

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – SEPTEMBER 22, 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. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCES @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

The following Ordinances were introduced at the Regular Meeting held 8/25/10 and were published in the Press Journal on 9/2/10 as stated in the printer's affidavit of publication. Reprints of these Ordinances were posted on the Municipal Bulletin Board in accordance with statutory requirements and copies have been made available to the general public:

a. ORDINANCE NO. 2010:1076, "AN ORDINANCE AMENDING ORDINANCE NO. 2009:1057"

b. ORDINANCE NO. 2010:1077, "AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$36,500.00 FROM BERGEN COUNTY OPEN SPACE TRUST FUNDS FOR THE RECONSTRUCTION OF BASKETBALL COURTS AND THE PURCHASE OF BLEACHERS AND PICNIC TABLES AT MEMORIAL FIELD IN THE BOROUGH"

c. ORDINANCE NO. 2010:1078, "AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$50,000.00 FROM 2010 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE CONSTRUCTION OF BARRIER FREE CURB RAMPS IN THE BOROUGH"

5a. VOTE ON CONSENT AGENDA ITEMS

RESOLUTIONS

6. BILL RESOLUTION – SEPTEMBER 30, 2010 TO BE PREPARED BY DEPUTY TREASURER

7. RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR THE "CLICK IT OR TICKET" PROGRAM GRANT (\$4,000.00) (Received from Administrator 9/7/10)

8. RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR THE "COPS IN SHOPS" PROGRAM GRANT (\$496.88) (Received from Administrator 9/7/10)

9. RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR THE 2010 NEW JERSEY "ROID GRANT" (\$10,000.00) (Received from Administrator 9/8/10)

10. RESOLUTION APPROVING CORRECTIVE ACTION PLAN FOR THE 2009 ANNUAL AUDIT (Received from Administrator 8/19/10 @4:58 p.m.)

11. RESOLUTION SETTING FEES FOR SEWER SERVICE TO ALPINE PROPERTIES (Annual rate for 2010 - \$740.00) (Received from Administrator 9/13/10)

5a. VOTE ON CONSENT AGENDA ITEMS (Continued)

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RESOLUTIONS (Continued)

12. RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE COUNTY OF BERGEN AND PARTICIPATING MUNICIPALITIES OF THE RIVERSIDE COOPERATIVE (Received from Administrator 9/16/10)
13. *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; 5/26/10; 6/9/10; 6/23/10; 7/14/10; 7/28/10; 8/11/10; 8/25/10; 9/7/10) RESOLUTIONS TO BE PREPARED BY ADMINISTRATOR

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
DEPUTY BOROUGH CLERK	_____	1 Year	12/31/10
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

\*\*Permissive (1b. Mail List 12/23/09 – recommended Borough Attorney review)

14. RESOLUTION GRANTING APPROVAL FOR RELEASE AND RETURN OF THE REMAINING PLANNING BOARD ESCROW FUNDS IN THE AMOUNT OF \$203.30 TO APPLICANT, TIMBER RIDGE LLC, RE BLOCK 2302, LOT 6, 1 LAURENCE COURT, DUE TO SATISFACTORY COMPLETION OF THE IMPROVEMENTS (Received from Deputy Treasurer 9/15/10)
15. RESOLUTION GRANTING APPROVAL FOR RELEASE AND RETURN OF THE REMANING ZONING BOARD OF ADJUSTMENT ESCROW FUNDS IN THE AMOUNT OF \$2,306.25 TO APPLICANT, HUBSCHMAN & ROMAN ATTORNEY TRUST ACCOUNT, RE BLOCK 1701, LOT 1, 309 CLOSTER DOCK ROAD, DUE TO WITHDRAWAL OF APPLICATION (Received from Deputy Treasurer 9/15/10)
16. RESOLUTION GRANTING APPROVAL FOR RELEASE AND RETURN OF THE REMAINING PLANNING BOARD ESCROW FUNDS IN THE AMOUNT OF \$8,085.40 TO APPLICANT, K & H GROUP LLC, RE BLOCK 1601, LOT 1&2, 189 HOMANS AVENUE/160 CLEVELAND STREET; AND THAT \$500 BE HELD FOR RELEASE OF TWO YEAR MAINTENANCE BOND (Received from Deputy Treasurer 9/15/10)
17. RESOLUTION FIXING SALARIES FOR 2010 (Received from Administrator 9/16/10)
18. RESOLUTION ENDORSING BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT APPLICATION (Purchase of Playground Equipment at Memorial Park - \$37,500/match) (Received from Administrator 9/17/10)
19. RESOLUTION REFERRING NOMINATION REPORT FOR THE RESOLVERT NAGEL HOUSE AND FARM COMPLEX TO THE PLANNING BOARD (Received from Borough Attorney 9/16/10)

