

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – JANUARY 14, 2009 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. OPEN PUBLIC MEETINGS ACT STATEMENT
3. ROLL CALL
4. 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)
5. COMMUNICATIONS
  - a. MAIL LIST – JANUARY 8, 2009
6. OPEN MEETING TO PUBLIC FOR COMMUNICATION ITEMS ONLY  
(Subject to 5-minute per By-Laws General Rule No. 10)
- 7a. REVIEW OF CONSENT AGENDA ITEMS  
(PROCEDURE TO BE EXPLAINED BY MAYOR HEYMANN)

ORDINANCES AND RESOLUTIONS

- 8.\* INTRODUCTION OF THE FOLLOWING ORDINANCES – PUBLIC HEARING – 2/11/09 @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Borough Attorney 12/29/08):
  - a. NO. 2009:1026, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 48 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING PERSONNEL POLICIES”
  - b. NO. 2009:1027, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 127, ARTICLE I, MISCELLANEOUS LICENSES, OF THE CODE OF THE BOROUGH OF CLOSTER”
  - c. NO. 2009:1028, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 142, PARKS AND PLAYGROUNDS”
- 9.\* BILL RESOLUTION – JANUARY 15, 2009 TO BE PREPARED BY TREASURER
- 10.\* RESOLUTION APPROVING THE SETTLEMENT OF NJEF V. CLOSTER BOROUGH, CIVIL ACTION NO. 08-3043 (JAG) (Received from Borough Attorney 1/5/09)
- 11.\* RESOLUTION AUTHORIZING ADVERTISEMENT FOR BID FOR SALE OF PORTION OF LAND AT BLOCK 1718, LOT 7 (Received from Borough Attorney 12/29/08)
- 12.\* POSSIBLE RESOLUTION AWARDDING/REJECTING BID RECEIVED AT BID OPENING HELD JANUARY 8, 2009 @11:30 A.M. FOR COMPOSTING AND RELATED SERVICES - TO BE PREPARED BY BOROUGH ATTORNEY
- 13.\* POSSIBLE APPOINTMENT OF BOROUGH PROSECUTOR/ALTERNATE PROSECUTOR (Opening held 1/8/09 @ 10:30 a.m.) - RESOLUTION TO BE PREPARED BY BOROUGH ATTORNEY

- 7a. REVIEW OF CONSENT AGENDA ITEMS (Continued)

CLOSTER MAYOR AND COUNCIL  
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- 14.\* POSSIBLE APPOINTMENT(S) OF SALARIED EMPLOYEES (NOT MADE AT THE REORGANIZATION MEETING HELD 1/5/09) RESOLUTIONS TO BE PREPARED BY ACTING ADMINISTRATOR/TREASURER:

| <u>OFFICE</u>                       | <u>APPOINTEE</u> | <u>TERM</u> | <u>EXPIRATION</u> |
|-------------------------------------|------------------|-------------|-------------------|
| ADMINISTRATOR                       | _____            | 1 Year      | 12/31/09          |
| DEPUTY BOROUGH CLERK                | _____            | 1 Year      | 12/31/09          |
| OFFICE ASSISTANT<br>(BOROUGH CLERK) | _____            | 1 Year      | 12/31/09          |
| DEPUTY TAX COLLECTOR                | _____            | 1 Year      | 12/31/09          |
| DESK DISPATCHER                     |                  |             |                   |
| FULL TIME                           | _____            | 1 Year      | 12/31/09          |
| PART TIME                           | _____            | 1 Year      | 12/31/09          |
| POLICE MATRON                       | _____            | 1 Year      | 12/31/09          |
| SCHOOL CROSSING GUARD               | _____            | 1 Year      | 12/31/09          |

MOTIONS

- 15.\* MOTION APPROVING THE FOLLOWING MINUTES (Distributed 1/8/09)  
 a. WORK SESSION NOTES OF DECEMBER 22, 2008 – ABSTENTION: GLIDDEN  
 b. SINE DIE MEETING HELD JANUARY 5, 2009 – ABSTENTION: AMITAI  
 c. REORGANIZATION MEETING HELD JANUARY 5, 2009 – ABSTENTION: AMITAI

- 16.\* POSSIBLE MOTION GRANTING APPROVAL TO WAIVE THE \$1,000 FEE FOR VANTAGE HEALTH SYSTEMS FOR SPECIAL ZONING BOARD OF ADJUSTMENT MEETING RE SITE PLAN APPROVAL FOR BLOCK 1104, LOT 18 (3. M.L. 12/31/08)

