

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JULY 5, 2018**

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
TUESDAY, JULY 3, 2018 - 7:00 P.M.**

1. 7:00 pm Work Session Meeting called to order by Mayor Brian D. Scanlan
2. Roll call of Township Committee
3. Reading of "Open Work Session" statement by Mrs. Santimauro
4. Ten Minute public comment period, two (2) minutes per speaker for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff.
5. Mayor and Municipal Clerk to sign documents
6.
 - a. Finance Committee to review and sign vouchers
 - b. Report of Township Committee
 - c. Report of Administrator
 - d. Report of Attorney
7. Recess Work Session Meeting to conduct 8:00 pm Business Meeting
8. Reconvene Work Session Meeting
9. Adjourn

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

FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION

**TOWNSHIP OF WYCKOFF
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**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, JULY 3, 2018 - 8:00 PM**

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Brian D. Scanlan
2. Flag Salute
3. Invocation given by Reverend Andy Kadzban from Wyckoff Reformed Church
4. Reading of the "Open Public Meetings Act" statement by Mrs. Santimauro
5. Roll call of the Township Committee
6. Public Comment period, five (5) minutes per speaker for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff.
7. Approval of the June 19, 2018 Township Committee meeting minutes:

MOTION: RUBENSTEIN SECOND SHANLEY
BOONSTRA YES MADIGAN YES RUBENSTEIN YES SHANLEY YES
SCANLAN 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):

- | | |
|---------|---|
| #18-211 | Appointment of Law Enforcement Humane Officer |
| #18-212 | Close Completed Capital Grant Receivables and Authorizations for 2015 FEMA Generators |
| #18-213 | Payment of Bills |
| #18-214 | Return of Certain Overpaid Taxes, Escrows, etc. |
| #18-215 | Proposing Ridgewood to Establish Committee to Establish Water Rates |
| #18-216 | Authorize Road Closure for Lafayette Avenue |
| #18-217 | Memorialize Road Closure on Crescent Avenue |

II Motions

- a. Approve the New Jersey Firefighter's application from Wyckoff Volunteer Junior Firefighter Clayton Alnor as a full member of Wyckoff Volunteer Fire Company #1.
- b. Change employment status from probationary police officer to regular police officer for Joseph Fullam.
- c. Approve ten (10) day temporary sign request from the Health Stop to advertise product sampling event.
- d. Authorize request from Lukoil located at 671 Wyckoff Avenue for a classic car show on Sunday, July 22, 2018 from 11am to 5pm.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
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III Ordinances – Introductions

#1858 - AN ORDINANCE TO AMEND ARTICLE XII "SCHEDULES" IN CHAPTER 177 OF THE CODE OF THE TOWNSHIP OF WYCKOFF "VEHICLES AND TRAFFIC" FOR THE PURPOSE OF ESTABLISHING A NEW SECTION, "177-52.2-SCHEDULE V: RIGHT TURN PROHIBITIONS FOR VEHICLES OF CERTAIN WEIGHT OR GREATER"

#1859 - AN ORDINANCE TO AMEND ARTICLE XIV "SPECIAL PERMIT PARKING" IN CHAPTER 177 OF THE CODE OF THE TOWNSHIP OF WYCKOFF "VEHICLES AND TRAFFIC" FOR THE PURPOSE OF INCREASING FEES AND ESTABLISHING A HANDICAPPED PARKING FEE IN THE COMMUTER PARKING PERMIT FEES IN SECTIONS 177-54, "CORNERSTONE CHURCH PARKING LOT" AND IN SECTION 177-54.1 "WYCKOFF COMMUNITY PARK PARKING LOT"

#1860 – AN ORDINANCE SUPPLEMENTING CHAPTER 186, "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES," OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO PROHIBIT THE SALE OF MARIJUANA WITHIN THE TOWNSHIP OF WYCKOFF

Following is the vote on the Consent Agenda:

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

IV 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
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Meeting Called To Order

Mayor Brian D. Scanlan called the regular meeting of the Wyckoff Township Committee in the Municipal Court Room to order at 8:10 pm.

Flag Salute

The Township Committee proceeded with the Pledge of Allegiance led by Mayor Brian D. Scanlan.

Invocation

The Invocation was given by Reverend Andy Kadzban from Wyckoff Reformed Church.

Attendance

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

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

Open Public Meeting Act Statement

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

Meeting Open for Public Comment

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

No one came forward to speak.

Committeeman Shanley made a motion to close the public comment time of the regular business meeting; Seconded by Committeeman Rubenstein with an affirmative vote.

