TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE WORK SESSION MEETING MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014 - 7:30 P.M.

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

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

FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE BUSINESS MEETING MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014 - 8:00 PM

- 1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Douglas J. Christie
- 2. Flag Salute led by Ethan Semendinger Boy Scout Troop #89
- 3. Invocation given by Reverend Wesley Kenyon of Wyckoff Assembly of God.
- 4. Reading of the "Open Public Meetings Act" statement by Mrs. Santimauro.
- 5. Roll call of the Township Committee
- 6. Meeting open for public comment on any item on or off the Agenda; five (5) minutes per speaker
- 7. Township Clerk to administer Oath of Office to Probationary Police Officer Robert T. Schlossberg
- 8. Approval of the following Township Committee meeting minutes:

Township Committee Work Session and Regular Meeting Minutes from May 20, 2014

MOTION: ROONEY SECOND JEPSEN
BOONSTRA_YES_ JEPSEN YES_ ROONEY_YES_ SCANLAN_YES_
CHRISTIE YES_

9. <u>Consent Agenda:</u> 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 <u>Resolutions</u> (Adoption of the following):

#14-165	Purchase of Portable Police Radios from State Contract
#14-166	Purchase of Ride-On Mower from County of
	Bergen Cooperative Pricing Contract
#14-167	Supporting A-900 Allowing Municipalities to Clean
	Streams with Minimum "Red Tape"
#14-168	Authorizing Clean Communities Grant Application
#14-169	Payment of Bills
#14-170	Return of certain overpaid taxes, recreation fees,
	etc.
#14-171	Purchase of Telephone System from State Contract
#14-172	Close Completed Capital Grant Receivables and
	Authorizations
#14-173	Close Current Complete Grant Reserves
#14-174	Authorize Redemption of Tax Sale Certificate 13-
	00017 - Block 431/Lot 6
#14-175	Authorize Redemption of Tax Sale Certificate 13-
	00027 - Block 510/Lot 18.01

II Motions

- a. Authorize the request from the Wyckoff Chamber of Commerce for Wyckoff Sale Days on June 12, 13 & 14 (inside and outside sales).
- b. Approve the special event application and temporary sign request from Saint Nicholas Greek Orthodox Church for their annual indoor flea market. No Sunday sales.
- Approve bid specifications and authorize competitive sealed bidding for; 1) medical surveillance for respiratory protection for firefighter and vision and hearing testing for school crossing guards. 2) ice control materials.

III Ordinance – Introduction

#1743 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 165, "STREETS AND SIDEWALKS," ARTICLE III, EXCAVATIONS IN STREETS, TO ESTABLISH A NEW SECTION, "MORATORIUM ON ROAD EXCAVATIONS, SECTION 165-22 AND TO RENUMBER THE REMAINING FIVE SECTIONS

#1744 – AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 62, "SALARIES AND COMPENSATION" TO COMPLY WITH PUBLIC LAW 2013 CHAPTER 28 AUTHORIZING LOCAL GOVERNMENTS TO IMPLEMENT DIRECT DEPOSIT OF EMPLOYEE COMPENSATION AND TO ESTABLISH A NEW SECTION, 62-2, TITLED, "DIRECT DEPOSIT"

#1745- AN ORDINANCE TO AMEND CHAPTER 186 "ZONING", ARTICLE XIL, OUTDOOR DINING, OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO AMEND SECTION 186-73, "WHEN PERMITTED, RULES, REGULATIONS AND SPECIFICATIONS."

Following is the vote on the Consent Agenda:

MOTION: ROONEY SECOND BOONSTRA
BOONSTRA_YES_ JEPSEN YES_ ROONEY_YES_ SCANLAN_YES_
CHRISTIE_YES_

IV Ordinance - Public Hearing/Further Consideration

1742 – AN ORDINANCE TO AUTHORIZE LEASE OF REAL PROPERTY TOGETHER WITH IMPROVEMENTS TO THE WYCKOFF PTO ECONOMY SHOP TO OPERATE THE BUILDING AT 399 MAIN STREET FOR PUBLIC PURPOSE

V Adjourn

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

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

Meeting Called To Order

Mayor Douglas J. Christie called the regular meeting of the Wyckoff Township Committee in the Municipal Court Room to order at 8:00 pm.

Flag Salute

The Township Committee proceeded with the Pledge of Allegiance led by Boy Scout Ethan Semendinger from Troop 89.

Invocation

The Invocation was given by Reverend Wesley Kenyon from the Wyckoff Assembly of God.

Open Public Meeting Act Statement

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

Attendance:

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

Meeting Open for Public Comment

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

Mr. Timothy Shanley who resides at 565 Burritt Place came forward to speak to the Township Committee. Mr. Shanley stated that he is concerned about the safety of his family because recently a resident of Fieldstone Condominiums drove down Clinton Avenue, crossed over Lawlins Road and drove through his property and onto the property of his neighbors Mr. & Mrs. Walton. Committeeman Rooney said he understood Mr. Shanley's concern and that he also had the same safety concern for his family and property on Russell Avenue. Committeeman Rooney said he put very large square boulder type rocks on his property along Russell Avenue to keep vehicles from driving into his property. Committeeman Scanlan said speeding should be looked into.

