

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – MARCH 27, 2013 - 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 Notice of Meetings which was published in The Record and the Star Ledger issues of January 8, 2013, 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

3a. VOTE ON CONSENT AGENDA ITEMS

RESOLUTIONS

4. RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEAR 2012: SLUTSKY V. CLOSTER (Received from Borough Attorney 3/18/13)

5. RESOLUTION AUTHORIZING THE MAYOR TO SIGN CROWN CASTLE CONSENT LETTER
(Received from Borough Attorney 3/18/13)

6. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$166,648.37 TO US BANK CUST FOR PRO CAPITAL I, LLC FOR REDEMPTION OF TAX SALE CERTIFICATE #10-000019 RE TAX SALE HELD 12/10/10 FOR BLOCK 1312 LOT 16, 214 CLOSTER DOCK ROAD (Received from Tax Collector 3/19/13)

7. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RETURN AND RELEASE REMAINING ZONING BOARD OF ADJUSTMENT LEGAL ESCROW FEES IN THE AMOUNT OF \$407.80 TO APPLICANT: SEAN GUNDERMAN FOR PROPERTY LOCATED AT BLOCK 902, LOT 2, 16 MORRISON STREET FOR SUCCESSFUL COMPLETION OF SERVICES RENDERED (Received from Deputy Treasurer 3/20/13)

8. RESOLUTION AMENDING TEMPORARY BUDGET APPROPRIATIONS FOR 2013 - AMENDMENT NO. 3 (Received from Administrator 3/21/13)

9. RESOLUTION SUPPORTING/OPPOSING S2364/A3553 REGARDING EARLY VOTING (3f. M.L. 3/7/13/Requested by Mayor 3/6/13) (Resolution of support rather than opposition requested by Councilmen Kashwick and Barad RM 3/13/13)
TO BE PREPARED BY BOROUGH ATTORNEY

10. RESOLUTION ENDORSING SUBMISSION OF THE 2012 MUNICIPAL RECYCLING TONNAGE GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND DESIGNATING CAROLE DACEY TO ENSURE PROPER FILING OF SAID APPLICATION (Received from Recycling Coordinator 3/22/13)

MOTIONS

11. MOTION APPROVING THE FOLLOWING MINUTES – ABSTENTIONS: GLIDDEN, AMITAI
(Distributed 3/22/13):

- a. REGULAR MEETING HELD 3/13/13
- b. WORK SESSION HELD 3/13/13

12. REPORTS

(No reports received at time of preparation of this Agenda)

3b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

13. 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)

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

15. ADJOURNMENT

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – MARCH 27, 2013 - 7:30 P.M.

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

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – MARCH 27, 2013 - 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 8, 2013, 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 MARCH 14, 2013
 - b. MAIL LIST OF MARCH 21, 2013
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of March 27, 2013)
6. COMMITTEE REPORTS
 - A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)
 - 1) STATUS REPORT RE CLOSTER WEBSITE
 - 2) REPORT
 - B. PUBLIC SAFETY - GLIDDEN (LATNER/BARAD)
 - 1) REPORT
 - C. PUBLIC WORKS - LATNER (DOLSON/GLIDDEN)
 - 1) REPORT
 - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - 2) REPORT
 - E. HUMAN RESOURCES - KASHWICK (DOLSON/LATNER)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
 - F. LAND USE AND CONSTRUCTION – AMITAI (BARAD/DOLSON)
 - 1) REPORT

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – MARCH 27, 2013 - 7:30 P.M.

7. OLD BUSINESS
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 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
MARCH 14, 2013

