MAYOR AND COUNCIL BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – MARCH 10, 2010 - 7:30 P.M.

- 1. PLEDGE OF ALLEGIANCE
- 2. OPEN PUBLIC MEETINGS ACT STATEMENT
- 3. ROLL CALL
- 4. PROCLAMATION DECLARING THE MONTH OF MARCH AS "WOMEN'S HISTORY MONTH" (7. M.L. 2/25/10)
- 5. <u>OPEN MEETING TO PUBLIC FOR ANY MATTER, PER N.J.S.A. 10:4-12 (a)</u> (Subject to 5-minute limit per By-Laws General Rule No. 10)
- 6. <u>COMMUNICATIONS</u>
 - a. MAIL LIST FEBRUARY 25, 2010
 - b. MAIL LIST MARCH 4, 2010
- 7. <u>OPEN MEETING TO PUBLIC FOR COMMUNICATION ITEMS ONLY</u> (Subject to 5-minute limit per By-Laws General Rule No. 10)
- 8a. REVIEW OF CONSENT AGENDA ITEMS
 (PROCEDURE TO BE EXPLAINED BY MAYOR HEYMANN)

ORDINANCES AND RESOLUTIONS

- 9.* RE-INTRODUCTION OF ORDINANCE NO. 2010:1063, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS" PUBLIC HEARING 4/14/10 @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Requested by Borough Attorney 3/1/10) (Received from Borough Attorney 3/3/10)
- 10.* BILL RESOLUTION MARCH 15, 2010 TO BE PREPARED BY DEPUTY TREASURER
- 11.* POSSIBLE APPOINTMENT(S) OF SALARIED EMPLOYEES (NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/10; RM 1/13/10; 1/27/10; 2/10/10; 2/24/10) RESOLUTIONS TO BE PREPARED BY ADMINISTRATOR

<u>OFFICE</u>	<u>APPOINTEE</u>	TERM	EXPIRATIO
*ALTERNATE PROSECUTOR		1 Year	12/31/10
DEPUTY BOROUGH CLERK		1 Year	12/31/10
CONSTRUCTION OFFICIAL		4 Year	12/31/13
DEPUTY TAX COLLECTOR		1 Year	12/31/10
DESK DISPATCHER			
FULL TIME		1 Year	12/31/10
PART TIME (added 2/10/10)		1 Year	12/31/10
PERMANENT CLERICAL FLOATER		1 Year	12/31/10
POLICE MATRON		1 Year	12/31/10
**QUALIFIED PURCHASING AGENT		1 Year	12/31/10
SCHOOL CROSSING GUARD			
PART TIME		1 Year	12/31/10
* (Fair and Open Process)			
**Permissive (1b. Mail List 12/23/09 – rec	ommended Borou	igh Attorne	y review)

- 12.* RESOLUTION APPOINTING _______ AS ALTERNATE PROSECUTOR FOR A 1-YEAR TERM TO 12/31/10 (Resumes received 3/3/10) TO BE PREPARED BY ADMINISTRATOR
- 13.* RESOLUTION AUTHORIZING THE DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$2,465.72 TO FIRST AMERICAN FOR BLOCK 1203 LOT 10 DUE TO 2010 TAX OVERPAYMENT IN THE FIRST QUARTER (Received from Tax Collector 3/1/10)
- 8a. <u>REVIEW OF CONSENT AGENDA ITEMS</u> (Continued)

CLOSTER MAYOR AND COUNCIL REGULAR MEETING AGENDA – MARCH 10, 2010 – 7:30 P.M.

ORDINANCES AND RESOLUTIONS (Continued)

- 14.* RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$48,596.33 TO U.S. BANK Cust/Sass Muni V dtr FOR THE REDEMPTION OF TAX SALE CERTIFICATE #08-2 , FOR BLOCK 704 LOT 12, 54 FAIRVIEW AVENUE (Received from Tax Collector 3/1/10)
- 15* A RESOLUTION TO AFFIRM THE BOROUGH OF CLOSTER'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS (Received from Borough Attorney 3/2/10)
- 16* RESOLUTION AWARDING THE CONTRACT FOR WEST STREET IMPROVEMENTS, SECTION 5 TO THE LOW BIDDER, VINCENT J. CONSTRUCTION (Received from Borough Attorney 3/4/10)
- 17* RESOLUTION CONTINUING TEMPORARY APPOINTMENT OF CONSTRUCTION CODE OFFICIAL (Received from Borough Administrator 3/4/10)
- 18* RESOLUTION AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS IN CONNECTION WITH THE BERGEN COUNTY IMPROVEMENT AUTHORITY'S BERGEN MUNICIPAL BANC PROGRAM (Received from Borough Administrator 3/4/10)

MOTIONS

- 19.* APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES: (Distributed 3/4/10) NO ABSTENTIONS
 - a. REGULAR MEETING OF FEBRUARY 24, 2010
 - b. WORK SESSION OF FEBRUARY 24, 2010
- 20.* MOTION APPROVING THE FOLLOWING NON-SALARIED APPOINTMENTS (NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/10; RM 1/13/10; 1/27/10; 2/10/10; 2/24/10):

<u>APPOINTEE</u>	<u>TERM</u>	EXPIRATION
	5 Year un-	
	expired to	12/31/11
	2 Year	12/31/11
	<u>APPOINTEE</u>	5 Year unexpired to

21.* MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO FILL THE FOLLOWING APPOINTMENTS MADE AT THE REORGANIZATION MEETING HELD ON 1/4/10 (Which have not been accepted as of the time of preparation of this Agenda):

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	EXPIRATION
BOARD OF HEALTH			
Alternate No. 2		2 Year	12/31/11
HISTORIC PRESERVATION			
COMMISSION			
Member (Class B)		4 Year	12/31/13
Alternate No. 2		2 Year	12/31/11
IMPROVEMENT COMMISSION			
Member		2 Year	12/31/11
Member		2 Year un-	
		expired to	12/31/10
Alternate No. 2		2 Year un-	
		expired to	12/31/10
LIBRARY			
Belskie Foundation Representative		1 Year	12/31/10
PLANNING BOARD			

CLOSTER MAYOR AND COUNCIL REGULAR MEETING AGENDA – MARCH 10, 2010 – 7:30 P.M.

*Class IV Member	 4 Year	12/31/13
*Alternate No. 2	 2 Year	12/31/11
POLICE DEPARTMENT		
Assistant Police Surgeon	 5 Year	12/31/14
RECREATION COMMISSION		
Assistant Director	 1 Year	12/31/10
Assistant Director	1 Year	12/31/10
Associate Member	1 Year	12/31/10
Associate Member	1 Year	12/31/10
Associate Member	 1 Year	12/31/10
Associate Member	 1 Year	12/31/10
Associate Member	 1 Year	12/31/10
Associate Member	 1 Year	12/31/10
*SHADE TREE COMMISSION		
Alternate No. 2	4 Year un-	
	 expired to	12/31/11
ZONING BOARD OF ADJUSTMENT	-	
Member	4 Year un-	
	 expired to	12/31/10
Alternate No. 2	 2 Year	12/31/11
* Mayoral Appointment		

- 22* MOTION APPROVING RAFFLES APPLICATION FOR CLOSTER P.T.O. TO CONDUCT ON-PREMISE 50/50 RAFFLE AT TENAKILL MIDDLE SCHOOL, 275 HIGH STREET, CLOSTER, NJ, ON FRIDAY, 4/30/10; DRAWINGS TO BE HELD FROM 7:00 P.M. TO 11:00 P.M. (Completed Application filed and appropriate fees paid 3/3/10)
- 23.* ACCEPTANCE OF THE FOLLOWING MONTHLY REPORTS:
 - a. CONSTRUCTION OFFICIAL FEBRUARY 2010 (Received 3/3/10)
- 8b. <u>VOTE ON CONSENT AGENDA ITEMS</u>
- 24. REVIEW AND VOTE ON ITEMS REMOVED FROM CONSENT AGENDA
- 25. <u>ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING</u> BODY
- 26. <u>DISCUSSION OF PUBLIC COMMENTS OR ANY OTHER TIMELY MATTER, IF APPROPRIATE</u>
- 27. <u>ADJOURN</u>

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

MAYOR AND COUNCIL BOROUGH OF CLOSTER

WORK SESSION AGENDA - MARCH 10, 2010 - 7:30 P.M.

- 1. ROLL CALL
- 2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT
- 3. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY

- 1) STATUS REPORT RE CONTRACTS:
 - a. BOROUGH ADMINISTRATOR (RM 5/13/09)
 - b. PROFESSIONAL SERVICES REORG, MTG. 1/4/10
- 2) REPORT

B. BOROUGH ENGINEER

- 1) STATUS REPORT RE 2009 SAFE STREETS TO SCHOOL SIDEWALK PROJECT NJDOT \$275,000 (not to exceed \$52,100) RM 6/24/09
- 2) REPORT RE STATUS OF IMPROVEMENTS TO WEST STREET, SECTION 5 (Notice published in The Record 2/2/10 Bid Opening held 3/2/10 @ 11:30 a.m.)
- 3) REPORT
- 4. REPORTS

A. <u>BOROUGH ADMINISTRATOR</u>

- 1) STATUS REPORT RE PREPARATION OF 2010 MUNICIPAL BUDGET
- 2) STATUS REPORT RE NEW BOROUGH WEB SITE
- 3) REPORT

B. BOROUGH CLERK

- 1) STATUS REPORT RE 2010 APPOINTMENTS
- 2) STATUS REPORT RE 2010 OATHS OF OFFICE
- 3) STATUS REPORT RE 2010 LICENSES
- 4) STATUS REPORT RE 2010 MEETING DATES
- 5) STATUS REPORT RE CODIFICATION OF SUPPLEMENT NO. 16
- 6) STATUS REPORT RE IMPLEMENTATION OF CITIZEN SERVICE ACT (LOCAL FINANCE NOTICE -LFN 2009-24, 11/12/09)
- 7) STATUS REPORT RE PREPARATIONS FOR 2010 ELECTIONS
 - a. Annual School Election Tuesday, 4/20/10 2 p.m. to 9 p.m.
 - b. Primary Election Tuesday, 6/8/10 6 a.m. to 8 p.m.
 - c. General Election Tuesday, 11/2/10 6 a.m. to 8 p.m.
- 8) STATUS REPORT RE FINANCIAL DISCLOSURE STATEMENTS
- 9) REPORT

C. <u>CHIEF OF POLICE</u>

- 1) REPORT
- 4. REPORTS (Continued)
- D. MAYOR
 - 1) STATUS REPORT RE FOLLOWING GRANTS:
 - a. GRANTS FILED

CLOSTER MAYOR AND COUNCIL WORK SESSION AGENDA – MARCH 10, 2010 - 7:30 P.M.

- 1. Reported by Mayor at Work Session held 12/9/09 as follows:
 - A) Historic Preservation Grant (\$2,000) for proposed 300th Anniversary Celebration
 - B) Community Development Block Grant (\$50,000) for curb cuts
 - C) Shade Tree Grant (\$11,200) for business stimulus
 - D) DEP Greenhouse Grant Reduction (pre-application)

Reported by Mayor at Work Session held 1/13/10 as follows:

- E) Safer Grant (\$50,000) filed 12/18/09 on behalf of Fire Dept.
- F) (BERGEN COUNTY OPEN SPACE TRUST FUND MUNICIPAL IMPROVEMENT PROGRAM 2009) Grant (\$37,000) for basketball courts at Memorial Field filed 7/27/09)

b. GRANTS AWARDED

- 1. BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND & HISTORIC PRESERVATION TRUST FUND; DUE 7/7/06; FILED BY 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. 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)
- 3. CERTIFIED LOCAL GOVERNMENT GRANT OF \$20,000 FOR HISTORIC PRESERVATION PLAN ELEMENT (7. M.L. 7/30/09)
- 4. COMMUNITY DEVELOPMENT BLOCK GRANT \$7,000.00 Grant for Senior Center Security System (7. M.L. 6/4/09) RM 10/28/09 alarm repairs, window replacement, roof support columns and sidewalk improvements
- 5. Reported by Mayor Heymann at WS 1/13/10 as follows:
 - A) (GDL 2009 ENFORCEMENT AND EDUCTION CAMPAIGN, NATIONAL HIGHWAY TRAFFIC SAFETY (NHTSA) SECTION 402, STATE AND COMMUNITY HIGHWAY SAFETY GRANT (\$2,000) filed 4/9/09/awarded 5/2009

c. GRANTS TO BE FILED

- 1. 2010 ROID Grant (\$10,000) for Recreation Commission Challenge Routine (W.S. 12/9/09) (REC OPPS FOR INDIVIDUALS WITH DISABILITIES 2010 DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM)
- 2) REPORT
- 5. OLD BUSINESS
- 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 FEBRUARY 25, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	02/19/2010	No Date	Matthew G. Capizzi, Esq., Attorney for Applicant, Law Offices of Elliot W. Urdang, to Borough Clerk	*Notice of Planning Board Public Hearing to be held on 3/3/10 @ 8:00 p.m. re Application of Van Sciver Corp., 1 Railroad Avenue, Block 1104, Lot 18	Amitai/Planning
2.	02/19/2010	02/18/2010	Jeffrey G. Entin, Senior Manager, Environ Corporation, to Ellen Hutchinson, Case Manager, NJDEP, Bureau of Field Operations - Northern Section c: Board of Health Borough Clerk	*Initial Receptor Evaluation Report re JADCO, Inc., 84 Herbert Avenue, Closter, MOA Case# 01-02-15-0305-10, PI# G000061745 - Letter Only! (Copy to Board of Health, Construction Official, Environmental Commission - letter only!)	Dolson/Board of Health Kashwick/Environmental
3.	02/19/2010	02/17/2010	William Barretta, 79 Durant Lane, to Mayor	Letter declining reappointment as Alternate No. 2 to the Planning Board (Distributed 2/19/10)	
4.	02/19/2010	02/19/2010	Adam E. Falk, Vice President, Government and Regulatory Affairs, Cablevision, to Ms. Celeste Fasone, Director, NJ Board of Public Utilities, Office of Cable Television c: Affected Municipalities	* Deletion of WPIX Multicast LATV effective 3/23/10	Barad/Cable TV Advisory
5.	02/22/2010	02/17/2010	Valerie Coniglio, Clerk to the Board of Chosen Freeholders, to Municipal Clerk	*Notice of Introduction of the following Ordinance on 2/17/10 - Public Hearing 3/3/10: 10-05: AN ORDINANCE OF THE COUNTY OF BERGEN TO ESTABLISH A BERGEN COUNTY HOMELESS TRUST FUND TASK FORCE	
6.	02/22/2010	02/22/2010	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alerts Re: a. A. I. Revised from Fax Sent out Earlier Today. Court Stays Governor's Stay on COAH. II. Time of Decision	
				B. League Professional Development Seminar Personnel Manuals and Policies Primer - Register Now - Space is Limited! C. Upcoming Event D. League Professional Development Seminar Foreclosures: What They Are and How They Work - Register Now - Space is Limited!	

			E. Reminder Notice: Support the Troops - March 25, Lawrenceville	
			Armory	
			F. S-1352 New OPRA Mandates Would Increase Local Costs and	
			Decrease Local Revenues	
	02/18/2010	02/18/2010	b. I. Interest Arbitration Reform Sample Resolution	
			II. S-2, S-3 and S-4 Pension Reform Unanimously Passes Senate	
	02/19/2010	02/19/2010	c. I. New Jersey Future Redevelopment Forum 2010	
			II. Review of New Local Financial and Governmental Laws	
			III. S-2, S-3, S-4 and SCR-1 on Pension Reform	
	02/23/2010	02/23/2010	d. I. Continuing Health Insurance for Dependants	
			II. Women in Municipal Government Presents 2 nd Annual Women in	
			Municipal Government Day	
			e. NJRA Redevelopment Training Institute (NJRA RTI)	
7.	02/25/2010	02/25/2010 NJS Department of Community Affairs to		RM Agenda
7.	02/23/2010	1	*Request for adoption of "Sample" Resolution Designating Month of	2
		Municipal Clerk	March as "Women's History Month"	3/10/10

MAIL LIST MARCH 4, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	02/25/2010 03/01/2010 03/03/2010	02/25/2010 03/01/2010 03/03/2010	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert re: a. I. Affordable Housing Update II. Governor Christie's Mayors Legislative Day Speech Broadcast b. I. A-437, Time of Decision Bill Posted for Assembly Hearing II. New Jersey's Economic Stimulus Act and the Recovery Zone Bond Programs III. 2009 Tax Lien Law Revision c. I. Revised - Urgent Legislative Alert II. Women in Municipal Government Presents 2 nd Annual Women in Municipal Government Day: Diversity * Leadership * Strength III. Changes to the DLGS Website IV. From Time to Time - A Quarterly Report on the Activities of The New Jersey League of Municipalities, October 2009 - February 2010 V. Social Media to be Discussed at Statewide Conference VI. Change Clocks, Check and Update Plans d. 2010 Census Website Logo e. Federal Action on Transportation Funding and Unemployment Benefits	
2.	02/28/2010	02/28/2010	James Anzaldi, President, NJLM, Mayor, Clifton	*March 2010 Mayor's Newsline	
3.	03/01/2010	02/19/2010		*Launch of ART iO International a la carte channel and copy of each tariff for all systems reflecting addition of this service effective as of 2/24/2010	Barad/Cable TV Advisory
4.	03/01/2010	02/26/2010	State of New Jersey, Department of Environmental Protection, Division of Water Quality, Municipal Finance & Construction Element to Mayor	*Notice of Public Comment Period regarding Proposed Amendments to the FFY2010 Clean Water Priority System/Intended Use Plan, Clean Water Financing Program State Revolving Fund (SRF) - Written comment period to close on 3/23/10	Mayor/Grants
5.	02/26/2010	02/26/2010	Deana Maietta, Franchise Service Specialist, Verizon, to Municipal Clerk	*Important Notice Regarding FiOS TV Programming: Setanta Sports to be removed on 3/1/10 and Fox Reality to be removed 3/29/10 with sample customer notices	Barad/Cable TV Advisory

6.	03/02/2010	03/01/2010	Jeffrey G. Entin, Senior Manager, Environ Corporation, to Ellen Hutchinson, Case Manager, NJDEP, Bureau of Field Operations - Northern Section c: Board of Health Borough Clerk	*Success of Interim Response Action at Mobile Autocare Vapor IEC Report re JADCO, Inc., 84 Herbert Avenue, Closter, MOA Case# 01-02-15-0305-10, PI# G000061745 - Letter Only! COMPLETE REPORT ON FILE IN BOROUGH CLERK'S OFFICE (Copy to Board of Health, Construction Official, Environmental Commission - letter only!)	Dolson/Board of Health Kashwick/Environmental
7.	03/02/2010	03/02/2010	Adam E. Falk, Vice President, Government and Regulatory Affairs, Cablevision, to Ms. Kristi Izzo, Office of Cable Television, Board of Public Utilities c: Ms. Celeste Fasone, Director, OCTV All affected municipalities	*Notice of Potential Programming Change: WABC-TV and WPVI-TV	Barad/Cable TV Advisory
8.	03/03/2010 03/04/2010	03/01/2010 03/02/2010	Bianca & Christiano Pereira Joon Yoo to Borough Clerk	*Zoning Board of Adjustment Notice of Hearing re application for: a. Bianca & Christiano Pereira, Block 1407, Lot 8, 31 Carlson Court b. Joon Yoo, Block 506, Lot 9, 61 Crescent Street to be held on 3/17/10 @ 8:00 p.m.	Dolson/Zoning
9.	03/03/2010 via e-mail	03/03/2010	PSE&G Utility Communications to Borough Clerk	*Press Release re: PSE&G Upgrades Gas Facilities in Closter and Norwood - Construction to begin on or about 3/15/10	Borough Administrator Borough Engineer
10.	03/04/2010 via fax	03/03/2010	Tricia Kaminski, Assistant for Government Affairs - NJ, Cablevision, to Ms. Kristi Izzo, Office of Cable Television, Board of Public Utilities c: Ms. Celeste Fasone, Director, OCTV All affected municipalities	*Notification of tariffs reflecting Family Cable Sell-in Digital Requirement effective 4/5/10	Barad/Cable TV Advisory
11.	03/04/2010	03/01/2010	Anthony Fontana, Bureau Chief, Bureau of Transfer Stations & Recycling Facilities, to George D. Cascino, P.E., P.P. c: Municipal Clerk Joseph Miele, Miele Sanitation	*Administrative and Technical Notice of Deficiency, Application for Renewal & Modification of a Recycling Center General Approval for Class B Materials, Miele Sanitation, Block 1204, Part of Lot 8; Block 1205, Lots 3.01, 10 & 11, Borough of Closter, Bergen County; Facility ID No.: 197012; Permit No.: CBG100002 & CBG100003 (Copy to William Dahle, III)	Borough Attorney
12.	03/04/2010	03/01/2010	John Dean DeRienzo, Mayor, Borough of Haworth to Mayor	*Letter commending the Closter Fire Department for a fantastic response on February 28, 2010 to a basement fire at a residence in Haworth (Copy to Fire Chief)	
13.	03/04/2010	02/24/2010	Robert P. Koska, Director, Local Programs & Minibus Fleet Support, NJ Transit, to	*Availability of funding from FTA to the State of New Jersey for purchase of equipment for transportation of senior citizens and people	Mayor/Grants

Clerk, Closter Borough	with disabilities under the FTA Section 5310 Grant Program: Application	
	deadline: 3/22/10; application available online at http://www.njcttp.org	

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held February 24, 2010 Unapproved Minutes of Work Session held February 24, 2010