

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – MAY 26, 2010 - 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 sent to the Press Journal and The Record and published in both newspapers on January 7, 2010, 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. PROCLAMATIONS, PRESENTATIONS, MOMENTS OF SILENCE
5. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

The following Ordinance was introduced at the Regular Meeting held 4/28/10 and was published in the Press Journal on 5/6/10 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:

- a. ORDINANCE NO. 2010:1067, "BOROUGH OF CLOSTER CALENDAR YEAR 2010 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)"
- 6a. VOTE ON CONSENT AGENDA ITEMS

INTRODUCTION OF ORDINANCES (WITH PUBLIC HEARING DATE SPECIFIED)

7. INTRODUCTION OF ORDINANCE NO. 2010:1069, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 169, ARTICLE II, TRANSFER STATION, OF THE CODE OF THE BOROUGH OF CLOSTER" – PUBLIC HEARING 6/23/10 @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Borough Attorney 5/17/10)

RESOLUTIONS

8. BILL RESOLUTION – MAY 31, 2010 TO BE PREPARED BY DEPUTY TREASURER
9. 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; 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10) - RESOLUTIONS TO BE PREPARED BY ADMINISTRATOR

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
*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
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 – recommended Borough Attorney review)

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – MAY 26, 2010 – 7:30 P.M.

6a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

10. RESOLUTION APPOINTING _____ AS ALTERNATE PROSECUTOR FOR A 1-YEAR TERM TO 12/31/10 (Resumes received 3/3/10) (Removed from RM Agenda 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10) - TO BE PREPARED BY ADMINISTRATOR
11. *POSSIBLE* RESOLUTION AUTHORIZING MAYOR TO EXECUTE ENTRY AND TESTING AGREEMENT WITH METRO PCS (Requested by Borough Attorney 5/17/10) TO BE PREPARED BY BOROUGH ATTORNEY
12. RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT APPLICATION FOR NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT 2011 FOR APPROXIMATELY \$10,000 TO CARRY OUT A PROJECT TO ENHANCE PROGRAMS OF THE CLOSTER RECREATION COMMISSION CHALLENGER PROGRAMS (Received from Mayor 5/17/10)
13. RESOLUTION ESTABLISHING THE GOVERNING BODY’S APPOINTMENT OF ITS MEMBER REPRESENTATIVES TO THE BELSKIE BOARD FOR 3 YEAR TERMS, COMMENCING 1/1/2011 (Received from Borough Attorney 5/18/10)
14. *POSSIBLE* RESOLUTION AWARDING CONTRACT FOR PLANNER – HISTORIC PRESERVATION (Opening to be held 5/21/10 @4:00 p.m. by Administrator) (Requested by Administrator 5/19/10)
15. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$9,855.00 TO HUBSCHMAN & ROMAN AND EUSEBIO CORP. NY FOR 2009 REAL ESTATE TAX OVERPAYMENT FOR BLOCK 1205 LOT 9 (Received from Tax Collector 5/14/10)
16. *POSSIBLE* RESOLUTION GRANTING APPROVAL FOR MAYOR TO SIGN 2010-2012 SNOW PLOWING AGREEMENT (3. M.L. 5/20/10) TO BE PREPARED BY ADMINISTRATOR

MOTIONS

17. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed 5/24/10) ABSTENTION: LATNER
 - a. REGULAR MEETING OF MAY 12, 2010
 - b. WORK SESSION OF MAY 12, 2010
18. 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; 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10:

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION Member	_____	2 Year	12/31/11
*SHADE TREE COMMISSION Member (Ryan) (3. M.L. 3/11/10)	_____	5 Year un- expired to	12/31/11
* <i>Mayoral Appointment</i>			
19. 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>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION Member (Strepparava)	_____	2 Year un- expired to	12/31/10
*SHADE TREE COMMISSION Alternate No. 2 (Greer)	_____	4 Year un- expired to	12/31/11
* <i>Mayoral Appointment</i>			

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – MAY 26, 2010 – 7:30 P.M.

