

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – FEBRUARY 22, 2017 - 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 Annual Notice of Meetings which was published in The Record and The Star Ledger on January 9, 2017, was posted on the Municipal Clerk’s bulletin board and has remained 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

3. MAYORAL PRESENTATION(S)

4. MAYORAL APPOINTMENT(S) TO THE FOLLOWING BOARDS/COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Environmental Commission				
Member/Shade Tree Liaison	<u>Brian Stabile</u> <i>(Elected to Council)</i>	_____	3 Years Unexp. (Stabile)	31-Dec-17
Planning Board				
Alternate No. 1	<u>Michael Iafrate</u> <i>(5. M.L. 1/5/17 – Unable to accept appointment)</i>	_____	2 Years	31-Dec-18
Shade Tree Commission				
Member/Environmental Commission Liaison	<u>Brian Stabile</u> <i>(Elected to Council)</i>	_____	5 Years	31-Dec-21

5a. VOTE ON CONSENT AGENDA ITEMS

ORDINANCES

6. INTRODUCTION OF THE FOLLOWING ORDINANCE – PUBLIC HEARING AND ADOPTION, 3/22/17, @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

- a. ORDINANCE NO. 2017:1222, “CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BAK (N.J.S.A. 40A:4-45.14) Received from Auditor 2/14/17

RESOLUTIONS

- 7. RESOLUTION GRANTING APPROVAL FOR MAYOR JOHN C. GLIDDEN, JR. OR HIS SUCCESSOR, TO EXECUTE GRANT WITH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION ~ GREEN COMMUNITIES PROGRAM FOR THE 2017 GREEN COMMUNITIES GRANT, SUBSEQUENT COMMUNITY FORESTRY MANAGEMENT FIVE YEAR PLAN, COMMUNITY FORESTRY MANAGEMENT PROGRAM, FOR AN AMOUNT NOT LESS THAN \$3,000 AND NOT MORE THAN \$3,000, BOROUGH AGREES TO MATCH \$3,000 OF THE TOTAL PROJECT AMOUNT, IN COMPLIANCE WITH THE MATCH REQUIRMENT OF THE AGREEMENT; AVAILABILITY OF THE MATCH WHETHER CASH, SERVICES OR PROPERTY IS HEREBY CERTIFIED 50% OF THE MATCH TO MADE UP OF IN-KIND SERVICES (Received from Administrator’s office 2/15/17)
- 8. RESOLUTION AWARDING LUPARDI’S NURSERY - 2017 FIELD MAINTENANCE - FERTILIZING SERVICE FOR VETERANS MEMORIAL FIELD, MOLLICONE FIELD AND RUCKMAN FIELD FOR AN AMOUNT NOT TO EXCEED \$20,835.00 (Received from Administrator’s office 2/15/17)
- 9. RESOLUTION AUTHORIZING DEPUTY TREASURER TO REFUND \$28.00 FROM THE CURRENT TREASURY FUND TO ROBERT TYLER AND JILLIAN ALISA LEFEVRE, 11 BEECH TREE ROAD, PROVIDENCE, RI 02916, DUE TO AN ADMINISTRATIVE ERROR AS THESE INDIVIDUALS WILL NOT BE MARRIED IN THE BOROUGH OF CLOSTER (Received from Assistant CFO/Collector 2/14/17)
- 10. MEMORIALIZING THE DECISION OF THE GOVERNING BODY TO AUTHORIZED THE BOROUGH ENGINEER TO RE-BID VER VALEN STREET IMPROVEMENTS (SECTION 2) PROJECT AND TO INCLUDE SPEED TABLE FOR HICKORY LANE (RM 2/8/17) (Received from Borough Attorney 2/16/17)

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – FEBRUARY 22, 2017 – 7:30 P.M.

