

**TOWNSHIP OF WYCKOFF  
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING  
SECOND FLOOR MUNICIPAL COURT ROOM  
TUESDAY, MAY 15, 2018 – 7:00 P.M.**

Mayor Brian D. Scanlan opened the Open Work Session Meeting at 7:00 p.m. in the second floor municipal court room.

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

**Present:** Mayor Brian D. Scanlan, Committeemen Thomas J. Madigan, Rudolf E. Boonstra, Timothy E. Shanley and Melissa D. Rubenstein

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

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

There was no public comment.

Committeeman Madigan motioned to close the public comment period, seconded by Committeeman Shanley with an affirmative voice vote.

Mayor Scanlan advised that the Finance Committee has reviewed and signed vouchers.

**Review/Additions to the 8:00 p.m. Agenda:**

1. Closed Session discussions are placed on the Agenda regarding recent developments in the affordable housing litigation and the Ridgewood Water Litigation.
2. Boswell Engineering has received approval from the New Jersey Department of Transportation (NJDOT) to advertise for competitive sealed bidding for the Lafayette Avenue Resurfacing Improvement Project funded by a NJDOT Grant.
3. An ordinance has been listed this evening to appropriate funds from sewer capital for a sewer trunk extension to Wyckoff Avenue and for connection of dry sewers on Brownstone Court.
4. The Administrator reviewed a 5/11/18 recommendation from the Township Engineer to authorize a one (1) lot sanitary sewer extension for 424 Colony Court. The Township Committee agreed to add this to the agenda as a motion.
5. The governing body discussed at length a shared service agreement that would allow the Wyckoff Volunteer Fire Department to store a trailer and boats from Bergen County in exchange for training and use of said boats. The Township Attorney disclosed the insurance requirements and indemnification language. The Township Attorney advised that the agreement allows the Township to cancel with only a thirty (30) day notice. An e-mail was received from the Township's Municipal Risk

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Consultant indicating that the Joint Insurance Fund (JIF) would insure this shared service. The Township Committee determined to approve this shared service this evening.

5. The Township Committee received an update from Mr. Madigan, Liaison the Memorial Day Parade Committee with regard to the status of the Memorial Day Parade. A meeting is scheduled for Wednesday, May 16, 2018 at 7:30 p.m. at Fire Co. #1. The one (1) day liquor license application has been submitted to the State. Further updates will be provided after the meeting on Wednesday.
6. A request was received from Howard Woodbury, Jr., a member of the Wyckoff based group, Coastal Fly Fishing Club to utilize the Larkin House one (1) night a month in exchange for paying \$35.00 per meeting and agreeing to provide four (4) members of the fishing club to assist the Township at the annual fishing derby on Saturday, June 2, 2018. Also, two (2) instructional seminars at no charge will be provided to Wyckoff residents annually for tutorials on fishing. The Township Committee agreed.
7. With regard to a suggested letter to District 40 Legislators to effectuate change as it relates to two (2) laws which involve water rates that have unintended consequences, the Township Committee determined to carry the suggested letter to the next meeting to achieve unanimous agreement. Formal action will be taken at that time.

**Township Committee Reports:**

**Rudy Boonstra:**

1. Mr. Boonstra delivered the shared service to the Northwest Bergen County Utilities Authority this morning. The approval of the shared service will be listed on the authority's agenda for this evening. The builder for the Meer Property five (5) lot subdivision has closed on the property and has paid the five (5) sewer capitalization recapture fees to the authority. Mr. Boonstra thanked Robert Landel, Bob Shannon, Scott Fisher, Peter TenKate and Mark DiGennaro for their assistance in making this shared service a reality.
2. Mr. Boonstra thanked and recognized the Wyckoff DPW Crews for completing the second full round of leaf collection on Monday, May 14, 2018.
3. The week of May 14, 2018 is National Police Week. Mr. Boonstra and Committeeman Madigan visited the police department this morning on the shift change and spoke with officers on both shifts and provided coffee "and." They will revisit the department tomorrow.
4. Mr. Boonstra participated in the Ground Breaking Ceremony for the United Way of Bergen County housing for developmentally challenged individuals at 370 Clinton Avenue on Saturday, May 5, 2018.
5. A meeting was conducted on Monday, May 14, 2018 concerning the Maple Lake Affordable Housing Litigation.

