

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, APRIL 2, 2019**

(Revised April 1, 2019)

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
TUESDAY, APRIL 2, 2019 - 7:00 P.M.**

1. 7:00 pm Work Session Meeting called to order by Mayor Thomas J. Madigan
2. Roll call of Township Committee
3. Reading of "Open Work Session" statement by Mrs. Santimauro
4. Confirm Finance Committee has reviewed and signed vouchers and that Mayor and Municipal Clerk have signed any necessary documents
5. 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.
6. Review of 8:00 p.m. Business Meeting Agenda – Administrator
7. Review of Policy Action Items – Administrator
8.
 - a. Report of Township Committee
 - b. Report of Administrator
 - c. Report of Attorney
9. Recess Work Session Meeting to conduct 8:00 pm Business Meeting
10. Reconvene Work Session Meeting
11. 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
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
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**TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, APRIL 2, 2019 - 8:00 PM**

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Thomas J. Madigan
2. Flag Salute
3. Invocation given by Reverend Scott Boswick from Grace United Methodist Church
4. Reading of the "Open Public Meetings Act" statement by Mrs. Santimauro
5. Roll call of the Township Committee
6. Presentation of Proclamations recognizing James Abma, Jr. who was honored as an Outstanding Young Farmer on February 6, 2019 by the New Jersey Department of Agriculture and James and Anna Abma as Outstanding Young Farmers.
7. Public Hearing for Bergen County Open Space Grant application
 - 7.1 Public Comment & Hearing on Grant application for the Bergen County Open Space Park Improvement Grant Application Program.

Vote to open the hearing for public comment.

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

Vote to close the hearing for public comment.

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

8. 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.
9. Approval of the March 19, 2019 Township Committee Work Session and Regular Business meeting minutes:

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

10. **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):

- | | |
|---------|-------------------------------------------------------------------------|
| #19-162 | Recognize New Jersey Local Government Week |
| #19-163 | Authorize Agreement for Bergen County Open Space Park Improvement Grant |
| #19-164 | Authorization to Pay Bills |
| #19-165 | Return of Certain Overpaid Taxes, etc. |
| #19-166 | In Recognition of National Public Health Week |

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- | | |
|---------|---------------------------------------------------------------------------|
| #19-167 | Authorize Purchase in Accordance with NJSA 40A:11-13(d) and NJAC 5:3-9(d) |
| #19-168 | Award Contract for Fire Department Turnout Gear |
| #19-169 | Cancel Unexpended and Complete Improvement Authorizations |
| #19-170 | Authorize Edmund's and Assoc. MCSJ Hosting Services |
| #19-171 | Reduce Performance Guarantee – Shop Rite |
| #19-172 | Authorize Acceptance of Grant |
| #19-173 | Distracted Driving Crackdown – April 1–21, 2019 |
| #19-174 | Award of Contract – Pay to Play Compliance |
| #19-175 | Award of Contract – Pay to Play Compliance |
| #19-176 | Developmental Disabilities Awareness Month |

II Motions

a. Authorize the annual festival fundraiser at Saint Nicholas Greek Orthodox Church scheduled for September 20-September 21, 2019 located at 467 Grandview Avenue. The festival request includes ten day temporary signs, food sales with food handlers permits, parking with guidance from the police department and use of Coolidge School, Abundant Life, Hawthorne Gospel & Cedar Hill Churches, amusements for children, social affair permit for selling and serving alcohol, 50/50 raffle, on-site security and a tent. The fire department access will not be blocked.

b. Approve the ten day temporary sign request from the Health Stop, located at 291 Franklin Avenue, for temporary signs advertising Card Readings and Biosyntonie.

c. Approve the request for the Parade Committee to serve beer after Memorial Day parade until 3:00 pm. Beer is not to be advertised; served in 12 oz cups; limit of two 12 oz beers per person; location for serving is behind Fire Co. #1; license from the ABC is required; beer to be served by Knights of Columbus; after ID check wrist bands are adhered. Approval if granted would be for 2019 only. Approval is subject to Parade Chairman consultation with Police Chief.

d. Approve Parade Committee request for air cannon/simulated firing vehicle after parade. Air cannon/simulated firing vehicle must be an appropriate distance from homes, library and playground behind Fire Co. #1; vehicle is not to be driven in parade; before simulated shooting there must be an announcement made to notify the public outside Fire Co. #1. Approval if granted would be for 2019 only. Approval is subject to Parade Chairman consultation with Police Chief.

