

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – APRIL 25, 2018 - 7:30 P.M

Mayor Glidden called the meeting to order at 8:58 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 6, 2018, 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

The following persons were present:

Mayor John C. Glidden, Jr.
Councilpersons Scott Devlin, Alissa Latner, Dolores Witko, Joseph Yammarino, Jannie Chung
and Victoria Amitai
Borough Administrator, Arthur Braun Dolson
Chief Financial Officer, Joseph Luppino
Borough Attorney, Edward T. Rogan
Borough Auditor, Gary J. Vinci
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

The following persons were also present:

Assistant Chief Financial Officer/Tax Collector, Maria Passafaro

3. MAYORAL PRESENTATION(S)

4. PRESENTATION(S)

5. RESOLUTION RE WAIVER OF READING IN FULL OF THE 2018 MUNICIPAL BUDGET
PURSUANT TO N.J.S.A. 40A:4-8

Motion of approval was made by Councilman Yammarino, seconded by Councilwoman Latner and declared carried upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

6. PUBLIC HEARING AND ADOPTION OF THE 2018 MUNICIPAL BUDGET AND RELATED
RESOLUTIONS @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD

The Municipal Budget was introduced at the Regular Meeting held 3/28/18; and the Municipal Budget Summary was published in The Record issue of 4/3/18, as stated in the printer's affidavit of publication. Reprint of the Summary was posted on the Municipal Bulletin Board in accordance with statutory requirements, was posted on the Municipal Web Site pursuant to N.J.S.A. 40A:4-10; and copies have been made available to the general public.

Mayor Glidden opened the meeting to the public. No one wishing to be heard, Mayor Glidden closed the meeting to the public.

At this time, Borough Administrator said it is a very prudent and fiscally sound budget and continues to maintain the infrastructure of the Borough without a significant tax increase, which is projected to be 1.46%. He said it provides for a well run Borough and he is confident it will do its job. Chief Financial Officer thanked Arthur and Maria in addition to Gary's staff for their work in keeping the budget below the 2% CAP. In answer to Councilwoman Chung, Mr. Luppino said that the County Open Space Budget would be the same as last year. Borough Auditor noted that the Budget is lean; and included in the budget is a \$1.4 million revenue source from Surplus, which at the end of 2017 had a balance of \$2.7 million, which is probably the highest in the past 10 years. The Surplus will be left with a \$1.3 million balance for future needs. There has been discussion at the State level regarding State Aid and the Borough's State Aid is \$1.5 million, which is just under 10% of the Budget. Having the Surplus provides flexibility should the Borough's aid be adjusted in the future. The Budget was reviewed and approved by the State. He also noted that the Surplus was high because of the tax collection rate, which was 99.3%. The Borough sold bonds at the beginning of the year; and the Borough's credit rating is exceptional, which is AA+ which means a lower interest rate on bonds or notes. Financially the Borough is in excellent condition. Standard and Poor's rating is based on a strong economy, strong budgetary performance and flexibility and high liquidity. Rating agencies are now factoring in pension problems that the Borough has not created. The State pension is underfunded and is having a trickle down effect on the municipalities. There are management policies that will be brought before the governing body; and the agencies also look at future forecasting of operating needs and the capital program.

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING MINUTES – APRIL 25, 2018 – 7:30 P.M.

Mayor Glidden noted that there are three AAA ratings in the County and they evaluate things such as average income and property values. Borough Administrator noted the use of less Surplus and Chief Financial Officer said the Surplus is going in the right direction and its growth and a management policy should be considered. He said the local pension program is funded at 73% whereas the State is funded at 33%, which is a problem affecting all of the municipalities. Borough Administrator noted that there are 11 plans in the State and consideration is being given to co-mingle the poor performing ones with the well performing plans. In answer to Councilwoman Amitai, Chief Financial Officer said he would discuss fund balances with the Borough Administrator but noted that in 2008 the Borough started with a fund balance of \$666,000 and in 2017 we ended with a balance of \$2.7 million, which you want to expand each year but there is a balance that is needed. Borough Auditor said you need to have a healthy surplus and the ability to replenish same on an annual basis. You want to have reserves for contingencies; and the rating agencies are looking at pensions as a contingent liability. In answer to Councilman Devlin, Chief Financial Officer noted that we need to focus on revenues and user fees to keep the taxes down and he explained various areas where the County increased their revenue sources. Borough Administrator noted that the Building Department reported a significant amount of new residential construction permits, which is a healthy sign.

At this time, Mayor Glidden asked for a motion approving the adoption of the 2018 Municipal Budget.

Motion approving the 2018 Municipal Budget was made by Councilman Yammarino, seconded by Councilwoman Latner and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

Mayor Glidden thanked the Borough Auditor, Chief Financial Officer, Assistant Chief Financial Officer/Tax Collector and Administrator for all their hard work on the Budget.

7. BOND ORDINANCE

INTRODUCTION OF THE FOLLOWING ORDINANCE (Received from Bond Counsel 4/18/18)
PUBLIC HEARING AND ADOPTION - 5/23/18 @ 8 P.M. OR AS SOON THEREAFTER AS THE
MATTER MAY BE HEARD:

BOND ORDINANCE NO. 2018:1241, “AN ORDINANCE OF THE BOROUGH OF CLOSTER, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE BOROUGH AND APPROPRIATING \$2,228,920 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$2,117,474 IN BONDS OR NOTES OF THE BOROUGH OF CLOSTER TO FINANCE THE SAME”

In answer to Councilman Devlin, Mr. Dolson said we are in the process of reviewing the Bergen County Improvement Authority Program and Mayor Glidden said the Ordinance refers to bonds or notes.

Motion introducing Bond Ordinance No. 2018:1241 was made by Councilman Yammarino, seconded by Councilwoman Chung and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

8a. VOTE ON CONSENT AGENDA ITEMS

Motion to approve the Consent Agenda was made by Councilwoman Amitai, seconded by Councilwoman Chung and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

RESOLUTIONS

9. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$14,737.84 **AND** ISSUE A RETURN OF PREMIUM FROM ESCROW IN THE AMOUNT OF \$20,000.00 TO MTAG AS CST EBURY FUND 1 NJ, LLC FOR THE REDEMPTION OF TAX SALE CERTIFICATE #17-00003 FOR PROPERTY LOCATED AT 40 CHESTNUT AVENUE, BLOCK 1708, LOT 8, SOLD AT THE MUNICIPAL TAX SALE HELD ON 6/28/17 FOR 2016 DELINQUENT TAXES (Received from Tax Collector’s Office 4/16/18)
10. RESOLUTION AUTHORIZING THE BOROUGH OF CLOSTER TO OBTAIN MEMBERSHIP IN NATIONAL COOPERATIVE PURCHASING ALLIANCE (Received from Borough Administrator’s Office 4/17/18)
11. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO VENDOR WITH NATIONAL COOPERATIVE CONTRACTS FOR ARTISTIC SUPPLIES (Received from Borough Administrator’s Office 4/17/18)

12. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE PERFORMANCE BOND (BERKLEY INSURANCE CO. SURETY BOND NO. 0190884-\$8,830.00) POSTED BY CLOSTER MARKETPLACE LLC (EBA) RE DEVELOPMENT AGREEMENT FOR CLOSTER PLAZA, BLOCK 1607, LOT 1 AND BLOCK 1310, LOT 2 , PER PLANNING BOARD ENGINEER’S E-MAIL DATED APRIL 2, 2018 (Received from Deputy Treasurer 4/18/18)
13. RESOLUTION DECREASING CONTRACT PRICE FOR 2017 ROAD PAVING PROGRAM CHANGE ORDER #1 (Received from Administrator’s office 4/19/18)
14. RESOLUTION AUTHORIZING THE BIDDING OF 2018 BOROUGH PAVING PROGRAM LOCAL AID PROJECT (Requested by Borough Engineer WS 4/11/18/Received from Borough Administrator’s office 4/20/18)
15. RESOLUTION AUTHORIZING THE CONTINUANCE OF THE AGREEMENT BETWEEN THE BOROUGH AND BERGEN COUNTY ADA COOPERATIVE CURB RAMP CONSTRUCTION GRANT PROGRAM (Received from Borough Administrator’s office 4/20/18)
16. RESOLUTION APPROVING THE ASSIGNMENT OF THE BOROUGH’S SOLID WASTE DISPOSAL CONTRACT, ITS RECYCLING AGREEMENT, AND SUB-LEASE FOR A PORTION OF WELLINGTON AVENUE ABUTTING MIELE SOLID WASTE TRANSFER FACILITY TO INTERSTATE WASTE SERVICES OF NEW JERSEY, INC. (Received from Borough Attorney 4/4/18/Removed by Mayor at RM 4/11/18/Requested by Borough Attorney 4/20/18)

MOTIONS

17. MOTION APPROVING THE FOLLOWING MINUTES – ABSTENTION: Yammarino (Distributed 4/19/18)
 - a. REGULAR MEETING HELD APRIL 11, 2018
 - b. WORK SESSION HELD APRIL 11, 2018
18. MOTION APPROVING THE FOLLOWING APPOINTMENTS TO BOARDS AND COMMISSIONS NOT MADE AT THE REORGANIZATION MEETING HELD 1/2/18 (Not made at RM 1/10/18/Not made at RM 1/24/18):

| <u>OFFICE</u> | <u>INCUMBENT</u> | <u>APPOINTEE</u> | <u>TERM</u> | <u>EXPIRES</u> |
|----------------------------------|------------------------|-----------------------|-------------|----------------|
| Food and Assistance Board | | | | |
| Member | <u>Katie McDermott</u> | <u>NO APPOINTMENT</u> | 2 Years | 31-Dec-19 |
| Member | <u>VACANT</u> | <u>NO APPOINTMENT</u> | 2 Years | 31-Dec-19 |