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

Consent Agenda:

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

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

I Resolutions (Adoption of the following):

#14-165 Purchase of Portable Police Radios from State Contract

WHEREAS, the Wyckoff Police Department utilizes twenty three (23) portable radios in its delivery of public safety services; and

WHEREAS, the existing portable radios will soon reach the end of their useful life; and

WHEREAS, the Police Chief recommends the purchase of twenty three (23) new modern portable radios for the delivery of public safety services and for the safety of Wyckoff's professional police officers; and

WHEREAS, the Police Chief has obtained price quotations, and recommends an existing state contract exists that provides the lowest responsive and responsible pricing; and

WHEREAS, the Police Chief and Township Administrator recommend purchasing the portable radios from state contract #83909; and

WHEREAS, the CFO has certified that available funds exist in account C-04-56-999-941 for this purchase.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that a purchase order is confirmed and approved to purchase twenty three (23) portable radios from state contract #83909 to Motorola Solutions, Inc., care of Pinnacle Wireless, Inc., 18-01 Pollitt Drive, Fairlawn, New Jersey 07410 for \$36,286.50.

#14-166 <u>Purchase of Ride-On Mower from County of Bergen</u> Cooperative Pricing Contract

WHEREAS, the Wyckoff DPW has a need to purchase a heavy duty 11 foot wide cutting deck mower to maintain its inventory of municipal parks and open space; and,

WHEREAS, the Public Works Manager has reviewed and observed different heavy duty mowers to determine which ride-on mower best fits the Township of Wyckoff's needs for the ability to travel to multiple locations and efficiently maintain the grounds; and,

WHEREAS, the Public Works Manager recommends the purchase of this Toro Groundsmaster, 4000 Model, new and unused mower to perform the work of the Wyckoff's DPW from the County of Bergen cooperative pricing system contract #2014-29; and,

WHEREAS, the CFO has certified that available funds exist in account C-04-56-999-941 for this purchase.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that a purchase order is confirmed and approved to purchase one (1) new and unused Ride-on mower, 4000 Model, #30609A from County of Bergen contract #2014-29 to Storrtractor, 3191 Route 22, Branchburg, NJ 08826 for \$60,551.57

#14-167 Supporting A-900 Allowing Municipalities to Clean Streams with Minimum "Red Tape"

WHEREAS, sediment, debris, garbage, brush and trees that accumulate in our waterways contributes to flooding that causes property damage and threatens personal safety; and,

WHEREAS, current State of New Jersey restrictions on stream cleaning, desilting and de-snagging are onerous, needlessly cost generative to the taxpayers and restrictive to municipalities who wish to perform stream cleaning projects; and.

WHEREAS, Assembly Bill A-900 will allow municipalities and counties to properly, quickly and economically clean and de-silt streams to help prevent flooding;

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey hereby support A-900 and urge adoption of this legislation to help relieve the flooding issues that occur throughout New Jersey and to decrease the unnecessary costs to taxpayers which result from the current state regulations; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Assembly Environment and Solid Waste Committee; Senator O'Toole, Assemblymen Russo and Rumana Assemblyman Robert Auth; Assemblywoman Holly Schepisi; the New Jersey State League of Municipalities; and all Bergen County municipalities.

#14-168 Authorizing Clean Communities Grant Application

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any item of revenue in the budget of any county or municipality when such item have been made available by law and the amount was not determined at the time of the adoption of the budget; and,

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Wyckoff, County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$30,874.57, which is now available from the 2014 Clean Communities; and,

BE IT FURTHER RESOLVED, that the like sum of \$30,874.57 is hereby appropriated under the caption 2014 Clean Communities; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the 2014 Clean Communities in the amount of \$30,874.57.

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

#14-169 Payment of Bills

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the action of the said Finance Committee be approved; and, that the payments of these bills are hereby authorized and the Chief Financial Officer is directed to issue checks for their payments as listed on the bill list attached to this date's meeting minutes and covered by checks no. 12417 – 12449 Payroll A/C, Direct Deposit Vouchers no. 3293 – 3342, Library Payroll checks no. 1060 – 1062, Library Direct Deposit Vouchers 430 – 459, Claims checks no. 069211 – 069391, checks no. 02292 – 02295 Accutrack A/C, Claims Wire nos. 140601 – 140603, Claims Manual checks no. 069209 & 069210 and Voided Claims checks no. 069211, 069227, 069228, 069229, 069302, 069323, 069325 & 069326.

#14-170 Return of certain overpaid taxes, recreation fees, etc.

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

PLANNING BOARD:

Kalor Construction, Inc., 474 Ackerson Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 346/Lot 46.02 - \$333.92

TAX REFUND:

Ralph Mason & Alice Petkus, 200 Oak Avenue, Wyckoff, New Jersey 07481 – Correct 2013 tax billing – Block 354/Lot 24.01 - \$519.56

Donald J. Lenner, Esq., 11 State Street, Hackensack, New Jersey 07601 – State Tax Court Reduction – James & Deborah Muirhead, 550 Lee Court – Block 309/Lot 9 - \$5,519.12

Corelogic Tax Service, 95 Methodist Road, Suite 100, Rochester, New York 14623 - Refund of $2^{\rm nd}$ quarter 2014 taxes due to an overpayment - Block 259/Lot 14-6 Ward Avenue - \$1,627.31

RECREATION:

Leonor Hanlon, 80 Ravine Avenue, Wyckoff, New Jersey 07481 - Summer Camp Refund - \$85.00

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

Erin Kirwan, 284 Cedar Court, Wyckoff, New Jersey 07481 - Summer Camp Refund - \$85.00

Tim Murray, 474 Carlton Road, Wyckoff, New Jersey 07481 – Football Refund - \$185.00

Patricia Sheehan, 427 Kelly Court, Wyckoff, New Jersey 07481 – Soccer Refund - \$60.00

#14-171 Purchase of Telephone Systems from Stat Contract

WHEREAS, the Town Hall and Police Headquarters telephone systems have reached their useful life after 20 plus years of utility; and,