5a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

- 11. RESOLUTION AUTHORIZING THE HIRING OF JOHN L. PETERS AS ACTING CONSTRUCTION CODE OFFICIAL AT A RATE OF \$40.00 PER HOUR FOR 20 HOURS PER WEEK, EFFECTIVE 2/15/17, FOR A PERIOD NOT TO EXCEED 60 DAYS UNLESS SPECIFIC AUTHORITY IS GRANTED IN WRITING BY THE DEPARTMENT OF COMMUNITY AFFAIRS (Received from Borough Attorney 2/16/17)
- 12. RESOLUTION MEMORIALIZING DECISION TO WAIVE FEES FOR AMENDED SITE PLAN CLOSTER MARKETPLACE (EBA, LLC) Received from Borough Attorney 2/17/17

MOTIONS

- 13. MOTION APPROVING THE FOLLOWING *SALARIED* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/3/17:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Planner to Implement Portions of the 2008 Master Plan	Caroline Reiter P.P., AICP Christopher P. Statile, PA	_____	1 Year	31-Dec-17

- 14. MOTION APPROVING THE FOLLOWING *NON-SALARIED* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/3/17:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Board of Health			2 Years Unexp. (Vacant)	31-Dec-17
Alternate No. 2	<u>Vacant</u>	_____		

- 15. MOTION APPROVING APPOINTMENT(S) TO THE FOLLOWING BOARDS/COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Zoning Board of Adjustment	Phillip Kwon <i>(Resigned eff 1/14/17 - 10. M.L. 1/19/17)</i>	_____	2 Years Unexp. (Kwon)	31-Dec-17
Alternate No. 4				

- 16. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 2/16/17) NO ABSTENTIONS
 - a. REGULAR MEETING HELD FEBRUARY 8, 2017
 - b. WORK SESSION HELD FEBRUARY 8, 2017

- 17. MOTION GRANTING APPROVAL FOR ST. MARY RC CHURCH TO CONDUCT OFF-PREMISE DRAW RAFFLE AT THE SCHOOL BUILDING, 300 HIGH STREET, ON 4/22/17, FROM 7 P.M. TO 11 P.M. (Completed application filed and appropriate fees paid 2/14/17)

18. REPORTS

- a. CHIEF OF POLICE – JANUARY 2017 (Received 2/17/17)

5b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

- 19. 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)

- 20. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY

- 21. ADJOURNMENT

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

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – FEBRUARY 22, 2017 - 7:30 P.M.

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

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3. ROLL CALL
4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
 - a. MAIL LIST OF FEBRUARY 9, 2017
 - b. MAIL LIST OF FEBRUARY 16, 2017
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of February 22, 2017)
6. COMMITTEE REPORTS

- A. FINANCE AND TECHNOLOGY – YAMMARINO (BARAD/DI DIO)
 - 1) REPORT RE CLOSTER WEBSITE
 - 2) REPORT
- B. PUBLIC SAFETY - LATNER (DI DIO/CHUNG)
 - 1) REPORT
- C. PUBLIC WORKS - CHUNG (LATNER/AMITAI)
 - 1) REPORT
- D. ORDINANCES - BARAD (YAMMARINO/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - 2) REPORT
- E. HUMAN RESOURCES - DI DIO (CHUNG/LATNER)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
- F. LAND USE AND CONSTRUCTION - AMITAI (BARAD/YAMMARINO)
 - 1) REPORT