19. MOTION APPROVING THE FOLLOWING APPOINTMENTS TO BOARDS AND COMMISSIONS:

| <u>OFFICE</u> | <u>INCUMBENT</u> | <u>APPOINTEE</u> | <u>TERM</u> | <u>EXPIRES</u> |
|---|---|-----------------------|---------------------------|----------------|
| Historic Preservation Commission | | | | |
| Alternate No. 1 | <u>Irene Stella</u> <i>(Declined appointment)</i> | <u>NO APPOINTMENT</u> | 2 Years (Unexp. Tobia) | 31-Dec-18 |
| Alternate No. 2 | <u>Ellen Lutvak</u> <i>(Declined appointment)</i> | <u>NO APPOINTMENT</u> | 2 Years | 31-Dec-19 |
| Improvement Commission | | | | |
| Member | <u>Andrew Albaum</u> <i>(Non-acceptance of re-appointment)</i> | <u>NO APPOINTMENT</u> | 2 Years | 31-Dec-19 |

20. MOTION MEMORIALIZING VERBAL APPROVAL GRANTED AT WS 4/11/18 FOR BENEVOLENT PROTECTIVE ORDER OF ELKS, CLOSTER LODGE #2304 AND LEROY S. MEAD POST 111, AMERICAN LEGION, TO CONDUCT THE ANNUAL MEMORIAL DAY PARADE ON MONDAY, 5/28/18, COMMENCING @10:00 A.M. (STAGING AREA AT ST. MARY’S PARKING LOT) PARADE TO START ON LEGION PLACE, TO PROCEED EASTBOUND ON HIGH STREET, MAKING A LEFT ONTO CLOSTER DOCK ROAD; WILL CONTINUE ON CLOSTER DOCK ROAD GOING WEST TOWARDS HARRINGTON AVENUE AND WILL TERMINATE AT MEMORIAL PARK – MEMORIAL SERVICE TO BE CONDUCTED AT THE PARK AFTER THE PARADE (3. M.L. 4/12/18)
21. REPORTS
(No reports received at the time of preparation of this Agenda)

8b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

22. 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)

Mayor Glidden opened the meeting to the public.

In answer to former Mayor Heymann, Mayor Glidden noted that he has asked the Borough Administrator to determine the balance of the Open Space Trust Account; and at this time, he did not see a problem with the \$20,000 request but same cannot be acted upon this evening. Councilman Devlin said he wished to look into the matter further. Mayor Glidden suggested passing a resolution authorizing the expenditure for the Environmental Commission subject to approval at the next meeting after each Councilperson has an opportunity to review the entire request and the Open Space Fund balance. There will be no vote on the issue this evening. No objections were made by the Council members; and Borough Attorney said he would have a written resolution for the next meeting.

Victor Liker, 86 Mac Arthur Avenue, reported on a water leak from the street under his house which was investigated by the Water Company who determined that there is a leak from the street coming down from Alpine. He explained the history of the home and the water company actions. He said the water company is charging him excessively and not fixing the problem that is in the street. Borough Engineer noted that he believed that this would be storm water coming from Alpine; and Mayor Glidden said he would like to have the DPW Superintendent look into the matter. Mr. Liker was asked to contact the Borough Administrator the next day. Borough Attorney asked Mr. Liker to forward any communication received from the water company relative to this matter. Borough Administrator advised that he had received a notice to disconnect from Mr. Liker; and his Assistant contacted the water company on this matter. He said he has yet to receive a full report on water usage from the water company. Chief Kaine noted that one of his officers visited the house today and saw that the leak is inside the house past the water meter; and Mr. Liker's plumber noted that the hot water system is leaking but he has not been asked to make the repair. Mayor Glidden said we cannot help you this evening, and the report from the water company is needed for review.

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

Motion approving the following Resolution at 9:45 p.m. was made by Councilwoman Amitai, seconded by Councilwoman Latner and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

23a. OMNIBUS OPEN PUBLIC MEETINGS ACT RESOLUTION authorizing the governing body pursuant to N.J.S.A. 10:4-12 to exclude the public from the next portion of the meeting in order to permit the governing body to discuss per N.J.S.A. 10:4-12(b)(7), "Pending or anticipated litigation or contract negotiations; and N.J.S.A. 10:4-12 (b)(8) "A matter involving public employees"; and that the items under discussion in the closed meeting would be disclosed to the public at the conclusion of the matters which should be within 5-8 weeks.

Mayor Glidden resumed the Regular Meeting at 10:27 p.m.

24. ADJOURNMENT

Motion to adjourn the Regular Meeting at 10:27 p.m. was made by Councilwoman Amitai, seconded by Councilwoman Latner and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council on
May 3, 2018 for approval at the
Regular Meeting to be held
May 9, 2018

Loretta Castano, RMC
Borough Clerk

Prepared by Carol A. Kroepke, RMC
utilizing recording and Borough Clerk's
notes

Approved at the Regular Meeting held May 9, 2018
Consent Agenda Item No. 11a

**BOROUGH OF CLOSTER
BERGEN COUNTY, NEW JERSEY
WAIVER OF READING IN FULL OF THE 2018 MUNICIPAL BUDGET**

WHEREAS, N.J.S.A. 40A:4-6 requires the Municipal Budget to be advertised in full or in summary as provided in section 12 of P.L. 1995, c.259 (C.40A:4-6.1); and

WHEREAS, N.J.S.A. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the public hearing, and at the public hearing, a complete copy of the approved Budget shall:

- a. be made available for public inspection, and
- b. be made available to each person upon request; and


WHEREAS, the Borough of Closter has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED that reading in full of said Municipal Budget of the Borough of Closter for the year ending December 31, 2018 be waived as allowed under the Statute.


| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | X | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | X | | X | | | |
| Councilwoman Chung | | | X | | | |
| Councilwoman Amitai | | | X | | | |

Adopted: April 25, 2018

ATTEST:


Loretta Castano, Borough Clerk

APPROVED:


John C. Glidden, Jr., Mayor

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION INTRODUCING BOND ORDINANCE NO. 2018:1241

BE IT RESOLVED, that an Ordinance entitled:

AN ORDINANCE OF THE BOROUGH OF CLOSTER, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE BOROUGH AND APPROPRIATING \$2,228,920 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$2,117,474 IN BONDS OR NOTES OF THE BOROUGH OF CLOSTER TO FINANCE THE SAME

be introduced and pass first reading and that the Mayor and Council of the Borough of Closter does hereby fix May 23, 2018, at 8:00 P.M., or as soon thereafter as the matter may be reached, at the Borough Hall, 295 Closter Dock Road, Closter, New Jersey, as the time and place for the hearing of all persons interested therein; and where said hearing will be given thereon, in accordance with the law.

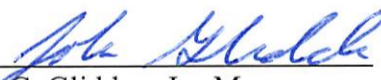
| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | X | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilwoman Amitai | | | X | | | |

Adopted: April 25, 2018

ATTEST:


Loretta Castano, Borough Clerk

APPROVED:


John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES TO
OUTSIDE LIENHOLDER**

WHEREAS, at the Municipal Tax Sale held on the 28th day of June 2017, a lien was sold on **Block 1708; Lot 8** also known as **40 Chestnut Avenue** in Closter, NJ for 2016 delinquent taxes, and,

WHEREAS, this lien, known as Tax Sale Certificate #17-00003 was sold to MTAG as CST Ebury Fund 1 NJ, LLC,

WHEREAS, the Mortgage Company has affected redemption of said property of TSC #17-00003 in the amount of \$14,737.84 on April 16, 2018.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter, County of Bergen, New Jersey that the **Deputy Treasurer** is authorized to issue a check in the amount of **\$14,737.84** for redemption and a check in the amount of **\$20,000.00** for return of Premium Paid at Tax Sale to MTAG as CST Ebury Fund 1 NJ, LLC for the redemption of said certificate.