WHEREAS, a Township project team has performed research and recommend the purchase, installation and associated implementation tasks for a state of the art telephone system with voicemail platform; and,

WHEREAS, the project team recommends purchasing a Toshiba Telephone System equipped with inter office calling from building to building with a circuit based PRI with voicemail platform; and,

WHEREAS, the CFO has certified that available funds exist in account C-04-56-999-941 for this purchase.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that a purchase order is hereby authorized to Extel Communications, Inc., 830 Belmont Avenue, North Haledon, New Jersey 07508 for a complete Toshiba Telephone System as detailed in the May 17, 2014 proposal from New Jersey state contact #A80807 for a one-time cost of \$43,363.00

#14-172 <u>Close Completed Capital Gran Receivables and</u> Authorizations

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

WHEREAS, the Chief Financial Officer and Municipal Accountant have reviewed and audited the accounts and state that all monies have been received from the CDBG, and the accounts are considered closed, and

WHEREAS, the 2011, 2012 and 2013 Annual Audits have been completed and the final balances of Ordinance 1665, Automatic Doors at Town Hall 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 CDBG Automatic Doors at Town Hall as follows:

Ordinance 1665 2011 CDBG Automatic Doors receivable \$22,204.00 2011 CDBG Automatic Doors Authorization \$22,204.00

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

#14-173 Close Current Complete Grant Reserves

WHEREAS, certain Un-appropriated and Appropriated Grant Reserves for 2013 Drive Sober Receivables and Reserves remain dedicated to programs now completed and closed; and

WHEREAS, as Township Municipal Accountant and Chief Financial Officer have stated that the grant year 2013 has been completed and re considered closed, and

WHEREAS, the 2013 Annual Audit has been completed and the final balances of the Un-appropriated and Appropriated Grant Reserves Current Fund and Receivables have been verified and closed, and

WHEREAS, it is necessary to formally cancel said balances so that unexpended balances, if any, may be moved to fund balance:

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 the Un-appropriated and Appropriated Reserves Current Fund as follows:

Driver Sober or Get Pulled Over Un-appropriated Reserve \$1,894.68
 Driver Sober or Get Pulled over Appropriation Reserve \$1,894.68

#14-174 <u>Authorize Redemption of Tax Sale Certificate 13-00017- Block 431/Lot 6</u>

WHEREAS, the Tax Collector of the Township of Wyckoff has previously determined that there was due and owing to the Township of Wyckoff outstanding tax and interest for tax year 2013 on Block 431/Lot 6, aka 760 Highview Drive, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$2,053.01, and;

WHEREAS, on the 24th day of October 2013, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" numbered 13-00017, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

WHEREAS, said Tax Sale Certificate was purchased by Frank Sgambati, 18 Hunters Run, Oakland, NJ 07436

WHEREAS, subsequent to the execution and filing of said Tax Sale Certificate and prior to the commencement of foreclosure proceedings against the property owner's right to redemption of said Tax Sale Certificate, the mortgagor has paid to the Tax Collector of the Township of Wyckoff any and all charges deemed due and owing on the above-described property and the property owner is therefore entitled to a redemption of said Tax Sale Certificate pursuant to N.J.S.A. 54:5-55.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate 13-00017 for redemption and make refund in the amount of \$2,053.01, being lien amount of \$527.12, interest and penalties \$10.54, subsequent taxes, and interest in the amount of \$503.35 recording fees in the amount of \$12.00 and a premium of \$1,000.00 to Frank Sgambati and deliver said Tax Sale Certificate to the mortgagor for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

#14-175 <u>Authorize Redemption of Tax Sale Certificate 13-00027- Block</u> 510/Lot 18.01

WHEREAS, the Tax Collector of the Township of Wyckoff has previously determined that there was due and owing to the Township of Wyckoff outstanding tax and interest for tax year 2013 on Block 510/Lot 18.01, aka 537 Albert Street, within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$2,153.01, and;

WHEREAS, on the 24th day of October 2013, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" numbered 13-00027, hereinafter referred to as a Tax Sale Certificate on the above-described property in the amount above-recited; and,

WHEREAS, said Tax Sale Certificate was purchased by Frank Sgambati, 18 Hunters Run, Oakland, NJ 07436

WHEREAS, subsequent to the execution and filing of said Tax Sale Certificate and prior to the commencement of foreclosure proceedings against the property owner's right to redemption of said Tax Sale Certificate, the mortgagor has paid to the Tax Collector of the Township of Wyckoff any and all charges deemed due and owing on the above-described property and the property owner is therefore entitled to a redemption of said Tax Sale Certificate pursuant to N.J.S.A. 54:5-55.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate 13-00027 for redemption and make refund in the amount of \$2,153.01, being lien amount of \$527.12, interest and penalties \$10.54, subsequent taxes, and interest in the amount of \$503.35 recording fees in the amount of \$12.00 and a premium of \$1,100.00 to Frank Sgambati and deliver said Tax Sale Certificate to the mortgagor for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

II Motions

- a. Authorize the request from the Wyckoff Chamber of Commerce for Wyckoff Sale Days on June 12, 13 & 14 (inside and outside sales).
- b. Approve the special event application and temporary sign request from Saint Nicholas Greek Orthodox Church for their annual indoor flea market.
- c. Approve bid specifications and authorize competitive sealed bidding for; 1) medical surveillance for respiratory protection for firefighter and vision and hearing testing for school crossing guards. 2) ice control materials.