7. OLD BUSINESS
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
FEBRUARY 16, 2017

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	02/13/17	02/13/17	Steve Isaacson, 97 Columbus Avenue, to Loretta Castano	*"Letter to the Editor" with link to article on www.northjersey.com re "Woodcliff Lake residents hear arguments for development" and requesting a "Citizens' Committee" and "Town Meeting" (Sent via e-mail to Mayor and Council on 2/14/17)	
2.	2/13/17 02/15/17 02/16/17	2/13/17 02/15/17 02/16/17	Kerry Kirk Pflugh, Director, Office of Local Government Assistance, NJ Department of Environmental Protection, to Municipal Officials	*NJDEP Press Releases re: a. State Forest Fire Prescribed Burning Program b. NJ Tree Recovery Campaign – Free tree seedling program; Applications due February 28, 2017 (Copy to Shade Tree Commission, Environmental Commission) c. Division of Water Quality, Bureau of Nonpoint Pollution Control re Tier A Municipal Separate Storm Sewer System (MS4) Permit Renewal: (Copy to William Dahle, III) 1 - Municipal Separate Storm Sewer System (MS4) Permit; draft available at www.nj.gov/dep/dwq/tier_a_draft.htm 2 - Public Notice re proposed Tier A MS4 NJPDES Permit Renewal; 45-day public comment period to end 4/3/17 (Posted on Municipal Clerk's Bulletin Board 2/16/17) d. NJDEP: Recycling Tonnage Grants 30 Day Desk Audits (Closter only!) Copy to William Dahle, III, Carole Dacey)	Barad/Shade Tree Barad/Environmental Borough Engineer Chung/Public Works Chung/Public Works
3.	02/14/17	02/06/17	Lerch, Vinci & Higgins, LLP, Certified Public Accountants	*December 31, 2016 Annual Audit – Responsibilities under U.S. Generally Accepted Auditing Standards, Government Auditing Standards, <i>Uniform Administrative Requirements, Cost Principles, and Audit Requirement for Federal Awards</i> (Uniform Guidance) and New Jersey OMB Circular 15-08 (Copy to CMFO, Assistant CFO)	Borough Administrator
4.	02/14/17	02/10/17	Connell Foley LLP, to Borough Clerk	* Borough of Harrington Park Planning Board Public Hearing Notice re application of Allegro Development Company to subdivide 9.216 acres from Block 1601, Lot 1, creating new lot 1.01 and Preliminary Site Plan Approval to construct 177 units of Independent Age Restricted housing and Assisted Living dwelling units on proposed Lot 1.01 to be held 2/21/17 @ 8 p.m. at the Harrington Park Municipal Building, 85 Harriot Avenue (Copy to LUC/Planning Board, LUC/Zoning Board of Adjustment)	Amitai/Planning Chung/Zoning
5.	02/15/17	02/15/17	Nick DeNicola, P.E., Boswell McClave Engineering	*2017 Borough Paving Program	Borough Administrator

6.	02/16/17	02/16/17	Katie Moore, Borough Clerk, Borough of North Arlington, to Bergen County Clerks	*Certified copy of R-58-17 approved 2/9/17 Supporting Mutual Aid Plan and Rapid Deployment Force for 2017 (copy to Chief Kaine)	Latner/Public Safety
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ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held February 8, 2017

Unapproved Notes of Work Session held February 8, 2017

MAIL LIST
FEBRUARY 9, 2017

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	02/02/17	02/02/17	Adeline Hanna, Administrator/Borough Clerk, Midland Park, to Bergen County Clerks	*Certified copies of Resolutions adopted 1/26/17 re: a. Authorizing Participation in the Mutual Aid Plan & Rapid Deployment Force Interlocal Service Agreement (Copy to Chief Kaine) b. Condemning All Efforts to Delegitimize the State of Israel and the Global Movement to Boycott, Divest From and Sanction the People of Israel	Latner/Public Safety
2.	02/03/17	No Date	Bergen County Municipal Joint Insurance Fund to Member Municipalities of Bergen County Municipal Joint Insurance Fund, to Municipal Clerk c: Fund Commissioners Risk Management Consultants Fund Professionals	*2017 Meeting Dates (Copy to Fred Pitofsky, Risk Management Consultant) Posted on Municipal Clerk's Bulletin Board 2/9/17	Borough Administrator
3.	02/03/17	01/31/17	Andrew Agreski, PE, Planning and Design Manager, PSE&G, to Loretta Castano	*Requesting the Borough's 2017 street paving plans to coordinate PSE&G construction to be received by April 1, 2017 (Copy to DPW Superintendent, Borough Engineer)	Borough Administrator
4.	02/03/17	02/03/17	Michael J. Darcy, CAE, Executive Director, NJS League of Municipalities	* a. I. State Policy Issues a. Important Legislation Awaiting Action A-4189/S-2670 , regarding Urban Enterprise Zones (UEZ), A-3695 , which preempts municipal regulation of some taxi services such as Uber and Lyft b. Registered Apprenticeship Bill c. BPU Grants for Microgrid Studies II. Federal Policy Issues a. President Trump's Executive Order on Sanctuary Cities/Immigration Enforcement b. FCC Seeks Comment on Wireless Facility Siting in the Right of Way c. Don't Let Federal Tax Reform Weaken Local Finance III. 2017 League Salary Survey IV. Also of Interest	Borough Attorney Borough Clerk Borough Administrator Barad/Cable TV
5.	02/06/17	02/06/17	Kerry Kirk Pflugh, Director, Office of Local Government Assistance, NJ Department of Environmental Protection, to Municipal Officials	*NJDEP Press Release re WARN Environmental App wins International Award and DEP Podcast: Brownfield Redevelopment (Copy to Construction Official, DPW Superintendent, Chief of Police, OEM Coordinator, Fire Official, Environmental Commission)	Amitai/Construction Chung/Public Works Latner/Public Safety Barad/Environmental