(Interest through 04/30/2018)

| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilwoman Amitai | X | | X | | | |

ADOPTED: April 25, 2018

ATTEST:

APPROVED:



Loretta Castano, Borough Clerk



John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
RESOLUTION
RESOLUTION AUTHORIZING THE BOROUGH OF CLOSTER
TO OBTAIN MEMBERSHIP IN
NATIONAL COOPERATIVE PURCHASING ALLIANCE**

WHEREAS the Borough of Closter has a need to purchase materials, supplies, and equipment under contracts for such materials, supplies and equipment entered into on behalf of the National Cooperative Purchasing Alliance (Exhibit A), as allowable under Local Finance Notice 2012-10; and

WHEREAS, it is desirable to obtain materials, supplies and equipment under Contracts for such materials, supplies and equipment entered into on behalf of the National Cooperative Purchasing Alliance by said cooperative; and,

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Closter, County of Bergen and State of New Jersey as follows:

1. That the purchases by the Borough of Closter’s Departments may, with the approval of the Borough Administrator and Qualified Purchasing Agent, and in accord with the auspices of Local Finance Notice 2012-10, be purchased under a contract or contracts for such materials, supplies or equipment entered into on behalf of the National Cooperative Purchasing Alliance
2. That a copy of this resolution be forwarded to the Borough Administrator, Finance Department and Auditor and any other party of interest.

| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilwoman Amitai | X | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | | | X | | | |

Adopted: April 25, 2018

ATTEST:



Loretta Castano, Borough Clerk

APPROVED:



John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

Loretta Castano, Borough Clerk

NCPA

National Cooperative Purchasing Alliance

State of New Jersey

Using National Cooperative Contracts: Application of P.L. 2011, c.139

(Text in Blue is from the New Jersey Division of Local Government Services. Text in Green is from NCPA)

Background

The recently passed P.L. 2011, c.139 allows local contracting units to utilize national cooperative contracts as a method of procurement. Utilizing national cooperative contracting may make the procurement process more efficient and provide cost savings. The Division of Local Government Services has consulted with the Division of Law, the Division of Purchase and Property, and the Office of the State Comptroller to provide guidance to contracting units seeking to implement the new national cooperative contracting option.

Legal Interpretation Concerning National Cooperative Contracts

Consider the following elements in making decisions to use a national cooperative contract:

General Interpretation

The use of the term "notwithstanding any other law to the contrary" in this statute means that public bidding is not required when using a national cooperative contract. However, national cooperative contracts are still subject to procurement laws and rules that apply to all other contracts awarded by a NJ contracting unit.

National Cooperative Contract Standards:

The following three requirements make a contract part of a national cooperative:

1) The national cooperative contract must have been awarded through a "competitive bidding process" that complies with the laws covering the issuing entity. In this context, a "competitive bidding process" requires open competition among those qualified, submission of bids, and awarded pursuant to a "lowest responsible" offeror.

NCPA's contracts are publicly advertised and awarded through a competitive bid process by a government entity. Contracts are awarded to the "lowest responsible" vendor. All due diligence documents can be downloaded on NCPA's website at <http://www.ncpa.us>

2) The contract must have been awarded by a contracting unit as defined in c. 139, and cannot have been awarded by a non-profit or private organization. Chapter 139 only permits contracting units to access national cooperative contracts that were solicited by another "contracting unit" as defined by the statute.

NCPA's contracts are all awarded by the Region 14 Education Service Center in Abilene, TX. Region 14 is a state agency of the state of Texas and does meet the definition of a "contracting unit" as defined by the statute.

3) The original bid must have been advertised as a national cooperative contract - not as a strictly local contract that is made "national" or "regional" after the receipt of the bids.

All of NCPA's contracts were advertised as a national cooperative contract. All copies of the advertisements are available on NCPA's website under each individual vendor's page at <http://www.ncpa.us/vendors>

**RESOLUTION AUTHORIZING AWARD OF CONTRACT TO VENDOR
WITH NATIONAL COOPERATIVE CONTRACTS
FOR ARTISTIC SUPPLIES**

WHEREAS, in accordance with the requirements of the Local Public Contract Law P.L. 2011, C.139 (the “Law” or “Chapter 139” and N.J.S.A.52:34-6.2) the regulations promulgated there under in Local Finance Notice LFN 2012-10, the following purchase without competitive bids from vendor with a National Cooperative Contract is hereby approved for municipalities, and;

WHEREAS, the Borough of Closter has the need to procure certain recreational art equipment from Discount School Supplies, under the National Cooperative Purchasing Alliance in accord with the Local Publics Contract Law N.J.S.A. 40A:11-1 et. Seq., and;

WHEREAS, the Borough of Closter has previously acted in accord with New Jersey public procurement statutes and regulations as promulgated by formally joining a recognized and compliant national cooperative, being the National Cooperative Purchasing Alliance, and;

WHEREAS, the regulations as set forth within Local Finance Notice LFN 2012-10 have been fully complied with, and;

WHEREAS, the Qualified Purchasing Agent has advised the limit for this purchase for the contract year shall be \$17,500.00 in accord with law and regulation, and;

WHEREAS, the corresponding National Cooperative Purchasing Alliance Contract numbers are:

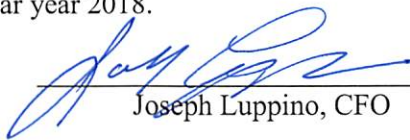
Discount School Supplies Inc. Region 14 Contract 11-16

NOW THEREFORE BE IT RESOLVED THAT, the Borough Administrator is hereby directed to effectuate the purchase of herein approved equipment for the approved cost.

CERTIFICATION of FUNDS

I, Joseph Luppino, Chief Financial Officer of the Borough of Closter, hereby certify, pursuant to NJSA 40A:9-140.1, et seq. and NJAC 5:30.4, that the funds, Special Recreation Account T-14-28-370-000-224, are available to the Borough of Closter for calendar year 2018.

Dated: April 25, 2018

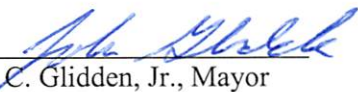

Joseph Luppino, CFO

| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilwoman Amitai | X | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | | | X | | | |

Adopted: April 25, 2018

ATTEST:

Loretta Castano, Borough Clerk

APPROVED:

John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

WHEREAS, the Developer’s Agreement between the Borough and Closter Marketplace LLC (EBA) and Centennial AME Zion Church to develop the site designated on the Closter tax map as Block 1607, Lot 1 and Block 1310, and Lot 2, commonly referred to as the Closter Plaza; and

WHEREAS, the Developers posted a Performance Bond in the amount of \$8,820.00 (Berkley Insurance Co., Surety Bond No.0190884) on May 15, 2015

WHEREAS, the Planning Board’s engineer in an email dated April 2, 2018 takes no exception to the release of the soil erosion bond; and


NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that the Deputy Treasurer is and hereby authorized to release the Performance Bond (Berkley Insurance Co. Surety Bond No. 0190884-\$8,820.00) posted by Closter Marketplace LLC (EBA)

| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilman Devlin | | | X | | | |
| Councilwoman Amitai | X | | X | | | |
| Councilman Yammarino | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Chung | | X | X | | | |


Adopted: April 25, 2018

ATTEST:

APPROVED:



 Loretta Castano, Borough Clerk



 John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION DECREASING CONTRACT PRICE FOR
2017 ROAD PAVING PROGRAM
CHANGE ORDER #1**

WHEREAS, the Borough of Closter, by Resolution dated August 9, 2017, awarded to D.L.S. Contracting a contract in the amount of \$562,740.00 (the "Contract Price" for a project known as 2017 Road Paving Program; and

WHEREAS, the Borough Engineer has reviewed a Change Order for a **decrease** in the amount of **\$12,536.69**; and

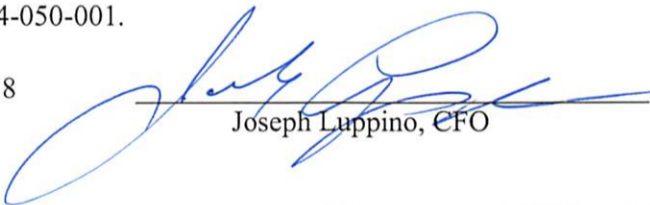
WHEREAS, recommending the approval by the Governing Body of Change Order No. 1; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council do hereby authorize the execution by the Chief Financial Officer of Change Order No. 1 pursuant to which the Contract Price will be decreased by \$12,536.69 from \$562,740.00 to \$550,203.31 (the "Amended Contract Price"); and

CERTIFICATE OF AVAILABILITY OF FUNDS

I, Joseph Luppino, Chief Financial Officer of the Borough of Closter, hereby certify, pursuant to N.J.S.A. 40A:9-140.1, et seq. and N.J.A.C. 5:30.4, that the funds, which are required for the 2017 Road Paving Program reflect Change Order #1 in the **decreased** amount of **\$12,536.69** resulting in an amended contract amount of \$550,203.31 are available in the Borough of Closter, Account C-04-16-214-050-001.

Dated: April 25, 2018


Joseph Luppino, CFO

| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilwoman Amitai | X | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | | | X | | | |

Adopted: April 25, 2018

ATTEST:


Loretta Castano, Borough Clerk

APPROVED:


John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

Loretta Castano, Borough Clerk

NEW JERSEY DEPARTMENT OF TRANSPORTATION
STATE AID PROJECTS
CHANGE ORDER NUMBER - 1 & Final
Division of Local Aid and Economic Development

| | |
|---------------------|----------------------------------|
| Project | 2017 Borough Road Paving Program |
| Municipality | Borough of Closter |
| County | Bergen County |
| Contractor | DLS Contracting, Inc. |

In accordance with the project Supplementary Specification, the following are changes in the contract.
Location and Reason for Change (Attach additional sheets if required).

