

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – TUESDAY, SEPTEMBER 27, 2011 - 7:30 P.M.

1. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record and published on January 9, 2011 and to the Press Journal and published on January 13, 2011, posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

2. ROLL CALL

3a. VOTE ON CONSENT AGENDA ITEMS

ORDINANCES

4. INTRODUCTION OF ORDINANCE NO. 2011:1109, "AN ORDINANCE AMENDING CHAPTER 200, ZONING, SECTION A-5, DESIGNATION OF HISTORIC LANDMARKS" PUBLIC HEARING – 10/26/11 @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Borough Attorney 9/22/11)

RESOLUTIONS

5. *POSSIBLE* RESOLUTION AWARDING CONTRACT TO _____ FOR PROFESSIONAL PLANNER – MASTER PLAN, RECEIVED AT OPENING HELD 3/30/11 @1:30 P.M. - TO BE PREPARED BY BOROUGH ATTORNEY (Adjourned from RM 4/26/11; RM 5/11/11; RM 5/25/11 – Borough Attorney advised at this meeting the need for the Planning Board to put in writing a request that further information be provided regarding the RFP's submitted for consideration since the deadline for award is past 30 days; Adjourned from RM 6/8/11; RM 6/22/11; RM 7/13/11; 7/27/11; 8/10/11; 9/14/11)

6. RESOLUTION NO. 6 RE AD INTERIM PERMIT

7. RESOLUTION INCREASING CONTRACT PRICE FOR 2010 CDBG BARRIER FREE SIDEWALK RAMPS, CHANGE ORDER #1 AND FINAL FOR M. INGANNAMORTE & SON, INC. (Original Contract amount: \$35,716.00; Change Order No. 1 Amount: \$6,092.88; Final Amount: \$41,808.88) (Received from Administrator 9/21/11)

8. RESOLUTION REDUCING CONTRACT PRICE FOR HERBERT AVENUE, SECTION 4 & MEMORIAL FIELD BASKETBALL COURT IMPROVEMENTS, CHANGE ORDER NO. 1 FOR AJM CONTRACTORS, INC. (Original Contract amount: \$266,191.00; Change Order No. 1 Amount: (\$188.60); Final Amount: \$266,002.40) (Received from Administrator 9/21/11)

9. RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR THE 200 CLUB OF BERGEN COUNTY GRANT IN THE AMOUNT OF \$987.00 (Received from Administrator 9/22/11)

10. RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS PURSUANT TO N.J.S.A. 40A:11-12a. as follows:
Duration of Contract: From 9/21/11 to 9/30/12 unless earlier expiration date is indicated;
Commodity/Service: Wireless Devices & Services; Vendor: Verizon Wireless, Cellco Partnership, 502 First State Blvd, Newport, DE 19804; State Contract #: A64428;
Max Amt.: \$3,000.00 (devices) \$12,000.00 (services) (Received from Administrator 9/23/11)

11. RESOLUTION ACCEPTING THE LOW BID RECEIVED FROM MARINI BROTHERS CONSTRUCTION CO., INCORPORATED, HACKENSACK, NJ, AT THE BID OPENING HELD 9/23/11 @11:30 A.M. FOR THE CONSTRUCTION OF THE 2009 SAFE SIDEWALKS TO TENAKILL SCHOOL INFRASTRUCTURE PROJECT IN THE AMOUNT OF \$182,563.85 FOR THE BASE BID PLUS ALTERNATE (Received from Administrator 9/23/11)

3a. VOTE ON CONSENT AGENDA ITEMS (Continued)

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – TUESDAY, SEPTEMBER 27, 2011 - 7:30 P.M.

