

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – OCTOBER 10, 2018 - 7:30 P.M

Mayor Glidden called the meeting to order at 9:50 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

Borough Attorney, Edward T. Rogan

Borough Clerk, Loretta Castano

Borough Engineer, Nick DeNicola

Chief of Police, Dennis Kaine

3. MAYORAL PRESENTATION(S)

- a. PROCLAMATION DECLARING THE 10TH DAY OF OCTOBER, 2018, AS
"RABBI FRED POMERANZ DAY" IN RECOGNITION OF HIS 50TH ANNIVERSARY
(Received from Mayor's office 10/4/18) Mayor Glidden made this presentation in the Work Session.

4. PRESENTATION(S)

5. MAYORAL APPOINTMENT(S) TO THE FOLLOWING BOARDS/COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Environmental Commission				
Member	<u>Keren Kuperman</u> <i>(Moved out of town)</i>	<u>NO APPOINTMENT</u>	3 Years Unexp. (Kuperman)	31-Dec-18
Associate Member	<u>Steve Lopez</u> <i>(Non-acceptance of re-appointment)</i>	<u>NO APPOINTMENT</u>	1 Year	31-Dec-18
Associate Member	<u>Shucui Zhu</u> <i>(Non-acceptance appointment)</i>	<u>NO APPOINTMENT</u>	1 Year	31-Dec-18

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 9/12/18, and were published in The Record issue of 9/18/18, as stated in the printer's affidavit of publication. Reprint of this Ordinance was posted on the Municipal Bulletin Board in accordance with statutory requirements, and copies have been made available to the general public.

- a. ORDINANCE NO. 2018:1243, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS, SPECIFICALLY FOR PLANNING BOARD ENGINEERING ESCROW FEES"

Mayor Glidden declared a public hearing. No one wishing to be heard, Mayor Glidden closed the meeting to the public.

Motion approving Ordinance No. 2018:1243 was made by Councilman Devlin, seconded by Councilwoman Latner and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

- b. ORDINANCE NO. 2018:1244, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 127-6, AND A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS, SPECIFICALLY FOR HAWKERS AND PEDDLERS,

Mayor Glidden declared a public hearing.

Borough Clerk referred to the “Do Not Knock Registry”, which the Borough Clerk is in charge of and questioned how soon must this be instituted. Borough Attorney suggested that an item be placed in the Mayor’s Newsletter and on line informing the public that this Ordinance has been adopted. In answer to Councilwoman Chung, Borough Attorney said the Do Not Knock Registry only applies to for-profit solicitation.

No one else wishing to speak, Mayor Glidden closed the meeting to the public.

Motion approving Ordinance No. 2018:1244 was made by Councilman Devlin, seconded by Councilwoman Witko and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

7a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda minus Item Nos. 9, 18 and 21 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.