MOTIONS

20. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed 9/16/10) ABSTENTION: GLIDDEN:
- a. REGULAR MEETING OF SEPTEMBER 7, 2010
  - b. WORK SESSION OF SEPTEMBER 7, 2010

- 5a. VOTE ON CONSENT AGENDA ITEMS (Continued)

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MOTIONS (Continued)

21. 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; 5/26/10; 6/9/10; 6/23/10; 7/14/10; 7/28/10; 8/11/10; 8/25/10; 9/7/10:

<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) <i>* Mayoral Appointment</i>	_____	5 Year un- expired to	12/31/11

22. MOTION APPOINTING \_\_\_\_\_ TO SERVE AS ZONING BOARD OF ADJUSTMENT ALTERNATE. NO. 3 FOR A 2-YEAR UNEXPIRED TERM (IAFRATE) TO 12/31/10 (3. M.L. 5/27/10) (Adjourned from RM 6/9/10; RM 6/23/10; RM 7/14/10; RM 7/28/10; RM 8/11/10; RM 8/25/10; RM 9/7/10)

23. 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	_____	2 Year un- expired to	12/31/10
*SHADE TREE COMMISSION Alternate No. 2 <i>*Mayoral Appointment</i>	_____	4 Year un- expired to	12/31/11

24. MOTION APPOINTING \_\_\_\_\_ TO SERVE AS MEMBER OF THE BOARD OF ETHICS FOR AN UNEXPIRED 5-YEAR TERM (ARCHER) TO 12/31/2013 (6. M.L. 7/15/10) (Adjourned from RM 7/28/10; 8/11/10; 8/25/10; 9/7/10)

25. MOTION APPROVING THE FOLLOWING APPLICATION AS NEW MEMBER OF THE KNICKERBOCKER HOOK AND LADDER COMPANY: KUNAL P. PARMAR (Completed application received 9/8/10)

26. ACCEPTANCE OF THE FOLLOWING REPORTS:

- a. CHIEF OF POLICE – AUGUST 2010 (Received 9/14/10)
- b. CONSTRUCTION OFFICIAL - AUGUST 2010 (Received 9/17/10)

- 5b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

27. 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)

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

29. ADJOURNMENT

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

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

WORK SESSION AGENDA – SEPTEMBER 22, 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. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
  - a. MAIL LIST OF SEPTEMBER 9, 2010
  - b. MAIL LIST OF SEPTEMBER 16, 2010
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING  
(Refer to Regular Meeting Agenda of September 22, 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
      - a. STATUS REPORT ON CHAPTER 181 (TREE PRESERVATION AND REMOVAL) REVISIONS RECEIVED FROM SHADE TREE AND ENVIRONMENTAL COMMISSION (Discussed/WS 7/28/10)
      - b. STATUS REPORT RE CONSERVATION ZONE RECOMMENDATIONS TO THE PLANNING BOARD (Requested by Mayor/WS 8/25/10)
    - 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
7. OLD BUSINESS

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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 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**