Approval of the June 19, 2018 Township Committee meeting minutes:

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

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

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I Resolutions (Adoption of the following):

#18-211 Appointment of Law Enforcement Humane Officer

WHEREAS, in a letter dated May 8, 2018, from Deborah Yankow Division Director Animal Services advising of a new law (S3558/A5231) that abolished the State Society for the Prevention of Cruelty to Animals (SPCA); and,

WHEREAS, the letter requested that each municipal governing body appoint a Municipal Humane Law Enforcement Officer (MHLEO); and,

WHEREAS, the Bergen County Prosecutors Office requests each municipal governing body appoint a Municipal Humane Law Enforcement Officer; and,

WHEREAS, Police Chief David V. Murphy recommends the Township Committee appoint Police Officer Michael Teegan as the Municipal Humane Law Enforcement Officer (MHLEO).

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that Police Officer Michael Teegan is hereby appointed as the MHLEO for the Township of Wyckoff; and,

BE IT FURTHER RESOLVED, that the Municipal Clerk shall provide a certified copy of this resolution to the Chief of Police, Officer Teegan and the Board of Health secretary for distribution to the members of the Board of Health and to the Township of Wyckoff contracted Animal Control Officer.

#18-212 Close Completed Capital Grant Receivables and Authorizations for 2015 FEMA Generators

WHEREAS, certain Grant Receivables and Grant Reserves for prior years legislative grants programs are now completed and closed; and

WHEREAS, the CFO and Municipal Accountant have reviewed and audited the accounts and state that all monies have been received from the 2015 FEMA Generator Project and FEMA has approved close out of this grant, and

WHEREAS, the 2017 Annual Audit have been completed and the final balances of Ordinance 1787 FEMA Generator Project Grant Receivables and Authorizations have been verified and closed,

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Chief Financial Officer is instructed to cancel the following dedicated balances of FEMA Generator Project Grant Receivables and Authorizations Ordinance 1787 as follows:

Ord 1787	2015 FEMA Generator Project Receivables	32,840.23
	2015 FEMA Generator Project Authorizations	32,840.23

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#18-213 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 Claims Wire nos. 180701, Claims check nos. 079165 – 079255 and Trs. Dog Trust - \$838.81.

#18-214 Return of Certain Overpaid Taxes, Escrows, 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.:

Kevin Denblaker, 304 Merrywood Drive, Wyckoff, New Jersey 07481 – Sewer connection fee refund per Resolution #03-252 – Block 443/Lot 22 - \$2,418.00

TAX REFUND:

Wells Fargo Real Estate Tax Service, 1 Home Campus, Des Moines, IA 50328 – Refund of 2017 tax overpayment – Block 201/Lot 32 – 362 Sturbridge Road - \$4,849.97

David & Delores Goetschius, 790 Mountain Avenue, Wyckoff, New Jersey 07481 – State Tax Court Reduction – Block 437/Lot 9 - \$8,741.52

RECREATION:

Kathy Foley, 752 Albemarle Street, Wyckoff, New Jersey 07481 – Frisbee Refund - \$75.00

Lynn Ward, 469 Ellis Place, Wyckoff, New Jersey 07481 – Tennis Refund - \$85.00

#18-215 Proposing Ridgewood to Establish Committee to Water Rates

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WHEREAS, the governing body of the Village of Ridgewood establishes water rate increases with the adoption of a majority vote of its members present for Ridgewood Water Company; and,

WHEREAS, the water rate payers of Wyckoff, Midland Park and Glen Rock have no representation on the governing body of the Village of Ridgewood and the governing body of Ridgewood is not accountable to the water rate payers of Glen Rock, Midland Park and Wyckoff; and,

WHEREAS, the governing body of the Village of Ridgewood does not view their role as fiduciary to the water rate payers who do not elect them but who suffer the consequence of their actions; and,

WHEREAS, on 6/27/18 the governing body of the Village of Ridgewood adopted Ordinance #3636 (which re-established water rates and fees from 2010-2017) and Ordinance #3637 which amended water rates and fees for 2018 of Ridgewood Water Company by a vote of four (4) votes, with one member absent from the vote; and,

WHEREAS, the Township of Wyckoff recommends that the governing body of the Village of Ridgewood establish a committee of two representatives each from Ridgewood, Glen Rock, Midland Park and Wyckoff for the purpose of investigating and establishing a Municipal Utilities Authority to review, recommend, and approve any future rate increases and fee increases as a process to be inclusive, fair and to demonstrate a fiduciary responsibility to the water rate payers of Glen Rock, Midland Park and Wyckoff for Ridgewood Water Company.