RESOLUTIONS

8. BILL RESOLUTION – OCTOBER 10, 2018
(Received from Deputy Treasurer 10/5/18)
9. ~~POSSIBLE~~ RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AGREEMENT BETWEEN THE BOARD OF EDUCATION AND THE BOROUGH OF CLOSTER REGARDING POLICE DEPARTMENT ACCESS TO REAL TIME VIDEO FEED OF SECURITY CAMERAS (Received from Borough Attorney 9/21/18 – Waiting for input from Chief of Police) Carried from RM 9/26/18
10. RESOLUTION OPPOSING CONSTRUCTION OF NORTH BERGEN LIBERTY GENERATING POWER PLANT (Received from Borough Attorney 10/4/18)
11. RESOLUTION APPROVING SETTLEMENT OF TAX APPEALS FOR THE YEARS 2017 AND 2018: ROGELIO & GUTTIEREZ v. BOROUGH OF CLOSTER (Received from Borough Attorney 10/1/18)
12. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING PLANNING BOARD OPRA REQUEST ESCROW FUNDS IN THE AMOUNT OF \$11.36 TO ROBERT A. SILBER FOR 130 DURIE AVENUE, BLOCK 611, LOT 2 (Received from Deputy Treasurer 10/1/18)
13. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING ESCROW FUNDS TO THREE (3) NAMED INDIVIDUALS DUE TO THE DETERMINATION OF THE BOROUGH ENGINEER THAT THE REQUIRED IMPROVEMENTS HAVE BEEN SATISFACTORILY COMPLETED AS REQUIRED BY CLOSTER CODE CH. 167, SOIL MOVEMENT (Received from Deputy Treasurer 10/1/18)
14. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING ESCROW FUNDS IN THE TOTAL AMOUNT OF TO TWO (2) NAMED APPLICANTS DUE TO THE DETERMINATION OF THE BOROUGH ENGINEER THAT THE REQUIRED IMPROVEMENTS HAVE BEEN SATISFACTORILY COMPLETED IN ACCORDANCE WITH CLOSTER CODE CHAPTER 108, ARTICLE II, ZERO INCREASE IN STORM-WATER RUNOFF (Received from Deputy Treasurer 10/1/18)
15. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING LEGAL ESCROW FUNDS IN THE TOTAL AMOUNT OF \$3894.30 TO EIGHT (8) NAMED APPLICANTS DUE TO THE DETERMINATION OF THE PLANNING/ZONING BOARD PROFESSIONALS THAT THE REQUIRED IMPROVEMENTS HAVE BEEN SATISFACTORILY COMPLETED, ACCOUNTS VERIFIED BY LAND USE COORDINATORS FOR THE PLANNING BOARD AND ZONING BOARD OF ADJUSTMENT (Received from Deputy Treasurer 10/1/18)
16. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING ENGINEERING ESCROW FUNDS IN THE TOTAL AMOUNT OF \$1602.92 TO TWELVE (12) NAMED APPLICANTS DUE TO THE DETERMINATION OF THE PLANNING/ZONING BOARD PROFESSIONALS THAT THE REQUIRED IMPROVEMENTS HAVE BEEN SATISFACTORILY COMPLETED, ACCOUNTS VERIFIED BY LAND USE COORDINATORS FOR THE PLANNING BOARD AND ZONING BOARD OF ADJUSTMENT (Received from Deputy Treasurer 10/1/18)

CLOSTER MAYOR AND COUNCIL
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17. RESOLUTION HIRING JACOB KOUMBIS, PATRICK GABETTIE, CHRISTOPHER SCHRADER AS SEASONAL DRIVERS / LABORERS DEPARTMENT of PUBLIC WORKS AT A RATE OF \$18.00 PER HOUR, EFFECTIVE 10/15/18 UNTIL NO LATER THAN 12/28/18 (Received from Borough Administrator 10/2/18)
18. RESOLUTION AWARDED PURCHASE of EQUIPMENT FROM Certified Speedometer Service BOROUGH (BOND) ORDINANCE 2018:1241, Capital Account C-04-18-241-001-004 IN AN AMOUNT NOT TO EXCEED \$17,500.00 PER THE ATTACHED QUOTE DATED 8/20/18 (Received from Borough Administrator 10/3/18)
19. RESOLUTION TO FUND OR BOND IN THE EVENT OF SHORTFALL OF AVAILABLE FUNDS (Received from Borough Attorney 10/3/18)
20. RESOLUTION APPOINTING PIAZZA & ASSOCIATES, INC., OF 216 ROCKINGHAM ROW, PRINCETON, NEW JERSEY 08540 AS ADMINISTRATIVE AGENT IN ACCORDANCE WITH THE UNIFORM HOUSING AFFORDABILITY CONTROL ACT (Received from Borough Attorney 10/3/18)
21. RESOLUTION RENEWING LUSTRON HOUSE CARETAKER SERVICES CONTRACT TO PERFORM BASIC MAINTENANCE FOR A PERIOD OF ONE YEAR (Received from Borough Attorney 10/3/18)
22. RESOLUTION APPOINTING ARTHUR BRAUN DOLSON TEMPORARY/INTERIM QUALIFIED PURCHASING AGENT EFFECTIVE 10/1/18 TO 12/31/18 FOR A PRO RATA SALARY OF \$6,000.00 PER ANNUM (Received from Borough Attorney 10/3/18)