MOTIONS

12. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES
(Distributed via e-mail on 9/23/11) NO ABSTENTIONS:
- a. REGULAR MEETING OF SEPTEMBER 14, 2011
 - b. WORK SESSION OF SEPTEMBER 14, 2011
13. MOTION APPOINTING THE FOLLOWING INDIVIDUAL TO FILL THE FOLLOWING
NON-SALARIED APPOINTMENTS MADE AT THE FOLLOWING MEETINGS (Which
have not been accepted as of the time of preparation of this Agenda)

<u>OFFICE</u>	<u>MEETING</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION Member	<u>Reorg.1/04/11</u>	_____	2 Year	12/31/12

14. *POSSIBLE* MOTION GRANTING APPROVAL FOR THE CROP WALK TO BE
CONDUCTED PARTIALLY THROUGH THE BOROUGH ON 10/16/11 (Approval of
insurance received from Risk Management Consultant 9/20/11/no written request received/
no route received)
15. *POSSIBLE* MOTION GRANTING APPROVAL FOR DEDICATED INDIANS OF AMERICA
TO PLACE TEMPORARY SIGNS AT THE *REQUESTED BOROUGH RIGHT-OF-WAY
LOCATIONS ANNOUNCING THEIR FESTIVAL OF LIGHTS CALLED “DIWALI” TO BE
HELD AT THE DEMAREST DUCK POND ON 10/9/11 (7. M.L. 9/22/11) (RECEIPT OF
APPROVAL OF REQUIRED INSURANCE TO BE PROVIDED BY RISK MANAGEMENT
CONSULTANT -- *BOROUGH RIGHTS-OF-WAY LOCATIONS TO BE PROVIDED)
16. REPORTS
- a. DEPUTY CHIEF OF POLICE – AUGUST 2011 (Received 9/22/11)
- 3b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA
17. OPEN MEETING TO PUBLIC FOR ANY MATTER, PER N.J.S.A. 10:4-12 (a)
(Subject to 5-minute limit per By-Laws General Rule No.11)
18. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY
19. ADJOURNMENT

ALL BUSINESS WILL TERMINATE AT 11:00 P.M.

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – TUESDAY, SEPTEMBER 27, 2011 - 7:30 P.M.

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – TUESDAY, SEPTEMBER 27, 2011 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record and published on January 9, 2011 and to the Press Journal and published on January 13, 2011, posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL
4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
 - a. MAIL LIST OF SEPTEMBER 15, 2011
 - b. MAIL LIST OF SEPTEMBER 22, 2011
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of September 27, 2011)

6. COMMITTEE REPORTS

- A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)
 - 1) STATUS REPORT RE CLOSTER WEBSITE
 - 2) REPORT
- B. PUBLIC SAFETY - GLIDDEN (DOLSON/LATNER)
 - 1) REPORT
- C. PUBLIC WORKS - LATNER (AMITAI/GLIDDEN)
 - 1) REPORT
- D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - 2) REPORT
- E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT

6. COMMITTEE REPORTS (Continued)

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – TUESDAY, SEPTEMBER , 2011 - 7:30 P.M.

F. LAND USE AND CONSTRUCTION – AMITAI (BARAD/DOLSON)
1) REPORT

7. OLD BUSINESS

- a. STATUS REPORT RE REQUEST FOR NAME CHANGE AT VETERAN'S MEMORIAL PARK AND A NEW SIGN (3. M.L. 2/17/11; referred to O&L Committee for W.S. 3/23/11; Placed on WSA 5/11/11 per request of Dr. Barad 4/26/11)

8. NEW BUSINESS

9. OPEN MEETING TO THE PUBLIC FOR ANY MATTER PER NJSA 10:4-12(A) (SUBJECT TO A 5-MINUTE LIMIT PER GENERAL RULE NUMBER 11) EXCEPT FOR ITEMS SCHEDULED FOR PUBLIC HEARING AT THE REGULAR MEETING

10. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

11. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY

12. ADJOURNMENT

MAIL LIST
 SEPTEMBER 15, 2011

NO.	DATE REC=D	DATE	FROM	SUBJECT ☐☐☐COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	09/09/11	09/06/11	Elizabeth Randall, Bergen County Clerk, to Borough Clerk	Notification that beginning 9/12/11 the Bergen County Clerk=s Office will begin issuing Honorary Service Cards to Bergen County=s Veterans; Letter to Mayor, Application and FAQ Sheet enclosed (Distributed 9/9/11) Copy to Post Commander Joe Organo	
2.	09/12/11	09/01/11	Choi & Associates, P.C., to Borough Clerk	*Notice of Zoning Board of Adjustment Hearing scheduled to be held 9/28/11 @ 8 p.m. re the application of Yul Soo Park for property located at 358 Ruckman Road, Block 2101, Lot 1	Dolson/Zoning
3.	09/13/11 09/14/11	09/13/11 09/14/11	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert(s) re: a. 2011 Conference Resolutions (summary to be sent by 10/7/11; full text due by 10/21/11) b. I. Federal Transportation/FAA Funding Developments II. Budget Issues relating to Hurricane Irene c. A. S-2887, Exempts certain wind turbines from local review (Copy to Land Use Coordinator/Planning Board, Land Use Coordinator/Zoning Board of Adjustment) B. League Professional Development Program - ATaking the Mystery Out of Applying for Grants@ C. Hurricane Irene FEMA Recovery News (Treasurer/CFO, Deputy Chief Kaine, Jim Winters, William Dahle, III) D. Rutgers Seminar on Pension and Health Benefits E. BPU Public Hearings on Electric Utilities	Mayor Borough Engineer Mayor/Grants Mayor
4.	09/13/11 via e-mail	09/13/11	Louis J. Pepe, Council President, Borough of Lincoln Park, to Governor Chris Christie c: All MC Municipalities	*Flood Damage Prevention Resolution Adopted 5/16/11 Pursuant to Section N.J.A.C. 40:48-1, New Jersey Code Annotated, for the Purpose of Establishing Regulations Designed to Promote Public Health, Safety, and General Welfare of Its Citizenry and requesting urgent action regarding implementation of the Advisory Committee=s 15-point recommendation	
5.	09/14/11	09/08/11	Karen Mastriano, Clerk to the Board of Chosen Freeholders, to Municipal Clerk	a. Certified copies of Ordinances adopted 9/7/11 1) <u>No. 11-01</u> : Bond Ordinance Providing for Various Capital Parks Improvements, Appropriating the Aggregate Amount of \$2,553,000 therefor,	

				and Authorizing the Issuance of \$2,425,000 Bonds or Notes of the County for Financing Part of the Cost thereof	
				<p>2) <u>No. 11-02</u>: Bond Ordinance Providing for Various Improvements for the Departments of Health and Human Services, Appropriating the Aggregate Amount of \$1,130,000 therefor, and Authorizing the Issuance of \$1,073,500 Bonds or Notes of the County for Financing Part of the Cost thereof</p> <p>3) <u>No. 11-03</u>: Bond Ordinance Providing for Various Improvements for the Department of Planning and Economic Development and the Department of Administration and Finance, Appropriating the Aggregate Amount of \$970,000 therefor, and Authorizing the Issuance of \$921,500 Bonds or Notes of the County for Financing Part of the Cost thereof</p> <p>4) <u>No. 11-04</u>: Bond Ordinance Providing for Various Department of Public Works Improvements, Appropriating the Aggregate Amount of \$5,670,000 therefor, and Authorizing the Issuance of \$5,386,000 Bonds or Notes of the County for Financing Part of the Cost thereof</p> <p>5) <u>No. 11-05</u>: Bond Ordinance Providing an Appropriation of \$750,000 for Various Improvements for the Bergen County Technical Schools, in and by the County of Bergen, New Jersey, and authorizing the Issuance of \$750,000 Bonds or Notes of the County</p> <p>6) <u>No. 11-06</u>: Bond Ordinance Providing an Appropriation of \$500,000 for Various Improvements for the Bergen County Special Services School District, in and by the County of Bergen, New Jersey, and authorizing the Issuance of \$500,000 Bonds or Notes of the County</p> <p>7) <u>No. 11-07</u>: Bond Ordinance Providing an Appropriation of \$8500,000 for Various Improvements for the Bergen County Special Services School District, in and by the County of Bergen, New Jersey, and authorizing the Issuance of \$500,000 Bonds or Notes of the County, \$8,500,000 for Various Improvements at the Bergen County Community College, in and by the County of Bergen, New Jersey, and authorizing the Issuance of \$8,500,000 Bonds or Notes of the County</p>	
6.	09/14/11	09/08/11	Karen Mastriano, Clerk to the Board of Chosen Freeholders, to Municipal Clerk	<p>*a. Certified copy of Ordinance(s) introduced 9/7/11 scheduled to be adopted 9/21/11:</p> <p>1) <u>No. 11-08</u>: Bond Ordinance Providing for Improvements for the Department of Public Works, Appropriating the Aggregate Amount of \$3,900,000 therefor, and authorizing the Issuance of \$3,705,000 Bonds or Notes of the County for Financing Part of the Cost thereof</p> <p>2) <u>No. 11-09</u>: Bond Ordinance Providing for Improvements for the Department of Public Works, Appropriating the Aggregate Amount of \$2,300,000 therefor, and Authorizing the Issuance of \$2,185,000 Bonds or Notes of the County for Financing Part of the Cost thereof</p>	

