

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – WEDNESDAY, DECEMBER 11, 2013 - 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 published in The Record and the Star Ledger issues of January 8, 2013, was 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

3. MAYORAL APPOINTMENTS (NON-SALARIED) TO THE FOLLOWING BOARDS/COMMISSIONS:

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
ENVIRONMENTAL COMMISSION			
Alt. No. 2	_____	2 Years	12/31/14

4. MAYORAL PROCLAMATION DECLARING JANUARY 11TH OF EACH YEAR AS "HUMAN TRAFFICKING AWARENESS DAY" (Requested by Mayor 10/30/13)

5. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

The following Ordinance was introduced at the Regular Meeting held November 13, 2013 and was published in The Record on November 19, 2013 as stated in the Borough Clerk's affidavit of publication. Reprint of this Ordinance was posted on the Municipal Bulletin Board in accordance with statutory requirements and copies have been made available to the general public:

ORDINANCE NO. 2013:1152, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 183 OF THE CODE OF THE BOROUGH OF CLOSTER SPECIFICALLY SECTIONS 183-45 & 183-47

6a. VOTE ON CONSENT AGENDA ITEMS

RESOLUTIONS

7. BILL RESOLUTION – DECEMBER 15, 2013 (Received from Deputy Treasurer 12/6/13)

8. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING ZONING BOARD OF ADJUSTMENT LEGAL ESCROW FEES IN THE AMOUNT OF \$503.00 TO ROBERT & DOLORES WITKO FOR SUCCESSFUL COMPLETION OF SERVICES RENDERED FOR APPLICATION AT BLOCK 1710 LOT 7, 17 BOGERT STREET (Received from Deputy Treasurer 11/7/13) (Adjourned from RM 11/13/13; Adjourned from RM 11/25/13)

9. RESOLUTION MEMORIALIZING THE DECISION OF THE COUNCIL (RM 11/13/13) REGARDING THE APPEAL BY RESIDENT OF 215 HIGH STREET OF THE RECOMMENDED FINES AND MITIGATION FOR VIOLATION OF THE TREE ORDINANCE (Received from Borough Attorney 11/19/13; Adjourned from RM 11/25/13; Revised version received from Borough Attorney 12/4/13)

10. RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL CLERK TO ENDORSE MUNICIPAL TAX SALE CERTIFICATE ISSUED AT THE TAX SALE HELD 4/18/13 TO THE BOROUGH OF CLOSTER TO EFFECT CANCELLATION OF CERTIFICATE OF SALE NO. 13-00005 FOR PROPERTY LOCATED AT BLOCK 611, LOT 14, 104 OAK STREET, ASSESSED TO D'ANTONI, MICHAEL AND ANNMARIE (Received from Tax Collector 12/2/13)

11. RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEAR 2013: RUSSO, A. & M. V. CLOSTER FOR BLOCK 2305, LOT 12, 260 PARSELLS LANE (Received from Borough Attorney 11/26/13)

12. RESOLUTION FIXING MEETING DATES FOR THE SINE DIE MEETING AND REORGANIZATION MEETING

13. RESOLUTION AUTHORIZING THE BOROUGH ADMINISTRATOR TO BID FOR EMERGENCY GENERATORS FOR THE CLOSTER PUBLIC LIBRARY AND CLOSTER SENIOR CITIZENS CLUB (Received from Administrator 12/4/13)

14. RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR THE 2013 BODY ARMOR GRANT IN THE AMOUNT OF \$2,554.97 (Received from Administrator 12/4/13)

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – WEDNESDAY, DECEMBER 11, 2013 - 7:30 P.M.