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6. Mr. Boonstra attended the Annual Golf Outing Fundraiser/Dinner sponsored by the Wyckoff Volunteer Fire Department. Thank you to Howie Felixbrod from the Blue Moon Café and Mitch Roman for organizing this fundraiser event.
7. Mr. Boonstra attended the “Touch the Truck” event at the Wyckoff Reformed Church.
8. The recent Planning Board Meeting approved the site plan for Jersey Mike’s Subs application on Godwin Avenue (a retail food store).

**Melissa Rubenstein:**

1. Ms. Rubenstein attended the Ramapo/Indian Hills Regional Board of Education Meeting where the district adopted their new budget totaling \$55.8 million dollars. An average increase of \$108.60 per household is anticipated.
2. As it relates to the ongoing labor negotiations at the Ramapo/Indian Hills Regional High School District with the teachers union, a second fact finder had issued a report. The Board of Education approved the report however, the teachers rejected the report.
3. Ms. Rubenstein stated it was an honor to attend the United Way of Bergen County’s Ground Breaking Ceremony for the special need housing at 370 Clinton Avenue on Saturday, May 5, 2018.
4. Ms. Rubenstein attended the Wyckoff K-8 Board of Education Meeting where routine business was conducted as well as the announcement of a new art program at the elementary schools.
5. Ms. Rubenstein requested to have a previous proclamation honoring past President Dorothy Voorman-Fish resubmitted in proclamation form.
6. The focus of the Wyckoff Board of Health presence at Wyckoff Day on Saturday, June 2, 2018 will be “Tick Prevention.”
7. A resident who operates “Creative Cooks” had contacted Ms. Rubenstein to volunteer on the Wyckoff Wellness Committee. Mayor Scanlan requested a list of members on the committee and Ms. Rubenstein indicated that she would like to volunteer on this committee.
8. As it relates to the Memorial Day Parade, Ms. Rubenstein asked Committeeman Madigan if the parade committee raises funds and questioned the optics of their discussion concerning the establishment of a “Go Fund Me” page. It was noted that the governing body appropriates a set amount of funds each year for the parade. This money is not dispensed to the committee; it is expended via regulations for various aspects of the parade through the Municipal Clerk. However, the Parade Committee does raise funds for additional features of the parade as well.

**Thomas Madigan:**

1. The flags in Town Hall are flown at half-staff this week to honor National Police Week and the Wyckoff Police Department.
2. A resolution is listed on the Agenda this evening recognizing our police officers for their dedication to service. Mr. Madigan and Committeeman

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Boonstra visited the police department this morning during the shift change and provided coffee “and” to the officers.

3. Mr. Madigan thanked Howie Felixbrod and Mitch Roman for again providing a fundraiser to benefit the Wyckoff Volunteer Fire Department. This is the fifth consecutive year they have so generously donated to the fire department.
4. Thanks are extended to Tim Murray and Joe Alvarez of Fire Co. #1 who provided Mr. Madigan with updates regarding the shared service for the trailer and boat program that the fire department is participating with Bergen County.