			<p>Karen Mastriano, Clerk to the Board of Chosen Freeholders, to Gov. Chris Christie c: Bergen County Municipalities</p>	<p>3) <u>No. 11-10</u>: An Ordinance of the County of Bergen to Amend the Bergen County District Solid Waste Management Plan (adoption 10/5/11) 4) <u>No. 11-11</u>: Pay-to-Play Ordinance *b. Certified copies of Resolution(s) adopted 9/7/11: 1) Proclaiming September 2011 as ANational Prostate Cancer Awareness Month@ 2) Recognizing September 16, 2011 as National POW/MIA Recognition Day in Bergen County 3) Proclaiming 9/15/11 - 10/15/11 as Hispanic Heritage Month 4) Recognizing 9/11/11 as a day of Remembrance in Bergen County 5) In recognition of those that have helped their communities following Hurricane Irene</p>	
7.	09/15/11 Rec=d from Mayor	09/13/11	<p>John Birkner, Jr., President, Pascack Valley Mayor=s Association, to Mayor c: Dr. Stephen T. Boswell</p>	<p>*Informing the Pascack Valley Waterway Management Task Force has authorized Boswell McClave Engineering to perform an Engineering Drainage Study to investigate the conditions of the Pascack Brook as it passes through the Pascack Valley; copies of the study will be provided for review by the Borough=s Engineer before finalized recommendations and conclusions are presented (Copy to Deputy Chief Kaine, Jim Winters, William Dahle, III)</p>	Borough Engineer