III Ordinances - (Introductions)

ORDINANCE #1743

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 165, "STREETS AND SIDEWALKS," ARTICLE III EXCAVATIONS IN STREETS TO AMEND AND SUPPLEMENT GENERAL CONDITIONS FOR A PERMIT AND THE REQUIREMENTS THERETO.

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

BE IT ORDAINED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that Article III, "Excavations in Streets" in Chapter 165 of the Code of the Township of Wyckoff, "Streets and Sidewalks" is hereby amended to add the following:

SECTION 1. – 165-11 "Permit Required" is hereby amended to delete the existing section and replace it with the following:

165-11. PERMIT REQUIRED.

It shall be unlawful for any person, firm or corporation, whether public, private or municipal, excepting the Township of Wyckoff, to make an excavation in, fill or construct or repair any pavement, curb or sidewalk within the right of way lines of any public street of the Township of Wyckoff without a permit in writing from the Township Clerk on approval by the Township Engineer.

It shall be unlawful for any person, firm, association, or corporation, whether public, private or municipal, except for the Township of Wyckoff, to excavate, dig, test drill, tunnel, construct, reconstruct, or otherwise disturb any public street, roadway, curb, sidewalk, grass area, bridge, culvert, or other public improvement located within the right-of-way lines of any public street of the Township of Wyckoff without having first obtained a written permit from the Township Engineer in accordance with the rules, procedures and specifications set forth herein. However, in the event of an emergency, where repairs to existing underground facilities must be made immediately and where a permit could not reasonably and practically have been obtained in advance, and the health, safety and welfare of the public may be adversely affected, then, in that event, the opening may be made to correct the condition giving rise to the emergency without making prior application for a permit. The person in charge of said repair shall immediately apply for a permit in accordance with this chapter on the first regular business day on which the Township is open for business following the emergency.

 $\underline{SECTION\ 2}$. – A new section, titled: "General Conditions for Permit" is established as follows:

165-11.1 GENERAL CONDITIONS FOR PERMIT

- A. <u>It is not intended to require a permit for the opening or excavating within any county or state roadway for which a permit has been obtained from the proper jurisdiction.</u>
- B. A right-of-way opening permit shall be valid for an effective period not to exceed 30 consecutive calendar days. Such effective period may be extended by the Township Engineer for an additional 30 days if requested in writing by the permittee prior to the expiration thereof and if, in the opinion of the Township Engineer, the granting of such an extension will not result in any adverse public condition which could otherwise be avoided by performing the work at another time.
- C. Right-of-way opening permits shall not be issued between December 1 and April 15 unless emergency conditions exist and as approved by the Township Engineer.
- D. No work to be performed under a permit shall be performed on Saturdays, Sundays, or holidays except with prior approval by the Township Engineer or in the event of an emergency. Work hours for work performed within the public right-of-way shall be Monday Friday, 7am 4 pm.
- E. The permittee shall notify the Township Engineer and the Police Department not less than 48 hours in advance of performing the work, except in the event of an emergency. Prior to obtaining the permit, the permittee shall submit a traffic control/detour plan and obtain approval by the Police Traffic Control Officer.
- F. Newly constructed or resurfaced roadways shall not be permitted to be opened for a period of five (5) years unless an emergency affecting public health, safety and welfare exists. Waivers of this condition may only be

granted by the Township Engineer which may reasonably impose additional conditions to the requirements of the permit which may include full curb to curb restoration per Township Standards.

- G. Permittees shall be responsible for complying with the Manual of Uniform Traffic Control Devices and the requirements of the Wyckoff Police Department. All road openings must be coordinated with the Wyckoff Police Department Division of Traffic Safety at least 48 hours in advance. All costs for Police traffic safety officers shall be borne directly by the Permittee and billed by the Police Department. The permittee may be required to post escrow monies with the Township prior to obtaining a permit to cover the cost of anticipated traffic control officers.
- H. Roadway work shall be performed using rubber tire or rubber track machinery unless approved otherwise by the Township Engineer.
- I. Work site shall remain clean and free of all dust and debris. Excavated material shall not be placed or stock piled on the roadway.
- J. No trench shall remain open beyond the daily work hours. The Township Engineer may permit excavations to remain open in circumstances where work cannot be completed during normal working hours provided that said openings are properly plated so as not to interfere with the flow of traffic or endanger the public.
- K. <u>Construction equipment and materials shall not be left on the street overnight unless special permission is granted by the Township Engineer in writing.</u>
- L. Permittee must comply with Stormwater Management Control Measures for protecting the municipal stormwater collection system as directed by the Township Engineer and/or the Bergen County Soil Conservation Service. Failure to maintain soil control measures will result in intervention by the Township Public Works Department on an emergency basis at the expense of the permittee. The Township Engineer may issue a stop work order until all said measures are corrected.
- M. Inspection required before backfilling. No backfilling shall be done by the permittee until the work being done under the permit shall have first been inspected and the backfilling authorized by the Township Engineer or his designee. In case of nonconformity with this requirement, the Township Engineer shall have the right to require that the work be uncovered by the permittee, at the permittee's own expense, so that proper inspection may be made.

<u>SECTION 3.</u> – 165-14, "Application for Permit" is hereby amended as follows with items A through L remaining unchanged.

165-14. APPLICATION FOR PERMIT

Application for a permit under this article shall be made to the Township Engineer who shall forward the application to the Township Engineer for review and approval. No permit shall be issued unless the Township Engineer shall have approved the application. Upon receipt of a completed application, the Township Engineer shall have a minimum of ten (10) business days to review the application prior to issuing a right-of-way opening permit. The applicant must submit an application in writing on the form provided by the Township of Wyckoff signed by the applicant performing the work. Application for a right-of-way opening permit for work to be performed for a utility shall be made by the utility, and such permit shall be issued to the utility and not to the contractor. A separate application shall be made and a separate permit issued for each individual opening requested by the applicant.