- 17.\* MOTION APPROVING THE FOLLOWING NON SALARIED APPOINTMENTS (NOT MADE AT THE REORGANIZATION MEETING HELD 1/5/09):

| <u>OFFICE</u>              | <u>APPOINTEE</u> | <u>TERM</u> | <u>EXPIRATION</u> |
|----------------------------|------------------|-------------|-------------------|
| BOARD OF HEALTH            | _____            | 2 Year un-  |                   |
| ALT. NO. 2                 |                  | expired to  | 12/31/09          |
| HISTORIC PRESERVATION      | _____            | 4 Year      | 12/31/12          |
| COMMISSION/MEMBER          |                  |             |                   |
| IMPROVEMENT COMMISSION     | _____            | 2 Year un-  |                   |
| MEMBER                     |                  | expired to  | 12/31/09          |
| MEMBER                     | _____            | 2 Year      | 12/31/10          |
| ALT. NO. 2                 | _____            | 2 Year      | 12/31/10          |
| RECREATION COMMISSION      |                  |             |                   |
| ASSOCIATE MEMBER           | _____            | 1 Year      | 12/31/09          |
| *SHADE TREE COMMISSION     |                  |             |                   |
| ALT. NO. 2                 | _____            | 2 Year      | 12/31/10          |
| ZONING BOARD OF ADJUSTMENT |                  |             |                   |
| ALT. NO. 4                 | _____            | 2 Year un-  |                   |
|                            |                  | expired to  | 12/31/09          |

- 18.\* ACCEPTANCE OF THE FOLLOWING MONTHLY REPORTS:

a. CONSTRUCTION OFFICIAL – DECEMBER 2008 (Received 01/05/09)

- 7b. VOTE ON CONSENT AGENDA ITEMS

19. REVIEW AND VOTE ON ITEMS REMOVED FROM CONSENT AGENDA

20. 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

- b. CLOSED SESSION REGARDING THE FOLLOWING MATTER: DISCUSSION

CLOSTER MAYOR AND COUNCIL  
REGULAR MEETING AGENDA – JANUARY 14, 2009 – 7:30 P.M..

PERTAINING TO PERSONNEL ORDINANCE AND MANUAL CHANGES  
(Requested by Borough Attorney 9/3/08; Adjourned from RM 9/10/08, RM 9/24/08, RM  
10/6/08; 10/22/08, 11/12/08, 11/24/08, 12/10/08; 12/22/08)

21. DISCUSSION OF PUBLIC COMMENTS OR ANY OTHER TIMELY MATTER, IF APPROPRIATE
22. ADJOURN

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

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ADDENDUM NO. 1

7a. REVIEW OF CONSENT AGENDA ITEMS (Continued)

ORDINANCES AND RESOLUTIONS (Continued)

8.\* INTRODUCTION OF THE FOLLOWING ORDINANCE – PUBLIC HEARING – 2/11/09 @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Borough Attorney 1/7/09):

d. NO. 2009:1029, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTR A301-1(K), POWER TO WAIVE FEES, OF THE CODE OF THE BOROUGH OF CLOSTER”

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

WORK SESSION AGENDA – JANUARY 14, 2009 - 7:30 P.M.

1. ROLL CALL
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT
3. PROFESSIONAL REPORTS
  - A. BOROUGH ATTORNEY
    - 1) STATUS REPORT RE 28 FOURTH STREET, BLOCK 17 AND 18
    - 2) REPORT
  - B. BOROUGH ENGINEER
    - 1) REPORT RE WEST STREET PROJECT (W.S. 12/10/08)
    - 2) REPORT
4. REPORTS
  - A. ACTING BOROUGH ADMINISTRATOR
    - 1) REPORT RE PREPARATIONS FOR 2009 MUNICIPAL BUDGET
    - 2) STATUS REPORT RE BOROUGH WEBSITE
    - 3) STATUS REPORT RE CONTACT WITH FILE BANK FOR STORAGE OF RECORDS (Requested by John DiStefano at WS 10/6/08)
    - 4) STATUS REPORT RE INSURANCE ITEM(S) FOR FOLLOW UP:
      - a. INSTALLATION OF SIGN FOR “PARKING ONLY ON SUNDAY FROM 9 A.M. TO 3 P.M.” ON HARRINGTON AVENUE IN FRONT OF THE NEW LIFE CHURCH OF NEW JERSEY (10. M.L. 7/3/08)
      - b. 22<sup>nd</sup> ANNUAL GEORGE WASHINGTON BRIDGE CHALLENGE SPONSORED BY THE AMERICAN CANCER SOCIETY TO BE HELD 6/14/09 (14. M.L. 12/04/08)
    - 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
  - C. CHIEF OF POLICE
    - 1) REPORT
4. REPORTS (Continued)
  - D. MAYOR
    - 1) STATUS REPORT RE FOLLOWING GRANT APPLICATIONS:

CLOSTER MAYOR AND COUNCIL  
WORK SESSION AGENDA – JANUARY 14, 2009 - 7:30 P.M.