**Timothy Shanley:**

1. Mr. Shanley thanked Mr. Felixbrod and Mr. Roman for organizing the Annual Golf Outing Fundraiser/Dinner to benefit the Wyckoff Volunteer Fire Department.
2. Mr. Shanley was honored to have attended the Ground Breaking Ceremony for the United Way of Bergen County special needs housing at 370 Clinton Avenue on Saturday, May 5, 2018.
3. Mr. Shanley, Mayor Scanlan, Administrator Shannon, Assemblyman DePhillips and Assemblyman Rooney met with executives from Orange & Rockland Utilities, including the Vice president of Operations and Vice President of Customer Service to discuss the O & R effort during Winter Storms Riley and Quinn. Mr. Shanley remarked that he was “not overly impressed” with the comments made by the O & R Executives specifically, the reliance of “smart meters” to alert Orange & Rockland whenever a home or homes are without electric service. The executives provided a map that shows Wyckoff at the end of the Orange & Rockland service area and is fed by two (2) sub-stations; one (1) in Allendale and one (1) in Franklin Lakes. Orange & Rockland will spend 5.5 million dollars to re-install the electric wires underground along Brookside Avenue in Allendale and Wyckoff.  
Mr. Shanley inquired as to why it took Orange & Rockland 1 ½ hours to respond to shut off the power to a Wyckoff residence as the fire department waited 1 ½ hours for an Orange & Rockland crew to respond. No answer was provided.  
During the meeting, Orange & Rockland advised they have 120 linemen to service their ninety-two (92) communities in seven (7) counties. It appears they need additional staff.
4. On Monday, May 14, 2018 Mr. Shanley attended the Village of Ridgewood Council Meeting where the Village Council was further considering adjusting the water rate fees from the period 2010-2017 and for year 2018. The public hearing has been carried until Monday, June 25, 2018 at 7:00 p.m. At that time, the three (3) town alliance will have their attorney and expert to testify and cross-examine the Ridgewood Water Advocate Expert.
5. Mr. Shanley reported that he, Administrator Shannon, Attorney Landel and Committeewoman Rubenstein will meet with two (2) members of the football boosters at 7:00 p.m. at Town Hall to discuss their efforts to install artificial turf field at Memorial Field.

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6. The Board of Adjustment has a special meeting scheduled on Tuesday, May 22, 2018 to review the Christian Health Care Center application pertaining to a traffic signal at Cedar Hill and Sicomac Avenues.
7. A purchase order was issued today by Bob Shannon for a plaque to designate the Ben Landel Memorial Field at the Pulis Athletic Complex. A ceremony is scheduled for Saturday, June 16, 2018.
8. Orange and Rockland sent a two (2) page memo today concerning their future plans for responding to power restoration needs. Committeeman Boonstra questioned whether Orange & Rockland should be applying to the Board of Adjustment to install the antennas on light poles that help their smart meters function specifically, are they subject to the ordinance or do they have a right to exist in the right-of-way. The Township Attorney will further explore the specific parameters on this question.

At 8:05 p.m. the Township Committee recesses the Open Work Session discussion of the Open Public Meeting to conduct the Public Business Meeting.

At 8:25 p.m. the Township Committee reconvenes the Open Work Session discussion of the Open Public Work Session Meeting voting as follows:

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

**Mayor Scanlan:**

1. Mayor Scanlan attended the food truck event at Eisenhower Middle School on Friday, May 4, 2018. Over \$11,000 was raised for the American Cancer Society.
2. Mayor Scanlan also attended the Ground Breaking Ceremony at 370 Clinton Avenue for United way of Bergen County's home for individuals with developmental disabilities. Thank you to Mr. Landel and Mr. Shannon and past governing body members for making this vision a reality.
3. Many thanks to Howie Felixbrod and Mitch Roman for sponsoring the annual golf outing fundraiser/dinner to benefit the Wyckoff Volunteer Fire Department.
4. Mayor Scanlan attended the final meeting of the Wyckoff Day Committee representing the Township of Wyckoff. The event is scheduled for Saturday, June 2, 2018 at the campus of the Wyckoff Family YMCA.
5. Mayor Scanlan attended a May 11, 2018 event at Sicomac School where the school hosted a Healthy Living Fair.
6. Mayor Scanlan attended the Northwest Bergen Mayors Association Meeting on Saturday, May 12, 2018 conducted in Ho-Ho-Kus. A significant discussion focused on the fact that the New Jersey DEP has refused the request by the Borough of Saddle River to permit that municipality to capture and sterilize deer. This decision leaves the Borough of Saddle River with the only option of lethal methods.
7. Mayor Scanlan requested a copy of the Access for All member roster. The Administrator will provide him a copy.

