

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – WEDNESDAY, JULY 24, 2019 - 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 Annual Notice of Meetings which was published in The Record and The Star Ledger on January 9, 2019, was posted on the Municipal Clerk’s bulletin board and has remained 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

3. MAYORAL PRESENTATION(S)

4. PRESENTATION(S)

5. MAYORAL APPOINTMENTS TO BOARDS AND COMMISSIONS (Not made to date)

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>MAYOR GLIDDEN'S APPOINTMENT</u>	<u>TERM</u>	<u>EXPIRES</u>
*Environmental Commission				
Associate Member	<u>Jeffrey Lee</u> (Declined Appointment)	_____	1 Year (Unexp. Vacant)	31-Dec-19
Associate Member	<u>Grace Whitney</u> (Appt. Member RM 6/12/19)	_____	1 Year (Unexp. Whitney)	31-Dec-19
*Planning Board				
Alternate No. 1	<u>Melissa Corso</u> (Resigned 3/11/19)	_____	2 Years (Unexp. Corso)	31-Dec-20
*Shade Tree Commission				
Alternate No. 2	<u>Tsun Tam</u> (Appt. Member ReOrg 1/2/19)	_____	4 Years (Unexp. Tam)	31-Dec-19

ORDINANCES

6. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCES @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

These Ordinances were introduced at the Regular Meeting held 6/26/19, and were published in The Record issue of 7/2/19, as stated in the printer’s affidavit of publication. Reprint 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. 2019:1255, “AN ORDINANCE TO AMEND CODE CHAPTER 48, PERSONNEL POLICIES”
- b. ORDINANCE NO. 2019:1259, “AN ORDINANCE AMENDING CHAPTER 108, FLOOD DAMAGE PREVENTION”
- c. ORDINANCE NO. 2019:1260, “AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$21,400.00 FROM OPEN SPACE, RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND FOR PARK, FARMLAND, AND HISTORIC PRESERVATION IMPROVEMENTS TO THE LUSTRON HOUSE”
- d. ORDINANCE NO. 2019:1261, “AN ORDINANCE TO AMEND CODE CHAPTER 171, STREETS AND SIDEWALKS, ARTICLES IV, SIDEWALK CONSTRUCTION AND ARTICLE VI, STREET EXCAVATIONS”
- e. ORDINANCE NO. 2019:1262, “AN ORDINANCE TO AMEND CODE CHAPTER A301, FEES AND DEPOSITS, SUB-SECTION C, CONSTRUCTION OFFICE, PARAGRAPH (1) (w), PRIVATE WALKWAYS”

7a. VOTE ON CONSENT AGENDA ITEMS

All items with an asterisk (*) are considered to be non-controversial by the Council and will be approved by one MOTION.

There may be further discussion prior to the vote upon request of a member of the public or a Council Member. Also, any item may be removed for further discussion or for Roll Call vote, in which case the item will be removed and considered in its normal sequence as part of the General Order of Business.