Within Project Limits
As-Built Quantities

| Item No. | Description | Quantity (+/-) | Unit Price | Amount |
|----------|--|----------------|-------------|--------------|
| Boro-5 | Allowance for Police Traffic Directors | -1.00 | \$10,000.00 | -\$10,000.00 |
| Boro-6 | Fuel Price Adjustment | -1.00 | \$650.00 | -\$650.00 |
| Boro-7 | Asphalt Price Adjustment | -1.00 | \$1,750.00 | -\$1,750.00 |
| Boro-8 | Excavation, Unclassified | -85.00 | \$1.00 | -\$85.00 |
| Boro-9 | Dense-Graded Aggregate Base Course, 6" Thick | -555.00 | \$1.00 | -\$555.00 |
| Boro-10 | HMA Milling, 3" or Less | 419.00 | \$3.85 | \$1,613.15 |
| Boro-11 | Hot Mix Asphalt Pavement Repair | -550.00 | \$1.00 | -\$550.00 |
| Boro-12 | Hot Mix Asphalt 12.5M64 Surface Course | 32.54 | \$75.00 | \$2,440.50 |
| Boro-13 | Hot Mix Asphalt 19M64 Base Course | -93.73 | \$75.00 | -\$7,029.75 |
| Boro-14 | Reset Existing Casting | -6.00 | \$100.00 | -\$600.00 |
| Boro-18 | Inlet, Type E | -2.00 | \$2,900.00 | -\$5,800.00 |
| Boro-21 | Concrete Sidewalk, 4" Thick | 167.42 | \$75.00 | \$12,556.50 |
| Boro-22 | Concrete Driveway, Reinforced, 6" Thick | 63.00 | \$80.00 | \$5,040.00 |
| Boro-23 | Concrete Driveway, Reinforced, 6" Thick | -65.12 | \$80.00 | -\$5,209.60 |
| Boro-24 | Detectable Warning Surface | 4.50 | \$200.00 | \$900.00 |
| Boro-25 | 9" x 18" Concrete Vertical Curb | 134.00 | \$35.00 | \$4,690.00 |
| Boro-26 | Traffic Stripes, 4" | -1177 | \$0.65 | -\$765.05 |
| Boro-27 | Traffic Markings | -12 | \$5.00 | -\$60.00 |
| Boro-31 | Inlet Filter, Type 1 | -550 | \$1.00 | -\$550.00 |
| Boro-33 | Tack Coat | -1042 | \$2.00 | -\$2,084.00 |
| Boro-39 | Hot Mix Asphalt Driveway, 7" Thick | -50 | \$30.00 | -\$1,500.00 |
| Boro-40 | Tree Removal, 6" to 12" Diameter | -1 | \$1,000.00 | -\$1,000.00 |
| Boro-41S | Allowance for Police Traffic Directors | 1 | \$18,780.00 | \$18,780.00 |
| Boro-42S | Fuel Price Adjustment | 1 | \$1,566.21 | \$1,566.21 |
| Boro-43S | Asphalt Price Adjustment | 1 | \$1,041.03 | \$1,041.03 |
| Boro-44S | Conduit Install Parking Lots | 1 | \$15,000.00 | \$15,000.00 |
| NJDOT-6 | Fuel Price Adjustment | -1 | \$650.00 | -\$650.00 |
| NJDOT-7 | Asphalt Price Adjustment | -1 | \$1,750.00 | -\$1,750.00 |
| NJDOT-10 | HMA Milling, 3" or Less | -291 | \$3.85 | -\$1,120.35 |
| NJDOT-11 | Hot Mix Asphalt Pavement Repair | -200 | \$1.00 | -\$200.00 |
| NJDOT-12 | Hot Mix Asphalt 12.5M64 Surface Course | -306.06 | \$75.00 | -\$22,954.50 |
| NJDOT-13 | Hot Mix Asphalt 19M64 Base Course | -15 | \$75.00 | -\$1,125.00 |
| NJDOT-14 | Reset Existing Casting | -9 | \$100.00 | -\$900.00 |

(Submit two (2) copies to the Division of Local Aid and
Economic Development District Office)

| Item No. | Description | Quantity (+/-) | Unit Price | Amount |
|-----------|--|----------------|------------|--------------|
| NJDOT-19 | Reconstructed Inlet, Type B, Using New Casting | -9 | \$1,900.00 | -\$17,100.00 |
| NJDOT-20 | Excavation, Test Pits | -10 | \$1.00 | -\$10.00 |
| NJDOT-21 | Concrete Sidewalk, 4" Thick | 125 | \$75.00 | \$9,375.00 |
| NJDOT-22 | Concrete Driveway, Reinforced, 6" Thick | -20 | \$80.00 | -\$1,600.00 |
| NJDOT-25 | 9" x 18" Concrete Vertical Curb | 15 | \$35.00 | \$525.00 |
| NJDOT-31 | Inlet Filter, Type 1 | -650 | \$1.00 | -\$650.00 |
| NJDOT-32 | Regulatory and Warning Sign | 15 | \$40.00 | \$600.00 |
| NJDOT-34 | Reconstructed Manhole, Using New Casting | -5 | \$600.00 | -\$3,000.00 |
| NJDOT-41S | Fuel Price Adjustment | 1 | \$1,583.34 | \$1,583.34 |
| NJDOT-42S | Asphalt Price Adjustment | 1 | \$1,000.83 | \$1,000.83 |

Amount of Original Contract \$562,740.00

Adjusted Amount Based on
Change Order No. 1 \$550,203.31
% Change in Contract
[(+) Increase or (-) Decrease] -2%

Extra \$37,740.15
Supplemental \$38,971.41
Reduction -\$89,248.25
Total Change -\$12,536.69

M. [Signature] 4/11/18
(Engineer) (Date)

[Signature]
(Presiding Officer) (Date)

[Signature] 3-29-18
(Contractor) (Date)

Approved: _____
(District Manager) (Date)
(Division of Local Aid and Economic Development)

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION AUTHORIZING THE BIDDING
OF
2018 BOROUGH PAVING PROGRAM
LOCAL AID PROJECT**

**Borough of Closter, County of Bergen;
Boswell File No. PR-18-8338 (CL-1301)**

WHEREAS, the Mayor and Council have authorized funding to repave roadways within the Borough of Closter; and

WHEREAS, Boswell Engineering was authorized to prepare plans and specifications for the Program; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter that Boswell Engineering is hereby authorized to proceed with the bidding process of the 2018 Borough Paving Program.

| COUNCILPERSON | MOTION | SECOND | YES | NO | ABSENT | ABSTAIN |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilwoman Amitai | X | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | | | X | | | |

Adopted April 25, 2018.

APPROVED BY:



John C. Glidden, Jr., Mayor

ATTEST:



Loretta Castano, Borough Clerk

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter on April 25, 2018.

Loretta Castano, Borough Clerk



BOSWELL ENGINEERING
330 PHILLIPS AVENUE, SOUTH HACKENSACK, NJ 07806
P. 201-641-0770 | F. 201-641-1831
ENGINEER'S ESTIMATE

Project: Homans Ave Section 5 & 2018 Road Improvement Program
 Location: Borough of Closter
 County: Bergen
 Prepared by: JPD
 Checked by: ND
 NJDOT GRANT = \$220,000