September 9, 2010

<b>NO.</b>	<b>DATE REC'D</b>	<b>DATE</b>	<b>FROM</b>	<b>SUBJECT</b>	<b>*COPY ATTACHED</b>	<b>AGENDA/COMMITTEE/ LIAISON</b>
1.	09/02/10	09/02/10	Deana Maietta, Franchise Service Specialist, Verizon, to Municipal Clerk	*Important Notice Regarding Verizon FiOS TV Programming: Urge Digital Music Channels to be discontinued effective 9/2/10 - customer notifications attached		Barad/Cable TV
2.	09/03/10	09/02/10	Ronald T. Corcory, Assistant Director, Enforcement & Assignment Element, NJDEP, Child Care/Educational Facility Unit to Adri Turrell c: Municipal Clerk Construction Official	*NJDEP Child Care Facility Approval Letter re Lindgren Nursery School, 211 Irving Avenue, Block 1091, Lot 4, Preferred ID# 441848, Activity Reference Number: CCF090001, DCF Child Care License# 01LIN001. (Copy to Board of Health, Environmental Commission) Original also to Construction Official.		Dolson/Health Kashwick/Environmental
3.	09/03/10 via e-mail	09/03/10	Alysia M. Smickley, Esq., Kates Nussman Rapone Ellis & Farhi, LLP to Borough Clerk	*Letter re Zoning Board of Adjustment Proposed Amendments to the Escrow Fee Section of the Borough Code		Borough Attorney Barad/Ordinance & Legislative Committee
4.	09/03/10 09/07/10	09/03/10 09/07/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert Re: a. Moody's Downgrade of Westfield Causes Budget Cap Concern b. I. Division of Pensions & Benefits Group Counseling Sessions II. Opportunities to Protect and Enhance Trees in Sustainable Communities - Free of Charge!!!!		Kashwick/Shade Tree
5.	09/07/10	09/03/10	Irene Stella, Chair, Historic Preservation Commission	*Report of Designation Hearing for 119 Hickory Lane, Block 2102, Lot 55, The Resolvert Nagel House and Farm Complex (commonly known as "The Brooks Farm")		Borough Attorney
6.	09/07/10	09/01/10	Dennis McNerney, County Executive, to Mayor	*2nd Request for nomination for 2010 Volunteer of the Year Awards Ceremony - Deadline 9/10/10 (8. M.L. 7/22/10) Original to Mayor 9/7/10		Mayor
7.	09/07/10	No Date	Donna J. Vellekamp to Borough Clerk	*Notice of Zoning Board of Adjustment Public Hearing to be held 9/15/10 @ 8 p.m. re application of Donald and Doris Wiggers as owners and Denny Wiggers as applicant for Block 1203, Lots 1, 2, 3 and 4, 63 John Street		Dolson/Zoning
8.	09/07/10	09/02/10	Jennifer H. Kleinman, Acting Clerk, Board of Chosen Freeholders, County of Bergen, to Municipal Clerk	*Certified Copies of Ordinances Introduced 9/1/10, scheduled for adoption on 9/15/10: a. 1) <u>10-24</u> : BOND ORDINANCE AMENDING BOND ORDINANCE		

				<p>06-27 FINALLY ADOPTED SEPTEMBER 6, 2006 BY THE COUNTY OF BERGEN, NEW JERSEY IN ORDER TO PROVIDE FOR A CHANGE IN THE IMPROVEMENTS AUTHORIZED BY SUCH BOND ORDINANCE</p> <p>a. 2). <u>10-25</u>: BOND ORDINANCE AMENDING BOND ORDINANCE 07-29 FINALLY ADOPTED JUNE 20, 2007 BY THE COUNTY OF BERGEN, NEW JERSEY IN ORDER TO PROVIDE FOR A CHANGE IN THE IMPROVEMENTS AUTHORIZED BY SUCH BOND ORDINANCE</p> <p>*Certified Copies of Ordinances Introduced 9/1/10 scheduled for adoption 10/6/10:</p> <p>b. <u>10-26</u>: ORDINANCE TO DISCONTINUE A PORTION OF RIVER DRIVE, LOT 101, BLOCK 140 IN GARFIELD, NEW JERSEY CONSISTING OF APPROXIMATELY .0256 ACRES AS A COUNTY ROAD AND TRANSFER TITLE TO THE CITY OF GARFIELD</p>	
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**MAIL LIST**