7a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS

- *8. AUTHORIZING THE ISSUANCE OF AD INTERIM PERMIT NO. 2 FOR THE 2019-2020 LICENSE TERM FOR PLENARY RETAIL CONSUMPTION LICENSE NO. 0207-33-006-009 - CINEMEX NJ, LLC t/a CMX, 130 Vervalen Street
- *9. RESOLUTION TO PURSUE A “FAIR AND OPEN” PROCESS IN AWARDING CONTRACT FOR FINANCIAL ADVISORY SERVICES FOR THE BOROUGH OF CLOSTER (8. M.L. 7/4/19/Discussed at WS 7/10/19) Received from Borough Attorney 7/19/19)
- *10. RESOLUTION AUTHORIZING A TOWN-WIDE YARD SALE ORGANIZED BY THE CLOSTER FOOD & ASSISTANCE BOARD, WAIVING PERMIT FEES FOR PARTICIPANTS, AND ALLOWING PLACEMENT OF TEMPORARY SIGNS ON PARTICIPANTS’ AND BOROUGH’S PROPERTY (6. M.L. 7/4/19/Discussed @ WS 7/10/19) Received from Borough Attorney 7/15/19
- *11. RESOLUTION DESIGNATING SIGNATORS ON BANK ACCOUNTS (Received from Borough Attorney 7/19/19)
- *12. RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A:4-87 FOR “2019 ALCOHOL ED REHAB ENFOR FUND” IN THE AMOUNT OF \$401.87 (Received from Assistant CFO 7/9/19)
- *13. RESOLUTION AUTHORIZING THE DEPUTY TREASURER TO RELEASE AND RETURN BIDDER SECURITY BOND IN THE AMOUNT OF \$6,000.00 POSTED ON 6/25/15 TO VERIZON DUE TO THE EXECUTION OF A LEASE AGREEMENT AS PER THE BOROUGH ATTORNEY IN AN EMAIL DATED 7/9/19 (Received from Deputy Treasurer 7/11/19)
- *14. RESOLUTION AUTHORIZING THE DEPUTY TREASURER TO ISSUE A REFUND CHECK TO ELIZABETH L. MEYERS, 245 CLINTON PLACE, HACKENSACK, NJ 07601 IN THE AMOUNT OF \$100.00 PURSUANT TO N.J.S.A. 40-157b REGARDING THE DISPOSITION OF FOUND OR RECOVERED PROPERTY (Monies turned over to P.D. in 1/23/19; report on file in Finance Office) Received from Assistant CFO 7/11/19
- *15. RESOLUTION AUTHORIZING DEPUTY TREASURER TO CLOSE OUT THE SEVEN (7) NAMED ACCOUNTS AND DEPOSIT THE FUNDS INTO THE CURRENT TREASURY ACCOUNT DUE TO EXHAUSTION OF ALL MEANS OF LOCATING THE NAMED INDIVIDUALS (Received from Deputy Treasurer 7/12/19)
- *16. RESOLUTION HIRING PART TIME PAYROLL CLERK FOR A TEMPORARY PERIOD OF TIME DUE TO LEAVE OF ABSENCE IN THE BOROUGH’S FINANCE DEPARTMENT (Received from Borough Attorney 7/19/19)
- *17. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN SIDEWALK BOND ESCROW POSTED ON 2/19/19 IN THE AMOUNT OF \$7,500.00 TO AJAY DESAI FOR PROPERTY LOCATED AT 115 MAC ARTHUR AVENUE, BLOCK 2305, LOT 3 (Received from Deputy Treasurer 7/15/19)

MOTIONS

- *18. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 7/18/19): NO ABSTENTIONS
 - a. REGULAR MEETING HELD JULY 10, 2019
 - b. WORK SESSION HELD JULY 10, 2019
- *19. MOTION GRANTING APPROVAL FOR EVENTAGE TO CONDUCT NATIONAL MULTIPLE SCLEROSIS SOCIETY’S 35th ANNUAL BIKE MS BIKE RIDE PARTIALLY THROUGH THE BOROUGH OF CLOSTER ON SUNDAY, OCTOBER 20, 2019 PER ATTACHED ROUTE (5. M.L. 7/11/19) Approval received from Risk Management Consultant 7/9/19
- *20. MOTION GRANTING APPROVAL FOR BPOE #2304 CLOSTER LODGE, 148 RAILROAD AVENUE, CLOSTER, NJ 07624, TO CONDUCT INSTANT RAFFLES AT 148 RAILROAD AVENUE FROM 8/25/19 TO 8/24/20 AS FOLLOWS: EVERY MONDAY THROUGH FRIDAY FROM 3 P.M. TO 12 MIDNIGHT; EVERY SATURDAY FROM 12:01 A.M. TO 2 A.M. AND 12 P.M. TO 12 MIDNIGHT; EVERY SUNDAY FROM 12:01 A.M. TO 2 A.M. AND 12 P.M. TO 10 P.M. (Completed Application filed and appropriate fees paid 7/19/19) **ABSTENTION: YAMMARINO**

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – WEDNESDAY, JULY 24, 2019 – 7:30 P.M.

