

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – FEBRUARY 26, 2014 - 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 published in The Record and the Star Ledger on January 6, 2014, 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. PUBLIC HEARING @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:
RE: GUIA v. BOROUGH OF CLOSTER - APPLICATION FOR APPORTIONMENT OF TAXES
(7. M.L. 1/9/14)

4. 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 January 22, 2014 and was published in The Record on January 28, 2014 as stated in the printer'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. 2014:1153 "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 173, SPECIFICALLY 173-80 TO 173-92 REGARDING SIGNS"

5a. VOTE ON CONSENT AGENDA ITEMS

RESOLUTIONS

6. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$3,491.42 TO JACOBUS & ASSOCIATES, TTEE, FOR RUSSO, AVRAAM & MORELLA FOR BLOCK 2305 LOT 12 (TCJ RENDERED 1/31/14) (Received from Collector 2/17/14)
7. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING PLANNING BOARD ENGINEERING ESCROW FEES IN THE AMOUNT OF \$20.70 TO B&H DESIGN & CONSTRUCTION CO. FOR SUCCESSFUL COMPLETION OF SERVICES RENDERED FOR APPLICATION AT BLOCK 1305 LOT 7.01, 136 OAKLAND AVENUE (Received from Deputy Treasurer 2/18/14)
8. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING ESCROW FUNDS IN THE AMOUNT OF \$76.50 DUE TO THE DETERMINATION OF THE BOROUGH ENGINEER THAT THE REQUIRED IMPROVEMENTS HAVE BEEN SATISFACTORILY COMPLETED IN ACCORDANCE WITH CLOSTER CODE CHAPTER 108, ARTICLE II, ZERO INCREASE IN STORM-WATER RUNOFF, TO ONE STOP BUILDERS, LLC FOR BLOCK 604, LOT 6, 9 LOCKWOOD LANE (Received from Deputy Treasurer 2/18/14)
9. RESOLUTION MEMORIALIZING THE APPOINTMENT OF CGP&H REPRESENTED BY MEGAN YORK AS COAH ADVISOR MADE AT THE PUBLIC MEETING HELD FEBRUARY 12, 2014 (Received from Borough Attorney 2/19/14)
10. RESOLUTION AUTHORIZING PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE NO. 0207-44-010-004, EESH AND AASTHA CORP., D/B/A MURPHY'S FINE WINES AND LIQUORS, FROM 106 VERVALEN STREET TO PREMISES LOCATED AT 230 CLOSTER DOCK ROAD (Notice of Intent to Transfer published in The Record on 2/13/14 and 2/20/14)
11. RESOLUTION URGING THE STATE DEPARTMENT OF TRANSPORTATION AND OFFICIALS IN TRENTON TO PROPERLY FUND AND IMPLEMENT THE REPAIR AND UPKEEP OF THE PALISADES INTERSTATE PARKWAY (Requested by Councilman Barad WS 2/12/14./Received from Borough Attorney 2/20/14)
12. TRANSFER RESOLUTION NO. 6 (Received from Temporary CFO 2/21/14)

CLOSTER MAYOR AND COUNCIL
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5a. VOTE ON CONSENT AGENDA ITEMS (Continued)

MOTIONS

13. *POSSIBLE MOTION APPROVING THE FOLLOWING APPOINTMENT(S) OF SALARIED EMPLOYEES FOR A 1 YEAR TERM TO 12/31/14 (NOT MADE AT THE REORGANIZATION MEETING HELD 1/2/14):*

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>
DEPUTY COURT ADMINISTRATOR	<u>Vacant</u>	_____
P/T CLERICAL (RECREATION)	<u>Gina Ferraro</u>	_____
P/T CODE ENFORCEMENT OFFICIAL	<u>Youngmin Woo</u>	_____

