

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – AUGUST 24, 2016 - 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 7, 2016, 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 PRESENTATION(S)

4. MAYORAL APPOINTMENTS* TO THE FOLLOWING BOARDS AND COMMISSIONS NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/16:

<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> (Elected to Council)	_____	3 Years (Unexp. Stabile)	31-Dec-17
*Shade Tree Commission				
Member/Environmental Commission Liaison	<u>Brian Stabile</u> (Elected to Council)	_____	5 Years (Unexp. Stabile)	31-Dec-16

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

This Ordinance was introduced at the Regular Meeting held 7/13/16, was published in The Record issue of 7/19/16, as stated in the printer’s affidavit and Municipal 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.

At the Regular Meeting held 8/10/16, this Ordinance was carried to this meeting:

- a. ORDINANCE NO. 2016:1210: “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 200, ZONING, SPECIFICALLY SECTION 200-63, & A301, FEES, SPECIFICALLY CONSTRUCTION OFFICE FEES, OF THE CODE OF THE BOROUGH OF CLOSTER”

6a. VOTE ON CONSENT AGENDA ITEMS

RESOLUTIONS

7. RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEARS 2015 & 2016: BENS LLC V. CLOSTER (Received from Borough Attorney 8/11/16)

8. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE REFUND OF REAL ESTATE TAX OVERPAYMENT IN THE AMOUNT OF \$18,471.86 TO CORELOGIC FOR THIRD QUARTER 2016 DUPLICATE PAYMENTS FOR THE FOLLOWING TAX ACCOUNTS: BLOCK 610 LOT 4, KIM, HEE SOOK IN THE AMOUNT OF \$3,318.08; BLOCK 703 LOT 6, CHO, NICOLE, IN THE AMOUNT OF \$6,076.58; BLOCK 901 LOT 7, KISS, MICHAEL & TRACI, IN THE AMOUNT OF \$2,910.96; BLOCK 1404 LOT 7, VERAS, JOHN, IN THE AMOUNT OF \$2,651.73; BLOCK 1901 LOT 36.01, SHAHRABANY, IN THE AMOUNT OF \$3,514.51 (Received from Tax Collector 8/11/16)

9. RESOLUTION AUTHORIZING DISCUSSIONS TO EXTEND BID AWARD TIME FOR AN ADDITIONAL 30 DAYS FOR THE VERVALEN STREET IMPROVEMENTS (SECTION 2) CONTRACT (Received from Borough Attorney 8/16/16)

10. RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CONTRACT FOR RUCKMAN PARK WALKING PATH LIGHTING PROJECT FROM THE 2015 FUNDING ROUND OF THE BERGEN COUNTY OPEN SPACE, RECREATION, FLOODPLAIN PROTECTION, FARMLAND & HISTORIC PRESERVATION TRUST FUND (Received from Administrator’s office 8/16/16)

11. RESOLUTION AWARDED JOB ORDER CONTRACTING INSTALLATION OF RUCKMAN PARK PATH LIGHTING (BOROUGH ORDINANCE 2016:1209 TRUST ACCOUNT T-20-00-000-000-000) Received from Administrator 8/17/16

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – AUGUST 24, 2016 - 7:30 P.M.

6a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

12. RESOLUTION AUTHORIZING EMERGENCY PURCHASE TO REPAIR AND REPLACE BOROUGH EQUIPMENT DAMAGED BY LIGHTNING STRIKE ON 8/16/16 AND ALL RELATED SERVICES (Received from Administrator 8/22/16)

MOTIONS

13. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 8/18/16) ABSTENTION:
 LATNER:

- a. REGULAR MEETING HELD AUGUST 10, 2016
- b. WORK SESSION HELD AUGUST 10, 2016

14. MOTION APPROVING THE FOLLOWING *NON-SALARIED* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/16:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Treasurer	<u>No Appointment in 2015</u>	_____	1 Year	31-Dec-16
Board of Health				
Alternate No. 2	<u>(Jeanne Baer)</u>	_____	2 Years	31-Dec-17

15. MOTION APPROVING THE FOLLOWING *SALARIED* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/16:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Municipal Court				
Deputy Court Administrator	<u>No Appointment in 2015</u>	_____	1 Year	31-Dec-16

16. REPORTS
 (None filed at the time of preparation of this Agenda)

6b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

17. 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)