MAIL LIST
 SEPTEMBER 22, 2011

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	09/16/11 09/20/11	09/16/11 09/20/11	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert(s) re: a. <u>Reorganization Plan No. 001-2011</u> , Abolishes COAH, Transfers Responsibilities to DCA b. I. Annual Business Meeting Date Correction Held at the 96th Annual League Conference - <u>NEW DATE AND TIME</u> : Thursday, 11/17/11, @3:30 p.m. c. I. Energy Tax White Paper Released (Copy of White Paper attached) Request for completion and return of statement of support! II. League Professional Development Seminar - Best Practices in Electronic Records Management III. NJLM Publications - Resources for You and Your Professional Staff d. S-2887, Wind Turbines on Preserved Farmland, HELD (Copy to Land Use Coordinator/Planning Board, Land Use Coordinator/Zoning Board of Adjustment)	Mayor
2.	09/19/11 rec'd from Mayor	09/08/11	Kathleen M. Katz, Section Chief, Bureau of Underground Storage Tanks, NJ DEP, to Patrick O'Brien c: Clerk, City of Closter, 14 Garry Road, Closter, NJ Closter Health Department	*Letter providing information to understand the benefits of moving remediation forward under procedures established by the SRRA on 5/7/09 re DTR Automotive Service Center, Inc., 422 Demarest Avenue, PI# 016395; Case #: 88-04-18-1506 BUST C2; aka 03-12-03-16-1408; UST#: 0163956, SEC#: 7 (Copy to Board of Health, Construction Official, Environmental Commission)	Dolson/Health Kashwick/Environmental
3.	09/19/11	09/12/11	David M. Watkins, Esq., Attorney for Applicant, to Borough Clerk	*Notice of Planning Board Hearing to be held 10/5/11 @ 8 p.m. for the purpose of reviewing and taking action on the application of Diamond Engineers and Developers Inc. for soil moving approval at Block 2212, Lot 2, commonly known as 97 Wainwright Avenue	Amitai/Planning
4.	09/19/11	09/12/11	David M. Watkins, Esq., Attorney for Applicant, to Borough Clerk	*Notice of Planning Board Hearing to be held 10/5/11 @ 8 p.m. for the purpose of reviewing and taking action on the application of Recas Academy USA for site plan approval to renovate office space to classrooms for tutoring at Block 1305, Lot 7.01, commonly known as 136 Oakland Avenue	Amitai/Planning
5.	09/19/11	09/15/11	John C. Hernandez, Senior Project Manager, Brennan Environmental, Inc. to Victoria Potucek, NJ DEP, Northern Bureau of Field Operations	*Public Notice for property located at: 222 Closter Dock Road, Block 1312, Lot 18, NJDEP PI #202967, BEI Job #080231; Public Notification & Outreach Form, Copy of Public Notice Letter w/attached Fact Sheet, List of recipients, Certificate of mailing receipts, Copy of Fact Sheet	Dolson/Health Kashwick/Environmental

			c: Borough Clerk Closter Board of Health	published in local newspaper, Electronic copy of Public Notice Documents (3 discs) Complete copy to Construction Official, Environmental Commission; Copy (letter only!) to Board of Health	
6.	09/21/11	09/16/11	Gary Vander Veer, P.E., Azzolina & Feury Engineering, Inc., to Borough Clerk	*Notification that an application for a flood hazard area permit and freshwater wetlands permit will be submitted to the NJDEP for the project: Borough of Alpine, Tenakill Brook Bank Stabilization, NJDEP Permit Application, Block 70, Lots 23 & 24, Old Saw Mill Road, Our File No. ALP-937 - comments to be made within 15 calendar days of receipt of this letter! (Copy to Land Use Coordinator/Planning Board, Land Use Coordinator/Zoning Board of Adjustment, Environmental Commission)	Borough Engineer
7.	09/21/11	09/21/11	Priya Navani, Founder & Director of DIA, Dedicated Indians of America	*Request for permission to place (temporary signs), informing of Festival of Lights called DIWALI being held in Demarest at the Duck Pond on 10/9/11, at the following locations: Closter Dock Road & Piermont; Piermont Road bus stop; Vervalen Street on the other side of PNC Bank; Intersection of High Street & Durie Avenue; Intersection of Homans Avenue & Piermont Road; Intersection of Vervalen Street & Piermont Road (Copy to Zoning Officer, Construction Official, Glenn Parsells)	Possible Agenda item upon receipt of approval of the required insurance from the Risk Management Consultant
8.	09/22/11	09/22/11	Paul Demarest, Land Use Coordinator/Zoning Board of Adjustment a. Douglas Radick b. Anthony & Lucille Austria c: Zoning officer Borough Clerk^ Deputy Treasurer	*Resolutions re 9/21/11 Hearings granting the following approvals: a. Temporosa, 219 Cedar Lane, Block 705 Lot 9 b. Austria, 66 Poplar Street, Block 507 Lot 5	Dolson/Zoning

ALSO DISTRIBUTED: