

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – JULY 23, 2008 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
 2. OPEN PUBLIC MEETINGS ACT STATEMENT
 3. ROLL CALL
 4. PUBLIC HEARING AND ADOPTION OF THE 2008 MUNICIPAL BUDGET, WITH RELATED RESOLUTIONS:

The Municipal Budget was introduced at the Special Meeting held March 19, 2008. Synopsis of the Municipal Budget was published in the Press Journal on April 3, 2008, as stated in the printer's affidavit of publication. Reprint of the Synopsis was posted on the Municipal Bulletin Board, in accordance with statutory requirements, and copies have been made available to the general public. A copy of the Municipal Budget was hand delivered to the Closter Library on March 25, 2008 for review by the public, as stated in the Municipal Clerk's memo to the Mayor and Council dated March 25, 2008.

At the Regular Meeting held April 23, 2008, the public hearing and adoption of the Municipal Budget was adjourned to the Regular Meeting of May 28, 2008.

At the Regular Meeting held May 28, 2008, the public hearing and adoption of the Municipal Budget was adjourned pending receipt of word from the State regarding Extraordinary Aid.

At the Regular Meeting held July 9, 2008, Mayor Heymann adjourned the public hearing and adoption of the Budget to this meeting. (On July 11, 2008, written communication was received from the Commissioner of the Department of Community Affairs that the Borough had received \$250,000 in Extraordinary Aid (2. M.L. 7/17/08.)
 5. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE AT 7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:
ORDINANCE NO. 2008:1014, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 171, STREETS AND SIDEWALKS, SPECIFICALLY ARTICLE VI, STREET EXCAVATIONS”

This Ordinance was introduced at the Regular Meeting held 6/25/08 and was published in the Press Journal issue of 7/3/08, 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.
 6. PRESENTATION BY VANTAGE HEALTH SYSTEM, INC. RE PROPOSED PROJECT AT RAILROAD AVENUE (Requested by Borough Attorney 7/16/08)
 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 – JULY 10, 2008
 - b. MAIL LIST – JULY 17, 2008
 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 ORDINANCE NO. 2008:1017, “AN ORDINANCE AMENDING SCHEDULE A:LIMITING SCHEDULE, SPECIFICALLY CHANGING THE MAXIMUM SIZE OF RETAIL STORES IN DISTRICT NO. 3 BUSINESS AREA PURSUANT TO THE RECOMMENDATION OF THE PLANNING BOARD” - PUBLIC HEARING - 8/27/08 @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD
(Received from Borough Attorney 7/16/08)

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – WEDNESDAY, JULY 23, 2008 – 7:30 P.M.

10a. REVIEW OF CONSENT AGENDA ITEMS (Continued)

ORDINANCES AND RESOLUTIONS (Continued)

- 12.* BILL RESOLUTION – JULY 31, 2008
TO BE PREPARED BY TREASURER
- 13.* RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEARS 2006, 2007 & 2008; O&P REALTY, BLOCK 1201 LOT 1, CORNER NAUGLE STREET AND RAILROAD AVENUE (Received from Borough Attorney 5/19/08)
 Adjourned from RM 5/28/08, RM 6/11/08, RM 6/25/08, RM 7/9/08
- 14.* RESOLUTION AUTHORIZING MAYOR SOPHIE HEYMANN TO SIGN N.J.D.E.P. PERMIT CERTIFICATION FOR BLOCK 81.06, LOT 6, ALPINE, NEW JERSEY SASOUNESS PROPOSED SEWER CONNECTION IN ACCORDANCE WITH CLOSTER/ALPINE SEWER AGREEMENT DATED 8/5/1994, SUBJECT TO ENGINEER’S REVIEW, APPROVAL AND CONDITIONS (Requested by Borough Attorney 5/21/08) Adjourned from RM 5/28/08; RM 6/11/08; RM 6/25/08, RM 7/9/08
TO BE PREPARED BY BOROUGH ATTORNEY
- 15.* RESOLUTION AUTHORIZING AD INTERIM PERMIT FOR PLENARY RETAIL CONSUMPTION LICENSE NO. 0207-33-006-006 ISSUED TO KLIP, LLC. t/a ASSEMBLY EAST HILL, 597 PIERMONT ROAD
- 16.* RESOLUTION CONFIRMING ENDORSEMENT OF SPECTRUM FOR LIVING 2009 CD APPLICATION IN THE AMOUNT OF \$25,000.00 FOR SPECTRUM’S NORTHERN VALLEY RESPITE AND SOCIALIZATION PROGRAM IN THE BOROUGH OF CLOSTER (This does not obligate the financial resources of the Borough) (7. M.L. 7/17/08)
- 17.* RESOLUTION AUTHORIZING TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$31,178.40 PAYABLE TO R. ROTHMAN, 411 GRAND AVENUE, ENGLEWOOD, NJ 07631. FOR REDEMPTION OF TAX SALE CERTIFICATE #06-3 FOR BLOCK 1701 LOT 6, 501 HIGH STREET; AND TO ISSUE A CHECK IN THE AMOUNT OF \$1,100.00 (PREMIUM) TO THE AFORMENTIONED LIEN HOLDER (Received from Deputy Tax Collector 7/15/08)