14. *POSSIBLE MOTION APPROVING THE FOLLOWING NON-SALARIED APPOINTMENTS:*

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
BOARD OF HEALTH			2 Years Unexp. (Pierro)	
Alternate No. 1	<u>Janice Pierro</u>	_____	to	12/31/14
	<i>(Janice Pierro reappointed to Member at RM 1/22/14)</i>			
<i>Not made at ReOrg 1/2/14:</i>				
BOROUGH HISTORIAN IMPROVEMENT COMMISSION			1 Year	12/31/14
	<u>William Cahill</u>	_____		
<i>Not made at ReOrg 1/2/14:</i>				
			2 Years Unexp. (Vacant)	
Member	<u>Vacant</u>	_____	to	12/31/14
Alternate No. 1	<u>Vacant</u>	_____	2 Years	12/31/15
			2 Years Unexp. (Slutzky)	
Alternate No. 2	<u>Vacant</u>	_____	to	12/31/14

15. MOTION GRANTING APPROVAL FOR AMERICAN DIABETES ASSOCIATION TO CONDUCT “TOUR DE CURE” PARTIALLY THROUGH THE BOROUGH ON SATURDAY, 5/10/14, FROM APPROXIMATELY 8:00 A.M. TO 4:00 P.M., FOLLOWING ROUTE PROVIDED (14. M.L. 1/30/14/Approval received from Risk Management Consultant 2/12/14)

16. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 2/20/14):

- a. REGULAR MEETING HELD 2/12/14 – NO ABSTENTIONS
- b. WORK SESSION HELD 2/12/14 – NO ABSTENTIONS

17. REPORTS

a. CHIEF OF POLICE – JANUARY 2014 (Received 2/13/14)

5b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

18. 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)

19. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY

20. ADJOURNMENT

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ADDENDUM NO. 1

- 5a. VOTE ON CONSENT AGENDA ITEMS (Continued)
- 2a. PROCLAMATION DECLARING MARCH 3, 2014 AS “READ ACROSS AMERICA DAY”
(Honoring the 109th birthday of Theodor Seuss Geisel – Dr. Seuss)

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – FEBRUARY 26, 2014 - 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 Annual Notice of Meetings which was published in The Record and the Star Ledger on January 6, 2014, 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 FEBRUARY 13, 2014
 - b. MAIL LIST OF FEBRUARY 20, 2014
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of February 26, 2014)
6. COMMITTEE REPORTS
 - A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/KASHWICK)
 - 1) STATUS REPORT RE CLOSTER WEBSITE
 - 2) REPORT
 - B. PUBLIC SAFETY - GLIDDEN (LATNER/BARAD)
 - 1) REPORT
 - C. PUBLIC WORKS - LATNER (DOLSON/GLIDDEN)
 - 1) REPORT
 - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - E. HUMAN RESOURCES - KASHWICK (DOLSON/LATNER)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
 - F. LAND USE AND CONSTRUCTION – AMITAI (BARAD/DOLSON)
 - 1) REPORT

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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 13, 2014

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	02/06/14	02/06/14	egg@dca.state.nj.us to closterboroughclerk@yahoo.com	*CY2014 Municipal Levy Cap Referendum Procedures with Local Finance Notice LFN 2014-3 attached	Administrator/Municipal Budget
2.	02/07/14	02/07/14	Wilda Diaz, Chair, Management Reform Committee, Mayor, Perth Amboy and Suzanne Walters, President, NJLM, Mayor, Stone Harbor, to Municipal Officials	*Urgent Legislative Action Needed on Arbitration Cap – urging municipalities to contact their legislators and adopt the sample Resolution urging the passage of legislation to permanently extend the cap on arbitration awards	RMA 2/12/14
3.	02/07/14	02/07/14	Susan Connelly, RMC, Municipal Clerk, Borough of Dumont, to Loretta Castano	*Certified copy of Resolution Supporting Bergen County Law Enforcement Mutual Aid & Rapid Deployment Force (Copy to Chief Kaine)	Glidden/Public Safety
4.	02/07/14	02/04/14	David M. Watkins, Esq., Attorney for Applicants, to Borough Clerk	*Notice of Zoning Board of Adjustment Hearings scheduled for 2/19/14 @ 8:00 p.m. re the following applications: a. Nir Dhan for Block 901, Lot 5, 32 Harvey Street b. Alice Carpentieri for Block 510, Lot 6, 120 High Street	Dolson/Zoning Board of Adjustment
5.	02/10/14	01/30/14	Victoria L. Sidrow, President & CEO, Vantage Health System, to Mayor Heymann	*Thanking the Borough for their \$1,500 contribution to Vantage Health and informing the “Opening Doors” program which serves homeless families with school aged children is up and running and has helped eleven families to date	
6.	02/10/14	February 2014	Paula Pedersen RN, MA, Executive Director, Community Hospice of Bergen County, Inc., to Mayor	*Informing that due to low patient census and upcoming federal regulations, the Board has decided to close and will no longer be accepting patients or donations; and thanking generous supporters (Copy to Bill Brewster)	Mayor/Seniors
7.	02/10/14	No Date	Matthew G. Capizzi, Esq., Attorney for Applicant, to Borough Clerk	*Notice of Zoning Board of Adjustment Hearing scheduled for 2/19/14 @ 8:00 p.m. re the application of Gil & Shlomit Makleff for Block 2102, Lot 37.05, 51 McCain Court	Dolson/Zoning Board of Adjustment
8.	02/10/14	No Date	Mark D. Madaio, Esq., Attorney for Applicant, to Borough Clerk	*Notice of Zoning Board of Adjustment Hearing scheduled for 2/19/14 @ 8:00 p.m. re the application of Desan Enterprises for Block 1301, Lots 10 and 11, 170-176 Closter Dock Road	Dolson/Zoning Board of Adjustment
9.	02/11/14	02/11/14	egg@dca.state.nj.us to closterboroughclerk@yahoo.com	*Notification of NJ Department of Community Affairs public hearings to solicit public comments re the State’s plan for allocation and expenditure of \$1,463,000,000 in Community Development Block Grant – Disaster Recovery funds (CDBG-DR) related to Superstorm Sandy (Scheduled to be held 2/11/14, 2/12/14 & 2/13/14)	