Job No: CL-1301
 Date: 3/8/18
 Revised: 3/28/18

| ITEM NO. | DESCRIPTION | UNIT | FUNDED BY | | | IF & WHERE DIRECTED | TOTAL | UNIT COST | TOTAL AMOUNT |
|----------|---|--------|---------------------------------------|--|---------------------------------------|---------------------|--------|--------------|----------------------|
| | | | NJDOT | BOROUGH | | | | | |
| | | | HOMANS AVE PIERMONT TO ANDERSON | CEDAR LANE KNICKERBOCKER TO POPLAR | HEATON COURT PIERMONT TO END | | | | |
| 1 | BREAKAWAY BARRICADE | UNIT | | | | 20 | 20 | \$ 80.00 | \$ 1,600.00 |
| 2 | DRUM | UNIT | | | | 50 | 50 | \$ 60.00 | \$ 3,000.00 |
| 3 | TRAFFIC CONE | UNIT | | | | 75 | 75 | \$ 25.00 | \$ 1,875.00 |
| 4 | CONSTRUCTION SIGNS | S.F. | | | | 200 | 200 | \$ 20.00 | \$ 4,000.00 |
| 5 | CLEARING SITE | L.S. | | | | | | \$ 5,000.00 | \$ 5,000.00 |
| 6 | ALLOWANCE FOR POLICE TRAFFIC DIRECTORS | ALLOW. | | | | | | \$ 10,000.00 | \$ 10,000.00 |
| 7 | FUEL PRICE ADJUSTMENT | DOLLAR | | | | | | \$ 1,300.00 | \$ 1,300.00 |
| 8 | ASPHALT PRICE ADJUSTMENT | DOLLAR | | | | | | \$ 3,200.00 | \$ 3,200.00 |
| 9 | HMA MILLING, 3" OR LESS | S.Y. | 15,200 | 5,350 | 2,200 | 1,750 | 24,500 | \$ 3.00 | \$ 73,500.00 |
| 10 | HOT MIX ASPHALT PAVEMENT REPAIR | S.Y. | | | | 300 | 300 | \$ 40.00 | \$ 12,000.00 |
| 11 | TACK COAT | GAL | 2,295 | 805 | 330 | 270 | 3,700 | \$ 3.50 | \$ 12,950.00 |
| 12 | HOT MIX ASPHALT 12.5M64 SURFACE COURSE | TON | 2,250 | 785 | 325 | 240 | 3,600 | \$ 90.00 | \$ 324,000.00 |
| 13 | RESET EXISTING CASTING | UNIT | 24 | 8 | 5 | | 37 | \$ 300.00 | \$ 11,100.00 |
| 14 | CURB PIECE | UNIT | 10 | 2 | 4 | | 16 | \$ 300.00 | \$ 4,800.00 |
| 15 | BICYCLE SAFE GRATE | UNIT | 7 | 2 | 4 | | 13 | \$ 300.00 | \$ 3,900.00 |
| 16 | RECONSTRUCTED INLET, TYPE B, USING NEW CASTING | UNIT | | | | 14 | 14 | \$ 2,000.00 | \$ 28,000.00 |
| 17 | RECONSTRUCTED INLET, TYPE E, USING NEW CASTING | UNIT | | | | 1 | 1 | \$ 2,500.00 | \$ 2,500.00 |
| 18 | RECONSTRUCTED MANHOLE, USING NEW CASTING | UNIT | | | | 21 | 21 | \$ 2,000.00 | \$ 42,000.00 |
| 19 | CONCRETE SIDEWALK, 4" THICK | S.Y. | 220 | 90 | 40 | 35 | 385 | \$ 75.00 | \$ 28,875.00 |
| 20 | CONCRETE DRIVEWAY, REINFORCED, 6" THICK | S.Y. | | 10 | | | 10 | \$ 85.00 | \$ 850.00 |
| 21 | DETECTABLE WARNING SURFACE | S.Y. | 11 | 4.5 | 1.8 | | 17 | \$ 350.00 | \$ 5,985.00 |
| 22 | 9" X 18" CONCRETE VERTICAL CURB | L.F. | 465 | 65 | 120 | 45 | 695 | \$ 30.00 | \$ 20,850.00 |
| 23 | TRAFFIC STRIPES, 4" | L.F. | 9,135 | 100 | 100 | 265 | 9,600 | \$ 2.00 | \$ 19,200.00 |
| 24 | TRAFFIC MARKINGS | S.F. | 915 | 75 | 150 | 50 | 1,190 | \$ 5.00 | \$ 5,950.00 |
| 25 | TOPSOILING, 4" THICK | S.Y. | 105 | 45 | 20 | | 170 | \$ 5.00 | \$ 850.00 |
| 26 | FERTILIZING AND SEEDING, TYPE A-3 | S.Y. | 105 | 45 | 20 | | 170 | \$ 1.00 | \$ 170.00 |
| 27 | STRAW MULCHING | S.Y. | 105 | 45 | 20 | | 170 | \$ 1.00 | \$ 170.00 |
| 28 | REGULATORY AND WARNING SIGN | S.F. | | | | 250 | 250 | \$ 55.00 | \$ 13,750.00 |
| 29 | INLET FILTER, TYPE 1 | S.F. | | | | 550 | 550 | \$ 5.00 | \$ 2,750.00 |
| 30 | SEALING OF CRACKS IN HOT MIX ASPHALT SURFACE COURSE | LF | | | | 25,000 | 25,000 | \$ 1.25 | \$ 31,250.00 |
| | TOTAL | | \$326,243 | \$105,133 | \$49,225 | | | | |
| | | | | | | | | TOTAL | \$ 675,375.00 |
| | | | | | | | | SAY | \$ 680,000.00 |

Nick Dinecola, PE

2018

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION AUTHORIZING THE CONTINUANCE OF THE AGREEMENT BETWEEN
THE BOROUGH AND BERGEN COUNTY ADA COOPERATIVE CURB RAMP
CONSTRUCTION GRANT PROGRAM**

WHEREAS, the Borough of Closter entered into an Agreement with the County of Bergen on May 16, 2012 for the ADA Cooperative Curb Ramp Construction Grant Program; and

WHEREAS, the Federal Highway Administration requires that prior to paving roadways the roadway must be reconstructed to ensure ADA compliant curbs; and

WHEREAS, the County of Bergen has scheduled the repaving of its county roadway known as Knickerbocker Road in the Borough of Closter; and

WHEREAS, the cost of such reconstruction may be eligible for a reimbursable shared service grant; and

WHEREAS, the Borough wishes to proceed pursuant to the ADA Cooperative Engineering Design Grant Agreement dated May 16, 2012; and

WHEREAS, such Agreement had been reviewed by the Borough Engineer and deemed it in order; and

WHEREAS, the Borough Attorney had reviewed this Agreement and deemed it in order; and

WHEREAS, there is a specific need for the Borough of Closter to cooperate with the County of Bergen for the paving of its roadway, Knickerbocker Road; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter that the terms and conditions of the Agreement with the County of Bergen, dated May 16, 2012, for the ADA Cooperative Curb Ramp Construction Grant Program be continued.

| COUNCILPERSON | MOTION | SECOND | YES | NO | ABSENT | ABSTAIN |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilwoman Amitai | X | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | | | X | | | |

Adopted: April 25, 2018.

APPROVED BY:



John C. Glidden, Jr., Mayor

ATTEST:



Loretta Castano, Borough Clerk

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter on April 25, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION APPROVING THE ASSIGNMENT OF THE BOROUGH’S SOLID WASTE DISPOSAL CONTRACT, ITS RECYCLING AGREEMENT, AND SUB-LEASE FOR A PORTION OF WELLINGTON AVENUE ABUTTING MIELE SOLID WASTE TRANSFER FACILITY TO INTERSTATE WASTE SERVICES OF NEW JERSEY, INC.

WHEREAS, the Borough of Closter entered into a contract with Miele Sanitation Company (“Miele”) for Miele to provide waste disposal services for the taxpayers of Closter, retrieve recyclables from Closter taxpayers, both of which the Borough has exercised its option to renew through December 31, 2018; and

WHEREAS, Miele holds a lease from the Borough of Closter for a portion of Wellington Avenue expiring November 30, 2019; and

WHEREAS, the principals of Miele Sanitation Company intend to retire in the coming months and have made arrangements for Interstate Waste Services of New Jersey, Inc. (“Interstate”), based in Bergen County, New Jersey, to assume and fulfill Miele’s contracts with municipalities on the terms and conditions set forth in those contracts; and

WHEREAS, the Mayor and Council of the Borough of Closter have no objection and are amenable to the assignment of said agreements by Miele Sanitation Company to Interstate Waste Services of New Jersey, Inc., provided that Interstate assumes the obligations imposed upon it under the contract and lease and faithfully and diligently adheres to the terms of the contract and lease by entering into a formal assignment.


NOW THEREFORE, BE IT RESOLVED, that the Borough of Closter hereby approves the assignment by Miele of its solid waste disposal contract, its agreement to pick up and dispose of recyclables from residents of Closter and to the sublease by Miele of a portion of Wellington Avenue, effective as of the date that Interstate Waste Services of New Jersey, Inc., purchases the assets and business operations of Miele Sanitation Company subject to approval by the New Jersey Department of Environmental Protection.

| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | | | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilman Yammarino | | | X | | | |
| Councilwoman Chung | | X | X | | | |
| Councilwoman Amitai | X | | X | | | |


Adopted: April 25, 2018

ATTEST:

APPROVED:



 Loretta Castano, Borough Clerk



 John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held April 25, 2018.

 Loretta Castano, Borough Clerk

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – APRIL 25, 2018 - 7:30 P.M.

Mayor Glidden called the meeting to order at 7:30 p.m.

1. PLEDGE OF ALLEGIANCE

Mayor Glidden invited all to join in the 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 6, 2018, 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

The following persons were present:

Mayor John C. Glidden, Jr.
Councilperson Scott Devlin, Alissa Latner, Dolores Witko, Joseph Yammarino, Jannie Chung
and Victoria Amitai
Borough Administrator, Arthur Braun Dolson
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Chief Financial Officer, Joseph Luppino
Borough Auditor, Gary J. Vinci
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

The following persons were also present:

Assistant Chief Financial Officer/Tax Collector, Maria Passafaro

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF APRIL 12, 2018 - Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item Nos. 1.d.I.b., 1.d.IV.i. and 11 were removed by Councilwoman Latner; Item No. 4 was removed by Councilwoman Chung; Item Nos. 7, 8 and 9 were removed by Councilwoman Amitai.

Item No. 1.d.I.b.: Received 04/06/18, Dated 04/06/18, from NJS League of Municipalities, to Borough Clerk re **Weekly Round-Up – Weekly Update April 6, 2018**, I. State Issues: Governor Conditional Vetoes Bill on Prepayment of Property Taxes (Copy to Tax Collector)

Councilwoman Latner asked the Borough Attorney for his opinion if there could still be a loophole found. Borough Attorney voiced his opinion that the State of New Jersey is trying to do something and will do something, but whether it passes muster with the IRS, is another question. He affirmed this is the first hurdle and it is kind of a statement being made not just by New Jersey but by the other states that have been mostly affected by the property tax deduction. In his opinion they will put something together that will be passed; but just because New Jersey does it, doesn't mean it will get passed by the IRS.

Item No. 1.d.IV.i.: Received 04/06/18, Dated 04/06/18, from NJS League of Municipalities, to Borough Clerk re **Weekly Round-Up – Weekly Update April 6, 2018**, IV. Also of Interest, BPU Public Hearings on Storm Power Outages (Copy to OEM Coordinator)

Councilwoman Latner wanted all with Rockland Electric service who lost power in the last storms to know that Rockland did offer a reimbursement for food spoilage. She had passed the information along

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2018 – 7:30 P.M.

to people she knew. She informed that she also submitted for reimbursement but didn't have photos or receipts; but she did itemize an entire freezer that was stocked and she received a \$500 check with an apology note. Ms. Latner also wanted to mention Rockland and Con-Ed are doing it but PSE&G is not.

