MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – JUNE 10, 2009 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE

2. OPEN PUBLIC MEETINGS ACT STATEMENT

3. ROLL CALL

4. PUBLIC HEARING OF AMENDMENT NO. 2 TO THE MUNICIPAL BUDGET
   @7:30P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:
   This Amendment was introduced at the Regular Meeting held 5/27/09 and was published in the Press Journal on 6/4/09 as stated in the printer’s affidavit of publication. Reprint of this Amendment was posted on the Municipal Bulletin Board, in accordance with statutory requirements, and copies have been made available to the general public.

5. ADOPTION OF 2009 MUNICIPAL BUDGET, AS AMENDED, @7:30 P.M., OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD

6. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCES @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:
   The following Ordinances were introduced at the Regular Meeting held 5/13/09 and were published in the Press Journal on 5/21/09 as stated in the printer’s affidavit of publication. Reprint of these Ordinances were posted on the Municipal Bulletin Board in accordance with statutory requirements and copies have been made available to the general public:
   c. No. 2009:1043, “AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED $68,100.00 FROM BERGEN COUNTY MUNICIPAL PARK IMPROVEMENT & LAND ACQUISITION PROGRAM FOR PARK AND HISTORIC PRESERVATION IMPROVEMENTS”
   d. No. 2009:1044, “A CAPITAL ORDINANCE APPROPRIATING A SUM NOT TO EXCEED $150,000.00 FOR WEST STREET SECTION IV IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF CLOSTER AND TO APPROPRIATE $150,000 FROM A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT “

7. OPEN MEETING TO PUBLIC FOR ANY MATTER, PER N.J.S.A. 10:4-12 (a)
   (Subject to 5-minute limit per General Rule No. 10)

8. COMMUNICATIONS
   a. MAIL LIST – MAY 28, 2009
   b. MAIL LIST – JUNE 4, 2009

9. OPEN MEETING TO PUBLIC FOR COMMUNICATION ITEMS ONLY
   (Subject to 5-minute per By-Laws General Rule No. 10)

10a. REVIEW OF CONSENT AGENDA ITEMS
     (PROCEDURE TO BE EXPLAINED BY MAYOR HEYMANN)

ORDINANCES AND RESOLUTIONS

11.* INTRODUCTION OF THE FOLLOWING ORDINANCES – PUBLIC HEARING – 7/8/09
   @ 7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:
   a. ORDINANCE NO. 2009:1045, “BOROUGH OF CLOSTER, BERGEN COUNTY, NEW JERSEY, A SUPPLEMENT TO THE 2009 SALARY ORDINANCE”
   c. ORDINANCE NO. 2009:1047, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 170, STORMWATER MANAGEMENT”

10a. REVIEW OF CONSENT AGENDA ITEMS
12.* BILL RESOLUTION – JUNE 15, 2009
TO BE PREPARED BY DEPUTY TREASURER


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<th>OFFICE</th>
<th>APPOINTEE</th>
<th>TERM</th>
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<tr>
<td>DEPUTY TAX COLLECTOR</td>
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<td>DESK DISPATCHER</td>
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<td>POLICE MATRON</td>
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<td>SCHOOL CROSSING GUARD</td>
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<td>TREASURER</td>
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14.* RESOLUTION AUTHORIZING THE TREASURER TO RETURN THE REMAINING ESCROWS IN THE AMOUNT OF $1,275.17 TO NBC STUDIOS, LAW AND ORDER UNIT, CHELSEA PIERS, PIER 62, SUITE 305, NEW YORK, NY 10011 FOR POLICE TRAFFIC DIRECTOR SERVICES IN COMPLIANCE WITH LOCAL FINANCE NOTICE 2000-14 (Received from Chief of Police 6/3/09)


16.* RESOLUTION APPOINTING NICOLE HENRY AS DISPATCHER TRAINEE, A PER DIEM POSITION, FOR A PERIOD NOT TO EXCEED 180 DAYS AT AN HOURLY RATE OF $12.17, EFFECTIVE 6/1/09 (Received from Chief of Police 5/26/09)

17.* RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF $31,138.35 PAYABLE TO R. ROTHMAN, 41 GRAND AVENUE, ENGLEWOOD, NJ 07632 (OUTSIDE LIENHOLDER) FOR REDEMPTION OF TAX SALE CERTIFICATE #08-9, RE BLOCK 2404 LOT 18, 626 CLOSTER DOCK ROAD (Received from Tax Collector 5/28/09)