MOTIONS

- 18.* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/02/08; Adjourned from Regular Meetings held 1/09/08, 1/23/08, 2/13/08, 2/27/08, 3/12/08, 3/26/08, 4/9/08, 4/23/08, 5/14/08, 5/28/08, 6/11/08, 6/25/08, 7/9/08

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
HEALTH, BOARD OF Alternate No. 2	Phyllis Buonomo	_____	2 Year	12/31/09
IMPROVEMENT COMMISSION				
Member	Maria Danziger	_____	2 Year	12/31/09
Member	Wilson Reimers	_____	2 Year	12/31/09
Alternate No. 1	Frank Rodriguez	_____	2 Year	12/31/09
Alternate No. 2	Bobbie-Bouton- Goldberg	_____	Unexp. 2 Year	12/31/09

- 19.* MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO SERVE AS MEMBER(S) OF THE HISTORIC PRESERVATION COMMISSION TO FULFILL REQUIREMENT MADE BY ADOPTION OF ORDINANCE NO. 2008:1004 ON 3/12/08
 (Term to be determined by Borough Attorney in accordance with N.J.S.A. 55D-107) – Adjourned from RM 04/23/08, 5/14/08, 5/28/08, 6/11/08, 6/25/08, 7/9/08

<u>Appointee</u>	<u>Class</u>	<u>Term</u>	<u>Expiration</u>
a. _____			
b. _____			

CLOSTER MAYOR AND COUNCIL

REGULAR MEETING AGENDA – WEDNESDAY, JULY 23, 2008 – 7:30 P.M.

10a. REVIEW OF CONSENT AGENDA ITEMS (Continued)

MOTIONS (Continued)

20.* MOTION APPROVING THE FOLLOWING MINUTES (Distributed 7/17/08) ABSTENTION:
HENNESSEY

- a. REGULAR MEETING HELD JULY 9, 2008
- b. WORK SESSION HELD JULY 9, 2008

21.* GRANTING APPROVAL FOR THE 56TH ANNUAL PEARLE ROAD BLOCK PARTY TO BE HELD 9/13/08 FROM 2:00 P.M. TO 10:00 P.M.; RAIN DATE: 9/14/08 (3. M.L. 7/10/08)

22.* ACCEPTANCE OF THE FOLLOWING MONTHLY REPORTS:

- a. None received at time of preparation of Agenda

10b. VOTE ON CONSENT AGENDA ITEMS

23. REVIEW AND VOTE ON ITEMS REMOVED FROM CONSENT AGENDA

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

- a. CONTINUED DISCUSSION RE PARKING SPACE FEE (Requested by Mayor 1/18/08)

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

26. ADJOURN

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

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – WEDNESDAY, JULY 23, 2008 – 7:30 P.M.