7a. VOTE ON CONSENT AGENDA ITEMS (Continued)

MOTIONS (Continued)

*21. MOTION APPROVING THE FOLLOWING NON-SALARIED APPOINTMENTS TO BOARDS AND COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Board of Health				
Alternate No. 2	<u>Benjamin Latner</u> <i>(Resigned 4/18/19)</i>	_____	2 Years (Unexp. Latner)	31-Dec-19
Food and Assistance Board				
Member	<u>VACANT</u>	_____	2 Years (Unexp. Vacant)	31-Dec-19
Member	<u>VACANT</u>	_____	2 Years (Unexp. Vacant)	31-Dec-19
Historic Preservation Commission				
Class C Member	<u>Erik Lenander</u> <i>Resigned due to appointment as Qualified Purchasing Agent</i>	_____	4 Years (Unexp. Lenander)	31-Dec-19
Alternate No. 2	<u>VACANT</u>	_____	2 Years (Unexp. Vacant)	31-Dec-19

*22. REPORTS

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

7b. 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.11)

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 – WEDNESDAY, JULY 24, 2019 - 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 Annual Notice of Meetings which was published in The Record and The Star Ledger on January 9, 2019, was posted on the Municipal Clerk's bulletin board and has remained 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 JULY 11, 2019
 - b. MAIL LIST OF JULY 18, 2019
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of July 24, 2019)
6. COMMITTEE REPORTS

A. FINANCE AND TECHNOLOGY – YAMMARINO (DEVLIN/WITKO)

- 1) REPORT RE FINANCE COMMITTEE MEETINGS
- 2) REPORT RE TECHNOLOGY COMMITTEE MEETINGS
- 3) LIAISON REPORTS
 - a. Historic Preservation Commission
 - b. Recreation Commission

B. PUBLIC SAFETY - LATNER (CHUNG/YAMMARINO)

- 1) REPORT RE PUBLIC SAFETY COMMITTEE MEETINGS
- 2) LIAISON REPORTS
 - a. Board of Education – NVRHS
 - b. Library Board of Trustees

C. PUBLIC WORKS - CHUNG (AMITAI/LATNER)

- 1) REPORT RE PUBLIC WORKS COMMITTEE MEETINGS
- 2) LIAISON REPORTS
 - a. Board of Health
 - b. Zoning Board of Adjustment
 - c. Northern Valley Greenway
- 3) Special Mayoral Assignment – Stigma Free (WS 6/27/18)

D. ORDINANCES - DEVLIN (WITKO/AMITAI)

- 1) REPORT RE ORDINANCE & LEGISLATIVE COMMITTEE MEETINGS
- 2) LIAISON REPORTS
 - a. Environmental Commission (Voting member)
 - b. Shade Tree Commission (Voting member)

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – WEDNESDAY, JULY 24, 2019 – 7:30 P.M.

6. COMMITTEE REPORTS (Continued)
 - E. HUMAN RESOURCES – WITKO (CHUNG/LATNER)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETING(S)
 - 2) LIAISON REPORTS
 - a. Board of Education – Closter Public Schools
 - b. Fire Department
 - F. LAND USE AND CONSTRUCTION - AMITAI (DEVLIN/YAMMARINO)
 - 1) REPORT RE CONSTRUCTION DEPARTMENT MEETING(S)
 - 2) LIAISON REPORTS
 - a. Planning Board (Voting member)
 - b. Improvement Commission (Voting member)
 - c. Senior Citizens
 - G. MAYOR’S LIAISON REPORT
 - a. Ambulance Corps
 - b. Borough Engineer
 - c. Northern Valley Mayor’s Association
7. OLD BUSINESS
 - a. CONTINUED DISCUSSIONS RE THE FOLLOWING:
 - 1) Borough Attorney report re consultation with Borough Engineer re follow up on status of EMERGENCY REPAIRS TO BE MADE AT DWARSKILL BRIDGE ON BLANCH AVENUE ALONG THE NORWOOD BORDER (Requested by Mayor WS 12/12/18 - Discussed at WS 12/20/18, WS 1/9/19, WS 1/23/19, WS 2/13/19, WS 2/27/19, WS 3/13/19, WS 3/27/19, WS 4/10/19, WS 5/8/19, WS 5/22/19, WS 6/12/19, WS 6/22/19 and WS 7/10/19)
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
JULY 11, 2019