SECTION 4. – 165-19, "Performance and Maintenance Guarantee; Deposit Required" is amended as follows.

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

165-19 PERFORMANCE AND MAINTENANCE GUARANTEE; DEPOSIT REQUIRED.

No person, firm, corporation or contractor shall be granted a permit to open any street until there shall be deposited with the Township Clerk an amount sufficient to cover the cost of repairing and replacing such public street. The amount of the performance guaranty and cash portion thereof shall be determined by the Township Engineer in a form approved by the Township Attorney. The amount of the performance guaranty shall not exceed 120% of the cost of installation of the improvement as verified and/or estimated by the Township Engineer. The applicant and/or contractor shall also furnish a cash maintenance guaranty, to be posted with the Township Clerk for a period not to exceed two (2) years after final acceptance of the improvement, in an amount not to exceed 15% of the cost of the improvement or the sum of \$250 \$500, whichever is greater. The cash deposit requirement may be waived by the Township Engineer where a public utility furnishes the satisfactory performance guaranty in accordance with the provisions of § 165-24 herein. Where street opening permits are required to be issued between December 1 and April 1, the deposit and/or performance guaranty provided for in this section shall be equivalent to an amount not exceed 150% of the cost of the installation or \$500, whichever is greater. Upon expiration of the two-year period, the applicant shall submit a written request for return of the maintenance guaranty.

<u>SECTION 5.</u> - 165-20, "Payment for Inspections" is hereby amended to delete the existing section and replace it with the following:

165-20 PAYMENT FOR INSPECTIONS.

The applicant and/or contractor shall reimburse the Township for reasonable inspection fees (\$100 minimum) paid to the Municipal Engineer for daily inspection from the time any pavement is opened until the backfill has been placed and at least temporary restoration of pavement has been completed. The applicant shall specify on the application form the date or dates upon which the excavation is to be performed. Inspection shall be charged from such date unless the Township Engineer is notified 24 hours in advance that the excavation will not be performed.

The applicant and/or contractor shall reimburse the Township for reasonable inspection fees as determined by the Township Engineer for inspections to be performed from the time any right-of-way is opened until the final restoration has been performed. The initial minimum inspection fee of \$100.00 for up to two site inspections and \$137.00 per hour for any additional inspections, or the current rate as approved annually by the Township Committee, required under the same permit. Depending on the size and scope of the work performed under the permit, the Township Engineer may calculate and require an escrow deposit to cover the cost of inspections performed by the Township Engineer or Township's Consultant at the current rate charged to the Township for said inspection.

SECTION 6. – 165-21, "Performance Standards" is hereby amended as follows:

165-21. PERFORMANCE STANDARDS

- A. In performing the excavation, the permitee shall preserve the roadway from needless destruction and shall cause the excavation, installation or repair of utility and backfilling to be completed in one continuous operation. In opening of the pavement, the permittee shall use sufficient equipment to provide a neat and smooth edge to finish. A jack hammer street saw or other appropriate cutting instrument shall be used in opening the pavement.
- B. The permittee shall maintain safe crossing along the line of opening and keep the same properly guarded with suitable barricades and warning signs during the daytime and with barricades and lights at nighttime.

- C. If excavation shall extend the full width of the road, only half of the road shall be opened and backfilled before the other half is opened and backfilled, or the installation of temporary steel plates shall be properly anchored to the satisfaction of the Township Engineer so as to permit a free flow of traffic. It shall be the responsibility of the permittee, prior to the commencement of work, to notify the Wyckoff Chief of Police Police Department and to comply with the requirements of the Wyckoff Police Department for the maintenance of normal flow of traffic and protection of both vehicular and pedestrian traffic from possible accident or injury. The permittee shall also post sufficient warning and/or caution signs in accordance with the provisions of Title 39 of the Revised Statutes of New Jersey, as amended and supplemented; and in accordance with the Manual of Uniform Traffic Control Devices, (MTUCD); and shall otherwise exercise due care in the performance of the work and access shall be provided for emergency vehicles such as fire and police vehicles or ambulances at all times.
- D. Notices to property owners and tenants. If the work to be undertaken is such that it will affect the use of properties abutting or adjoining the project or any subsurface installations in the vicinity of the proposed opening, then the permittee shall serve each owner and/or tenant of such properties or subsurface installations, personally or by certified mail, return receipt requested, with a notice at least five (5) days prior to the date the work is to commence describing the work, its start and completion date and the location and size of the opening.
- E. Tunneling. Underground tunneling or mechanical methods of boring or sleeving shall be permitted in accordance with the requirement of the Township Engineer. However, tunneling is required under sidewalks and driveways less than 25 feet wide for utility mains less than four inches in diameter. This requirement may be waived by the Township Engineer if it is demonstrated that tunneling or the use of mechanical moles cannot operate in the existing ground conditions.
- F. Backfilling. Backfilling must be completed using three fourths inch crushed stone using quarry process stone or dense graded aggregate (DGA) mechanically compacted in 12 inch lifts for the full depth of the trench. Sand stone shall be utilized around water copper services, PVC pipe and other utilities in order to protect the pipe when necessary. This sand shall be compacted and shall not be greater than one foot above the utility. The remainder of the trench, however, must be backfilled with using three fourths inch crushed stone quarry process stone or DGA as specified above to minimize settlement. All excess materials shall be removed from the roadway during operations. A ninety-five percent of compaction of backfill material is required. The permittee shall provide notice to the Township Engineer at least 24 hours prior to the commencement of backfilling or shall supply a licensed engineer's certification that backfilling was performed and completed in accordance with Township specifications.
- G. Final and permanent pavement of road sewer main opening trenches and other trenches as determined by the Township Engineer, shall extend from edge of pavement to edge of pavement (full roadway surface width) in accordance with specifications and standards of the Township of Wyckoff. This requirement shall also apply to the opening of Township and County roads located in the Township of Wyckoff when sewer construction is performed, unless a waiver is granted by the Township Committee.
- H. Temporary pavement shall be applied after backfilling. Temporary pavement shall be 1 ½ inches of hot mixed asphalt.