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

19. ADJOURNMENT

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

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – AUGUST 24, 2016 - 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 on January 7, 2016, 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 AUGUST 11, 2016
 - b. MAIL LIST OF AUGUST 18, 2016
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of August 24, 2016)

6. COMMITTEE REPORTS

- A. FINANCE AND TECHNOLOGY - STABILE (BARAD/DI DIO)
 - 1) REPORT RE CLOSTER WEBSITE
 - 2) REPORT
- B. PUBLIC SAFETY - LATNER (DI DIO/CHUNG)
 - 1) REPORT
- C. PUBLIC WORKS - CHUNG (LATNER/STABILE)
 - 1) REPORT
- D. ORDINANCES - BARAD (CHUNG/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/STABILE)
 - 1) REPORT

7. OLD BUSINESS

- a. REQUEST FOR AMENDED RESOLUTIONS TO BE SIGNED BY MAYOR/MANAGER/EXECUTIVE AND BOROUGH CLERK FOR BUS STOPS ON MUNICIPAL & COUNTY ROADS (10. M.L. 7/7/16) - Discussed AT WS 7/13/16 & 8/10/16
- b. BOROUGH HALL PARKING LOT (Discussed at WS 8/10/16)
- c. LUSTRON HOUSE (Discussed at WS 8/10/16)

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – AUGUST 24, 2016 – 7:30 P.M.

8. NEW BUSINESS
 - a. PRESENTATION BY CONSTRUCTION OFFICIAL AND CODE ENFORCEMENT OFFICER RE PROPERTY MAINTENANCE VIOLATIONS IN THE DOWNTOWN AREA (Requested by Administrator 8/15/16)
 - b. POSSIBLE RESOLUTION RE JIF RENEWAL (11.M.L. 8/4/16/ Requested by Administrator 8/15/16)
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
AUGUST 11, 2016

NO.	DATE REC=D	DATE	FROM	SUBJECT ~COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	08/04/16 08/09/16 08/10/16	08/04/16 08/09/16 08/10/16	Cindy W. Randazzo, Director, Office of Local Government Assistance, NJ Department	*a. NJDEP Press Release re Christie Administration's Blue Acres Buyout Program Surpasses 500 Property Acquisitions in Flood-Prone Areas Across New Jersey b. DEP's Artificial Reef Program Resumes Deployments c. DEP Podcast: AmeriCorps Watershed Ambassadors d. Harvest the Bay Returns to Island State Park	
2.	08/05/16	No Date	Alexander C. Stern, Esq., Associate General Regulatory Counsel, PSE&G, to Municipal Clerk	*Notice to Public Service Electric and Gas Company Gas Customers In the Matter of Public Service Electric and Gas Company's 2016/2017 Annual BGSS Commodity Charge Filing for Its Residential Gas Customers Under Its Periodic Pricing Mechanism and for Changes in its Balancing Charge; Docket No. GR16060486	
3.	08/05/16	08/05/16	Michael J. Darcy, CAE, Executive Director, NJS League of Municipalities	*a. Weekly Round Up: Weekly Policy Update: I. No Progress in Trenton on Transportation Trust Fund (TTF) II. GAP Ruling-State Supreme Court Sends Advocate's Request for Stay to Appellate Division, Appeal Still Pending III. Governor Signs Bills of Interest Change IV. Division Issues Guidance on Health Benefit Waiver Payments V. Legislative Alert: Affordable Housing "Gap" Period VI. League Launches Legislative Blog, "The Town Crier" VII. Apply for the 2016 Governor's Environmental Excellence Awards VIII. Pre-Registration for 101st NJLM Conference Opened August 1 IX. First Responder Interoperable Communications (Copy to Chief Kaine, Chief Pierro)	Borough Engineer Borough Attorney Borough Attorney Stabile/Environmental Latner/Public Safety
4.	08/05/16	08/05/16	Elizabeth Oreck, National Manager, Puppy Mill Initiatives, Best Friends Animal Society (Kanab, Utah)	*Letter encouraging support of an ordinance to restrict retail sale of companion animals in Closter pet stores	Barad/Ordinance Committee
5.	08/08/16	08/08/16	Steve Isaacson, 97 Columbus Avenue, to Loretta Castano	*a. Email re suggestion of implementation of two ideas b. Email suggestion the "Closter Plaza" sign be designated as a "Historic Landmark"	
6.	08/08/16	08/05/16	Richard T. Hammer, Commissioner, NJDOT, to Mayor	*2016 Transportation Alternatives Program (TAP) Request for Applications – due on or before 11/10/16	Borough Engineer