6.	02/07/17	02/07/17	egg@dca.state.nj.us to Borough Clerk	*Proposed Rule Amendments regarding Certification of Available Funds (New Jersey Register, 2/6/17, CITE 49, N.J.R. 227 – see also 11. M.L. 6/23/16; 7. M.L. 7/21/16 (Copy to CMFO, Assistant CFO)	Borough Administrator Yammarino/Finance
7.	02/08/17	02/08/17	Maria Kim, Chair, Improvement Commission, to Loretta Castano c: Mayor Leslie Weatherly	*Request to conduct 3 rd annual hoedown on Friday, 6/2/17, from 6 – 9 p.m.; Rain date: Sunday, 6/4/17, from 12 – 3 p.m.; at Memorial Field; activities to include pony rides, petting zoo, mechanical bull, various contests, live music and western-themed activities (Copy to Risk Management Consultant, Jim Oettinger, Chief Kaine, William Dahle, III)	Administrator/ Insurance Amitai/CIC
8.	02/08/17 Hand del'd	02/08/17	Jim Oettinger, Director of Recreation c: Chief Dennis Kaine Closter Volunteer Ambulance Squad	*Request to hold “Friends of Sue Carpenter” fundraiser 5K on Sunday, 6/4/17, following the same route as Labor Day with a fun run for kids (Copy to Risk Management Consultant, Chief Kaine, William Dahle, III)	Administrator/ Insurance Yammarino/ Recreation
9.	02/08/17	02/06/17	Terry Beym, Supervisor, Office of Permit Management, New Jersey Department of Environmental Protection, to NJPDES Permittee	*Notice of availability FY2017 Annual Fee Report and Assessment of Fees (Annual Fee Report) for the NJ Pollutant Discharge Elimination System at www.nj.gov/dep/dwq/njpdessfees.htm - Public Hearing for period 7/1/16 through 6/30/17 to be held 2/8/17 @ 1 p.m. at NJ Department of Environmental Protection, 401 East State St 4 th Floor Conference Room (4E002), Trenton, NJ; Public Comment will remain open until 3/8/17 (Copy to William Dahle, III, Environmental Commission)	Chung/Public Works Barad/Environmental
10.	02/08/17	02/08/17	Fairview Borough Clerk to Bergen County Municipal Clerks	*Certified copy of Resolution R-17-47 approved 2/6/17 Authorizing Participation in the Mutual Aid & Rapid Deployment Force Interlocal Service Agreement (Copy to Chief Kaine)	Latner/Public Safety
11.	02/08/17	02/08/17	egg@dca.state.nj.us to lcastano@closternj.us	*Transitional Aid Application Process for CY Municipalities – Local Finance Notice 2017-04 (info only!)	
12.	02/10/17	02/08/17	Kaoru Kay Yamamoto, Director, International Academy of Arts and Sciences, to Council President	*Request for permission to use Memorial Field, 150 Harrington Avenue, on Sunday, 5/21/17, from 8:30 a.m. to 12 Noon: Rain date: 6/3/17 - to conduct IAAS Field Day Event to include children’s dances, karate performances, songs and athletic games; anticipated number of attendants is 70 children, 140 parents/adults with 15 school staff; electricity outlet required for CD player - Hold Harmless Agreement attached – insurance company will send Certificate of Insurance directly to the Borough (Complete copy to Richard Keating; Copy letter only to Jim Oettinger)	Administrator/ Insurance Yammarino/ Recreation Possible Agenda item upon receipt of approval from Risk Management Consultant