Temporary asphalt pavement (cold patch) shall be permitted only during winter months when hot mix asphalt is not practical or readily available or during emergency work where materials may not be readily available. Temporary pavement shall consist of 'asphalt cold patch' material placed not less than 3-inches thick and mechanically compacted immediately following an emergency

repair and if temporary pavement is not available quarry process stone may be permitted to grade if approved by the Township Engineer. In such emergency conditions, the trench must be temporarily restored with asphalt material as soon as possible after the emergency repair is complete. Permittee shall be responsible for the maintenance of the temporary asphalt until conditions permit permanent restoration to be performed as approved by the Township Engineer.

I. Permanent restoration of pavement surface over the street opening shall be completed not sooner than three months from the date of installation of the temporary pavement, weather permitting, or within the same construction season if so required on the permit. This shall apply to trenches less than five (5) feet in depth. For trenches greater than five (5) feet, the Township Engineer shall determine when permanent restoration of pavement surface shall occur.

Permanent restoration of roadway surface coarse above the street opening shall be completed not sooner than three (3) months from the date of installation of the temporary pavement and as approved by the Township Engineer.

- J. Prior to the installation of the permanent pavement, the subgrade shall be properly prepared and the existing pavement neatly cut back a minimum of six twelve (12) inches from the edge of the trench or pavement damage in a straight line with vertical faces free of foreign matter. A tack coat shall be applied to the vertical faces of the existing pavement prior to the placement of the patch material. In lieu of cutting the pavement prior to the installation of permanent pavement, milling shall be permitted. For trenches greater than two three (3) feet from the edge of road and in excess of 100 feet, milling shall be required surface restoration shall extend to the edge of pavement or curb as directed by the Township Engineer.
- K. The permanent material shall consist of a bottom course of bituminous stabilized base, Mix 1-2, placed at a compacted thickness of two inches and a surface course of bituminous concrete, Mix 1-5, placed at a compacted thickness of 1½ inches. In lieu of the two-course asphalt, 3½ inches of stabilized base placed as temporary pavement and milled one inch prior to placement of final surface course may be utilized.

Permanent restoration shall be as shown on the road restoration detail and shall consist of a bottom course of bituminous stabilized base, Mix I-2, placed at a compacted thickness of four (4) inches and a surface course of bituminous concrete, Mix I-5, placed at a compacted thickness of two (2) inches. The placement of six (6) inches of I-2 stabilized base may be installed in two three (3) in lifts level with the existing roadway surface and then milled two (2) inches prior to placement of the final two (2) inch I-5 surface coarse. Infrared technology may be used in lieu of milling, sawcutting and joint sealing when a minimum six (6) inch thick base coarse has been installed in the road opening. All stabilized base material within the trench plus twelve (12) inches surrounding edge shall be heated and raked to a depth of one (1) inch. All raked material shall be discarded and replaced with hot I-5 bituminous concrete and rolled smooth. All utility road openings other than continuous trenches, shall be restored as listed above, with the exception that the final asphalt shall be restored using Infra-red Pavement Technology.

- L. All pavement restoration, both temporary and permanent, shall be constructed in accordance with the applicable specifications of the New Jersey State Highway Department Township of Wyckoff's road construction standards and this article.
- M. The top or surface course of the pavement shall be level with the grade of the surrounding pavement when it is compacted. The joint between the patch and the existing pavement shall be sealed with an asphalt emulsion.

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- N. If cross trenches are located less than 25 feet apart, the entire roadway, beginning at a point three feet prior to the trench and running to a point three feet beyond the trench, shall be resurfaced.
- O. Milling shall be performed in accordance with the requirements of the Township Engineer based upon conditions and elevations of the existing surface of the street, curb face, drainage characteristics and bonding with the permanent pavement such that unraveling of new permanent pavement will not occur. Millings shall be disposed of by the permittee or recycled and tonnage thereof shall be reported to the Municipal Recycling Coordinator.
- P. Roadway surface shall be replaced with a pervious material to a depth within six inches of the surface grade. The final six inches shall consist of shoulder stone unless the surrounding shoulder is of a higher grade of pavement, in which case, it shall match the contiguous shoulder.

SECTION 7. – 165.23, "Fees" is hereby amended as follows:

165-23. FEES.

The fees to be paid to the Township for permits shall be as follows:

- A. Fee for issuance of a permit for a driveway opening and for regarding the area between pavement and right of way line: \$15.
 - Driveway apron reconstruction, sidewalk repair or replacement and opening of the unpaved portion of the right-of-way between the curb and property line: \$25.00.
- B. Fee for issuance of permit for street opening involving pavement, <u>curb repair or</u> installation, or <u>curb restoration</u>: \$25. utility work: \$100.

 $\underline{\textbf{SECTION 8}} - 165\text{-}24,$ "Public Utility Companies" is amended as follows:

165-24. PUBLIC UTILITY COMPANIES.