Item No. 4: Received 04/06/18, Dated 04/02/18, from Jenny Mustazza, 750 Closter Dock Road re Development fees (COAH) for 750 Closter Dock Road – see also 23. M.L. 11/30/17 (Copy to Building Department, Assessor)

Councilwoman Chung recalled this resident's home was destroyed in a fire last year; and she is asking for a waiver of COAH fees. She was told the resident is a single mom with two boys; and the house had to be completely rebuilt. She voiced her understanding there are approximately \$7,000 in COAH fees for which she is asking relief. Mayor Glidden voiced his understanding that when this house was rebuilt, they put a second floor addition on it; so after checking with the Tax Assessor and Construction Official, he found out that this resident was charged only for the addition and not for the original house. He explained legally we cannot not charge a resident as that would be selectively charging, so that portion for the new addition must be paid. Councilwoman Amitai voiced her sympathy for Ms. Mustazza and said she can relate as to having had a home burn down, but explained they can never waive that fee for anybody. Borough Attorney voiced his understanding the Mayor and Council does not have the power to waive that fee as it is a State mandated fee. Mrs. Amitai said the Building Department gave her five (5) examples where four (4) did not request a waiver of the fees and the 5th applicant did ask and was denied. Mr. Rogan explained there is not a waiver but a forgiveness if the exact same house was rebuilt and there would be no COAH fee. In this case, the fees were triggered by the addition and are still less than the cost of brand new construction.

Jenny Mustazza, 750 Closter Dock Road, affirmed that the fees were calculated on the addition and she voiced her opinion that the addition is not worth more than the ground house. Ms. Mustazza voiced her frustration that she is building this home for her children and not to sell and put money in her pocket. She feels the development fee to her sounds like when a person comes and buys a lot of land and builds a house. For herself, she feels it is a different story which is why she wanted to come this evening to discuss same. Mayor Glidden reiterated it is not a development fee per se, it is a fee required by the State of New Jersey on all new construction that goes into a fund to develop affordable housing; and there is nothing we can do about it. Borough Attorney informed the calculation could be reviewed if she thinks the value of the addition is too high. The Mayor and Council can request the calculation be reviewed and Ms. Mustazza agreed to same. Councilwoman Latner asked if there was an appeal to the State and Mr. Rogan advised there is not. He informed that tomorrow he would request the review on Ms. Mustazza's behalf; and she thanked him for same.

Item No. 8: Received 04/10/18, Dated 04/04/18, from Borough of Oradell Municipal Clerk to Pascack and Northern Valley Municipal Clerks re Certified copy of Resolution adopted 4/4/18 in support of creating a regional park around the Oradell Reservoir

Councilwoman Amitai noted our town butts up to that reservoir and she wanted to ascertain if anyone else on the Council would like to support a park around it. Mayor Glidden said he thinks everyone would like to see that and agreed we could poll the Council on same. He noted the Mayor of Haworth is against it, as there is a lot of land that comes up around the reservoir owned by Suez, and they will likely not let that property go. He thinks a park around the reservoir is a great idea to talk about. Borough Administrator wanted them to be aware that they (Suez) do pay real estate taxes, so if you take it away then that will come off the tax rolls. The Mayor thinks it's a great idea to have a park but voiced his opinion it will be very difficult to get it done; and suggested someone offer a Resolution in open session for consideration.

Item No. 9: Received 04/10/18, Dated 04/04/18, from John DeBlasio, 26 Truman Court re Request for Mayor and Council permission to purchase paper road known as Cleveland Street and Linderberg Ave, 25' x 102.21

Councilwoman Amitai noted our Tax Map shows this location as a paper street but it is no longer owned by the Borough; and explained the resident who now owns that property is in the audience to voice

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2018 – 7:30 P.M.

his concerns. The Borough Clerk noted she included Mr. Tal's letter in the laptops this evening for governing body review.

Yuval Tal, 311 Lindbergh Avenue, explained his neighbor wanted to purchase that land from the Borough but he owns it. Mr. Tal spoke to the Borough Administrator and at this point there is no dispute about it. He explained this street was divided in 2002, which was split between himself and his neighbor and was vacated as an easement. He said his gas pipe goes under there; and the Borough needs to have access to it for utilities. Mr. Tal voiced his concern about what his neighbor is planning but said he put a call in to the Building Department to try to stay current; he hasn't heard anything from them, so he'll be calling back. Mr. Tal doesn't want to be surprised if something is done on the property next to his house. He acknowledged that twice in the past, his neighbor was declined to build a house there with a tennis court. He believes everything is in order as to ownership. Borough Attorney explained that if required, since he is within 200 feet of the property, he would receive written notice; but if it was something that only required a building permit, he would not be notified. In answer to Mrs. Amitai, Borough Engineer informed the Tax Map does show Mr. Tal owns the property but the adjacent property that Mr. DeBlasio is trying to buy was Borough of Closter, which is incorrect and that has to be updated on the map. He said we address the errors as we find them.

Item No. 10: Received 04/11/18, Dated No Date, from Dan Lambe, President, Arbor Day Foundation, to Mayor John Glidden; c: Scott Devlin re Congratulations on Closter's earning recognition as a 2017 Tree City USA – Immediate Release – Arbor Day Foundation Names Closter Tree City USA (Copy to Shade Tree Commission)

Mayor Glidden wanted all to be aware that we have received the designation for the past 16 years.

Item No. 11: Received 04/12/18, Dated 04/05/18, from Township of Mahwah Municipal Clerk, to Closter Municipal Clerk re Certified copy of Resolution adopted 4/5/18 recognizing National Gun Violence Awareness Day on June 2, 2018 (Copy to Chief Kaine)

Councilwoman Latner asked if the Council would be interested in passing a similar Resolution. Councilman Devlin noted there is a bill in Congress that would allow for cross-state carry permits; and he wanted to see a Resolution against that measure. Mayor Glidden asked Councilpersons Latner and Devlin to get together to draft a Resolution that would incorporate all of the sentiments for the next meeting.

b. MAIL LIST OF APRIL 19, 2018 - Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 5 was removed by Mayor Glidden; Item No. 8 was removed by Councilwoman Amitai; Item No. 11 was removed by Councilman Devlin; Item Nos. 10 and 13 were removed by Councilwoman Latner.

Item No. 5: Received 04/13/18, Dated 04/18/18, from Captain Bill Sheehan, Hackensack Riverkeeper, to Mayor John C. Glidden re Invitation to join 9th Annual Mayor's Cup Challenge, kayak race on the Oradell Reservoir – part of Hackensack Riverkeeper's Oradell Reservoir Challenge event, on Saturday, 6/2/18, featuring 5k and 10k kayak races beginning @ 9 a.m.; followed by the Corporate Cup Challenge; and the Mayor's Cup Challenge at 12 p.m.

Mayor Glidden wanted all to be aware he would be racing this year defending his championship title and invited all to attend.

Item No. 8: Received 04/16/18, Dated No Date, from Mink Young Kim, 463 Livingston St., Ste 201-#18, Norwood, NJ 07648, to Closter Borough Clerk re Notice of Planning Board Meeting to be held 4/26/18 @ 8 p.m. re the application for major soil removal for property located at 116 Cedar Lane, Block 504, Lot 10

Councilwoman Amitai noted this application will be coming in front of the Planning Board tomorrow and she wanted to comment on same. Borough Attorney advised this should not be discussed as it is a pending application.

Item No. 10: Received 04/17/18, Dated 04/17/18, from Marilyn Johnson, Office of the Bergen County Clerk, Room 122, One Bergen County Plaza, Hackensack, NJ, to boroclerk@closternj.us re Bergen County

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2018 – 7:30 P.M.

Satellite Office to be held on 6/19/18, 6/20/18 & 6/21/18 at the Closter Public Library, 280 High Street, from 10:00 a.m. to 2:00 p.m. (Posted on Municipal Clerk's bulletin board on 4/19/18)

Councilwoman Latner wanted to keep the public apprised of the Satellite Office; and asked the Mayor to include it in his May and June newsletters.

Item No. 11: Received 04/17/18, Dated 04/17/18, from Paul MacDonald, Chairman, Environmental Commission re 2018 Open Space Funding Request

Councilman Devlin noted the Environmental Commission has requested a large sum of money from Open Space; and questioned what the process is for this type of request. In answer to the Mayor, Borough Attorney informed the Council could measure it against other requests for Open Space monies and make a determination after hearing how much funds are available, which requests get funded, and whether they are partial or wholly funded. The Council will be told how much is in there and how much is already allocated as provided by the Borough Administrator. Mayor Glidden suggested Mr. Devlin make a formal request of the Borough Administrator for discussion at the next meeting.

Sophie Heymann, Environmental Commission Member, wanted to review the Open Space request. She referred to the end of the Municipal Budget they had this evening and noted the Open Space accounting is listed on there and it currently has approximately \$2.2M in the account as of the end of the tax collection year. She voiced her support for the listed projects, most of which are continuations of current projects; and urged the Council to consider same noting that most of the funding goes to the Recreation Commission. She said she would provide additional information to the Borough Administrator.

Ms. Heymann wanted all to be aware the County Historic Preservation Commission is awarding its 2018 Historic Preservation Award in Preservation Education to Closter for our project on Blanch Avenue. All are invited to attend at 2 Bergen County Plaza in Hackensack at 7 p.m. on May 10, 2018. Dr. Arthur Goldberg will be memorialized.

At this time, Councilman Devlin read from Page 43 in the Municipal Budget and cited that there is \$1M in the account not \$2M. In answer to Mr. Devlin, Ms. Heymann explained most of the signage has been funded by grants from the County; and this is a small portion to improve them and is for badly deteriorated trail markers. Mr. Devlin voiced his understanding that we had all of the necessary signs. Borough Administrator explained only three (3) were needed but two (2) extra were ordered. Mr. Isaacson clarified that technically they would like to put up five (5) additional signs at different locations.

Item No. 13: Received 04/19/18, Dated No Date, from Helen Futterknecht **and** Anne McConnell-Maddaloni, to Honorable John Glidden, Closter Borough Council; c: Representative Josh Gottheimer re Requesting the Council reach out to NJ Transit due to various issues with Rockland Coaches/Coach USA resulting in less reliable service

Councilwoman Latner asked if the Borough was able to follow up with this issue and provide some type of response. Councilwoman Amitai suggested forwarding this complaint as it appears the service is starting to deteriorate. Borough Attorney suggested writing a letter and requesting information. Mayor Glidden asked the Borough Administrator to follow up on this matter.

Steve Isaacson, 97 Columbus Avenue, said he has been taking the Red & Tan bus for about 27 years and he usually takes the first bus in the morning. There are currently only two (2) routes going through Closter at this time; and in the past three weeks, several of his buses didn't show up, which is not ideal in inclement weather. He feels they are trying to condition everybody to take later buses; and they will probably eliminate the earlier buses. Red & Tan was purchased by Coach USA, which is a British publicly owned company and they don't pay US taxes. The buses they run are not purchased by themselves but are given to them by the State's Port Authority. Mr. Isaacson would like to see more encouragement for use of the one NJ Transit bus that goes through Closter to hopefully send Red & Tan a signal that there is competition. In answer to Councilwoman Chung, he said by the end of the local route, the bus is full and then it heads to the Turnpike. He is not sure about the buses after his as to whether they fill capacity. Councilman Yammarino wanted to point out that the letter isn't so much complaining about Rockland Coaches it is for

us to encourage NJ Transit to run an additional line through Closter.

Item No. 14: Received 04/19/18, Dated 04/19/18, from Paul Demarest, Board Coordinator, Zoning Board of Adjustment, to Holly Schepisi, Esq., c/o Huntington Bailey, LLP, Attorney for Applicant; c: Zoning Officer, Borough Clerk re Certified copy of resolution memorialized 3/28/18 re APPROVED Application of Wiggers for Use Variance Approval, Bulk Variances, and Preliminary and Final Site Plan Approval Relating to Block 1203, Lots 1, 2, 3 and 4, 51-63 John Street - **DEVELOPER'S AGREEMENT REQUIRED!!**

Councilwoman Amitai asked the Borough Attorney for an explanation of the outcome of this case. Borough Attorney explained this case went before the Zoning Board of Adjustment and there was a settlement. When there is litigation going on, there is potential of resolving litigation as part of an application approval or disapproval as was in this case. This arises out of the concern of the neighbors that both Wiggers and Crimmins were utilizing the front and back of their properties as commercial, inconsistent with the fact that they are zoned residential. A compromise was they would be able to move some of the commercial type business such as trucks into the back yard with a buffer to get the front yard on the residential side to remain residential. This is a resolution of the lawsuit and it isn't completely finished because the Mayor and Council need to approve the use of a paper street behind those properties to give them access to their properties without them transversing on the residential street. Mrs. Amitai noted she was on John Street in the past day or two; and some of the material has been removed but there is a mess of a mountain there; and the Borough Attorney agreed. He reiterated this isn't resolved yet and said the Zoning Board had restrictions and he needs to review their Resolution as he isn't sure what stage they are at in terms of the Resolution right now. Borough Clerk pointed out that a Developer's Agreement is required.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of April 25, 2018)

In answer to Councilman Devlin relative to the introduction of the Bond Ordinance, Borough Administrator advised that the funding is an estimate of the costs and would be approved when the items come before the Council for possible purchase. Mr. Dolson said this list is quite extensive and noted that last year's list was approved but none were funded. The Borough paid off \$7.9 million of short term funds last year so the bond anticipation notes are starting from zero. Borough Auditor noted that there will be a public hearing on the ordinance next month; and no purchases can be made until after adoption. Depending on the type of improvement in the ordinance, the Borough may be required to go out to bid; and all of the purchases will have to go before the governing body.

6. COMMITTEE REPORTS

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

- 1) REPORT RE CLOSTER WEBSITE – No report.
- 2) REPORT – Councilman Yammarino reiterated, on behalf of the Board of Ethics, that Financial Disclosure Statements are due by April 30th. He offered his assistance if anyone was having trouble completing them.

In terms of the Finance Committee, Mr. Yammarino deferred to the Auditor, Chief Financial Officer and Borough Administrator for adoption of the Budget this evening.

Regarding Recreation Commission, the two winter sports team champions will be recognized at the May 9, 2018 Mayor and Council Meeting. The Historic Preservation Commission did not meet this month, but he recalled previously mentioning nomination reports; and reiterated he would recirculate same.

B. PUBLIC SAFETY - LATNER (CHUNG/YAMMARINO)

- 1) REPORT – Councilwoman Latner reported she met with Lt. Brueck and discussed a safety plan to modernize the schools to have them on par with other nearby towns. Once he reaches out to her, there will be a Public Safety Committee meeting for further discussion and ideas to discuss with the Closter School Board and Superintendent.

6. COMMITTEE REPORTS (Continued)

B. PUBLIC SAFETY - LATNER (CHUNG/YAMMARINO) (Continued)

Northern Valley Coalition will be holding their “Valley’s Got Talent” on 4/27/18 from 7 p.m. to 9 p.m. at Old Tappan High School; and our Mayor will be one of the judges. On Monday, she and Mayor Glidden attended a monthly breakfast for CARES, Center for Addiction Recovery Education and Success, in Morris County and noted there is not a similar program in Bergen County.

Mrs. Latner reported the Library would be happy to host an International Film Festival; and they had some questions regarding same for Councilwoman Amitai. She was pleased to report the Hebrew section is moving along with a lot of books from different people. Mr. Tal, who was in the audience, informed there were 120 books now and thanked the Council for their assistance. Regarding Emergency Management, Ruth Rando, the Library Director, had questions regarding the warming stations in emergencies and asked if OEM Coordinator Kevin Whitney could meet with her to go over some of those issues. Mrs. Latner reported the regular borrowing system will be returned to normal in May.

Councilwoman Latner referred to the web program burbio.com and asked if Councilpersons Yammarino and Amitai had the opportunity to look into same as to notification systems; and said she signed up and has been getting alerts regularly. Mrs. Amitai found it to be clumsy and not quite what she had in mind. Mrs. Latner gave a brief description of the services provided for free by the program. She said the Library has a few new programs including movies and guest speakers; and they are doing their best to assist the Borough Clerk with the polling location change. The members of the staff have taken it upon themselves with the approval of the Mayor to hand out bookmarks with the polling information on it and passing them out whenever they can.

C. PUBLIC WORKS - CHUNG (AMITAI/LATNER)

1) REPORT – Councilwoman Chung informed she had no report for Public Works this evening. She said she has been regularly attending the Northern Valley Greenway meetings; and encouraged everyone to visit their website at www.northernvalleygreenway.org to view artist renderings of what it could look like upon completion. They are looking for volunteers to man tables at events; and she asked all to pass the word. Mayor Glidden asked her to send him an email with some information that he would include in his next newsletter.

Mrs. Chung received an email from a student in regards to the Stigma Free initiative. She had some good ideas to help Closter encourage it and informed she would be meeting with the student soon.

D. ORDINANCES - DEVLIN (WITKO/AMITAI)

1) REPORT RE ORDINANCE COMMITTEE MEETINGS – Councilman Devlin reported the Ordinance Committee met and discussed the ordinance to delineate Borough responsibilities in regards to trees. He had spoken to the Borough’s insurance provider; and in no uncertain terms, they said the Borough should not change the ordinance as it will affect our liability. They said all decisions should be made by the Shade Tree Commission because they are generally immune from lawsuits; and the Borough should defer to that Commission as that is their purpose. The personnel ordinance should be ready for the next meeting for review by everyone.

2) REPORT - Regarding the Environmental Commission, Mr. Devlin recalled they already discussed the Open Space Capital request. Shade Tree Commission has an Arbor Day event on Friday; and they have received the draft Community Forestry 5-Year Plan from a certified tree consultant. The Commission has expressed that they are okay with retaining the power over trees and not including the distances in the ordinance. Mr. Devlin attended a Community Development Block Grant meeting and noted that Closter did not apply for any funds this year. He said there is an issue because in previous years, you could apply for and receive funding; and new this year, if something was funded in the past, you could not apply for and receive funding for same this year. In the past, we have applied for Senior funding; and he voiced his understanding that those would not be funded this year. Borough Administrator noted that is an issue with the Senior Van Service.