6a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

- 15. RESOLUTION APPROVING RELEASE OF MUNICIPAL LIEN RELATIVE TO OUTSTANDING FEES FOR THE CONSTRUCTION CODE OFFICE FOR PROPERTY LOCATED AT 104 OAK STREET AS A RESULT OF ACCEPTANCE OF PAYMENT OF \$35,000 TO SATISFY MUNICIPAL LIEN; AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE RELEASE OF LIEN (Received from Administrator 12/4/13)
- 16. BUDGET TRANSFER RESOLUTION NO. 2 (Received from Administrator 12/4/13)
- 17. RESOLUTION INITIATING MANDATORY DIRECT DEPOSIT OF PAY CHECKS FOR ALL FULL-TIME AND PERMANENT PART-TIME EMPLOYEES EFFECTIVE JANUARY 1, 2014 (Received from Administrator 12/4/13)
- 18. RESOLUTION AUTHORIZING MAYOR, CLERK AND OTHER BOROUGH OFFICIALS TO EXECUTE DPW CONTRACT (4-YEAR CONTRACT FROM 1/1/13 TO 12/31/16/Received from Borough Attorney 12/4/13)
- 19. RESOLUTION MEMORIALIZING ACTION TAKEN AT THE REGULAR MEETING HELD 11/25/13 AUTHORIZING A TOWN-WIDE GARAGE SALE ORGANIZED BY THE CLOSTER FOOD & ASSISTANCE BOARD AND WAIVING PERMIT FEES FOR PARTICIPANTS (Received from Borough Attorney 12/5/13)
- 20. AT APPROXIMATELY 8:45 P.M. - OMNIBUS OPEN PUBLIC MEETINGS ACT RESOLUTION EXCLUDING THE PUBLIC IN ORDER TO PERMIT THE GOVERNING BODY TO DISCUSS IN EXECUTIVE SESSION, PER N.J.S.A. 10:4-13(b)(8), A PERSONNEL MATTER (Rice Notice sent via e-mail and Lawyers' Service on 12/2/13)

MOTIONS

- 21. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 12/6/13)
 ABSTENTIONS: MAYOR HEYMANN; AMITAI
 - a. REGULAR MEETING HELD 11/25/13
 - b. WORK SESSION HELD 11/25/13
- 22. MOTION APPROVING APPOINTMENTS TO THE FOLLOWING BOARDS/COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
BOROUGH HISTORIAN	<u>William Cahill</u> (non-acceptance)	_____	1 Year	12/31/13
IMPROVEMENT COMMISSION				
Member/HP Liaison	<u>Irene Stella</u> (resigned)	_____	2 years unexp. Stella) to	12/31/13
Member	<u>Tina Stratton</u> (non-acceptance)	_____	2 Years	12/31/14
Member	<u>(Cherylin Clarke)</u> (resigned)	_____	2 Years unexp. (Clarke) to	12/31/13
Alt. No. 1	<u>Shiran Slutzky</u> (resigned)	_____	2 Years unexp. (Slutzky) to	12/31/13
Alt. No. 2	<u>Wilson Reimers</u> (non-acceptance)	_____	2 Years	12/31/14

- 23. REPORTS
 - a. CONSTRUCTION OFFICIAL – NOVEMBER 2013 (Received 11/27/13)
 - b. FIRE CHIEF – NOVEMBER 2013 (Received 12/5/13)

6b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

- 24. 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)
- 25. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY
- 26. ADJOURNMENT

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

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – DECEMBER 11, 2013 - 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 published in The Record and the Star Ledger issues of January 8, 2013, was 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 DECEMBER 5, 2013
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of December 11, 2013)

6. PROFESSIONAL REPORTS

- A. BOROUGH ATTORNEY

- 1) REPORT

- B. BOROUGH ENGINEER

- 1) STATUS REPORT RE RUCKMAN ROAD, PERRY STREET, OAKLAND AVENUE, FIRE DEPARTMENT ENTRANCE RAMP AND CURB IMPVTS. HIGH STREET (from Legion Place to Knickerbocker Road), 2013 ROAD IMPROVEMENTS, & RUCKMAN PARK WALKING PATH (RM 5/8/13) Awarded to Cifelli and Son General Construction - RM 7/10/13
- 2) STATUS REPORT RE ZONING MAP REVISIONS TO INCLUDE PROPERTIES LISTED AS PART OF NEWLY CREATED CONSERVATION ZONE OVERLAY (RM 5/8/13)
- 3) BOROUGH ROAD ASSESSMENTS FOR THE PURPOSE OF DEVELOPING A 5-YEAR PROJECTED ROAD PROGRAM - RM 7/24/13
- 4) REPORT RE ENGINEERING/INSPECTION SERVICES FOR (2013) BARRIER FREE CURB RAMP INSTALLATIONS (Per 7/15/13 proposal \$12,050/Approved RM 8/14/13)
- 5) REPORT

7. REPORTS

- A. BOROUGH ADMINISTRATOR

- 1) STATUS REPORT RE FOLLOW UP OF BOROUGH ENGINEER RECOMMENDATIONS RE POTENTIAL USES FOR SWIM CLUB PROPERTY DEEDED TO THE BOROUGH (WS 5/8/13)
- 2) STATUS REPORT RE FOLLOWING INSURANCE MATTER(S):
 - a) Mail List requests: None at the time of preparation of this Agenda