7.	08/08/16	05/31/16	Lisa A. DiGerolamo, P.E., Vice President, Paulus, Sokolowski and Sartor, LLC, to Nabil Andrews, NJDEP, Land Use Regulation Program c: Mayor, Borough of Closter	*Response to Harrington Park NJDEP Permit Application for Flood Hazard Area Permit for Block 1601, Lot 1 in the Borough of Harrington Park – see also 6. M.L. 5/5/16 (Copy to Planning Board, Environmental Commission)	Borough Engineer Amitai/Planning Stable/Environmental
8.	08/08/16	08/04/16	Michael J. Darcy, CAE, Executive Director, NJS League of Municipalities, to Mayor	*League's Annual Audit Statement 7/1/16 to 6/30/16	
9.	08/08/16	08/08/16	Arthur N. Chagaris, Beattie Padovano, LLC, Attorney to the Planning Board, to Loretta Castano c: Rose Mitchell Edward T. Rogan, Esq.	*Letter re Ordinance Amending and Supplementing Ch. 200, 200-63 and A301 Fees (Ordinance No. 2016:1210) indicating unanimous Planning Board approval and informing a Resolution will be adopted at the 8/25/16 meeting (Distributed 8/10/16)	Public Hearing and Adoption 8/10/16 Amitai/Planning
10.	08/08/16	08/08/16	Alissa Latner	*Letter from Jung Kim, 14048 SW Walnut Creek Way, Tigard, OR 97223, to Alissa Latner supporting Closter's Plans to Ban Puppy & Kitten Mills	Barad/Ordinance Committee
11.	08/09/16	08/09/16	Nancy Mize, U.S. Department of Homeland Security, Federal Emergency Management Agency	* FEMA Bulletin – Week of August 8, 2016 (Copy to OEM Coordinator)	
12.	08/09/16	08/09/16	Andrea Pallottie, Bergen County Department of Human Services, Division of Senior Services, to Providers and Bergen County Municipalities	* a. Assistive Technology Center and Classes at Johnson Public Library in Hackensack b. In-Home Caregiver Education & Support Program (Copy to Bill Brewster, Food and Assistance Board)	
13.	08/09/16	08/09/16	Judith Hines, NJ Department of Environmental Protection	*NIST Seeks Grant Proposals for Disaster Resilience Research Studies	
14.	08/11/16	08/11/16	Lisa Sciancalepore, Clerk to the Board of Chosen Freeholders, to Bergen County Municipal Clerks	* a. Certified copy of the following Ordinance Adopted 8/10/16 (Introduced 7/27/16 – see also 13b. M.L. 7/28/16): 16-04: A Bond Ordinance to Address the Midtown Bridge Replacement Spanning the Hackensack River between the City of Hackensack and the Borough of Bogota b. Certified copies of the following Ordinances Introduced 8/10/16 - Public Hearing and Adoption to be held 8/24/16: 1) 16-15: A Bond Ordinance for Various Information Technology Capital Improvements in the County of Bergen 2) 16-16: A Bond Ordinance for Various Human Services Capital Improvements in the County of Bergen 3) 16-17: A Bond Ordinance for Various Capital Improvements in the County of Bergen	