- A. Performance and maintenance guaranty. Any public utility authorized by law to install or repair underground pipelines or conduits in the Township shall file other satisfactory performance guaranties in favor of the Township in the sum of \$10,000. The performance guaranty shall be approved as to form and surety by the Township Attorney and filed with the Township Clerk. The performance guaranty shall be conditioned upon:
 - (1) Indemnification of the Township for the cost of temporary and permanent restoration to the same condition as before work was commenced of any street or portion thereof that may be opened by the company. The performance guaranty shall provide that it is a continuing obligation for the full amount thereof for each opening made and the repair thereto.
 - (2) The repair of any defects in the restoration which may appear within two years of such opening.
- B. Permit. At least 72 hours ten (10) business days before the opening of any street, a public utility company, except in emergencies, shall apply to the Township Clerk Township Engineer for a permit to open a street. The application shall describe with reasonable certainty the proposed street opening and the purpose for which it is to be made.
- C. In an emergency, nothing in this section shall prevent any opening by a public utility company where immediate repairs would be necessary in order to prevent

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

escaping gas from becoming a hazard to the public. In the case of emergency openings, the permit required in Section **B** shall be obtained from the Township Clerk Township Engineer within 72 hours after such opening is made 48 hours after such opening is made and shall clearly state the date, time and nature of emergency requiring the road opening. Emergency conditions shall not absolve the utility contractor from complying with all trench restoration standards contained herein.

- D. Whenever a public utility, having filed such a performance guaranty and while it is in full force and effect, requests the issuance of a street opening permit, the Township Clerk shall charge a fee in the amount of \$25 \subseteq 100 for each such street opening, to be filled billed monthly by the Township Clerk.
- E. Any public utility, during the period when the performance guaranty is in full force and effect, shall be exempt from the requirements of § 165-15; excepting, however, that in lieu of filing a certificate of insurance as required herein, the public utility shall furnish a letter certifying that it is self-insured in the amount required under § 165-15 and that it is exempt from the necessity of obtaining an insurance policy pursuant to the provisions of the New Jersey statutes.
- F. Waiver of fees. The Township Committee reserves the right to waive any and all fees for public utility companies working in the Township. The waiver may be granted after written application of a public utility to the Township Committee and shall be considered on a case-by-case basis for good cause shown.
- G. Non-transferability. Permits issued under this article are not transferable from one person to another, and the work shall be carried out only at the location specifically designated on the permit.

<u>SECTION 9</u> – Except as herein amended and supplemented, all other provisions of Article III, Chapter 165 of the Code of the Township of Wyckoff, Street and Sidewalks, shall remain in full force and effect.

SECTION 10 – This ordinance shall take effect immediately upon final passage and publication as required by law.

ORDINANCE #1744

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 62, "SALARIES AND COMPENSATION," TO COMPLY WITH NJSA 52:14-15F, SUBSECTION A, PROVIDING FOR THE DEPOSIT OF NET PAY TO ESTABLISH A NEW SECTION, 62-2 TITLED "DIRECT DEPOSIT" OF NET PAY AT WRITTEN REQUEST OF INDIVIDUAL EMPLOYEE" IS ESTABLISHED.

BE IT ORDAINED, by the Township of Wyckoff, County of Bergen, State of New Jersey that Chapter 62 is supplemented with a new Section 62-2, "Direct Deposit of Net Pay at written request of Individual Employee" is established.

$\underline{SECTION~1}~-~62\text{--}2~Direct~Deposit~of~New~Pay~at~written~request~of~Individual~Employee}$

The Township of Wyckoff may, at the receipt of a written request from an employee, provide for the deposit of net pay, in a specific banking institution in a designated checking account, savings account or share account. Employees shall

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014

indicate in a written letter submitted to the Township of Wyckoff Payroll Control and Certifying Officer his or her desire to have his or her net pay deposited in the specific account designated. The Township's Payroll Control and Certifying Officer shall effectuate the deposit in the designated banking institution on behalf of the "employee" as defined in Public Law 1981, Chapter 385, (c.52:14-15a et seq.). Seasonal and temporary employees who are employed by the Township of Wyckoff are exempt from this direct deposit section of Chapter 62 of the Code of the Township of Wyckoff.

SECTION 2 - Except as herein amended and supplemented, all other provisions of Chapter 62 of the Code of the Township of Wyckoff, "Salaries and Compensation," remain in full force and effect.

 $\underline{\textbf{SECTION 3}}$ - This ordinance shall take effect immediately upon final passage and publication as required by law.

ORDINANCE #1745

AN ORDINANCE TO AMEND CHAPTER 186 "ZONING," ARTICLE xii, OUTDOOR DINING, OF THE CODE OF THE TOWNSHIP OF WYCKOFF, TO AMEND SECTION 186-73, "WHEN PERMITTED: RULES, REGULATIONS AND SPECIFICATIONS."

BE IT ORDAINED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, that Section 186-73 "When Permitted: Rules, Regulations and Specifications" is amended as follows:

SECTION 1 – Chapter 186, Zoning

Article XIII. Outdoor Dining.

Section 186-73

D. The hours for outdoor service shall be between 7:00 a.m. and 10:00 11:00 p.m. All tables, chairs and equipment shall be removed and placed securely indoors secured and covered so as to render the same unusable, no later than 10:30 11:30 p.m. No tables, chairs, benches or other equipment used shall be attached, chained or in any manner affixed to any tree, sign, curb or sidewalk.

SECTION 2 -

Except as hereby amended, all other sections of Article XIII, Outdoor Dining, shall remain in full force and effect.