10.	02/11/14	02/07/14	New Jersey Conference of Mayors, to Borough Clerk	*Information Bulletin re Former Mayors Approved to Solemnize Marriages and Civil Unions pursuant to the adoption of Bill A-2128 signed into law on 1/17/14 (Copy to Vi Caputo, Bonnie Switzer)	
11.	02/11/14	02/11/14	Cindy W. Randazzo, Director, Office of Local Government Assistance, NJDEP	*Information regarding process and eligibility for 2014 Remedial Investigation Deadline Extension at www.nj.gov/dep/srp/timeframe.extension.html and informing the deadline to apply for an extension is March 7, 2014 (Copy to William Dahle, III)	Borough Engineer Administrator Latner/DPW
12.	02/11/14	02/11/14	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerk	*Mayors Advisory re BPU Order on Opportunity NJ Broadband	Barad/Cable TV Advisory
13.	02/12/14	02/12/14	Elvira Testa Caputo, Secretary, Board of Health, to Loretta Castano	*Informing at the Reorganization Meeting of the Board held 1/16/14, Barbara Guile was elected President and Anthony Neusch was elected Vice President; and the following appointments were made: Elvira Testa Caputo, Secretary & Licensing Official, Edward Rogan, Attorney, and Dr. Farooki, Medical Advisor	Dolson/Board of Health
14.	02/14/14	02/14/14	egg@dca.state.nj.us on behalf of Melissa Gorman, to Municipal Clerk	*2013 Table of Equalized Valuations as Amended by the Tax Court of New Jersey (Copy of memo and Closter Page only!) COMPLETE REPORT ON FILE IN BOROUGH CLERK'S OFFICE)	