MOTIONS

23. MOTION APPROVING THE FOLLOWING MINUTES – NO ABSTENTIONS
 - a. REGULAR MEETING HELD SEPTEMBER 26, 2018
 - b. WORK SESSION HELD SEPTEMBER 26, 2018
24. MOTION GRANTING APPROVAL FOR BPOE #2304 CLOSTER LODGE, 148 RAILROAD AVENUE, CLOSTER, NJ 07624, TO CONDUCT AN OFF-PREMISE 50/50 CASH RAFFLE AT 148 RAILROAD AVENUE ON SATURDAY, 1/26/19 FROM 7 P.M. TO 11:30 P.M., DRAWING TO BE HELD AT 11:15 P.M. (Completed Application filed and appropriate fees paid 10/5/18)
25. MOTION APPROVING THE FOLLOWING APPOINTMENTS TO BOARDS AND COMMISSIONS NOT MADE AT THE REORGANIZATION MEETING HELD 1/2/18 (Not made to date):

<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

26. 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. 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

27. MOTION GRANTING APPROVAL FOR THE POLICE DEPARTMENT TO IMPOSE A 9:00 P.M. CURFEW ON CABBAGE NIGHT, TUESDAY, 10/30/18, AND HALLOWEEN, WEDNESDAY, 10/31/18 (Requested by Chief of Police 10/2/18)
28. REPORTS
 - a. CONSTRUCTION OFFICIAL – SEPTEMBER 2018 (Received 10/4/18)
 - b. CHIEF OF POLICE – SEPTEMBER 2018 (Received 10/10/18)

CLOSTER MAYOR AND COUNCIL
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7b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

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

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

Mayor Glidden noted that there was discussion of naming the playground at Ruckman Park after Mayor Emeritus Sophie Heymann. It was decided to reach out to her daughter to schedule same. Borough Attorney said there should be a Resolution on an upcoming Agenda.

31. ADJOURNMENT

Motion to adjourn the Regular Meeting at 10:02 p.m. was made by Councilwoman Latner, seconded by Councilwoman Witko and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council on
October 18, 2018 for approval at the
Regular Meeting to be held
October 24, 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 October 24, 2018
Consent Agenda Item No. 16a

Proclamation

Rabbi Fred Pomerantz

Whereas, the Governing Body of the Borough of Closter recognizes the invaluable contributions provided by **Rabbi Fred Pomerantz**, Rabbi Emeritus of Temple Beth El of Northern Valley, and;

Whereas, Rabbi Pomerantz provided selfless amounts of time in his role of a spiritual leader within the Borough for the betterment of the community and,

Whereas, Rabbi Pomerantz served the Borough of Closter through the many avenues and programs offered through the temple, while providing spiritual guidance to the community's volunteers following the September 11th attacks, and;

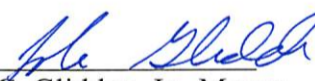
Whereas, Rabbi Pomerantz created a new Shabbat service that brought contemporary music to the traditional Jewish prayers used in worship, allowing many moderns to reconnect to Shabbat worship;

Whereas, Rabbi Pomerantz has been recognized by the Central Conference of American Rabbis and invited to join the seven person Liturgy Committee, writing several Liturgies that are used by over a million Reform Jews for the past 40 years;

Therefore, be it proclaimed in recognition of the 50th Anniversary as Rabbi, the Closter Mayor and Council do hereby name the 10th day of October in the year 2018 as Closter's official "**Rabbi Fred Pomerantz Day**"

Signed:




John C. Glidden, Jr., Mayor
Borough of Closter

BOROUGH OF CLOSTER

RESOLUTION ADOPTING ORDINANCE NO. 2018:1243

WHEREAS, public notice has been given by the Borough Clerk of the Borough of Closter that an Ordinance entitled:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS, SPECIFICALLY FOR PLANNING BOARD ENGINEERING ESCROW FEES

was introduced and passed at a meeting held on September 12, 2018 and that further consideration of said ordinance for final passage and the hearing of all persons interested in said ordinance would be conducted at this meeting; and

WHEREAS, all persons interested were given an opportunity to be heard concerning such ordinance;

NOW, THEREFORE, BE IT RESOLVED that said ordinance pass final reading and be published according to law.

