff OEM Team, Police Chief Fox and Public Works Manager Scott Fisher.

#14-214 **Drive Sober or Get Pulled Over**

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 19% of motor vehicle fatalities in New Jersey in 2012 were alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gathering which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled over 2014 Statewide Crackdown; and

WHEREAS, the project will involve increased impaired driving enforcement from August 15, 2014 through September 1, 2014; and,

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey declares its support for the Drive Sober or Get Pulled Over 2014 Statewide Crackdown from August 15, 2014 through September 1, 2014 and pledges to increase awareness of the dangers of drinking and driving.

II **Motions**

a. Approve the 10 day temporary sign request from the Family Reach Foundation advertising their annual 5K and family run at Darlington Park. The temporary signs will be erected on the property of A Cheerful Heart, 353 Franklin Avenue, and set back 10 feet from the curb from October 3, 2014 through October 12, 2014.

b. Authorize the 10 day temporary sign request for the annual "Buddy Walk" that is scheduled for September 27, 2014. Temporary signs will be erected from September 18, 2014 to September 27, 2014 and will be set back 10 feet from curbs and sandwich board signs are not permitted at the Wyckoff Shopping Center.

c. Approve two temporary sign requests from the Christian Health Care Center: 1) for temporary feather banners in front of Building #1 for one day August 15, 2014 advertising "CHCC Family Fun Night and Classic Car Show" ; 2) a ten (10) day temporary sign request for August 6-August 16, 2014 at the main entrance to the CHCC advertising the same event.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 5, 2014

III Ordinances – Introductions

ORDINANCE #1749

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WYCKOFF TO LEASE REAL PROPERTY, TOGETHER WITH IMPROVEMENTS THEREON, TO THE WYCKOFF FAMILY YMCA, FOR PUBLIC PURPOSES TO RUN CONCURRENTLY WITH THE EXISTING LEASE FOR BLOCK 202, LOT 80.03, DATED MARCH 5, 1979 UPON ADOPTION OF AN ORDINANCE THEREAFTER PURSUANT TO THE "LOCAL LANDS AND BUILDINGS LAW", NJSA 40A-12.1 ET. SEQ.

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 shall enter into a lease with the Wyckoff Family YMCA; a non-profit corporation of the State of New Jersey, for the non-exclusive leasing of a section of real property located in the Township of Wyckoff at Block 202, Lot 7.03, known as the Pulis Recreation Facility, together with all the improvements thereon for public purposes as provided in Section 3.

SECTION 2. The Mayor and Township Clerk of the Township of Wyckoff, pursuant to
NJSA 40A:12-14(c) are hereby authorized to execute a lease with the Wyckoff Family YMCA for a term to run concurrently with the existing lease for Block 202 Lot 80.03, dated March 5, 1979 which shall commence September 1, 2014.

SECTION 3. The subject premises shall be used by the Wyckoff Family YMCA for recreation and other activities for the promotion of education, health, safety, morals and general welfare pursuant to NJSA 40A:12-15. The persons benefiting from the public purpose served by this lease shall be Wyckoff residents, participants in the Township of Wyckoff Recreation Program, members of the Wyckoff Family YMCA and their guests, and membership in the Wyckoff Family YMCA shall be open to all residents of the Township of Wyckoff throughout the term and any renewal of said lease.

SECTION 4. The Township Administrator of the Township of Wyckoff shall be responsible for the enforcement of the terms and conditions of the said lease and shall require the Wyckoff Family YMCA to submit an annual report indicating the purposes for which the premises was utilized during each year, the activities of the Wyckoff Family YMCA undertaken in furtherance of the public purposes for which the lease is granted, the amount of funds utilized for the said public purpose and an affirmation of the continued non-profit status of the corporation pursuant to both State and Federal laws.

SECTION 5. Copies of the aforementioned lease and annual report to be submitted by the Wyckoff Family YMCA shall be kept on file with the Municipal Clerk of the Township of Wyckoff for public inspection.

SECTION 6. If any section of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section or part and the remainder of the ordinance shall be deemed valid and effective.