18.* RESOLUTION GRANTING APPROVAL FOR RECREATION COMMISSION TO APPLY FOR A GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS RE 2009 RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES (Received from Mayor’s office 5/29/09)

19* RESOLUTION AUTHORIZING TREASURER TO ISSUE A REFUND CHECK TO FIRST AMERICAN REFUNDS DEPARTMENT, 1 FIRST AMERICAN WAY, WESTLAKE, TX 76262 IN THE AMOUNT OF $4,147.34 FOR BLOCK 1719 LOT 15 DUE TO COUNTY BOARD JUDGMENT (Overpayment by Attorney & First American RE Tax Service 2nd Quarter 2009) Received from Tax Collector 6/3/09)

20.* RESOLUTION AUTHORIZING MAYOR AND CLERK TO SIGN INTERLOCAL AGREEMENT BETWEEN HARRINGTON PARK AND CLOSTER FOR SHARED SERVICES OF GASOLINE AND DIESEL FUEL FOR FIVE (5) CALENDAR YEARS TO BE PREPARED BY BOROUGH ATTORNEY

10a. REVIEW OF CONSENT AGENDA ITEMS
MOTIONS


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<td>ALT. NO. 2</td>
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<td>HISTORIC PRESERVATION COMMISSION/MEMBER</td>
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<td>IMPROVEMENT COMMISSION</td>
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<td>MEMBER</td>
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<td>ALT. NO. 2</td>
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<td>2 Year</td>
<td>12/31/10</td>
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<tr>
<td>RECREATION COMMISSION ASSOCIATE MEMBER</td>
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<td>1 Year</td>
<td>12/31/09</td>
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<tr>
<td>**SHADE TREE COMMISSION</td>
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<td>2 Year</td>
<td>12/31/10</td>
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**Mayoral Appointment


23.* APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed 6/4/09) ABSTENTION: AMITAI
   a. REGULAR MEETING OF MAY 27, 2009
   b. WORK SESSION OF MAY 27, 2009


25.* POSSIBLE APPROVAL FOR GRADUATION PARTY TO BE HELD ON SMALL PORTION OF CUL DE SAC IN FRONT OF HOME AT 70 PRINCETON STREET ON 6/20/09 FROM 3 P.M. TO 10 P.M.; RAIN DATE: 6/21/09 (5. M.L. 6/4/09)

26.* ACCEPTANCE OF THE FOLLOWING MONTHLY REPORTS:
   a. CONSTRUCTION OFFICIAL - MAY 2009 (Received 6/1/09)

10b. VOTE ON CONSENT AGENDA ITEMS

27. REVIEW AND VOTE ON ITEMS REMOVED FROM CONSENT AGENDA

28. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY
   a. CONTINUED DISCUSSION RE PARKING SPACE FEE (Requested by Mayor 1/18/08) RM 9/10/08

29. DISCUSSION OF PUBLIC COMMENTS OR ANY OTHER TIMELY MATTER, IF APPROPRIATE

30. ADJOURN

ALL BUSINESS WILL TERMINATE AT 11:00 P.M.
1. ROLL CALL

2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT

3. PROFESSIONAL REPORTS
   A. BOROUGH ATTORNEY
      1) REPORT
   B. BOROUGH ENGINEER
      1) STATUS REPORT RE WEST STREET PROJECT
         (Bid Awarded to Arnold’s Roads RM 2/25/09/$114,215)
      2) REPORT

4. REPORTS
   A. BOROUGH ADMINISTRATOR
      1) STATUS REPORT RE 2009 MUNICIPAL BUDGET
      2) STATUS REPORT RE BOROUGH WEBSITE
      3) STATUS REPORT RE FOLLOW UP WITH FILE BANK FOR
         STORAGE OF RECORDS (Requested by John DiStefano at WS 10/6/08)
      4) REPORT RE INSURANCE ITEM(S) FOR FOLLOW UP:
      5) REPORT
   B. BOROUGH CLERK
      1) STATUS REPORT RE 2009 APPOINTMENTS
      2) STATUS REPORT RE 2009 OATHS OF OFFICE
      3) STATUS REPORT RE 2009 LICENSES
      4) REPORT RE 2009 MEETING DATES
      5) REPORT RE PRIMARY ELECTION HELD 6/2/09 FROM 6 A.M. TO 8 P.M.
      6) REPORT
   C. CHIEF OF POLICE
      1) REPORT