MAIL LIST
FEBRUARY 20, 2014

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	02/14/14	02/14/14	Council on Affordable Housing, Dept. of Community Affairs (COAHAdmin@dcs.state.nj.us) to Municipal Clerks, Managers and Administrators	*Informing COAH has scheduled training sessions to learn the COAH Tracking and Monitoring System (CTM System) for web-based affordable housing information; Specifically addressed to municipalities who have not sent a municipal employee to any previous CTM Training Sessions; Scheduled to take place in Trenton on 2/20/14 and 2/27/14 ; and requesting completion of the Designation/Registration Form to attend (Copy to Municipal Housing Liaison)	Borough Administrator Borough Attorney
2.	02/14/14	02/11/14	PERMA Risk Management Services (Municipal Joint Insurance Fund), to Bergen JIF Members c: Fund Commissioners and Risk Management Consultants (via email if available)	*Informing Police Chief, Captains and Lieutenants Training has been scheduled as outlined in the 2014/2015 Employment Practices Liability (EPL) Compliance Program as per correspondence dated 11/27/13 (see also 2. M.L. 12/26/13); Informing training is one of the required elements for the incentive under the program and that Police Chiefs and at least one other command officer must complete the training program; Registration form enclosed (Copy to Chief Kaine)	Borough Administrator/ Insurance Glidden/Public Safety
3.	02/14/14	02/11/14	Kaoru Kay Yamamoto, Director, International Academy of Arts and Sciences to Mayor, Council President and Recreation Director c: Jim Oettinger, Director of Recreation Department	*Request for permission to use Memorial Field, 150 Harrington Avenue, on Sunday, 5/18/14 from 8:30 a.m. to Noon: Rain date: 5/25/14 to conduct IAAS Field Day Event to include children's dances, karate performances, songs and athletic games; anticipated number of attendants is 80 children, 160 parents/adults with 15 school staff; electricity outlet required for CD player - Hold Harmless Agreement attached - Certificate of Insurance - not included in this correspondence - to be forwarded under separate cover! (Copy to Glenn Parsells; Copy letter only and original to Jim Oettinger)	Borough Administrator/ Insurance Glidden/Recreation Possible Agenda item upon receipt of approval from Risk Management Consultant of required insurance documents
4.	02/14/14	02/14/14	Suzanne M. Walters, President, NJLM and Mayor, Stone Harbor and William G. Dressel, Jr., Executive Director, NJS League of Municipalities	*Washington Watch Advisory re: a. I. Affordable Care Act Update – Treasury “Employer Mandate” Rules Issued II. 2014 Municipal Legislative Priorities – Interest Arbitration, Shared Services, Affordable Housing, Energy Receipts Restoration, Verizon Business Personal Property Tax Matter, NJ Municipalities Look to Washington for Emergency Assistance	Borough Administrator/ Insurance

5.	02/19/14	02/19/14	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerk	*Mayors Advisory re: I. Difference between Social Security disability and SSI disability	
6.	02/20/14	02/20/14	Mayor (sheymann@closternj.us) to Borough Clerk (lcastano@closternj.us)	*Forwarded email from Jim Dipersia, 196 High Street, commending the administration for a wonderful job, police department for keeping all safe, DPW for an extraordinary clean up job with snow storms, crossing guards with the children and emergency services (Copy to Chief Kaine, William Dahle III, Lt. James Winters, Fire Chief, Ambulance Corps Captain)	Administrator Glidden/Public Safety Latner/Public Works
7.	02/20/14	02/19/14	Barbara A. Nasuto, Borough Clerk, Borough of Cresskill, to Loretta Castano	*Certified copy of Resolution Supporting Bergen County Law Enforcement Mutual Aid & Rapid Deployment Force (Copy to Chief Kaine)	Glidden/Public Safety
8.	02/20/14	02/20/14	PERMA Risk Management Services (Municipal Joint Insurance Fund), to Bergen JIF Members c: Fund Commissioners and Risk Management Consultants, Fund Professionals (via e-mail if available)	*Calendar Year 2014 Meeting dates - Posted on Municipal Clerk's Bulletin Board 2/20/14)	Administrator/ Insurance
9.	02/20/14	02/13/14	Robert A. Abbatomarco, Executive Director, Open Space Trust Fund, County of Bergen Department of Planning and Economic Development, to Borough Clerk	*Notice of Public Hearing on Proposed 2013 Open Space Trust Fund Allocations to be held 3/17/14 @ 6:30 p.m. at the County Administration Building, One Bergen County Plaza, Freeholders Public Meeting Room, 5 th Floor, Hackensack (Noted: "Borough of Closter - \$175,000 for Hess Lustron House Acquisition") Posted on Municipal Clerk's Bulletin Board 2/20/14	Mayor/Grants Kashwick/HPC
10.	02/14/14	February 2014	Todd J. Wojcik, Director of Campaign Financing, NJS Election Law Enforcement Commission, to County and Municipal Clerks	*Distribution of Request Forms for Compliance Manuals	Borough Clerk Borough Attorney

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held February 12, 2014

Unapproved Notes of Work Session held February 12, 2014