Following is the vote on the Consent Agenda:

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

III Ordinance – Public Hearing/Further Consideration

#1872 - AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

PAGE NO.

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

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Meeting Called To Order

Mayor Thomas J. Madigan 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 Aiden Mack from Boy Scout Troop 89.

Invocation

The Invocation was given by Reverend Boswick from Grace United Methodist Church.

Attendance

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

Presentation of Proclamations recognizing James Abma, Jr. who was honored as an Outstanding Young Farmer on February 6, 2019 by the New Jersey Department of Agriculture and James and Anna Abma as Outstanding Young Farmers.

WHEREAS, the "New Jersey Young Farmer of the Year Award" was bestowed by the New Jersey Department of Agriculture, at its February 6, 2019 Conference, to James Abma, Jr. in grateful recognition of his dedication to improving New Jersey's agricultural industry; and

WHEREAS, the Township of Wyckoff is proud to have Abma's Farm located in the Township of Wyckoff; and

WHEREAS, Wyckoff residents have long considered Abma's Farm a treasure in our community; and

WHEREAS, Jim Abma, Jr. is a Wyckoff Volunteer firefighter who further serves the Wyckoff community; and

WHEREAS, Jim Abma, Jr. continues the Abma family legacy of farming, following his father, James, who was the 1991 recipient of the New Jersey Young Farmer of the Year Award.

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NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that **James Abma, Jr.** is hereby commended for weaving a part of himself into our community through the dedicated services he has rendered, and we further extend to him our best wishes for continued success in the years ahead.

April 2, 2019

Thomas J. Madigan, Mayor
Rudolf E. Boonstra
Melissa D. Rubenstein
Brian D. Scanlan
Timothy E. Shanley

WHEREAS, James Abma, Jr. and Anna Abma were recently nationally recognized as “**Outstanding Young Farmers**” by the oldest farmer recognition program in the United States; and

WHEREAS, Abma’s Farm has been a community treasure in Wyckoff for 85 years and farmed by five generations of the Abma family; and

WHEREAS, Jim and Anna farm a total of 150 acres selling “Jersey Fresh” produce at their 200 plus year old Dutch style barn converted into a thriving farm market with a “scratch” bakery and gourmet kitchen; and,

WHEREAS, Abma’s Farm remains Bergen County’s only working produce and poultry farm; and,

WHEREAS, Abma’s Farm produce is highly prized and sought after by local farm-to-table restaurants and a supermarket chain; and

WHEREAS, Jim Abma, Jr. serves his community as a member of Bergen County Board of Agriculture and has served as a Wyckoff Volunteer Fire Fighter for twelve years and for ten years, Anna has been a volunteer with the Wyckoff Volunteer Ambulance Corps; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that **James Abma, Jr. and Anna Abma** are hereby recognized and thanked for their commitment to farming and to the Wyckoff community through their many outstanding years of service and volunteer efforts they have provided and we further extend to them our best wishes for good health, happiness and continued success.

April 2, 2019

Thomas J. Madigan, Mayor
Rudolf E. Boonstra
Melissa D. Rubenstein
Brian D. Scanlan
Timothy E. Shanley

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Public Hearing for Bergen County Open Space Grant application

**CERTIFICATION FOR APRIL 2, 2019, 8:00 PM PUBLIC HEARING
FOR 2019 OPEN SPACE PARK IMPROVEMENT GRANT**

I, Joyce Santimauro, Municipal Clerk for the Township of Wyckoff certify that a legal advertisement was published in the March 22, 2019 issue of the Ridgewood News. A display advert, larger than the size of a business card, was published in the March 22, 2019 issue of the Ridgewood News. Each advertisement was published eleven days before the date of the public hearing.