NO.	DATE REC=D	DATE	FROM	SUBJECT	<input type="checkbox"/> COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	3/8/13	03/06/13	Community Health Law Project to Mayor	*Call for Nominations 26 th Annual Ann Klein Advocate Awards October 17, 2013. Nominations due by April 5, 2013		Mayor
2.	3/8/13	3/7/13	John L. Schettino, Board President, Northern Valley Regional High School District to Mayor	*Letter of appreciation for sending a representative to the presentation regarding the athletic fields, tennis courts, and field tracks at each high school. Public presentation to be scheduled in April 2013 at Old Tappan High School. Forum to be organized for school security and safety and exploring possibility of shared services (Distributed 3/13/13)		Barad/Latner Board of Education
3.	3/8/13	3/5/13	Holly Schepisi, Assemblywoman, 39 th District, New Jersey General Assembly to Mayor	*Acknowledgement of receipt of Borough Resolution opposing Senate Bill #2511/Assembly Bill #3713		
4.	3/8/13	3/8/13	C.J. Clarke to mayor@closterboro.com	*Notification from Cherylin Clarke resigning from Closter Improvement Board (member 2 year term to 12/31/13) (Distributed 3/13/13)		Amitai/CIC
5.	3/12/13 3/14/13	3/12/13 3/14/13	Cindy W. Randazzo, Director, Office of Local Government Services, NJDEP, to Borough Clerk	*a. Request for assistance in promoting Environmental Education Week (April 14-20), Earth Day (April 22) and Earth Week (April 21-27) b. Media Advisory (March 18 Through April 5) re: Pre-season Trout Stocking Media Opportunities (Copy to Chief Kaine, Nature Center Association c/o Marc Gussen)		Kashwick/ Environmental
6.	3/11/13	3/8/13	Kathleen A. Donovan, Bergen County Executive and the Board of Chosen Freeholders to Mayor	*Information from the Department of Human Services Division of Senior Services re: a. Caregivers Conference April 18, 2013, 5:00 – 9:00PM b. Public Hearing on the Needs of Senior Citizens in Bergen County May 2, 2013 (Copy to Bill Brewster)		Mayor/Seniors
7.	3/11/13	3/7/13	Sarah Menchise, Outreach Coordinator, Hackensack Riverkeeper, Inc., to Mayor	*Mayor's Reservoir Challenge in a kayak race on Saturday, June 1, 2013 on the Oradell Reservoir		Mayor

8.	3/11/13 3/12/13 3/13/13 3/12/13	3/11/13 3/12/13 3/13/13 3/12/13	William G. Dressel, Jr., Executive Director, NJS League of Municipalities to closterboroughclerk	* Mayors Advisories re: a. New Content on DLGS Web Site b. A-2753 Advances to Assembly Floor Would Require Payment of Energy Taxes Directly To Municipal Government c. Mayors Advisories re: I) Bureau of Municipal Information and Legal Services II) Women in Municipal Government Day – 3/15/13 – Princeton Marriott – 9 a.m. to 12 Noon d. The Christie Administrator’s Proposed First Community Development Block Grant Disaster Recovery Action Plan e. Two court decisions of interest to municipalities f. Mayor Mironov Testifies on Proposed State Budget	Borough Attorney
9.	3/13/13	3/13/13	Gary J. Vinci, Lerch, Vinci & Higgins, LLP	12013 Municipal Budget (Distributed to Mayor and Council, Administrator/CFO under separate cover) ON FILE IN ADMINISTRATOR/CFO’s OFFICE!	Administrator/CFO
10.	3/14/13	3/13/13	David M. Watkins, Esq.to Borough Clerk	*Public Notice of Zoning Board of Adjustment Special Hearing to be held 3/27/13 re Application for validation of a 6 family residential house; Block 1312, Lot 10, 315 Harrington Avenue, Aurora Bairan,	Dolson/ZBA
11.	3/14/13	3/13/13	Robert E. Laux, Executive Director, Bergen County Utilities Authority, to Borough Clerk	* Public Notice re Hearing to be held 4/4/13 @ 10 a.m. at the Administration Building , Public Meeting Room Foot of Mehrhof Road, Little Ferry, NJ, regarding Service Fee Schedule for the Distribution and Sale of Treated Effluent for Beneficial Reuse (Copy to William Dahle, III)	
12.	3/14/13	3/7/13	Michele DiIorgi, Clerk to the Board of Chosen Freeholders, to County Executive, Kathleen Donovan copied to Bergen County Municipal Clerks	* Certified copy of Resolution # 291-13 adopted 3/6/13 joining in the celebration of March, 2013 as Women’s History Month	
13.	3/14/13	3/28/13	Dimitrios Venetsanos to Borough Clerk	*Notice of Planning Board hearing to be held 3/28/13 @ 8 p.m. re major soil movement of 422 cubic yards for a new foundation at 38 Demarest Ave, Block 513, Lot 1	Amitai/Planning Board
14.	3/14/13	3/06/13	Holly Schepisi, Assemblywoman, 39 th District	*Acknowledgement of receipt of Borough Resolution requesting a stable sustainable source of funding for the State’s Green Acres Program.	