4. REPORTS (Continued)
   D. MAYOR
      1) STATUS REPORT RE FOLLOWING GRANT APPLICATIONS:
a. GRANTS FILED

1. GREEN COMMUNITIES 2008 APPLICATION FOR $4,500 WITH A MATCHING SUM FROM CLOSTER IN THE AMOUNT OF $1500 (Requested by Mayor Heymann 11/7/07)

2. COMMUNITY DEVELOPMENT GRANT OF $110,000.00 - $205,000.00 FOR A.D. ACCESSIBLE BATHROOMS IN TWO PUBLIC PARKS (SHAUBLE AND MOLLICONE) RM 9/24/08 - Mayor requested at WS 10/6/08 that this addition be made to her Report in the amount of $210,000

b. GRANTS AWARDED

1. BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND & HISTORIC PRESERVATION TRUST FUND; DUE 7/7/06; FILED BY COUNCILMAN KASHWICK - 50% LOCAL MATCH REQUIRED? Acquisition of Flamm Property End of Ruckman Road/Homans Avenue - $500,000 AWARDED 7/11/07 FOR BLOCK 1308, LOTS 3 AND 4, 37 HOMANS AVENUE (8.M.L.7/26/07)

2. BERGEN COUNTY OPEN SPACE TRUST FUND - 2004 FUNDING ROUND FOR MUNICIPAL PARK IMPROVEMENT AND LAND ACQUISITION PROGRAM (50% local match); APPLICATION DEADLINE: 10/29/04 (8.M.L.8/26/04) ($190,000.00) $120,000.00 for Recreational Trails Program/RM10/27/04 - $120,000 Recommended Award - County Public Hearing 5/26/05)

3. NATIONAL TRAILS RECREATION PROGRAM - $25,000 (local match of $10,000 required) filed 12/15/05 - $6,500/Match $2,800

4. ANJEC Grant - $20,000 requested/$6,000 received

5. SUPER VALUE, INC./PUBLIC ENTITY GRANT - $6,600.00 awarded for Hazardous Discharge Site Remediation – 121 Schraalenburgh Road, Block 502 Lot 3 (14. M.L. 7/3/08)

6. RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT AWARD $10,000 (for all persons with varying disabilities in the NVRS District /7. M.L. 9/11/08)

7. FY 2007 NATIONAL TRAIL RECREATION GRANT - $25,000 - $10,000 MATCH FOR TRAIL MAINTENANCE

c. GRANTS TO BE FILED

2) STATUS REPORT RE RESOLUTION CALLING FOR CHANGES TO OPRA APPROVED BY NJ LEAGUE OF MUNICIPALITIES

3) REPORT

4. OLD BUSINESS

a. STATUS REPORT RE KIDDIE SOCCER/POSSIBLE POLICY ESTABLISHED BY RECREATION COMMISSION RE USE OF BOROUGH PARKS
5. NEW BUSINESS