A notice was posted on the municipal clerk's bulletin board where notices are customarily posted and on the Township of Wyckoff web site Wyckoff-nj.com at "Legal Notices from the Clerk" easily accessed from the home page.

Attached to this notice are the publisher's affidavits of publication of the two (2) aforementioned legal notices.

Joyce C. Santimauro
Municipal Clerk

Public Comment & Hearing on Grant application for the Bergen County Open Space Park Improvement Grant Application Program.

Vote to open the hearing for public comment.

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

Vote to close the hearing for public comment.

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

Meeting Open for Public Comment

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

No one came forward to speak.

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

Approval of the March 19, 2019 Township Committee Work Session and Regular Business meeting minutes:

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

#19-162 Recognize New Jersey Local Government Week

WHEREAS, 4-7-19 to 4-13-19 is the first New Jersey Local Government Week; and,

WHEREAS, local government is the government closest to most citizens and the one with the most direct daily impact upon its residents; and,

WHEREAS, local government provides services and programs that enhance the quality of life for residents, making their municipality their home; and,

WHEREAS, local government is administered for and by its citizens, and is dependent upon public commitment to and understanding of its many responsibilities; and,

WHEREAS, local government officials and employees share the responsibility to pass along the understanding of public services and their benefits; and,

WHEREAS, NJ Local Government Week offers an important opportunity for elected officials and local government staff to spread the word to all citizens of New Jersey to volunteer in their government and community; and,

WHEREAS, the NJ State League of Municipalities and its member municipalities have joined together to teach citizens about municipal government through a variety of activities and social media postings.

NOW, THEREOFRE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they do hereby encourage all citizens to volunteer in their community and participate in its many activities and programs.

#19-163 Authorize Agreement for Bergen County Open Space Park Improvement Grant

BE IT RESOLVED, that the Township Committee of the Township of Wyckoff wish to enter into a Bergen Country Trust Fund Project ("Contract") with the County of Bergen for the purpose of using \$100,000 matching grant award from the 2018 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund ("Trust Fund") for the municipal park project entitled "Memorial Field Complex: Turf/ADA Compliant Trail, located in the Township of Wyckoff, on the tax maps of the Township of Wyckoff; and,

BE IT FURTHER RESOLVED, that the Township Committee hereby authorize Thomas J. Madigan, Mayor and Joyce C. Santimauro, Municipal Clerk to be signatories on the grant agreement.

BE IT FURTHER RESOLVED, that the Township Committee hereby acknowledges that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about March 6, 2021; and,

BE IT FURTHER RESOLVED, that the Township Committee acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal voucher, invoices, proofs of payment, and other such documents as may be required by the county in accordance with the Trust Fund's requirements; and,

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BE IT FURTHER RESOLVED, that the Township Committee acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible construction costs incurred (not to exceed the total grant award) applied towards only the approved park improvements identified in the aforesaid contract in accordance with the Trust Fund's requirements. Professional Services Costs may be reimbursed from grant award's unexpended balance, should there be a balance.

#19-164 Authorization to Pay Bills

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

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

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. 17907 – 17931 Payroll A/C, Direct Deposit Vouchers no. 10907 - 10965, Library Payroll check no. 1421, Library Direct Deposit Vouchers no. 4550 - 4584, Claims Wire nos. 190401, 190402 & 190403, Dog Trust Trs. - \$1,517.77 and Claims check nos. 080870 - 080970.

#19-165 Return of Certain Overpaid Taxes, etc.