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8. Mayor Scanlan discussed the letter from the Northwest Bergen Mayors Association and signed by all thirteen (13) mayors and being sent to the U.S. Department of the Treasury regarding the S.A.L.T. Issue. The governing body discussed this at length and at issue – a tax obligation is not a donation. Although the State is indicating that a municipality can accept a donation towards a tax obligation, this letter and a separate letter sent by Mayor Scanlan requests the I.R.S. to provide a clarification whether they will consider a payment of taxes in this regard a tax exempt donation. It was also noted that the State of New Jersey has capped its deductible amount of real estate taxes and income taxes as \$10,000. Committeeman Shanley will draft a letter to the State of New Jersey requesting a modification of this \$10,000 cap for the residents.
9. Mayor Scanlan requested that the Police Committee review with Chief Murphy the speed limit on Newtown Road to make it 25 miles per hour along the entire length.
10. Mayor Scanlan noted there was no reporter in attendance this evening.

**Administrator Report:**

1. On Monday, June 4, 2018 at 7:00 p.m. the junior members of the Environmental Commission will explain their environment projects.
2. On June 4, 2018 at 8:00 p.m. the Presentation of Certificate to Matthew Chagares – the New Jersey League of Municipalities Future Municipal Leader's Program.
3. June 4, 2018 – 8:00 p.m. – two (2) public hearings for the Bergen County Open Space Grant Applications.
4. 2019 suggested calendar theme – Environmental Resources Inventory. Township Committee approved.
5. Ceremony for the Ben Landel Field on Saturday, June 16, 2018 at 1:00 p.m.
6. A pre-construction meeting was conducted on Tuesday, May 8, 2018 for a New Jersey Department of Transportation (NJDOT) Grant funded project for Crescent Avenue – Section 3. Work is set to begin the week of June 25, 2018.
7. Annual road paving project – bids are due by Friday, May 18, 2018.
8. Police are performing a traffic study on Lafayette Avenue. Expect an ordinance to reflect the Police Chief's recommendation speed limit reduced to 25 mph.
9. A request for a governing body member to coordinate the Rose Garden Program.
10. The Wyckoff Chamber of Commerce will be honoring Bob Shannon with their "Excellence in Citizenship & Service Award" on Monday, June 11, 2018 at 6:00 p.m.
11. A fine was issued for construction work performed on a home at Lyons Street without a permit.

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12. The DPW completed the second round of leaf collection on May, 14, 2018.
13. Three (3) public information bulletins were issued to alert residents to “Recycle – Right” to prevent rejected loads at the recycling plant.

**Township Attorney Report:**

1. Mr. Landel will review with the governing body the status of the affordable housing litigation in Closed Session.
2. Mr. Landel completed the developer’s agreement for the Brooks Builders five (5) lot subdivision on Wyckoff Avenue.
3. Mr. Landel completed the agreement with the Northwest Bergen County Utilities Authority for the extension of a sanitary sewer trunk line.
4. Mr. Landel completed the shared service regarding the boat and trailer agreement requested by the fire department.
5. Mr. Landel assisted Nancy Garvey, President of Barrister Farms Condominium Association with access to an affordable housing unit.
6. Thomas Garlick, Esq., Associate to Mr. Landel is preparing a bankruptcy development with a property at 100 Edison Street.
7. Mr. Landel invited everyone to participate in a “Relay for Life” Walk at the Indian Hills High School Track Field on Friday, May 18, 2018 at 5:00 p.m.

At 8:50 p.m. the Township Committee recesses the Open Work Session discussion to enter in Closed Session via Resolution #18-C15 & #18-C16.

At 10:20 p.m. the Township Committee reconvenes the Open Work Session discussion of the Open Public Work Session Meeting voting as follows:

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

The Open Work Session Meeting adjourned at 10:20 p.m.

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Brian D. Scanlan  
Mayor

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Joyce C. Santimauro  
Municipal Clerk