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

- 3) STATUS REPORT RE GOAL SETTING FOLLOW UP REPORT OF MEETING HELD 6/8/13 RECEIVED FROM REAGAN BURKHOLDER, SUMMIT COLLABORATIVE ADVISORS, LLC (6 M.L. 6/20/13 – Received 6/18/13/ Adjourned from WS 6/26/13)
- 4) STATUS REPORT RE POSSIBLE FOLLOW UP OF PRESENTATION MADE BY JOHN HATCH, PARTNER, CLARKE CATON HINTZ, ARCHITECTS FOR BOROUGH HALL EXTERIOR AT WS 8/28/13
- 5) STATUS REPORT RE RFP'S FOR THIRD PARTY PAYROLL SERVICES FOR 2014-2015 CALENDAR YEARS (Awarded to Paylocity RM 11/13/13)
- 6) STATUS REPORT RE 2014 BUDGET PREPARATIONS
- 7) REPORT

B. BOROUGH CLERK

- 1) STATUS REPORT RE 2013/2014 APPOINTMENTS
- 2) STATUS REPORT RE 2013 OATHS OF OFFICE
- 3) STATUS REPORT RE 2013/2014 LICENSES
- 4) STATUS REPORT RE 2013/2014 MEETING DATES
- 5) STATUS REPORT RE PREPARATIONS FOR CODIFICATION OF ORDINANCE NOS. 2012:1134 TO 2013:1152 AS CODE SUPPLEMENT NO. 20
- 6) REPORT RE RFP'S FOR 2014 PROFESSIONAL SERVICES (Posted on the Web Site 10/24/13 – Opening held 11/20/13 @ 10:30 a.m.)
- 7) REPORT

C. CHIEF OF POLICE

- 1) REPORT

D. MAYOR

- 1) STATUS REPORT RE FOLLOWING GRANTS:
 - a. FILED
 1. 2013 ROID GRANT (REC OPPS FOR INDIVIDUALS WITH DISABILITIES DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM - \$10,000) Authorization for application RM 6/13/12
 2. 2014 ROID GRANT (REC OPPS FOR INDIVIDUALS WITH DISABILITIES DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM - \$5,000) Authorization for application RM 8/28/13
 3. BERGEN COUNTY HISTORIC PRESERVATION TRUST FUND GRANT APPLICATION (\$189,000 – 50% matching funds available in Closter Open Space, Recreation, Historic Preservation and Farmland Preservation Municipal Trust Fund) TO ACQUIRE AND PRESERVE THE HAROLD HESS LUSTRON HOUSE, 421 DURIE AVENUE, B 1003, L 21 - RM 7/24/13
 - b. AWARDED
 1. 2013 CDBG GRANT CONTRACT #NV-CLSTR-03-13 IN THE AMOUNT OF \$10,000.00, FOR HANDICAPPED ACCESSIBLE DOORS BOROUGH HALL PROJECT FROM 7/1/13 to 6/30/14 (9. M.L. 9/12/13)
 - c. TO BE FILED
 1. To be announced by Mayor.
 - 2) REPORT

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – DECEMBER 11, 2013 - 7:30 P.M.

8. OLD BUSINESS
 - a. TELECOMMUNICATIONS TOWER (Requested by Councilman Barad at WS 11/13/13/Discussed at WS 11/25/13)
9. NEW BUSINESS
10. 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
11. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE
12. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY
13. ADJOURNMENT