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

POLICE DEPT.:

Jose A. Lopez Torres, 98 Crescent Avenue, Wyckoff, New Jersey 07481 – Cash found @ YMCA and TOT Wyckoff Police - \$65.00

BOARD OF ADJUSTMENT:

Brian & Stephanie Smyj, 383 Sicomac Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 435/Lot 8 - \$1,225.00

TAX REFUND:

Paul & Diana Hopf, 735 Mountain Avenue, Wyckoff, New Jersey 07481 – Refund 2018 tax overpayment (homestead rebate) – Block 434/Lot 15 - \$353.69

Dragan & Vesna Stojkovski, 701 Mountain Avenue, Wyckoff, New Jersey 07481 – State Tax Court Judgement – Block 436/Lot 26 - \$2,814.80

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Douglas Standriff, 25 E. Spring Valley Road, Suite 330, Maywood, New jersey 07607 – State Tax Court Appeals: Block 436/Lot 25 – 672 Birchwood Drive - \$11,050.07 & Block 411/Lot 34 – 510 harvest Court - \$1,509.15

RECREATION:

Joseph Smotkin, 460 Mystic Court, Wyckoff, New Jersey 07481 – Travel Baseball Refund - \$210.00

#19-166 In Recognition of National Public Health Week

WHEREAS, the week of April 2, 2019 thru April 8, 2019 is National Public Health Week; and,

WHEREAS, there is a significant difference in the health status of individuals with different abilities and demographics, such as obesity, poor mental health and infectious disease, of people living in the healthiest States compared to people living in the least healthy States; and,

WHEREAS, according to the National Academy of Medicine, despite being one of the wealthiest nations in the world, the United States ranks below many other economically prosperous and developing countries with respect to measures of health, including life expectancy, infant mortality and maternal mortality rates; and,

WHEREAS, life expectancy for the Unites States population declined for the second year in a row and the leading causes of deaths are among the most common, costly and preventable of all health problems; and,

WHEREAS, the value of a strong health system is in the air we breathe, the water we drink, the food we eat and the places where we all live, learn, work, worship and play; and,

WHEREAS, public health organizations use National Public Health week to educate the public, policymakers and public health professionals on issues that are important to improving the health of the people of the United States; and,

WHEREAS, in communities across the United States, people are changing the way they care for their health by avoiding tobacco use, eating healthier, becoming more physically active and preventing unintentional injuries at home and in the workplace; and,

WHEREAS, the Township of Wyckoff's website (wyckoff-nj.com) under "**Board of Health**" provides public health resources and information designed to promote the public health of the Wyckoff Community.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they recognize April 2-8, 2019 as National Public Health Week and thank the members of the Wyckoff Board of Health for their dedicated service.

#19-167 Authorize Purchase in Accordance with NJSA 40A:11-13(d) and NJAC 5:3-9(d)

WHEREAS, the Township of Wyckoff operates as the lead agency for a cooperative pricing system for the municipalities of Wyckoff, Franklin Lakes and Oakland; and,

WHEREAS, the Township of Wyckoff acting as the lead agency has captured competitive pricing for many firefighting items resulting in cost significantly less

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than the price paid in previous years when advertised sealed competitive bidding was not performed; and,

WHEREAS, the Township of Wyckoff intends to utilize advertised sealed competitive bidding to obtain the “lowest price” that meets the requirements of the request for Globe turn-out firefighting gear and Lion firefighting turn-out gear; and,

WHEREAS, the methodology for award of contract shall be consistent with NJSA 40:A11-2, (26), (27), (32), (33) and (39); and,

WHEREAS, the leadership of the Wyckoff Volunteer Fire Department and Township Administration believe firefighter turn-out gear is; a specialized product and necessary for the protection of firefighters in a hostile environment and, its many patented feature are necessary for firefighter safety, and the public safety functional service firefighters perform; and,

WHEREAS, Wyckoff firefighters have “field tested” firefighter turn out gear in hostile environments. Firefighters must have confidence in the ability and durability of firefighter gear to protect themselves and the gears ability to function in compliance with OSHA standards. These properties are considered compelling to identify Globe and Lion firefighting turn out gear as separate proprietary products and requesting the “lowest price from responsive and responsible bidders authorized to sell these products; and,

WHEREAS, the Township Committee received and carefully considered a certification dated February 8, 2019 in accordance with NJSA 40A:11-13(d); and,

WHEREAS, the Township of Wyckoff has complied with NJAC 9:34-9.1(d); and,

WHEREAS, the Township Attorney has reviewed this procurement and concurs.

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 approve of, and authorize the awarding of contracts identifying both Globe and Lion as “proprietary products” for which separate “lowest prices” are requirements of the specification; and,

BE IT FURTHER RESOLVED, that the “proprietary” products are directly related to the firefighter turn out gear performance and the public safety service functions of search, rescue and fire suppression.

#19-168 Award Contract for Fire Department Turnout Gear

WHEREAS, the Township of Wyckoff seeks to achieve cost avoidances and obtain discount pricing; and,

WHEREAS, the Township of Wyckoff, as the lead agency for the WOLF Cooperative Pricing System has requested Franklin Lakes and Oakland join in a procurement to aggregate fire equipment which each municipality intends to purchase in 2019 via advertised competitive sealed bidding to achieve discount pricing; and,

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

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

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WHEREAS, the Township Committee has adopted Resolution #19-167 which allows the Township Committee to award contracts to the lowest responsive and responsible bidders for both the Globe and Lion Brands of firefighting turn-out gear; and,

WHEREAS, this advertised competitive sealed 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) to utilize in 2019; and,

WHEREAS, a legal notice soliciting sealed competitive bids was published in the 3/1/19 issue of the Ridgewood News establishing a bid opening date of March 21, 2019 which exceeds the state mandated notice period by eleven (11) days; it was, posted on the Township's web site at "Bids and Jobs" easily accessed from the home page, and specifications were provided free of charge to encourage competition; and,

WHEREAS, on March 21, 2019 at 11:00am the bids listed on the attached Municipal Clerk's bid summary (attached as if set forth at length) were received, opened, and their contents read aloud and; and,

WHEREAS, the Chief Financial Officer, in accordance with the Local Fiscal Affairs Law, has executed a Certificate of Availability duly approved by the Township Attorney indicating that adequate funds have been appropriated under the line item entities "Fire – Other Expense" of the 2019 Municipal Budget, 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.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen State of New Jersey that they do hereby award contracts for the purchase of new never been used before Fire Fighter Turn Out pants and coats in accordance with the specification for:

1. Globe Firefighting Turn-Out Gear to NJ Fire Equipment Co., 119-131 Route 22 East, Green Brook, NJ 08812 for a not to exceed price in 2019 of \$2,353.66 for both coat & pants set.
2. Lion Firefighting Turn-Out Gear to Witmer Public Safety Group, 104 Independence Way, Coatesville, PA 19320 for a not to exceed price in 2019 of \$2,520.00 for both coat & pants set.

BE IT FURTHER RESOLVED, that the Fire Chief shall purchase the estimated fire equipment Turn-Out set at the awarded unit prices only and only those items required for the 2019 program. The Fire Chief shall meet periodically throughout the year with the Fire Chiefs of Franklin Lakes and Oakland to order common items, separately but at the same time for purchasing efficiencies, and to explore standardization of equipment to capture additional savings in future procurements; and,

BE IT FURTHER RESOLVED, that the Municipal Clerk shall mail a certified copy of this resolution to the Franklin Lakes and Oakland Administrators for their use in performing their separate governing body authorizations and ordering based on the cooperative pricing system procurement.

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CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF IN ACCORDANCE WITH NJAC 5:30-5.5 (b) 2 CERTIFY THAT THIS CONTRACT AWARD WILL TAKE PLACE IN 2019 AND IS SUBJECT TO THE AVAILABILITY OF FUNDS APPROPRIATED IN THE 2019 BUDGET ACCOUNT NUMBER 9-01-25-255-020 ANNUAL BUDGET AS REQUIRED. THE BUDGETARY ACCOUNTING ENCUMBRANCE PROCESS AS SET FORTH IN NJAC 5:30 (c) AND 5:30 – 5.4 (b) FOR EACH FISCAL YEAR SHALL TAKE THE PLACE OF AND BE USED INSTEAD OF, WRITTEN CERTIFICATION OF AVAILABLE FUNDS AS SET FORTH IN NJAC 5:30-5.4 (a).