NO.	DATE REC'D	DATE	FROM	SUBJECT	*COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	07/02/19	No Date	Williams 811, to Borough of Closter	*Important Safety Information for Public Officials 2019 (Williams 811); Williams Pipeline Information Sheet (Transcontinental Gas Pipe Line Company (Transco)) and survey card (Copy to OEM Coordinator)		Latner/Public Safety
2.	07/05/19	07/05/19	Jim Oettinger, Director, Recreation Commission c: Chief Jack McTigue DPW Superintendent William Dahle	*Request for permission to conduct the following 2019 Labor Day Festivities: <u>Fri. 8/30 @ 7 p.m.</u> - Coaches Association Picnic (already approved) <u>Sat. 8/31 @ 11 a.m.</u> – 22nd Annual 4 Person Volleyball tournament AND 1st Annual Corn Hole Tournament <u>Sat. 8/31 @ 7:30 p.m.</u> - Waldwick Band; Rain Date: Sat., 9/7 <u>Sun. 9/1 @ 9:30 a.m.</u> – 38th Annual Dom Mircovich Memorial 5K Run; 9:00 a.m. - Kids Fun Run; <u>Sun. 9/1 @ 7:30 p.m.</u> – 4th Annual Movie Night Under the Stars! Rain Date: Fri., 9/6 @ 7:30 p.m. (movie night tentative, decision to be made by August 1st) <u>Mon. 9/2 @ 12:30 p.m.</u> – 59th Annual Labor Day field day events featuring the following: Magic show, Kids rides, Pony Rides, Food and Drinks concession, Beer Truck (contingent upon receiving approval from the State liquor authority), two concerts, annual Recreation awards; Fireworks beginning approximately at 9:00 p.m. depending upon darkness; Rain Date Sat. 9/7 beginning at 1 p.m. for Labor Day Activities (Copy to Risk Management Consultant, DPW Superintendent, Chief McTigue, Fire Official, Board of Health)		Administrator/ Insurance Yammarino/ Recreation Chung/Public Works Chung/Health Approval(s) to be placed on RM Agenda(s) upon receipt of approval(s) from the Risk Management Consultant and the JIF
3.	07/08/19	07/02/19	Barbara & Mark Helbraun, 65 Morrison Street	*Card expressing gratitude for the timely assistance from the Shade Tree Commission with a potentially dangerous tree (Copy to Shade Tree Commission)		Devlin/Shade Tree
4.	07/08/19	No Date	Sahana Mishra, Closter Mayor for a Day	*Card expressing gratitude to the Borough for the wonderful experience of being Mayor for a Day		

5.	07/08/19	07/08/19	Abby Grasso, Producer, Eventage, Bike MS 2019 to boroclerk@closternj.us	*Request for permission to conduct 35th Annual Bike MS event benefiting the National Multiple Sclerosis Society to pass partially through Closter on Sunday, 10/20/19; Route cues without Closter map attached – Certificate of Insurance and Hold Harmless Agreement attached with Risk Management approval dated 7/9/19 (Copy to Risk Management Consultant, Chief McTigue, Borough Administrator)	Administrator/ Insurance RM Agenda 07/24/19
6.	07/09/19	07/09/19	NJS League of Municipalities	*a. <u>Daily Update – July 9, 2019</u> re: REMINDER: 22nd Annual Elected Officials Hall of Fame	
7.	07/10/19	07/10/19	Lara Rodriguez, Clerk to the Bergen County Board of Chosen Freeholders, to Bergen County Municipal Clerks	<p>*a. <u>Certified copy of the following Ordinance Introduced 7/2/19 – Public Hearing & Adoption 8/21/19:</u> <u>19-21:</u> Ordinance of the County of Bergen Authorizing and Approving the Entering Into, Execution and Delivery of One or More Improvement Lease Agreements and Equipment Lease Agreements Each By and Between the County and the Bergen County Improvement Authority Providing for the Financing of the Costs of Design, Acquisition, Construction, and Installation of Certain Capital Infrastructure Improvements and Acquisition and Installation of Certain Capital Equipment In, By and For the Count as Set Forth in the 2019 Capital Budget of the County, Appropriating Not to Exceed \$60,000,000 Therefor, and Authorizing Other Necessary Action in Connection With Said Financing</p> <p><u>b. Certified copy of the following Ordinance Introduced 7/2/19 – Public Hearing & Adoption 7/18/19:</u> <u>19-22:</u> Guaranty Ordinance Securing the Bergen County Improvement Authority’s County Guaranteed Revenue Bonds (Northern Valley Regional High School District – Valley Program School Acquisition Project), in an Aggregate Principal Amount Not to Exceed \$5,200,000</p> <p><u>c. Certified copy of the following Bond Ordinance Adopted 7/2/19 (NO Introduction received):</u> <u>19-20:</u> Administration & Finance/Division of Treasury – Appropriating \$5,000,000 for Various Department of Public Safety and Division of Public Safety Operations Capital Improvements</p>	