6a. VOTE ON CONSENT AGENDA ITEMS (Continued)

MOTIONS (Continued)

20. MOTION GRANTING APPROVAL FOR CLOSTER CHAMBER OF COMMERCE TO CONDUCT 2010 SIDEWALK SALE ON THURSDAY, 7/29/10, FRIDAY, 7/30/10, AND SATURDAY, 7/31/10, FROM 9 A.M. TO 9 P.M (2. M.L. 5/6/10) (Approval received from Risk Management Consultant 5/13/10)
21. MOTION GRANTING APPROVAL FOR RECREATION COMMISSION TO SERVE BEER TO COACHES AT ANNUAL COACHES PICNICS AT MEMORIAL FIELD BEGINNING AT 7 P.M. ON THE FOLLOWING DATES: FRIDAY, 5/28/10, FRIDAY, 7/2/10, FRIDAY, 9/3/10; RAIN DATES: SUNDAY, 5/30/10 @ 4 P.M.; SATURDAY, 7/3/10, @7 P.M.; SATURDAY, 9/4/10, @4 P.M. (6. M.L. 5/20/10)

REPORTS

22. ACCEPTANCE OF THE FOLLOWING REPORTS:
- a. CHIEF OF POLICE – APRIL 2010 (Received 5/12/10)

6b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

23. 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. 10)
24. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY
25. ADJOURNMENT

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

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – MAY 26, 2010 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

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3. ROLL CALL
4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
 - a. MAIL LIST OF MAY 13, 2010
 - b. MAIL LIST OF MAY 20, 2010
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of May 26, 2010)
6. COMMITTEE REPORTS
 - A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)
 - 1) STATUS REPORT RE CLOSTER WEBSITE
 - 2) REPORT
 - B. PUBLIC SAFETY - GLIDDEN (DOLSON/LATNER)
 - 1) REPORT
 - C. PUBLIC WORKS - LATNER (AMITAI/GLIDDEN)
 - 1) REPORT
 - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - 2) REPORT
 - E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
 - F. PRIVATE CONSTRUCTION, LAND USE, ZONING ENFORCEMENT & NEW BUILDINGS – AMITAI (BARAD/DOLSON)
 - 1) REPORT

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – MAY 26, 2010 - 7:30 P.M.

7. OLD BUSINESS
8. NEW BUSINESS
9. OPEN MEETING TO THE PUBLIC FOR ANY MATTR PER NJSA 10:4-12(A) SUBJECT TO A 5 MINUTE LIMIT PER GENERAL RULE NUMBER 10) 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
MAY 20, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	05/13/10	05/13/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert re: a. I. Final Reminder to Attend 12 th League Annual Baseball Appreciation Day II. League Professional Development Program - "Taking the Mystery Out of Applying for Grants" III. Proposed State Budget Reduces Ambulance Reimbursement IV. Announcement of 2010 Sustainable Jersey Small Grants Program V. Governor Christie's Affordable Housing Announcement b. Grant Applications - Energy Efficiency and Conservation Block Grants c. A. Constitutional Cap Proposals (SCR-104/ACR-131 and SCR- 103/ACR-130) B. Federal Update for the Period Ending May 14, 2010 C. The Impact of Recent Pension and Benefit Reforms on Local Unit Health Benefits Programs		
	05/14/10	05/14/10				
	05/19/10	05/19/10				
2.	05/14/10	05/10/10	Marilyn Hayward, Planning Board Secretary, Borough of Alpine, to Borough Clerk	*Public Notice re Planning Board public hearing to be held 5/27/10@ 7:30 p.m. for the adoption of a Revised Third Round Housing Element & Fair Share Plan (Copy to Planning Board, Zoning Board of Adjustment)		Amitai/Planning Dolson/Zoning
3.	05/17/10	05/12/10	Russ Martin, Assistant Supervisor of Roads, Operations Division, Bergen County Department of Public Works	* 2010-2012 Snow Plowing Program; attached Municipal Snow Plowing Agreement and price schedule (Copy to William Dahle, III)		Borough Administrator Latner/DPW RM Agenda 5/26/10
4.	05/18/10	05/14/10	Jung-Ho (Mike) Yae, Attorney for Applicant to Borough Clerk	*Notice of Planning Board Meeting re Site Plan Approval for Jae Management, LLC, Block 1305, Lot 5 & 6, 303 Herbert Avenue, a/k/a 245-247 Closter Dock Road to be held 6/2/10 @ 8:00 p.m.		Amitai/Planning
5.	05/18/10	No Date	Howard D. Geneslaw, Esq., Gibbons, P.C., Attorney for Applicant to Borough Clerk	*Notice of Planning Board Meeting re Application for Temple Emanu-El, Block 1810, Lot 1, with additional Block(s)/Lot(s) being Block 1806, Lots 35, 38-44; Block 1808, Lot 1; Block 1809, Lot 1; Block 1810, Lots 2-5 to be held 6/2/10 @ 8:00 p.m.		Amitai/Planning
6.	05/19/10	05/19/10	Jim Oettinger, Director of Recreation	*Request for permission to serve beer to coaches at annual coaches		RM Agenda

7.	05/20/10	05/18/10	Susan Connelly, Borough Clerk, Borough of Dumont to Borough Clerk	picnics at Memorial Field beginning at 7:00 p.m. on the following dates: Friday, 5/28/10, Friday night, 7/2/10, Friday night, 9/3/10 - Rain Dates: Sunday, 5/30/10 @ 4 p.m.; Saturday, 7/3/10, @7 p.m.; Saturday, 9/4/10, @4 p.m. (Copy to Glenn Parsells, Chief Berrian, William Dahle, III) *Resolution in Support of Millionaires' Fair Tax Legislation	5/26/10
8.	05/19/10	05/19/10	Dr. Beth Ravit, Chairperson, Environmental Commission	*Resolution adopted by the Closter Environmental Commission Recommending Designation of Conservation Zone Lands (Copy to Planning Board, Environmental Commission)	Amitai/Planning Kashwick/Environmental
9.	05/19/10	05/19/10	Robert Schroeder, Assemblyman, Legislative District 39	*Resolution in Support of the Immediate Repeal of Kyleigh's Law	

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held May 12, 2010

Unapproved Minutes of Work Session held May 12, 2010

MAIL LIST

MAY 13, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	05/06/10	05/06/10	Deana Maietta, Franchise Service Specialist, Verizon, to Municipal Clerk	*Important Notice Regarding FiOS TV Programming: a. Changes in FiOS TV line up for TV Premier, Essentials, Extreme HD, Prime HD and Ultimate HD packages on or after 5/30/10 b. Changes in FiOS TV line up for certain premium packages for The Movie Channel and Cinemax Channels on or after 6/1/10		Barad/Cable TV Advisory Committee
2.	05/06/10	05/06/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert re: a. Bi-Weekly Federal Relations Update - Period Ending 4/30/10 I. Immigration Reform Back on the Radar in Washington II. Municipal Implications of Federal Airport Reauthorization debate III. Legislation Introduced to Preserve Spectrum for Public Safety IV. Department of Transportation Announces TIGER II Grant Availability V. FEMA Announces Availability of Assistance to Firefighter Grants b. "Toolkit" News c. U.S. Census "Door-to-Door" Count Begins		Mayor/Grants Mayor/Grants
3.	05/10/10 05/12/10 05/07/10	05/10/10 05/12/10 05/06/10	Rose Mitchell, Planning Board Coordinator to Borough Clerk	*Copies of Resolutions adopted by the Closter Planning Board at the 5/5/10 Work Session Meeting: a. "Recommendation to Governing Body Concerning Amendment to Chapter 200 of the Code of the Borough of Closter" b. "Recommendation to Governing Body Concerning Amendment to Chapter 167 of the Code of the Borough of Closter" c. "Concerning Amendment to Chapter 200 of the Closter Code in Order to Include Elements of the Sustainable Closter Initiative, Which Was Incorporated by Reference into the 2008 Master Plan Reexamination Report of the Borough of Closter"		
4.	05/07/10	05/06/10	Jeffrey G. Entin, Senior Manager, Environ Corporation, to named residents c: Board of Health Borough Clerk	*Letter re Results of Residential Vapor Intrusion Sampling at: The Shih Residence - 53 Herbert Avenue; The Kim Residence - 2 Carlson Court; The Galian Residence - 1 Carlson Court in connection with the contamination at the former JADCO facility located at 84 Herbert Avenue (Copy to Board of Health, Construction Official, Environmental Commission)		Dolson/Board of Health Kashwick/Environmental

5.	05/10/10	05/06/10	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	*Results of Vapor Intrusion Investigation for Residential Properties and Remaining On-Site Buildings at the JADCO site, 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!) COMPLETE REPORT ON FILE IN BOROUGH CLERK'S OFFICE.	Dolson/Board of Health Kashwick/Environmental
6.	05/12/10	05/11/10	Rose Marie Sees, Borough Clerk, Borough of Hasbrouck Heights, to Loretta Castano	*Resolution in Opposition to Repealing Bergen County Blue Laws	
7.	05/12/10 Hand del'd	05/12/10	John H. Mazanec, Camp Ranger, Boy Scouts of America, Camp Alpine	Requesting permission to hook up to Closter's sanitary sewer line for one (1) flush toilet at the Ranger's cabin at Camp Alpine; and for exemption for flow charge (Distributed 5/12/10)	Borough Engineer

ALSO DISTRIBUTED:

Hackensack TIDELINES, Winter 2010, Volume XIII, Issue 1, Hackensack Riverkeeper, Inc.- Received 5/10/10