6. COMMITTEE REPORTS (Continued)

E. HUMAN RESOURCES - WITKO (CHUNG/LATNER)

1) REPORT RE PERSONNEL COMMITTEE MEETINGS – Councilwoman Witko informed she had no report regarding Personnel Committee meetings.

2) REPORT – Mrs. Witko reported the Board of Health did not meet last month. She informed the Closter schools will be having their budget hearing next week and she will be attending same.

In answer to Mayor Glidden, Councilwoman Latner reported the PTO dinner/dance had a great turnout and was a lot of fun; and said a lot of energy and effort went into that event. Councilwoman Amitai voiced her appreciation that the PTO ladies and gentlemen are amazing and was pleased to hear they raised upwards of 6 figures which they give back to the schools. Angela DeDonato and Lukshmi Puttanniah put forth a goal of \$10,000 for this fundraiser for computers and STEM equipment and such; and they don't have the final number yet, but they did a great job.

F. LAND USE AND CONSTRUCTION - AMITAI (DEVLIN/YAMMARINO)

1) REPORT – Councilwoman Amitai reported the Planning Board will be meeting tomorrow night and will hire Caroline Reiter as soon as the paperwork gets corrected. Bob Di Dio should be sworn in tomorrow as well. They stand ready to hold all of the extra COAH meetings as necessary.

Mrs. Amitai reported the Improvement Commission met last night and she wanted to thank George Futterknecht for volunteering his time for the planters downtown. They are considering an international multi-cultural event for later this year or next year. She referred to the Hoe Down and voiced her understanding that once the CIC Chair sent the letter to the Council, the issue was put to bed; but she was informed last night that there is a deadline of April 28th for submission of paperwork. She explained the people they work with are farmers who are not sitting in front of their computers; they are out working, and the likelihood they will make the deadline looks very bleak. They are now asking for an approval contingent upon the insurance approvals coming in at the last minute. Mrs. Amitai said it may also be a matter of not wanting to spend money for the insurance to bring their animals out for a day unless they know for sure there will be an event.

In answer to Mrs. Amitai, Borough Clerk informed the request was made in a Mail List but it was never placed on an Agenda for approval as we are waiting for approvals from the Risk Management Consultant regarding insurance compliance. Borough Administrator informed his office has made at least a half dozen attempts to reach out to every single vendor to get them to reply with this simple request with no success. Mayor Glidden suggested calling the Chair and having members of the Commission call these people to reiterate how important it is to have this paperwork in order to move forward with the event. Mrs. Amitai asked if there was any flexibility in the deadline, and Mr. Dolson said if the governing body wished to proceed that way, it could be done. In response to the Borough Attorney, Mrs. Amitai said the event is scheduled for June 2, 2018. Mr. Dolson explained the April 28th deadline is to allow the Risk Manager to review all of the paperwork and get the necessary approvals in order to be placed on the Agenda. Mr. Rogan informed all we are looking for is a Certificate of Insurance that is easily obtained by insurance companies. The Mayor asked Mrs. Amitai to have the Commission follow up as soon as possible to get the necessary information; and said the Council is willing to pass a Resolution at the next meeting, but it won't work unless these individuals are called and informed they need to comply. In answer to Mrs. Amitai, Borough Attorney said it is between the vendor and their own insurance company as to whether there is a charge for the one day insurance requirement. He explained all we are looking for is on the single sheet declaration page to name the Borough of Closter as an additional insured for that date; and it is not at all complicated. Mr. Dolson said samples have been sent out; and Mr. Rogan said the vendors have been providing it for several years.

Mrs. Amitai said Veterans Park had two benches that were gifted to them somehow and were taken away. One was replaced and one is missing; and they are asking for their bench to be repaired and the other to be replaced. Mayor Glidden asked her to advise them it is in process.

6. COMMITTEE REPORTS (Continued)

F. LAND USE AND CONSTRUCTION - AMITAI (DEVLIN/YAMMARINO) (Continued)

At this time, Councilwoman Amitai asked if we have accepted the offer of the donation of property in wetlands on Durie Avenue; and Borough Administrator explained a straw poll was taken of the Council; they did not want it and there have been no further communications on that matter. He added that if they wanted to offer the property to adjacent home owners, they certainly could do so.

7. OLD BUSINESS

Borough Clerk informed she had some bad news to report. She and Deputy Borough Clerk, Arlene Marie Gray, took accurate measurements in the Meeting Room at the Library to see whether it could accommodate the three (3) polling places for Districts 1, 3 and 5. We determined that the area would not allow the voters sufficient room to maneuver their way around since the six (6) voting machines, six (6) tables and twelve (12) chairs for the twelve (12) Board Workers could not fit in the room. This was due to the fact that the measurements made by the Board of Elections were off by 14 feet. She said we had originally used graph paper to map out the required equipment, as the room did not look large enough initially; and when we made a second inspection at the Library to place some tables and chairs to get an idea if it would fit; we found ourselves approximately 14 feet shorter than what was reported. The Board had reported a width of 52 feet and the measurements we took showed only 37 feet.

In a good faith effort in order to accommodate the change from the schools to Borough buildings, Ms. Castano said we would attempt to arrange same for the use of the room for voting but it would be quite a challenge if not impossible. The Senior Center is big enough to accommodate the three (3) polling places for Districts 2, 4 and 6 and will not be a problem.

At this time, former Mayor Heymann suggested that the Elks Lodge be considered as a polling place. Both the Borough Clerk and the Mayor said they never thought of the possibility and thanked Sophie for the suggestion. Borough Attorney and Administrator said it is not a Borough owned facility. Borough Clerk recalled when she was Deputy in Demarest, they utilized the Art School at Old Church on Piermont Road as a polling place which was not a Borough owned facility.

Mayor Glidden said he would continue with the Agenda.

8. NEW BUSINESS

Councilman Devlin noted that Home Goods has a sign in the window prohibiting pets in the store by rule of the Borough of Closter; and Borough Attorney said he would look into same.

Councilwoman Chung advised that she has asked the Borough Administrator to look into pricing for wi-fi in our parks.

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

David H. Barad, 26 Kinkaid Avenue, referred to the Financial Disclosure Statements and noted that all volunteers had to submit same. Borough Attorney said that the requirement has been relaxed relative to the committees that must file. Dr. Barad said he is glad that the rail trail is moving along and should be supported. Mayor Glidden said depending on the scope of the plan, CSX should be hard pressed to oppose it. Regarding the Shade Tree and right of way, the Council passed a resolution (6. RM 10/22/14) controlling same. The Shade Tree has the obligation of maintaining trees in the Borough right of way but the Council has the right to clarify the right of way. Borough Attorney said it was clear that the Shade Tree Commission does not want an ordinance; and the Council and Borough should defer to them because they are the ones dealing with the issue. Borough Engineer noted that the right of way is clearly noted on the tax

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2018 – 7:30 P.M.

maps; and Councilwoman Amitai said there was an issue with Code Enforcement. Borough Attorney said the resolution is legal but the question is does it create liability with the homeowner. He suggested that a Committee of the Council discuss this matter with the Shade Tree Commission to obtain a consensus.

In answer to Dr. Barad, Councilman Devlin said that the styrofoam issue is on the list of items to be discussed by the Environmental Commission. Dr. Barad questioned the straw poll on wetlands; and Borough Administrator noted that a property owner has five (5) undersized lots on the west side of town in the neighborhood of Durie Avenue, which he offered to donate to the town; but he was turned down by the Department of Environmental Protection; and the Council also turned it down.

Former Mayor Sophie Heymann referred to the Rails to Trails and said CSX is allowing the purchase and the Committee is preparing a grant proposal to the State. She referred to the money for the Environmental Commission noting that time is running out; and she hoped that the resolution on same would be addressed at the next meeting.

Steve Isaacson, 97 Columbus Avenue, said that the job of the Environmental Commission is to look over the passive parks; and the money requested is for improvement to Borough parks. He noted that the Earth Fair was held on Saturday and was a great day. He said we are now a 501(c)3 organization. He said the Greenway is beneficial to the town and will help the downtown. He asked if the Village School will have to contribute to COAH; and the Borough Attorney said that same is affordable housing. Borough Attorney said that Closter Marketplace did not have to contribute to COAH inasmuch as same was part of the tax appeals. Mr. Isaacson expressed concern that our choices are being limited noting that there are no choices in the school elections, in the school budget because it is being maintained below the 2% cap and the municipal elections because the incumbents are running unopposed; and the public did not have the right this evening to speak about the Municipal Budget until 9 p.m. He again encouraged the Council to consider changing the Agenda to allow for a public portion earlier in the meeting.

10. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE
11. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY
12. ADJOURNMENT

Motion to adjourn the Work Session at 8:58 p.m. was made by Councilman Yammarino, seconded by Councilwoman Witko and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council
on May 3, 2018 for approval at
the Regular Meeting to be held
May 9, 2018

Loretta Castano, RMC
Borough Clerk

Prepared by Carol A. Kroepke, RMC
and Arlene Marie Gray, RMC, utilizing
recording and the Borough Clerk's
notes

Approved at the Regular Meeting held May 9, 2018
Consent Agenda Item No. 11b