MAIL LIST
July 10, 2008

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	07/07/08	07/01/08	Carmela Giangola, Closter Senior Citizens, Corresponding Secretary	*Expression of gratitude for contributions to the Closter Senior Citizens' trip to the Culinary Institute of America on 6/30/08	
2.	07/07/08	07/02/08	Ilene S. Anesini, Executive Director, Temple Emanu-el; to Mayor Heymann	*Notice of annual Tashlich services to be held at the Closter Nature Center on Tuesday, 9/30/08 <u>at 5 p.m.</u> (Copy to Glenn Parsells)	Correcting Motion to be placed on RM Agenda upon receipt of approval from Risk Management Consultant re Insurance
3.	07/07/08	07/06/08	Raymond G. Zebro, Block Party Committee Member	*Request to hold 56 th Annual Pearle Road Block Party with beer to be served to those over the age of 21, on Saturday, 9/13/08, from 2 p.m. to 10 p.m., Rain date: Sunday, 9/14/08 (Copy to Chief Berrian, Glenn Parsells and William Dahle)	R.M. Agenda 7/23/08
4.	07/08/08	06/19/08	Valerie Coniglio, Clerk to the Board of Chosen Freeholders; to Municipal Clerk	Certified copy of Bond Ordinance No. 08-38, which was introduced 6/4/08 and adopted 6/18/08, Appropriating \$3,837,000 for Various County Law Enforcement Improvements in Bergen County, and Authorizing the Issuance of \$6,645,000 Bonds or Notes for Financing Part of the Cost Thereof"	
5.	07/09/08	07/09/08	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Mayor	*Mayor's Fax Advisory re: a. Defined Contribution Retirement Plan (DCRP) REVISED Model Ordinance to be accessed from www.njslom.org	Borough Attorney
6.	07/10/08	07/08/08	Mayor Steve Weinstein, Deputy Mayor Lisa Swain, Deputy Mayor Joe Tedeschi, Councilwoman Jeanne Baratta, Councilman Ed Trawinski, Borough of Fair Lawn	* Request for support of effort to oppose County construction of a new vehicular roadway and parking lot in the County park directly abutting one of the Borough's dead end streets; attached resolution	Possible Resolution

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REGULAR MEETING AGENDA – WEDNESDAY, JULY 23, 2008 – 7:30 P.M.

7.	07/10/08	07/07/08	Ralph LaRossa, President and Chief Operating Officer, Public Service Electric and Gas Company	*Letter addressing increasing costs of natural gas with prospected impact in customer winter heating bills to compensate; efforts increasing at PSE&G to share energy-saving tips with customers; increasing attention to “green jobs” as a possibility for economic growth; attached ‘Developing New Jersey’s Green Energy Workforce’ pamphlet	Kashwick/Environmental
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ALSO DISTRIBUTED:

Bergen Arts Connection, The Bergen County Department of Parks, Division of Cultural & Historic Affairs, Summer 2008 Rec’d 07/10/08

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – WEDNESDAY, JULY 23, 2008 – 7:30 P.M.

MAIL LIST
 July 17, 2008

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	07/11/08	07/11/08	Valerie Coniglio, Clerk to the Board of Chosen Freeholders; to Bergen County Municipalities	* Certified copy of Resolution #988 adopted 7/9/08, proclaiming July 2008 as "National Recreation and Parks Month"	
2.	07/11/08	07/11/08	Joseph V. Doria, Commissioner, NJ Department of Community Affairs; to Mayor Heymann	*Notice of CY Municipal Property Tax Relief Act Extraordinary Aid award in the amount of \$250,000 to be used solely to reduce local property tax levy to residents of Closter	
3.	07/11/08	07/11/08	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Mayor	*Mayor's Fax Advisory re: a. Calendar Year 2008 Extraordinary Aid Numbers Released b. 2008 Budget Impact Survey (Copy to Mayor 7/15/08) c. Appellate Division Affirms Invalidation of Sex Offender Residency Ordinances d. NOTICE: TELEPHONIC HEARING TO BE HELD 7/31/08 AT 10:30 A.M. ON ISSUES RELATED TO IMMIGRANT INTEGRATION AT THE MUNICIPAL LEVEL	
4.	07/14/08	07/10/08	Valerie Coniglio, Clerk to the Board of Chosen Freeholders, to the Municipal Clerk	* Copies of following County Ordinances introduced on 7/9/08 and scheduled for public hearing on 8/13/08: a. No. 08-39, Bond Ordinance Appropriating \$5,150,000 for Various Improvements and Renovations at the Bergen Regional Medical Center in Bergen County, and Authorizing the Issuance of \$4,892,000 Bonds or Notes for Financing the Part of the Cost b. No. 08-40, Bond Ordinance Appropriating \$5,035,750 for Various Improvements for the Bergen County Special Services School District in and by Bergen County, and Authorizing the Issuance of \$5,035,750 Bonds or Notes	