MAIL LIST
MARCH 21, 2013

NO.	DATE REC=D	DATE	FROM	SUBJECT	□ COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	3/15/13	3/13/13	Donna J. Bott, Community Educator/Liaison, Community Hospice of Bergen County, Inc.	*Announcement of 3 rd Annual “Oldies Dance” to be held 4/27/13 at 8 p.m. at Westwood Community Center; and “A Night of Bowling” to be held 6/1/13 at 8 p.m. at Montvale Lanes		
2.	3/15/13	3/15/13	Rose Marie Sees, Borough Clerk of Hasbrouck Heights to boroclerk@closterboro.com	*Resolution Supporting B.C. Chief’s Association Mutual Aid Plan And Rapid Deployment Force approved at the March 12 Council meeting (Copy to Chief Kaine)		Glidden/Public Safety
3.	3/14/13 3/15/13 3/17/13 3/18/13 3/19/13 3/20/13	3/14/13 3/15/13 3/17/13 3/18/13 3/19/13 3/20/13	William G. Dressel, Jr., Executive Director, NJS League of Municipalities to closterboroughclerk	*a. Mayors Advisory Re: No-Cost Technical Assistance to Communities Impacted by Hurricane Sandy b. A-3764 Snow Removal Trust Funds, League Resolution 2012-19 c. Executive Order Expands eligibility requirements for FEMA Community Disaster Loan Program d. Washington Watch Advisory Re: Tax Exempt Financing Threatened – Urgent Action Needed e. Update on early voting bills f. Governor signs law that permits mandatory direct deposit		Emergency Management Administrator Administrator Administrator/CFO Attorney Administrator/CFO
4.	3/15/13	3/12/13	Barbara Maldonado, Borough Clerk, Borough of Little Ferry	*Resolution adopted 3/12/13 Approving the Bergen County Mutual Aid Plan and Rapid Deployment (Copy to Chief Kaine)		Glidden/Public Safety
5.	3/18/13	3/14/13	David M. Watkins, Esq.to Borough Clerk	*Public Notice of Zoning Board of Adjustment Special Hearing to be held 3/27/13 re Application of Fiore Osso for validation of a “use” variance for a two family residential dwelling; Block 1301, Lot 22, 247 West Street		Dolson/Zoning Board of Adjustment
6.	3/18/13	3/14/13	David M. Watkins, Esq.to Borough Clerk	*Public Notice of Zoning Board of Adjustment Special Hearing to be held 3/27/13 re Application of Anna Havarilla for validation of a “use” variance for a one family residential dwelling; Block 1314, Lot 4, 447 High Street		Dolson/Zoning Board of Adjustment
7.	3/18/13	3/7/13	Ralph LaRossa, President and COO, PSE&G	*Information re “ENERGY STRONG” program to provide resiliency, reliability, and more jobs		