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

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, AUGUST 5, 2014

ORDINANCE #1750

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WYCKOFF TO LEASE REAL PROPERTY, TOGETHER WITH IMPROVEMENTS THEREON, TO THE WYCKOFF TORPEDO SOCCER CLUB, FOR PUBLIC PURPOSES FOR A TERM OF TEN (10) YEARS PURSUANT TO THE "LOCAL LANDS AND BUILDINGS LAW", NJSA 40A-12.1 ET. SEQ.

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 shall enter into a lease with the Wyckoff Torpedo Soccer Club a non-profit corporation of the State of New Jersey, for the non-exclusive leasing of a section of real property located in the Township of Wyckoff at Block 202, Lot 7.03, known as the Pulis Recreation Facility, together with all the improvements thereon for public purposes as provided in Section 3.

SECTION 2. The Mayor and Township Clerk of the Township of Wyckoff, pursuant to
NJSA 40A:12-14(c) are hereby authorized to execute a non-exclusive lease with the Wyckoff
Torpedo Soccer Club for a period not to exceed ten (10) years which shall commence on September 1, 2014.

SECTION 3. The subject premises shall be used by the Torpedoes Soccer Club for recreation and other activities for the promotion of education, health, safety, morals and general welfare pursuant to NJSA 40A:12-15. The persons benefiting from the public purpose served by this lease shall be Wyckoff residents, participants in the Township of Wyckoff Recreation Program, members and participants of the Torpedoes Soccer Club throughout the term and any renewal of said lease.

SECTION 4. The Township Administrator of the Township of Wyckoff shall be responsible for the enforcement of the terms and conditions of the said lease and shall require the Wyckoff Torpedo Soccer Club to submit an annual report indicating the purposes for which the premises was utilized during each year, the activities of the Torpedo Soccer Club undertaken in furtherance of the public purposes for which the lease is granted, the amount of funds utilized for the said public purpose and an affirmation of the continued non-profit status of the corporation pursuant to both State and Federal laws.

SECTION 5. Copies of the aforementioned lease and annual report to be submitted by the Torpedo Soccer Club shall be kept on file with the Municipal Clerk of the Township of Wyckoff for public inspection.

SECTION 6. If any section of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section or part and the remainder of the ordinance shall be deemed valid and effective.

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

Following is the vote on the Consent Agenda:
MOTION: _____ROONEY_____ SECOND _____BOONSTRA_____
BOONSTRA_YES_ JEPSEN _YES_ ROONEY_YES_ SCANLAN_YES
CHRISTIE _YES_

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
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IV Ordinances – Public Hearings/Further Consideration

The Public Hearing and Further Consideration of Ordinance #1746 was carried from the Regular July 15, 2014 Business Meeting of the Wyckoff Township Committee to tonight August 5, 2014.

AN ORDINANCE TO AMEND CHAPTER 186 "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES."

ORDINANCE

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1746, entitled:

AN ORDINANCE TO AMEND CHAPTER 186 "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES."

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

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

COMMITTEEMAN JEPSEN: Seconded.

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

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1746, and all persons who wish to be heard, please state your name and address before making your statement.

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

COMMITTEEMAN JEPSEN: Seconded.

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

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1746 be, and the same is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance in the official newspaper for the Township as provided by law.

COMMITTEEMAN SCANLAN: I move the resolution.

COMMITTEEMAN JEPSEN: Seconded.

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MOTION: _____SCANLAN_____ SECOND _____JEPSEN_____
BOONSTRA_YES_ JEPSEN _YES_ ROONEY_YES_ SCANLAN_YES_
CHRISTIE _YES_

ORDINANCE #1746

AN ORDINANCE TO AMEND CHAPTER 186 "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES."

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Section 186-22 "Regulations Applying to All Zones" is amended as follows:

SECTION 1 – Chapter 186, Zoning

Section 186-22, Regulations Applying to All Zones.

D. No individual, firm, corporation or business entity shall transport snow to or store snow on property, other than the property on which the snow originated. Notwithstanding the above, the Township of Wyckoff and all governmental agencies shall have the right to transport the snow removed from the public right of ways.

SECTION 2 -

Except as hereby amended, all other sections of Section 186-22, Regulations Applying to All Zones, shall remain in full force and effect.

SECTION 3 –

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

V Meeting adjourned 8:08 p.m.

_____ _____
Mayor Douglas J. Christie Joyce C. Santimauro
Municipal Clerk