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

7. OPEN MEETING TO THE PUBLIC

8. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

9. ADJOURNMENT
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<tbody>
<tr>
<td>1.</td>
<td>05/21/09</td>
<td>05/20/09</td>
<td>Mark N. Mauriello, Acting Commissioner Department of Environmental Protection to Mayor</td>
<td>*Annual Mayors’ Roundtable DEP Site Remediation Program on Tuesday, 6/16/09 from 1 p.m. to 5:30 p.m. in ITC Conference Room, 300 Riverview Plaza, Trenton</td>
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<td>2.</td>
<td>05/22/09</td>
<td>04/27/09</td>
<td>Lucille E. Davy, Commissioner, Department of Education</td>
<td>Evaluation of Performance of Closter School District (distributed 5/22/09)</td>
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<td>3.</td>
<td>05/21/09</td>
<td>05/21/09</td>
<td>William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Mayor</td>
<td>*Mayors Fax Advisory re: a. Mayors Bencivengo and Persichilli to Lead League Drive for Mandates Relief b. Three Issues: I. Proposed Readoption with Amendments to Cable Television Rules II. S-2505 - The Smart Housing Incentives Act III. A-1645 - Qualified Purchasing Agent c. Emergency- Answer the Call and Become Better Prepared to Address All the Hot Button Issues d. Tuesday, 6/16/09 from Brownfields to Ballpark Mayors Roundtable, 6/16/09 at 1 p.m. e. 2009 Federal Directory Order Form f. Introducing Newly Updated 2008 New Laws of Interest order form g. Important New Information from the Division of Local Government Services h. NJLM Professional Development Seminar - Fostering an Ethical Culture - Thursday, May 28, 2009 9:30 a.m. - 1:30 p.m. Bergen Community College i. League Mandates Update More Action More Info Needed j. Qualified Purchasing Agent k. League and health Care Institute Promote Health Care Reform l. Three Issues: I. School Funding Formula Upheld; II. Health Insurance Costs to Rise; III. Member Plaque</td>
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<td>4.</td>
<td>05/26/09</td>
<td>05/18/09</td>
<td>Adam Falk, Vice President Legal Regulatory Affairs - Cablevision to Mayor</td>
<td>*Acceptance of Issuance of Municipal Consent for construction, operation and maintenance of a cable television system within the borough</td>
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May 28, 2009
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<td>5.</td>
<td>05/26/09 from Mayor’s office</td>
<td>05/15/09</td>
<td>Lisa Smith, Closter Bootery, to Mayor and Council, with attached Sidewalk Sale Probable Participants and Approval e-mail from Parsells Agency</td>
<td>Borough as set forth in Ordinance No. 2009:1031, adopted 2/25/09 (Copy to Glenn Parsells)</td>
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<td>6.</td>
<td>05/28/09</td>
<td>05/22/09</td>
<td>Rev. Paul A. Cannariato, Pastor Church of St. Mary</td>
<td>*Request for approval for Closter Chamber to conduct 2009 Sidewalk Sale on Thursday, 7/23/09 and Friday, 7/24/09 from 9 a.m. to 9 p.m. AND Saturday, 7/25/09 from 9a.m. to 6 p.m. (Approval of insurance received from Risk Management Consultant 5/21/09) Copy to Chief Berrian, Board of Health</td>
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<td>7.</td>
<td>05/26/09 hand delivered</td>
<td>05/22/09</td>
<td>Paul Demarest, Land Use Coordinator/ Zoning Board of Adjustment c: Borough Clerk</td>
<td>*Variance Approval Resolution of 5/15/09, memorialized 5/20/09 re Juliya Novolt, 22 McCain Court Block 2102/Lot 46</td>
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<td>8.</td>
<td>05/27/09</td>
<td>05/21/09</td>
<td>John H. Dorsey, Esq. and Fred Semrau, Esq. PERMA Risk Management Services to All Members of the Municipal Excess Liability Fund c: Dave Grubb, Executive Director</td>
<td>&quot;RIF&quot; Reduction in Workforce re. Increase in Employee Claims</td>
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<td>9.</td>
<td>05/27/09</td>
<td>05/22/09</td>
<td>Mark Vangieri, Administration and Solid Waste Program Planning Manager, Bergen County Utilities Authority, to Borough Clerk c: Municipal Administrator Municipal Recycling Coordinator</td>
<td>*Bergen County District Waste Management Plan Amendment Notice of Municipal Requirement Violation</td>
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<td>10.</td>
<td>05/27/09</td>
<td>05/27/09</td>
<td>Grace Zicarelli, Hunter Zicarelli, Liam McCabe, Johnny Glidden - The Green Team</td>
<td>*Petitions (7 pages) signed by adults and children entitled “Closter Athletes Need Amenities at Closter Parks” which was hand delivered to Mayor Heymann at the Regular Meeting held 5/27/09</td>