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 the Village of Ridgewood Governing Body establish a committee of two representatives each from Ridgewood, Glen Rock, Midland Park and Wyckoff for the purpose of investigating establishing a Municipal Utilities Authority to review, recommend, and approve any future rate increases and fee increases as a process to be inclusive, fair, transparent and to demonstrate a fiduciary responsibility to the water rate payers of Glen Rock, Midland Park and Wyckoff for Ridgewood Water Company.

BE IT FURTHER RESOLVED, that the Municipal Clerk forward certified copies of this resolution to the Mayors, Governing Body Members and Municipal Administrators of Midland Park, Glen Rock and Ridgewood, District 38 and 40 Legislators and the New Jersey Board of Public Utility Members.

#18-216 Authorize Road Closure for Lafayette Avenue

WHEREAS, the Township of Wyckoff is the recipient of a New Jersey Department of Transportation (NJDOT) trust fund grant after a competitive application process to improve Lafayette Avenue this summer; and,

WHEREAS, in order to perform this work in a safe manner, a road closure and detour is hereby recommended by the Wyckoff Police Department.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Wyckoff Police Department is authorized to establish road closures and detour routes as the work progresses along Lafayette Avenue for the purpose of vehicle, pedestrian and worker safety.

#18-217 Memorialize Road Closure on Crescent Avenue

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WHEREAS, a road closure is required to remove approximately six (6) trees at the corner of Crescent Avenue and Brookside Avenue in preparation for the Crescent Avenue NJDOT grant funded project soon to start; and,

WHEREAS, the removal of these trees will improve motorists sight visibility at the intersection; and,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that Crescent Avenue is hereby authorized for closure and this Police Department recommendation is memorialized for Friday, June 29, 2018 to allow for this work to be conducted safely.

II Motions

- a. Approve the New Jersey Firefighter's application from Wyckoff Volunteer Junior Firefighter Clayton Alnor as a full member of Wyckoff Volunteer Fire Company #1.
- b. Change employment status from probationary police officer to regular police officer for Joseph Fullam.
- c. Approve ten (10) day temporary sign request from the Health Stop to advertise product sampling event.
- d. Authorize request from Lukoil located at 671 Wyckoff Avenue for a classic car show on Sunday, July 22, 2018 from 11am to 5pm.

III Ordinances – Introductions

ORDINANCE NO. 1858

AN ORDINANCE TO AMEND ARTICLE XII "SCHEDULES" IN CHAPTER 177 OF THE CODE OF THE TOWNSHIP OF WYCKOFF "VEHICLES AND TRAFFIC" FOR THE PURPOSE OF ESTABLISHING A NEW SECTION, "177-52.2-SCHEDULE V: RIGHT TURN PROHIBITIONS FOR VEHICLES OF CERTAIN WEIGHT OR GREATER"

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Section 177-52.2, schedule V: Right turn prohibition for vehicles of certain weight or greater" is hereby established.

SECTION 1

Section 177-52.2-Schedule V: Right turn prohibitions for vehicles of certain weight or greater.

Trucks with a vehicle weight of 10 tons or greater when traveling on Wyckoff Avenue in the southbound direction are prohibited from making a right turn to travel westbound on Franklin Avenue.

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SECTION 2 - Except as hereby modified all other sections of Article XII, Schedules, in Chapters 177-33 – through Chapters 177-52.1 shall remain in full force and effect.

SECTION 3 - This Ordinance shall take effect upon final passage and publication accord.

ORDINANCE #1859

AN ORDINANCE TO AMEND ARTICLE XIV “SPECIAL PERMIT PARKING” IN CHAPTER 177 OF THE CODE OF THE TOWNSHIP OF WYCKOFF “VEHICLES AND TRAFFIC” FOR THE PURPOSE OF INCREASING FEES AND ESTABLISHING A HANDICAPPED PARKING FEE IN THE COMMUTER PARKING PERMIT FEES IN SECTIONS 177-54, ”CORNERSTONE CHURCH PARKING LOT” AND IN SECTION 177-54.1 ”WYCKOFF COMMUNITY PARK PARKING LOT”.

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that Sections 177-54, “Cornerstone Church Parking Lot”, and 177-54.1, “Wyckoff Community Park Parking Lot” are hereby amended to reads as follows:

SECTION 1

Section 177-54 D. Application for permit; fees; issuance of permits.

D. Application for permit; fees; issuance of permits.

(1) Annual applications for permits shall be made on forms furnished by the Township Clerk’s Office and shall be available at the Township Clerk’s office.

(2) Fee for parking permit and replacement permit.

(a) The fee for a parking permit for a licensing year, for resident of the Township of Wyckoff shall be ~~\$126.00~~ \$130.00, and for nonresidents, ~~\$303.00~~ \$310.00.

(b) The fee for a replacement parking permit for a licensing year for residents and nonresidents is \$25.00.