DIANA McLEOD
CHIEF FINANCIAL OFFICER

#19-169 Cancel Unexpended and Complete Improvement Authorizations

WHEREAS, certain General Capital Improvement appropriations remain dedicated to projects now completed and fully funded, and

WHEREAS, it is necessary to formally cancel said balances so that unexpended balances may be returned to each respective Capital Improvement Fund or credited to Capital Surplus or unused debt authorizations may be canceled:

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the following unexpended and dedicated balances of the General Capital Improvement Appropriations be canceled:

Ord #	Date Authorized	Project Description	Amount Canceled to Surplus
1836	7/5/2017	Purch 4WD Pick Up/Plow	15,213.00

#19-170 Authorize Edmund’s and Association Service MCSJ Hosting

WHEREAS, the Township of Wyckoff utilizes Edmund’s and Assoc MCSJ, State of New Jersey certified, Tax and Finance Computer Program software service for all financial processing and reporting; and,

WHEREAS, MCSJ finance program is a proprietary program owned by Edmund’s and Assoc, and,

WHEREAS, Edmund’s and Assoc recommends migrating the hosting of their MCSJ program to an iCloud platform; and,

WHEREAS, Edmund’s and Assoc MCSJ Cloud Hosting Services meets rigorous Township of Wyckoff policy for cybersecurity, information back-up and record retention; and,

WHEREAS, the Township’s IT provider, TNTMax has been consulted with and approves of Edmund’s and Assoc migrating the hosting their proprietary programs to an iCloud platform,

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NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Chief Financial Officer is authorized to implement the Cloud Hosting Agreement with Edmund’s and Assoc.

#19-171 Reduce Performance Guarantee – Shop Rite

WHEREAS, Inserra Supermarkets, Inc. deposited the following with the municipal clerk’s office for the construction of the Shop Rite supermarket located at 430 Greenwood Avenue:

Performance Bond	\$1,766,340.00
Performance Cash Bond	\$ 196,260.00
Professional Escrow	\$ 81,775.00

WHEREAS, a letter dated March 13, 2019 Revised March 21, 2019 from the Township’s Consulting Engineer, Peter TenKate, from Boswell Engineering recommends the following performance guarantee reduction when an additional \$100,000.00 cash performance bond is deposited with the township clerk’s office:

Total Performance Guarantee	Current Performance Guarantee	Performance Guarantee to be Held by Township	Amount of Guarantee to be Released by Township
Performance Cash Bond	\$196,260.00	\$296,260.00	0.00
Performance Bond	\$1,766,340.00	0.00	\$1,766,340.00
Total	\$2,062,600.00	\$296,260.00	\$1,766,340.00

WHEREAS, the additional performance cash bond requested in the amount of \$100,000.00 was deposited with the municipal clerk’s office on March 21, 2019; and,

WHEREAS, the Township Chief Financial Officer has verified the funds in this account.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they approve the recommendation of the Township’s Consulting Engineer to return the performance bond in the amount of \$1,766,340.00 because the additional \$100,000.00 cash performance bond has been deposited with the township clerk’s office. The total cash performance bond is \$296,260.00.

#19-172 Authorize Acceptance of Grant

BE IT RESOLVED, that the Township Committee of the Township of Wyckoff wish to enter into a grant agreement with the County of Bergen for the purpose of using a \$900,000.00 grant award from the 2018 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the acquisition of open space property in the project entitled “Portion of Maple Lake Property” located in Block 320, Lot 10.02, proposed to be Block 320, Lot 10.03 on the tax maps of the Township of Wyckoff.