September 16, 2010

<b>NO.</b>	<b>DATE REC'D</b>	<b>DATE</b>	<b>FROM</b>	<b>SUBJECT</b>	<b>*COPY ATTACHED</b>	<b>AGENDA/COMMITTEE/ LIAISON</b>
1.	09/08/10	08/26/10	Eric Mattes, Chair, Closter Improvement Commission to Councilwoman Amitai and Mayor Heymann	*Resignation as Chairman of the Closter Improvement Commission for a 2-year term to 12/31/11 (Copy to Secretary, Board of Ethics)		RM Agenda 10/13/10
2.	09/09/10	09/09/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert Re: a. I. Governor Christie's New Reform Agenda II. NJ Alert, the State's New Mass Text and Email Emergency Notification System III. Verizon to Claim More Personal Property Tax Exemptions. Verizon v. Hopewell - Status Update (Copy to Assessor, Collector) IV. American Recovery and Reinvestment Act b. DCA Checklist Clarifications Forthcoming c. I. Verizon to Claim More Personal Property Tax Exemptions. Verizon v. Hopewell - Status Update (CORRECTED COPY) II. Attend Sustainable Jersey Luncheon at the League Conference on November 16 <sup>th</sup> d. I. Governor's Environmental Excellence Awards II. 2010 League Conference Session CEU Procedures e. Update on "Tool Kit" Developments f. I. DLGS-News Notice Does NOT Clarify "Best Practices" Checklist II. Governor Signs OPRA Fee Bill g. REMINDER - MIDNIGHT, SEPT. 15 <sup>th</sup> is the deadline for 2010 certification applications! h. I. Legislative Session Update II. Toolkit Resolution - We Need Your Help III. A-2911, Library Bill, Conditionally Vetoed IV. S-837 - Sex Offender Residency		
	09/10/10	09/10/10				
	09/13/10	09/13/10				
	09/14/10	09/14/10				
3.	09/10/10	09/03/10	Charlotte Vandervalk, Assemblywoman, 39 <sup>th</sup> District	*Acknowledging receipt of Resolution opposing Assembly Bill A-2939, "Meadowlands Regionalization, Efficiency and Property Tax Relief Act of 2010" to dissolve the Borough of Teterboro		
4.	09/13/10	09/07/10	Robert A. Abbatomarco, Division of Open Space, Bergen County Department of	*Bergen County Open Space Trust Fund - 2010 Applications - Municipal Park Improvement Program - Deadline to submit completed applications		Mayor/Grants



5.	09/13/10	September 2010	Planning and Economic Development to Mayor <a href="mailto:egg@dcs.state.nj.us">egg@dcs.state.nj.us</a> on behalf of New Jersey Government Records Council	is Friday, October 8, 2010 at 4:00 p.m. (Original to Mayor 9/13/10)  *OPRA Alert, Volume 3, Issue 1 (September 2010)	Borough Attorney Borough Clerk
6.	09/14/10	09/13/10	Robert P. Travers, Esq., Attorney for Applicant to Borough Clerk	*Notice of Planning Board Meeting to Property Owners re Soil Removal Application by Fred A. Daibes, Daibes Brothers, Inc. re property located at Block 502, Lot 3, 121 Schraalenburgh Road to be held on 9/30/10 @ 8:00 p.m.	Amitai/Planning
7.	09/15/10	09/13/10	Jennifer Rothschild, Trustee, Closter Nature Center Association	*Requesting waiver of Permit Fee for Garage Sale to hold a "Second R" tag sale on Saturday, 10/16/10 from 10 a.m. to 4 p.m.	RM Agenda 9/22/10

**ALSO DISTRIBUTED:**

Unapproved Regular Meeting Minutes of September 7, 2010

Unapproved Work Session Notes of September 7, 2010