				Initiative e. Park Service “ I Heart NJ Parks” social media campaign	
4.	07/12/19	July 2019	Mayor John E. McCormac, Woodbridge Township, to Mayor John C. Glidden, Jr.	*Informing that Woodbridge Township will host the New Jersey Senior Olympic games on 9/6, 9/7 and 9/8/19 with registration and sponsorship information (Original booklet to Senior Citizens)	Amitai/Seniors
5.	07/15/19	No Date	Nylema Nabbie, Esq., Cleary Giacobbe Alfieri Jacobs, Attorney for Applicant, to Borough Clerk	*Notice of Planning Board Hearing scheduled to be held 7/25/19 @ 8 p.m. re the Application of 273 Closter Dock, LLC, for property located at 273 Closter Dock Road, Block 1309, Lot 6	Amitai/Planning
6.	07/15/19	07/15/19	Neil L. Winter, Jr., Director – Regional & Community Affairs, Orange and Rockland to Borough Clerk	*O&R Beat the Heat, Save Money With Cool Tips	
7.	07/15/19	07/10/19	Brian Fitzgibbons, MPA, CRC, President/CEO, Heightened Independence & Progress, to Mayor John C. Glidden, Jr.	*Informing of available programs for those eligible due to disability and economic need: Modification Access Project (MAP) provides funding toward home modifications; and Special Needs Assistance Program (SNAP) provides funding toward disability related items and referrals for the One Sight program (Copy to Senior Citizens)	Amitai/Seniors
8.	07/15/19 07/18/19	07/15/19 07/15/19	Elder Jinsoo Park, Han Moory Church, to Loretta Castano c: Recreation/Parks Director Chief of Police	*a. E-mailed request for approval to hold picnic at Schauble Park on Monday, August 12, 2019 to conduct games and activities for 40 retreat members b. Original request for approval with Hold Harmless Agreement and COI attached (Copies to Interim Borough Administrator, Risk Management Consultant, Recreation Director, Chief of Police, DPW Superintendent)	Administrator/ Insurance Agenda Item upon receipt of approval from Risk Management Consultant
9.	07/17/19	07/15/19	Demarest Borough Clerk, to Surrounding Municipalities	*Certified copies of the following Ordinances of the Borough of Demarest scheduled for Public Hearing and Adoption on 7/29/19 @ 7:30 p.m. at Demarest Borough Hall: a. 1067-19: An Ordinance Amending Chapter 175 “Zoning”, Article VIII “Administration” to Delete and Replace Section 175-34 “Development Fees for Affordable Housing” to Provide for the Collection of Development Fees in Support of Affordable Housing as Permitted by the New Jersey Fair Housing Act b. 1068-19: An Ordinance Amending Chapter 175 “Zoning” So As to Delete and Replace Section 175-46 Entitled “Affordable Housing Provisions” in its Entirety to Address the Requirement of the Fair Housing Act and the Uniform Housing Affordability Controls Regarding Compliance with the Borough’s Affordable Housing Obligations (Copy to LUC/Planning Board, LUC/Zoning Board)	Borough Attorney Amitai/Planning Chung/Zoning

10.	07/18/19	07/18/19	Patrick J. Sinwich, Communications Officer, NJDEP Bureau of Communications and Response Services, A310notification@dep.nj.gov to icastano@closternj.us , sam.yanovich@njlincs.net	*NJDEP A310 Incident Notification – Communication Center ID: 19-07-17-0934-07 (Closter Boro/Bergen County) re Suspected Hazardous Substance Discharge Notification for property located at 8 Eisenhower Road on 7/17/19; Incident Type: Underground Storage Tank – 1-550 Gallon UST removed. Substance Released: Oil heating #2; Clean Up Pending – Responsible Party: Mihir Cilla Marsatia (Copy to Board of Health, Construction Official, Environmental Commission)	Chung/Health Amitai/Construction Devlin/Environmental
11.	07/18/19	07/18/19	Kevin S. Corbett, President & CEO, New Jersey Transit Corporation, to Municipal Building	*Public Notice re New Jersey Transit Corporation Fiscal Year 2019 Request for Federal Financial Assistance	

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held July 10, 2019

Unapproved Notes of Work Session held July 10, 2019