BE IT FURTHER RESOLVED, that the Township Committee hereby authorize the Mayor to be a signatory to the aforesaid grant agreement contract; and,

BE IT FURTHER RESOLVED, that the Township Committee hereby authorize Robert J. Shannon, Township Administrator to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project; and

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#19-173 Distracted Driving Crackdown – April 1-21, 2019

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and,

WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and,

WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and,

WHEREAS, in 2016 alone, distracted driving-related crashes resulted in 3,450 deaths and 391,000 injuries on our nation's roads; and,

WHEREAS, in New Jersey, distracted driving was listed as a contributing circumstance in 53-percent of all motor vehicle crashes in 2016; and,

WHEREAS, the State of New Jersey will participate in the nationwide *Distracted Driving 2019 Crackdown* from April 1 – 21, 2019 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and,

WHEREAS, the national slogan for the campaign is UDrive. UText. UPay; and,

WHEREAS, a reduction in distracted driving in New Jersey will save lives on our roadways.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Township of Wyckoff declares its' support for the *Distracted Driving 2019 Crackdown* both locally and nationally from April 1 – 21, 2019 and pledges to increase awareness of the dangers of distracted driving.

#19-174 Award of Contract – Pay to Play Compliance

WHEREAS, the Township of Wyckoff is repairing damage from the past winter's weather which requires sections of fencing to be replaced in Municipal Parks including the Larkin House Park and the Gardens of Wyckoff and the Township may exceed the \$17,500 threshold established by NJSA 19:44 A-20.4 et.seq.; and,

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

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

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

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Township Committee authorizes an award of purchase orders to JAN Fence, 1107 Route 23 South, Wayne, NJ 07470 for \$13,155.00

BE IT FURTHER RESOLVED, that this contract has been awarded to this contractor based on the merits and abilities of the contractor to provide the goods

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or service as described herein. This contract was awarded through the alternate method pursuant N.J.S.A. 19:44A-20-4 et seq. As such, the undersigned does hereby attest that these contractors, their subsidiaries, assigned or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A.

19:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c. 19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of these one (1) year contracts to any political party committee in the Township of Wyckoff if a member of that political party is serving in an elective public office of the Township of Wyckoff when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Township of Wyckoff when the contract is awarded.

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF IN ACCORDANCE WITH NJAC 5:30-5.5 (B) 2 CERTIFY THAT THIS CONTRACT AWARD WILL TAKE PLACE ON APRIL 2, 2019 AND APPROPRIATED IN THE MUNICIPAL OPEN SPACE ACCOUNT NUMBER S-16-54-950-000. THE BUDGETARY ACCOUNTING ENCUMBRANCE PROCESS AS SET FORTH IN NJAC 5:30 (C) AND 5:30 – 5.4 (B) FOR EACH FISCAL YEAR SHALL TAKE THE PLACE OF AND BE USED INSTEAD OF, WRITTEN CERTIFICATION OF AVAILABLE FUNDS AS SET FORTH IN NJAC 5:30-5.4 (A).

DIANA McLEOD
CHIEF FINANCIAL OFFICER

#19-175

Award of Contract – Pay to Play Compliance

WHEREAS, the Township is renovating its Municipal Court Room to prepare for video recording of Township Committee Meetings and installing energy efficient windows and the Township may exceed the \$17,500 threshold established by NJSA 19:44A-20.4 et seq.; and,

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

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

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

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 authorizes an award of a purchase order to Kuiken Brothers Company, Inc., 145 Lake Avenue, Midland Park, New Jersey 07432 for the purchase of energy efficient windows for \$12, 713.64.

BE IT FURTHER RESOLVED, that this contract has been awarded to this contractor based on the merits and abilities of the contractor to provide the goods

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

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF IN ACCORDANCE WITH NJAC 5:30-5.5 (b) 2 CERTIFY THAT THIS CONTRACT AWARD WHICH WOULD TAKE PLACE ON APRIL 2, 2019 AND IS SUBJECT TO THE AVAILABILITY OF FUNDS APPROPRIATED IN THE 2014 CAPITAL ORDINANCE #1735 ACCOUNT #C-04-55-929-504. THE BUDGETARY ACCOUNTING ENCUMBRANCE PROCESS AS SET FORTH IN NJAC 5:30 (c) AND 5:30 – 5.4 (b) FOR EACH FISCAL YEAR SHALL TAKE THE PLACE OF AND BE USED INSTEAD OF, WRITTEN CERTIFICATION OF AVAILABLE FUNDS AS SET FORTH IN NJAC 5:30-5.4 (a).