a. GRANTS FILED

1. FY 2007 NATIONAL TRAIL RECREATION GRANT - \$25,000 - \$10,000 MATCH FOR TRAIL MAINTENANCE (Extension requested???)
2. 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)
3. COMMUNITY DEVELOPMENT GRANT OF ~~\$140,000~~ \$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
4. (DCA) DOMESTIC VIOLENCE TRAINING REIMBURSEMENT GRANT FOR SWORN OFFICERS \$1,411.92 Awarded/ rec=d 9. M.L. 5/24/07)
5. ANJEC GRANT - \$20,000 requested/\$6,000 received
6. 2008 NJDOT MUNICIPAL AID PROGRAM FOR WEST STREET (SECTION 3) \$150,000 awarded (5. M.L. 12/27/07)

4. REPORTS (Continued)

D. MAYOR (Continued)

b. GRANTS AWARDED (Continued)

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7. FY2008 ENHANCED 9-1-1 GENERAL ASSISTANCE GRANT- \$28,019.00 awarded (5. M.L. 04/24/08)
8. 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)
9. PROJECT GRANT APPLICATION RE BERGEN COUNTY OPEN SPACE TRUST FUND/\$68,100.00 FOR IMPROVEMENTS TO BOROUGH PARKS IN THE MUNICIPALITY OF CLOSTER; CASH-FOR-CASH MATCH – Approved RM 6/25/08 (Requested by Mayor 7/2/08) – \$68,100 awarded; Mayor reported at WS 9/10/08
10. 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)

c. GRANTS TO BE FILED

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

5. OLD BUSINESS

- a. STATUS REPORT RE KIDDIE SOCCER/POSSIBLE POLICY ESTABLISHED BY RECREATION COMMISSION RE USE OF BOROUGH PARKS (Discussed at W.S. 11/12/08)

6. NEW BUSINESS

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

8. OPEN MEETING TO THE PUBLIC

9. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

10. ADJOURNMENT

**MAIL LIST**

January 8, 2009

| <b>NO.</b> | <b>DATE REC'D</b> | <b>DATE</b>                      | <b>FROM</b>   | <b>SUBJECT</b>  | <b>COPY ATTACHED</b> | <b>AGENDA/COMMITTEE/<br/>LIAISON</b> |
|------------|-------------------|----------------------------------|---|---|----------------------|--------------------------------------|
| 1.         | 01/05/09          | 12/31/08<br>01/02/09<br>01/05/09 | William G. Dressel, Jr., Executive Director,<br>NJS League of Municipalities, to Mayor  | *Mayor's Fax Advisory re:<br>a. Census Opportunities<br>b. Division of Local Government Services News<br>c. Census Opportunities<br>d. League Labor Counsel Update<br>e. N.J. League of Municipalities Professional Development Seminars<br>f. Governor Proposes FY '09 Funding Cuts<br>g. Affordable Housing/COAH Update NJLM Brief Filed<br>h. CY 2008 Length of Service Award Programs (LOSAP) Cost of Living Increase Notice<br>i. Agendas for Stakeholder Meetings on Draft GWRA (Global Warming Response Act) Recommendations<br>j. Library Funding<br>k. Pinelands Commission Pinelands Model Septic System Management Ordinance<br>l. Federal Stimulus News |                      |                                      |
|            | 01/06/09          | 01/06/09                         |   |   |                      |                                      |
|            | 01/08/09          | 01/08/09                         |   |   |                      |                                      |
| 2.         | 01/02/09          | 12/23/08                         | Cathy Baker Assistant for Government<br>Affairs-NJ, Cablevision, to Kristi Izzo<br>Office of Cable Television Board of Public<br>Utilities<br>cc: Ms. Celeste Fasone, OCTV<br>All affected municipalities | *Tariff rate adjustments which will be effective as of 02/01/09 (Copy to<br>Cable TV Advisory Committee)  |                      | Councilman Barad                     |
| 3.         | 01/06/09          | 01/06/09                         | <a href="mailto:egg@dca.state.nj.us">egg@dca.state.nj.us</a> to closterborough<br>clerk@yahoo.com   | *Information regarding actions local officials can take to help<br>homeowners facing foreclosure or other housing related problems facing<br>residents  |                      | Mayor Heymann                        |
| 4.         | 01/08/09          | 01/07/09                         | Donald M. Farrell, Treasurer and Board<br>Member, Belskie Museum of Art &<br>Science Inc.   | *Request for approval to serve wine at the monthly opening receptions<br>during calendar year 2009  |                      | RM Agenda<br>01/14/09                |



**ALSO DISTRIBUTED:**

Work Session Notes of December 22, 2008

Minutes of Sine Die Meeting held January 5, 2009

Minutes of Reorganization Meeting held January 5, 2009

Hackensack TIDELINES, Fall 2008, Volume XI, Issue 4, Hackensack Riverkeeper, Inc.- Received 1/8/09