MAIL LIST
DECEMBER 5, 2013

NO.	DATE REC'D	DATE	FROM	SUBJECT	*COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	11/22/13	11/20/13	Senator Gerald Cardinale, 39th Legislative District	*Informing the Borough of Closter will be receiving \$15,182.39 from the Fiscal Year 2011 NJDEP Recycling Tonnage Grant (copy to William Dahle, III, Carole Dacey)		Latner/DPW
2.	11/22/13	11/20/13	Ralph LaRossa, President and COO, PSE&G, to Mayor	*Update regarding issues and items important to our company, customers and communities		
3.	11/22/13	11/21/13	Frank J. Rossi, Boswell Engineering, to Loretta Castano, RMC, Borough Clerk	*a. Public Notification re Freshwater Wetlands General Permit No. 1, Bergen County Bridge Scour Protection, Harrington Avenue Bridge (CR-102I) over Tenakill Brook, Structure No. 0200-07G, Borough of Closter, NJDEP File No. PI0207-10-0002.1, FHA 100001, Our File No. BC-105M b. Application Submission re the above-referenced project pursuant to the Flood Hazard Control Act Rules N.J.A.C. 7:13 and the Freshwater Wetlands Protection Act Rule No. N.J.A.C. 7:7A – letter only (COMPLETE COPY OF APPLICATIONS ON FILE IN BOROUGH CLERK'S OFFICE)		Borough Engineer
4.	11/25/13	11/25/13	Elvira Testa Caputo, Secretary, Borough of Closter Department of Health, to Loretta Castano	*Copy of Board of Health Ordinance introduced 11/21/13 scheduled for Public Hearing on 12/19/13 @ 7:30 p.m.: <u>Ordinance No. 2013-2: An Ordinance Amending Article XII, Section 250-69 of the Code (Paragraph D, Temporary Retail Food Establishments and Events)</u>		Dolson/Board of Health
5.	11/27/13	11/27/13	Jean M. Pelligra, RMC, Borough Clerk, Borough of Maywood, to closterboroughclerk@yahoo.com	*Certified copy of Resolution #144-13 adopted 11/26/13 Opposing United Water Rate Increase		

6.	11/27/13 12/02/13 12/03/13	11/27/13 12/02/13 12/03/13	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Borough Clerk	<p>*League Advisories re:</p> <p>a. I. Important Health Insurance Contribution Decision II. County Beach Legislation, Allows Municipal Opt-Out, A-3891/S-2601</p> <p>b. Corrected Copy - Important Health Insurance Contribution Decision</p> <p>c. I. Affordable Care Act Update II. Division of Pensions and Benefits now on Social Media</p> <p>III. New Content on DLGS Web Site</p> <p>d. Report of the League Resolution Committee, 17 Resolutions Approved</p>	Administrator Administrator
7.	12/02/13	12/02/13	Suzanne M. Walters, President, NJS League of Municipalities, Mayor, Stone Harbor	*Mayor's Newline – December 2013	
8.	12/02/13	11/25/13	George King, Chief, Unregulated Heating Oil Tank Program, NJDEP, to George Kourgelis c: Municipal Clerk Sam Yanovich, Mid-Bergen Regional Health Commission	*Unrestricted Use – No Further Action Letter and Covenant Not to Sue re Area of Concern: One 2000 gallon #2 Heating Oil Underground Storage System, Block 1303, Lot, 237-241 Closter Dock Road, Program Interest #: 622255, Activity Number; CSP130001; Communications Center Number: 12-11-05-0953-46 (Copy to Board of Health, Construction Official, Environmental Commission)	Dolson/Board of Health Kashwick/ Environmental
9.	12/02/13	12/02/13	Patricia Roach (PRoach@co.bergen.nj.us) for Michele DiIorgi, Clerk to the Board of Chosen Freeholders, to Borough Clerk (boroclerk@closterboro.com)	<p>*Certified copies of Ordinances introduced 11/26/13; Public Hearing scheduled to be held 12/18/13:</p> <p>a) <u>No. 13-28</u>: Guaranty Ordinance Securing the Bergen County Improvement Authority's County-Guaranteed Revenue Bonds (County Administration Complex) Series 2013, in an Aggregate Principal Amount Not Exceeding \$13,500,000</p> <p>b) <u>No. 13-29</u>: Ordinance Authorizing the Execution of a Service Contract with the Bergen County Improvement Authority and Authorizing Other Necessary Action in Connection with the Refinancing of the County Administration Building Project</p> <p>c) <u>No. 13-30</u>: An Ordinance establishing a multi-way YIELD intersection at the TRAFFIC CIRCLE at the Intersection of Franklin Lake Road and High Mountain Road in the Borough of Franklin Lakes</p>	

10.	12/04/13	12/04/13	Schepisi, Asw. D.O., State Department of Education, to Municipal Clerks	*Press Release – Christie Administration Approves \$57 Million in School Facilities Grants in Bergen County (District: Closter; Total Project Cost: \$1,602,500; State Share of Cost: \$641,000	Latner/Board of Education – NVRHS Barad/Board of Education – local
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ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held November 25, 2013

Unapproved Minutes of Work Session held November 25, 2013