SECTION 3 -

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

Following is the vote on the Consent Agenda:

MOTION: _		ROONEY		_ SECOND		BOONSTRA	
BOONSTR	A YES	JEPSEN	YES	ROONEY_\	YES_	SCANLAN	YES
CHRISTIE	YES	_				_	-

IV **Ordinance - Public Hearing/Further Consideration**

1742 - AN ORDINANCE TO AUTHORIZE LEASE OF REAL PROPERTY TOGETHER WITH IMPROVEMENTS TO THE WYCKOFF PTO ECONOMY SHOP TO OPERATE THE BUILDING AT 399 MAIN STREET FOR PUBLIC PURPOSE

ORDINANCE

FINAL PASSAGE

MUNICIPAL CLERK: Mr. Chairman, I have Ordinance No. 1742, entitled:

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WYCKOFF TO LEASE REAL PROPERTY, TOGETHER WITH IMPROVEMENTS THEREON, TO THE WYCKOFF PTO ECONOMY SHOP, INC., FOR PUBLIC PURPOSES FOR A TERM OF THREE (3) YEARS PURSUANT TO THE "LOCAL LANDS AND BUILDINGS LAW", N.J.S.A.:12-1 ET SEQ.

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.

only.

COMMITTEEMAN ROONEY: I move the Ordinance on second reading by Title COMMITTEEMAN JEPSEN: Seconded. MOTION: ROONEY_ SECOND **JEPSEN** BOONSTRA_YES_ JEPSEN _YES_ ROONEY_YES_ SCANLAN_YES_ CHRISTIE _YES_ <u>CHAIRMAN</u>: This is the time and place for the Public Hearing on Ordinance No. 1742, and all persons who wish to be heard, please state your name and address before making your statement. COMMITTEEMAN ROONEY: I move that the Public Hearing on the Ordinance be closed. COMMITTEEMAN JEPSEN: Seconded. MOTION: **ROONEY SECOND JEPSEN** BOONSTRA_YES_ JEPSEN_YES_ ROONEY_YES_ SCANLAN_YES_ CHRISTIE YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance No. 11742 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 ROONEY: I move the resolution.

COMMITTEEMAN JEPSEN: Seconded.

MOTION: _	F	ROONEY		SECOND	JEPSEN	
BOONSTRA	YES_	JEPSEN	YES_	ROONEY_YES_	SCANLAN_YES_	
CHRISTIE	YES	•	·		-	

TOWNSHIP OF WYCKOFF ORDINANCE #1742

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF WYCKOFF TO LEASE REAL PROPERTY, TOGETHER WITH IMPROVEMENTS THEREON, TO THE WYCKOFF PTO ECONOMY SHOP, INC., FOR PUBLIC PURPOSES FOR A TERM OF THREE (3) YEARS PURSUANT TO THE "LOCAL LANDS AND BUILDINGS LAW", N.J.S.A.:12-1 ET SEQ.

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

SECTION 1. The Township of Wyckoff shall enter into a lease with the Wyckoff PTO Economy Shop, Inc.; a non-profit corporation of the State of New Jersey, for the leasing of real property located in the Township of Wyckoff at Block 271, Lot 1, 399 Main Street, together with all the improvements thereon for public purposes as provided in Section 3.

SECTION 2. The Mayor and Township Clerk of the Township of Wyckoff, pursuant to N.J.S.A. 40A:12-14(c) are hereby authorized to execute a lease with the Wyckoff PTO Economy Shop, Inc. for a term of three (3) consecutive years which shall commence July 1, 2014, with an annual rental of five hundred (\$500.00) dollars per year, plus amount of annual rental determined annually by the New York Susquehanna & Western Railroad Co.; due and payable from the Township of Wyckoff to the New York Susquehanna & Western Railroad Co., pursuant to lease dated December 31, 1959, as annually renewed and reimbursement of the Township's cost for fire insurance for 399 Main Street.

SECTION 3. The described premises shall be used by the Wyckoff PTO Economy Shop, Inc. for the conduct and operation of its PTO Economy Shop for the promotion of education, health, safety, morals and general welfare pursuant to N.J.S.A. 40A:12-15.

SECTION 4. The Township Administrator of the Township of Wyckoff shall be responsible for the enforcement of the terms and conditions of the said lease and shall require the Wyckoff PTO Economy Shop, Inc. to submit an annual report indicating the purposes for which the premises was utilized during each year, the activities of the Wyckoff PTO Economy Shop, Inc. undertaken in furtherance of the public

purposes for which the lease is granted, the amount of funds utilized for the said public purpose and an affirmation of the continued non-profit status of the corporation pursuant to both State and Federal laws.

SECTION 5. Copies of the aforementioned lease and annual report to be submitted by the Wyckoff PTO Economy Shop, Inc. shall be kept on file with the Municipal Clerk of the Township of Wyckoff for public inspection.

SECTION 6. At the termination of the aforementioned three (3) year lease, the Township Committee shall, at its discretion, have the option of renewing the lease under the same terms and conditions, or under different terms and conditions, whichever may be in the best interest of the Township of Wyckoff.

SECTION 7. If any section of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section or part and the remainder of the ordinance shall be deemed valid and effective.

SECTION 8. This ordinance shall take effect immediately upon final passage and publication as required by law.

V	Meeting adjourned 9:15 p.m	1.
	Mayor Douglas J. Christie	Joyce C. Santimauro Municipal Clerk

TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING SECOND FLOOR MUNICIPAL COURT ROOM TUESDAY, JUNE 10, 2014