(c) The fee for a parking permit for the period of May 15th through September 15th of a licensing year, for residents of the Township of Wyckoff shall be ~~\$60.00~~ \$61.00; and for non-residents; ~~\$80.00~~ \$82.00.

(d) The fee for a handicap parking permit for a licensing year, for a resident of the Township of Wyckoff shall be \$110.00 and for non-residents, \$290.00.

(3) A parking permit may be displayed on family-owned or leased vehicles only and is not transferable.

(4) The number of parking permits to be issued for any licensing year

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shall be determined by the Township Committee of the Township of Wyckoff.

(5) All fees shall not be proratable for the period between the date of issuance of the permit and the end of the licensing year. The licensing year shall commence on the first day of January and end on the 31st day of December.

SECTION 2

Section 177-54.1 D. Application for permit; fees; issuance of permits.

(1) Annual applications for permits shall be made on forms furnished by the Township Clerk's office and shall be available at the Township Clerk's office.

(2) Fee for parking permit and replacement permit.

(a) The fee for a parking permit for a licensing year, for resident of the Township of Wyckoff shall be ~~\$126.00~~ \$130.00, and for nonresidents, ~~\$303.00~~ \$310.00.

(b) The fee for a replacement parking permit for a licensing year for residents and nonresidents is \$25.00.

(c) The fee for a parking permit for the period of May 15th through September 15th of a licensing year for residents shall be ~~\$60.00~~ \$61.00; and non-residents; ~~\$80.00~~ \$82.00.

(d) The fee for a handicap permit for a licensing year, for a resident of the Township of Wyckoff shall be \$110.00 and for a non-resident, \$290.00.

(3) A parking permit may be displayed on family-owned or leased vehicles only and is not transferable.

(4) The number of parking permits to be issued for any licensing year shall be determined by the Township Committee of the Township of Wyckoff.

(5) All fees shall not be proratable for the period between the date of issuance of the permit and the end of the licensing year. The licensing year shall commence on the first day of January and end on the 31st day of December.

SECTION 3 – Except as hereby amended, all other sections of Article XIV, special permit parking in Chapter 177 of The Code of the Township of Wyckoff remain in full force and effect.

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

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AN ORDINANCE SUPPLEMENTING CHAPTER 186, "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES," OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO PROHIBIT THE SALE OF MARIJUANA WITHIN THE TOWNSHIP

WHEREAS, the New Jersey Legislature is considering the legalization and/or decriminalization of the distribution, sale and/or consumption of marijuana within the State; and

WHEREAS, the Township Committee of the Township of Wyckoff considers the sale of marijuana within the Township to be detrimental to the public health, safety and welfare, and inimical to the current zoning of the Township; and

WHEREAS, the Township Committee desires to amend the Township of Wyckoff Land Development Code so as to provide a safe environment for all of the citizens of Wyckoff in response to the State Legislature potentially legalizing the use and sale of marijuana in the State of New Jersey; and

WHEREAS, the Township of Wyckoff has determined that the sale and distribution of marijuana presents special concerns of safety, security and general nuisances that arise as the result of the use of drugs and substances that can affect the youth of the Township and others; and

WHEREAS, given the current Comprehensive Master Plan of the Township of Wyckoff and the Development Ordinances implementing that plan there are no areas where the sale of and distribution of recreational marijuana can be safely established given the overwhelming security and safety concerns.

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

Section 1. That Chapter 186, entitled "Zoning," Section 186-22, "Regulations applying to all zones," shall be amended to add new subparagraph W., prohibiting the sale of marijuana and marijuana paraphernalia, as follows:

Section 186-22. Regulations applying to all zones.

W. The sale of marijuana and paraphernalia including but not limited to equipment and/or devices associated with marijuana use is hereby prohibited in all zoning districts, except medical marijuana prescribed by a physician and dispensed by a licensed pharmacist.

Section 2. Repealer. All ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflict.

Section 3. Severability. If any section, part of any section or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The Township Committee of the Township of Wyckoff declares that it would have passed the ordinance and each section thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 4. Effective Date. This Ordinance shall take effect immediately

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upon passage and publication according to law.

Ordinance #1860 Discussion

Committeewoman Rubenstein said, with reference to Ordinance #1860, that she read on Wyckoff Moms blog site a reference to the direct sale of CBD (Cannabidiol). A discussion ensued, and the Township Attorney was asked to research if CBD is the drug component of marijuana and other products or unregulated products associated with the sale of marijuana.

Following is the vote on the Consent Agenda:

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

IV Meeting adjourned 8:20 p.m.

Brian D. Scanlan
Mayor

Joyce C. Santimauro
Municipal Clerk