8.	3/18/13	3/18/13	Cindy W. Randazzo, Director, Office of Local Government Services, NJDEP, to Borough Clerk	*Press Release Re: Christie Administration Celebrates 30 Years of Trout Production At The Pequest Trout Hatchery. State residents invited to Open House weekend of 3/23/13 and 3/24/13	
9.	3/19/13	3/19/13	Kaoru Kay Yamamoto, Director, International Academy of Arts and Sciences to Mayor	1*Request for permission to use Memorial Field, 150 Harrington Avenue, on Saturday, 5/19/13, from 8:30 a.m. to noon to conduct IAAS Field Day Event to include children's dances, karate performances, songs and athletic games; anticipated number of attendants is 80 children, 160 parents/adults with 15 school staff; electricity outlet required for CD player - Hold Harmless Agreement attached - Certificate of Insurance to be forwarded under separate cover (Copy to Glenn Parsells, Jim Oettinger)	Administrator/ Insurance Possible Agenda item upon receipt of approval from Risk Management Consultant
10.	3/19/13	3/19/13	Carol Donovan, Deputy Borough Clerk, Norwood, to boroclerk@closterboro.com	*Resolution adopted 3/13/13 Approving the Bergen County Mutual Aid Plan and Rapid Deployment (Copy to Chief Kaine)	Glidden/Public Safety
11.	3/16/13	3/16/13	New Jersey Conference of Mayors to boroclerk@closterboro.com	*Governor Christie Takes Action to Secure All Possible Disaster Relief for New Jersey Communities by Executive Order No. 128 dated 3/15/13	Mayor
12.	3/19/13	3/19/13	Ann Bistriz, Harrington Park Borough Clerk to boroclerk@closterboro.com	*Resolution approved 3/18/13 Supporting Assembly Bill A-2753 Requiring Direct Payment of Energy Taxes To Municipal Government	Administrator/CFO
13.	3/20/13	3/18/13	Terry Beym, Acting Section Chief, Permit Administration Section, NJ State Department of Environmental Protection, to Borough Clerk	*Notice of FY2013 Annual Fee Report and Assessment of Fees. Public Hearing - 4/17/13 @ 1 p.m. at NJDEP, 22 South Clinton Ave., Conference Room A, Trenton; Public Comment period to remain open until 4/17/13	
14.	3/20/13	3/18/13	Jean M. Donch, Borough Clerk, Borough of Old Tappan	*Resolution approved 3/18/13 opposing The Northern Valley Regional High School Referendum	Latner/Barad Board of Education
15.	3/20/13	3/20/13	Denise Holmes, Deputy Clerk, Borough of Westwood to boroclerk@closterboro.com	*Resolution approved 3/18/13 opposing A3553 (early voting)	
16.	3/21/13	3/21/13	Paul Demarest, Board Coordinator, Borough of Closter, Zoning Board of Adjustment, to David Watkins, Esq.	*Notice re Dismissal Without Prejudice on 3/20/13 re: a. Case #Z-2011-15, Haverilla, 447 High Street, Block 1314/Lot 4 (due to lack of prosecution) b. Case # Z-2012-01, Basquiran, 318 Harrington Avenue, Block 1312/Lot 10 (due to lack of prosecution)	Dolson/Zoning Board of Adjustment
17.	3/21/13	3/15/13	Michael Renzulli, Licensed Site Remediation Professional #584467,	*Re: Response Action Outcome regarding 3 underground storage tanks for unleaded gasoline removed 11/93: former	Dolson/Board of Health

			Sovereign Consulting, Inc., to Robin Austermann, Senior Project Manager, Motiva Enterprises LLC, Shell Oil Products US – Environmental Services C: Mayor, Borough of Closter Council, Borough of Closter Clerk, Borough of Closter Health Department, Borough of Closter	gasoline UST field containing 2 unleaded USTs and all associated appurtenant production piping & dispensing equipment removed from property 6/90; Shell Service Station, 530 Piermont Road and Homans Avenue, Block 1604/Lots 4, 5, 6 (Copy to Environmental Commission)	Kashwick/ Environmental Commission
18.	3/21/13	3/21/13	Sally T. Bleeker, Borough Clerk, Borough of Franklin Lakes to boroclerk@closterboro.com	*Resolutions approved 3/19/13 re: a. Resolution 105-13 Opposing Free County Services b. Resolution 95-13 Bergen County Law Enforcement Mutual Aid (Copy to Chief Kaine)	Glidden/Police
19.	3/21/13	3/21/13	Cynthia Sloane, Municipal Clerk, Borough of Lincoln Park, to boroclerk@closterboro.com	*Resolution No. 13-109 approved 3/18/13 Opposing S-2364 and A3553	

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held 3/13/13

Unapproved Minutes of Work Session held 3/13/13

Public Notice No. NAN-2008-00346 from US Army Corps of Engineers notifying of Permit Modification Request from the Port Authority of New York and New Jersey for Department of the Army Permit Number NAN-2008-00346 (Received 3/14/13)