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<td>11.</td>
<td>05/28/09</td>
<td>05/26/09</td>
<td>Jason E. Lynam, Senior Staff Scientist, Langan Engineering and Environmental Services, to Renee Caverly, Closing Officer, Closing Services, New Jersey Economic Development Authority c: Ms. Sophie Heymann Ms. Loretta Castano</td>
<td>*HDSRF Grant Award, EDA Application P20736, Borough of Closter, Project Site: Super Value, Inc.; Langan Project Number 4529901 (letter only!)</td>
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| 1.  | 05/29/09  | 05/29/09 | William G. Dressel, Jr., Executive Director, to Mayor | *Mayors Fax Advisory re:  
a. Free Help with Energy Efficiency Conservation Block Grant Applications  
b. New Jersey’s 345th Birthday Party-Free public celebration for all New Jerseyans, Wednesday, 6/24/09 @ 2:00 p.m. NJ State Museum, 205 West State Street, Trenton  
c. First of a Series of Regional COAH Briefings - Tuesday, 6/16/09, 2009 Bergen County Community College 10 a.m. - 12 Noon  
d. Investigating the Impact of Hospital Closings on The Consumer, Community and Service Providers, Wednesday, June 10, 2009, 8:30 a.m. Rutgers University - Newark.  
e. NJDEP/NJSLOM - Double Header, Brownfield Forum and Ballgame, Tuesday, June 16, 2009 1:00 p.m. to 5:30 p.m. followed by League of Municipalities Night at Mercer County Waterfront Park.  
f. Proposed Towing Regulations  
g. Federal Update House Energy Reform Bill Takes Shape  
h. Central Jersey Mayors Wellness Campaign “Mayors Healthy Cook-off” |               |                                           |
| 2.  | 05/29/09  | No Date | Borough of Alpine to Borough Clerk’s office | *Public Hearing Notices - 6/24/09 @ 8:00 p.m.  
I. Ordinance No. 703 - Amend Chapter 220, Section 2- Definitions  
II. Ordinance No. 704 - Amend Chapter 220 Limiting Schedule - Height and Bulk of buildings |               |                                           |
| 3.  | 06/02/09  | 06/01/09 | Office of Borough Clerk, Borough of Carlstadt | *Resolution in Opposition to the Proposed Diversion of Funds from the Emergency Medical Technician Training Fund |               |                                           |
| 4.  | 06/02/09  | 05/21/09 | Clerk to the Board of Chosen Freeholders to Municipal Clerk | Notice of Adoption of the following ordinances:  
a. Ordinance No. 09-14 - Guaranty Ordinance Securing the Bergen County Improvement Authority’s Obligations in connection with a Proposed Governmental Loan Program  
b. Ordinance No. 09-15 - Ordinance to Establish Road Opening Permit Fees |               |                                           |
<p>| 5.  | 06/01/09  | 06/01/09 | Carrie Berlson, 70 Princeton Street, Closter | *Requesting permission to use a small portion of the cul-de-sac in front |               |                                           |</p>
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<tr>
<td>06/01/09</td>
<td>Mayor to Borough Clerk</td>
<td>06/01/09</td>
<td>Closter Boy Scout Troop 63 Annual Garage Sale to be held 6/13/09 at Closter Borough Hall</td>
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<td>06/03/09</td>
<td>Dennis McNerney, County Executive, to Mayor</td>
<td>05/20/09</td>
<td>Notice that 2009 Community Development Block Grant for Security System at Senior Center in the amount of $7,000.00 has been approved for inclusion in BC 2009 Consolidated Plan submitted to the US. Dept. of Housing and Urban Development</td>
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<td>06/03/09</td>
<td>Frances I. Sundheim, Vice President and Corporate Rate Counsel, PSE&amp;G to Mayor</td>
<td>05/29/09</td>
<td>Re PSE&amp;G Petition for Approval of an Increase in Electric and Gas Rates and for Changes in the Tariffs for Electric and Gas Service, B.P.U.N.J. No. 14 Electric and B.P.U.N.J. No. 14 Gas Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1 and for Approval of a Gas Weather Normalization Clause; a Pension Expense Tracker and for other Appropriate Relief and Notice to PSE&amp;G Customers for Proposed Increases in Electric and Gas Charges - 4&quot; thick PETITION BOOK ON FILE IN BOROUGH CLERK’S OFFICE!!</td>
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<td>06/04/09</td>
<td>Maureen, Joe, Joey &amp; Jessica Muti, 376 Durie Avenue, Closter, to Mayor</td>
<td>06/03/09</td>
<td>Outstanding Police Officers - Detective Kaine, Officers Thorhill, Conway and Aiello</td>
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**ON FILE IN BOROUGH CLERK’S OFFICE:**

PSE&G PETITION RE INCREASE IN ELECTRIC AND GAS RATES (Item No. 8)

**ALSO DISTRIBUTED:**

Unapproved Minutes of Regular Meeting held May 27, 2009
Unapproved Work Session Notes of May 27, 2009