DIANA McLEOD
CHIEF FINANCIAL OFFICER

#19-176

Developmental Disabilities Awareness Month

WHEREAS, the month of March has been designated as “***Developmental Disabilities Awareness Month***” to celebrate and recognize people with disabilities; and,

WHEREAS, individuals with developmental disabilities, their families, friends, neighbors and co-workers encourage everyone to focus on the abilities of all people; and,

WHEREAS, disability is a natural part of the human experience and in no way diminishes the right of individuals with disabilities to live independently, enjoy self-determination, make choices, contribute to society and experience full in the economic, political, social, cultural and educational mainstream of American society; and,

WHEREAS, the most effective way to increase this awareness is through everyone’s active participation in community activities and the openness to learn and acknowledge each individual’s contributions; and,

WHEREAS, opportunities for citizens with developmental disabilities to function as independently and productively as possible must be fostered in our community; and,

WHEREAS, we encourage all citizens to support opportunities for individuals with developmental disabilities in our community that include full access to education, housing, employment and recreational activities.

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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 does hereby designate the month of March as “***Developmental Disabilities Awareness Month.***”

II Motions

a. Authorize the annual festival fundraiser at Saint Nicholas Greek Orthodox Church scheduled for September 20-September 21, 2019 located at 467 Grandview Avenue. The festival request includes ten day temporary signs, food sales with food handlers permits, parking with guidance from the police department and use of Coolidge School, Abundant Life, Hawthorne Gospel & Cedar Hill Churches, amusements for children, social affair permit for selling and serving alcohol, 50/50 raffle, on-site security and a tent. The fire department access will not be blocked.

b. Approve the ten day temporary sign request from the Health Stop, located at 291 Franklin Avenue, for temporary signs advertising Card Readings and Biosyntonie.

c. Approve the request for the Parade Committee to serve beer after Memorial Day parade until 3:00 pm. Beer is not to be advertised; served in 12 oz cups; limit of two 12 oz beers per person; location for serving is behind Fire Co. #1; license from the ABC is required; beer to be served by Knights of Columbus; after ID check wrist bands are adhered. Approval if granted would be for 2019 only. Approval is subject to Parade Chairman consultation with Police Chief.

d. Approve Parade Committee request for air cannon/simulated firing vehicle after parade. Air cannon/simulated firing vehicle must be an appropriate distance from homes, library and playground behind Fire Co. #1; vehicle is not to be driven in parade; before simulated shooting there must be an announcement made to notify the public outside Fire Co. #1. Approval if granted would be for 2019 only. Approval is subject to Parade Chairman consultation with Police Chief.

Following is the vote on the Consent Agenda:

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

III Ordinance – Public Hearing/Further Consideration

#1872 - AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

ORDINANCE

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1872, entitled:

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET

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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 RUBENSTEIN: Seconded.

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

CHAIRMAN: This is the time and place for the Public Hearing on Ordinance No. 1872 , 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 RUBENSTEIN: Seconded.

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

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 1872 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 RUBENSTEIN: Seconded.

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

**#1872 - AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

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WHEREAS, the Township Committee of the Township of Wyckoff in the County of Bergen find it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 1.0% increase in the budget for said year, amounting to \$145,521.95 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Wyckoff in the County of Bergen authorized membership of this governing body affirmatively concurring that, in the CY 2019 budget year, the final appropriations of the Township of Wyckoff shall, in accordance with this ordinance and N.J.S. A. 40A:4-45, be increased by 1.0% amounting to \$145,521.95 and that the CY 2019 municipal budget for the Township of Wyckoff be approved and adopted in accordance with the ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Direction within 5 days after such adoption.

IV Adjourned 8:40pm

Mayor Thomas J. Madigan

Joyce C. Santimauro, Municipal Clerk