MAIL LIST
AUGUST 18, 2016

NO.	DATE REC=D	DATE	FROM	SUBJECT ~COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	08/11/16	08/11/16	Charles A. Richman, Commissioner, Department of Community Affairs and Joseph Tempesta, Jr., President NJLM and Mayor of West Caldwell, to Mayor	*Innovation in Governance Awards – 2016 Invitation; Nomination deadline: October 3	
2.	08/11/16	08/11/16	Office of Bergen County Superintendent of Elections to Municipal Clerks	*Press Release re Voter Registration Deadline for General Election (Posted on Municipal Clerk’s web page and Borough website)	Borough Clerk Borough Attorney
3.	08/12/16	08/12/16	Michael J. Darcy, CAE, Executive Director, NJS League of Municipalities	<p>*a. Weekly Round-Up re: Weekly Policy Update</p> <ul style="list-style-type: none"> I. No Progress in Trenton on TTF II. Important Notice on Sign Ordinances: Revising Sign Ordinances After Reed v. Town of Gilbert (Copy to Construction Official) III. Governor signs bill on Cultural Diversity Training for Law Enforcement (Copy to Chief Kaine) IV. New Jersey Supreme Court Will Hear Appeal on Dynamic Status Quo Doctrine V. NJLM Blog Posting, Municipalities Blind-sided by New ‘Best Practices’ Penalties VI. Municipal Right of Way and Advanced Telecommunications Equipment VII. Legislative Alert: Affordable Housing “Gap” Period VIII. Apply for the 2016 Governor’s Environmental Excellence Awards IX. Pre-Registration for 101st NJLM Conference Opened August 1 X. First Responder Interoperable Communications (Copy to Chief Kaine, Chief Pierro, OEM Coordinator) XI. Mayors Hall of Fame Reminder <p>b. 2016 League Conference Resolutions – Summary due October 7th; Full text due by October 21st</p>	<p>Borough Engineer Borough Attorney Amitai/Construction</p> <p>Latner/Public Safety</p> <p>Borough Attorney</p> <p>Latner/Public Safety</p>
	08/17/16	08/17/16			

4.	08/15/16	08/15/16	Cindy W. Randazzo, Director, Office of Local Government Assistance, NJ Department of Environmental Protection, to Municipal Clerk	<p>*a. DEP Podcast: Hooked on Fishing – Not on Drugs</p> <p>b. NJDEP Press Release re announcement of \$1.5 Million in State Urban and Community Forestry Grants (Copy to Shade Tree Commission)</p> <p>c. Announcement of her departure from NJDEP and introduction of Kerry Kirk Pflugh as the new Director (Copy to Environmental Commission)</p>	<p>Barad/Shade Tree</p> <p>Stabile/Environmental</p>
5.	08/15/16	08/11/16	Rabbi Mordechai Shain, Executive Director, Lubavitch on the Palisades	<p>*Request for permission “<i>as soon as possible to provide us with ample time to make the necessary arrangements</i>”, to set up a Menorah in front of the Closter Borough Hall for the duration of the holiday from 12/25/16 through 1/1/17 AND arrange a Menorah Lighting event in Ruckman Park, with entertainment and refreshments, on 12/27/16 @7:00p.m.”<i>it is anticipated there will be participation of local personalities to help with the celebration and the lighting which will involve widespread media coverage</i>”; No Certificate of Insurance or Hold Harmless Agreement received (Copy to Richard Keating, Chief Kaine, William Dahle, III, Jim Oettinger)</p>	<p>Administrator/ Insurance</p> <p>Agenda Item upon receipt of approval of required Certificate of Insurance from Risk Management Consultant</p>
6.	08/15/16	08/10/16	David Robinson, Senior Associate, Synergy Environmental Inc., to Municipal Clerk	<p>*Public Notification Letters re Closter Marketplace, 6-130 Vervalen Street, Block 1607, Lot 1, Preferred ID: 579734:</p> <p>a. CEA Notification Letter with Fact Sheet Form</p> <p>b. Response Action Outcome, Unrestricted Use, Area(s) of Concern: AOC 2 -250 gallon Unregulated Heating Oil Underground Storage Tank, AOC-2, Soil Impacted from Historic Dry Cleaning, and no other areas; Communication Center # 12-03-1556-03 (Copy to Board of Health, Construction Official, Environmental Commission)</p>	<p>Chung/Health Amitai/Construction Stabile/Environmental</p>
7.	08/17/16	08/17/16	Nancy Mize, U.S. Department of Homeland Security, Federal Emergency Management Agency	<p>* FEMA Bulletin – Week of August 15, 2016 (Copy to OEM Coordinator)</p>	
8.	08/17/16	08/17/16	Steve Isaacson, 97 Columbus Avenue	<p>*Request for review of intersection of Piermont and Vervalen for possible crosswalks (Copy to Chief Kaine)</p>	Latner/Public Safety
9.	08/17/16	08/17/16	Marc N. Schrieks, Deputy Chief of Staff for County Executive James J. Tedesco III, to Manager/Clerk	<p>*Request for response for participation in County of Bergen – Fire Truck <i>Loaner</i> Program with attached “Shared Services Agreement for Short Term Emergency Sharing of Fire Apparatus Between the County of Bergen and Any Municipality Within the County of Bergen” (Copy to Chief Pierro)</p>	Latner/Public Safety

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held August 10, 2016

Unapproved Work Session Notes of August 10, 2016