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				<p>c. No. 08-41, Bond Ordinance Appropriating \$10,084,080 for Various Improvements for the Bergen County Technical Schools in Bergen County, and Authorizing the Issuance of \$10,084,080 Bonds or Notes</p> <p>d. No. 08-42, Bond Ordinance Appropriating \$3,000,000 for Various Capital Improvements at the Bergen County Community College in Bergen County, and Authorizing the Issuance of \$3,000,000 Bonds or Notes</p> <p>e. No. 08-43, Bond Ordinance Appropriating \$5,200,000 for Various Improvements for the Bergen County Department of Public Works, and Authorizing the Issuance of \$4,494,000 Bonds or Notes for Financing the Part of the Cost</p> <p>f. No. 08-44 AAn Ordinance Amending the Bergen County Law & Public Safety Institute Firefighter Class Fee Schedule for Non-Bergen County Residents@</p> <p>g. No. 08-45, Guaranty Ordinance Securing the Bergen County Improvement Authority=s Obligations in Connection with a Proposed Governmental Loan Program for Governmental Entities Located in the County of Bergen in an Aggregate Principal Amount Not Exceeding \$23,500,000</p>	
5.	07/14/08	07/11/08	Valerie Williams Dargan, Ph.D., Bergen County Department of Human Services, Division of Senior Services; to Mayor Heymann	*Requesting transportation assistance be provided for Senior residents in Closter to attend the Annual Bergen County Senior Picnic to be held at Van Saun Park in Paramus on 9/10/08; Rain date: 9/17/08 (Copy to Bill Brewster)	
6.	07/15/08	07/15/08	Cherilyn Martinez, Acting Planning Board Clerk; to David M. Watkins, Esq. c: Mayor and Council Keith Sager, Construction Official Arthur Chagaris, Esq. Planning Board Attorney Nick DeNicola, Planning Board Engineer	*Jane LaStella, Block 603, Lot 15, 11 Willis Drive - certified copy of Planning Board Resolution dated 07/02/08 granting Final Site Plan Approval - DEVELOPER'S AGREEMENT REQUIRED!	Amitai/ Planning Board Borough Attorney Borough Engineer

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7.	07/17/08	07/15/08	Kathleen M. Hennessy, Director of Support Services, Spectrum for Living Group Homes, Inc.; to Mayor Heymann	*Request for adoption of Resolution for Municipal Endorsement of Spectrum for Living 2009 Community Development Application; application deadline 10/3/08	R.M. Agenda 7/23/08
8.	07/17/08	07/16/08	Linda Thompson, Co-op Supervisor, North Jersey Media Group; to Loretta Castano	* 2008 Closter Community Guide, published 6/11/08 and distributed to Closter community in Suburbanite (letter only!) (Guide on file in Borough Clerk's Office)	

ON FILE IN BOROUGH CLERK'S OFFICE:

2008 Closter Community Guide

ALSO DISTRIBUTED:

Minutes of Regular Meeting held July 9, 2008

Work Session Notes of July 9, 2008

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – JULY 23, 2008 - 7:30 P.M.

1. ROLL CALL
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT
3. COMMITTEE REPORTS
 - A. FINANCE AND TECHNOLOGY - KASHWICK (GLIDDEN/TUTOLI)
 - 1) STATUS REPORT RE CAPITAL BUDGET/CAPITAL PLAN
(RM 7/9/08)
 - 2) REPORT RE TRANSPORTATION MEETING HELD IN ENGLEWOOD 6/30/08
 - 3) STATUS REPORT RE CLOSTER WEBSITE
 - 4) STATUS REPORT RE IN-KIND MATCH OF \$25,000 FOR COMMUNITY
FORESTRY GRANT (Work to be done by DPW) RM 6/27/07
 - 5) REPORT
 - B. PUBLIC SAFETY - GLIDDEN (HENNESSEY/TUTOLI)
 - 1) REPORT
 - C. PUBLIC WORKS - HENNESSEY (AMITAI/GLIDDEN)
 - 1) REPORT
 - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS HELD 6/9/08 AND 7/15/08
VIA CONFERENCE CALL
 - 2) REPORT
 - E. HUMAN RESOURCES - TUTOLI (KASHWICK(/BARAD)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
 - F. LAND USE AND CONSTRUCTION - AMITAI (BARAD/HENNESSEY)
 - 1) REPORT
4. OLD BUSINESS

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – WEDNESDAY, JULY 23, 2008 – 7:30 P.M.

5. NEW BUSINESS
 - a. KIDDIE SOCCER (Requested by Mayor 7/3/08)
 - b. DISCUSSION OF POSSIBLE POLICY RE USE OF BOROUGH PARKS
(Requested by Mayor 7/18/08)
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