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

Adopted: October 10, 2018

ATTEST:

APPROVED:

Loretta Castano
Loretta Castano, Borough Clerk

John C. Glidden, Jr.
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 October 10, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
ORDINANCE NO.: 2018:1243**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A301 OF THE
CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS,
SPECIFICALLY FOR PLANNING BOARD ENGINEERING ESCROW FEES**

WHEREAS, the Borough of Closter desires to amend Chapter A301 of the Code of the Borough of Closter regarding fees and deposits; and

WHEREAS, the Governing Body has been requested by the Borough Planning Board to amend the Borough Planning Board Fee Schedule regarding engineering escrows; and

WHEREAS, the Ordinance and Legislative Committee has reviewed the proposed changes and recommends same for adoption; and

WHEREAS, the Borough Attorney has reviewed it and has found it to be in order.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Closter, County of Bergen and State of New Jersey as follows:

Section 1. §A301 E; Land Use Fees , (1) Planning Board (i):

Delete first sentence in Sub-section (i) in its entirety and replace it with the following text:

(i) An escrow deposit of \$700 for a major soil moving application in order to conduct the required engineering review.

The rest of the paragraph shall remain unchanged.

Section 2. §A301 E. Land Use Fees (4)(a)[1][a] Minor Subdivision

Delete Sub-section (1) in its entirety and replace it with the following text:

(4)(b)[1] Minor Subdivision \$800.00.

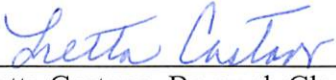
Section 3.

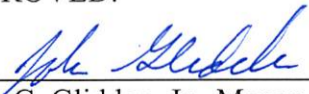
If any sentence, section, clause or other portion of this Ordinance or the application thereof to any person or circumstance shall, for any reason, be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not effect, impair or repeal the remainder of this Ordinance. All Ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

This Ordinance shall take effect immediately upon final passage and publication as required by law.

COUNCIL PERSON	MOTION	SECOND	YES	NO	ABSENT	ABSTAIN
Councilwoman Witko			×			
Councilwoman Latner		×	×			
Councilman Devlin	×		×			
Councilman Yammarino			×			
Councilwoman Chung			×			
Councilwoman Amitai			×			

Introduced: September 12, 2018
Adopted: October 10, 2018

ATTEST:

Loretta Castano, Borough Clerk

APPROVED:

John C. Glidden, Jr., Mayor

Certified to be a true copy of an Ordinance adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held October 10, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION ADOPTING ORDINANCE NO. 2018:1244

WHEREAS, public notice has been given by the Borough Clerk of the Borough of Closter that an Ordinance entitled:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 127-6, AND A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS, SPECIFICALLY FOR HAWKERS AND PEDDLERS, POLICE DEPARTMENT

was introduced and passed at a meeting held on September 12, 2018 and that further consideration of said ordinance for final passage and the hearing of all persons interested in said ordinance would be conducted at this meeting; and


WHEREAS, all persons interested were given an opportunity to be heard concerning such ordinance;

NOW, THEREFORE, BE IT RESOLVED that said ordinance pass final reading and be published according to law.

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


Adopted: October 10, 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 October 10, 2018.

 Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
ORDINANCE NO.: 2018:1244**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 127-6, AND A301 OF THE
CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS,
SPECIFICALLY FOR HAWKERS AND PEDDLERS, POLICE DEPARTMENT**

WHEREAS, the Borough of Closter desires to amend Chapter 127-6 and Chapter A301 G-17(a) of the Code of the Borough of Closter; and

WHEREAS, the proposed changes were received by the Ordinance and Legislative Committee which recommends that they be adopted by the Governing Body; and

WHEREAS, the Borough Attorney has reviewed the changes and has found same to be in order.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Closter, County of Bergen and State of New Jersey as follows:

Section 1. The title of Chapter 127-6, "**Hawkers and peddlers license required; application**" shall be amended and re-named as follows: "**Peddlers, Hawkiers, Solicitors & Canvassers; license required; application.**"

Section 2. §127-6A, Purpose, shall be amended as follows:

Delete the existing Section A, Purpose, and replace it with the following:

Purpose. The Mayor and Council recognize that a person may have a right to go from place to place selling one's wares, but not to remain indefinitely at a fixed location. Abutting property owners, tenants and/or lawful occupiers of land and buildings have a right to unobstructed access to their property and the public has a right of passage over streets and sidewalks. A peddler, as defined in this section, does not have the right to operate from a fixed place of sale nor on a sidewalk. Furthermore, because of the transient nature of their business, peddlers pose special problems to their customers. A customer who wishes to complain ought to be able to verify a purchase from an examination of the receipt at the time he or she locates a peddler.

The Mayor and Council further recognize that persons have a constitutional right to engage in certain expressive activities, but also that door-to-door canvassing and solicitation creates unique and legitimate concerns among residents of the Borough about unwanted intrusions into privacy, potential criminal and/or fraudulent activities, and overall safety within the community. This section is enacted under the municipality's general police to ensure the safe and orderly flow of pedestrians and vehicular traffic, protect consumers and avoid altercations between consumers and peddlers, prevent unwelcome intrusions into residents' privacy, and promote the general safety and welfare of the community.

Section 3. §127-6B, Definitions, shall be amended as follows:

Add the following definition:

SOLICITOR or CANVASSER— (a) Any person traveling from house to house or from street to street either (a) taking or attempting to take orders for the sale of goods, wares or merchandise, subscriptions or personal property of any nature whatsoever for future delivery or for services to be furnished or performed in the future, whether or not the individual has, carries or exposes for sale a sample of such or whether he is collecting advance payment on such sales or not; (b) any person engaged in soliciting information and going from house to house or from street to street for the purpose of conducting a poll, survey or similar activity for any purpose; (c) any person conducting a solicitation, as defined herein, or requesting contributions of any kind and going from house to house or from street to street on the public streets.

Delete the existing definition of SOLICIT AND SOLICITATION and replace it with the following:

SOLICIT and SOLICITATION — The request, directly or indirectly, for the donation of money, property, anything of value or financial assistance of any kind, and shall include the selling or offering for sale of any property, real or personal, tangible or intangible, whether of value or not, including but not limited to goods, books, tags, service emblems, tickets, publications or subscriptions to publications or brochures, and conducted from house to house or on the public streets. A "solicitation" is complete when the solicitation is communicated to any individual then located within the corporate limits of the Borough. "Canvass" and "canvassing" are included within this definition, regardless of whether or not the person engaged in canvassing requests money, credit, property, financial assistance, support, or any other thing of value.

Section 4. §127-6C shall be amended as follows:

Delete subsections (8) and (10).

Section 5. §127-6(F) (1–14) shall be amended as follows:

Delete the current text and replace same with the following sections F and G:

F. Unlawful Solicitation. It shall be unlawful for any person directly or through an agent or employee, or for a peddler, solicitor or canvasser, to ply or conduct his trade or solicitation within the Borough of Closter without having first obtained a license from the Borough Clerk as hereinafter provided.

(1) It shall be unlawful for any person, individually or as the agent or employee of a person, or for any peddler, solicitor or canvasser to ply or conduct his trade or solicitation within the Borough unless his principal or employer has received a license, as hereinafter provided.

(2) It shall be unlawful for any person or for any peddler, solicitor, or canvasser to ply or conduct his trade or solicitation within the Borough without visibly displaying an identification card issued to that person by the Chief of Police, as hereinafter provided.

(3) It shall be unlawful for any peddler, solicitor, or canvasser to ply or conduct his trade or to solicit before 9:00 a.m. or after 9:00 p.m. or on Sundays or holidays.

(4) It shall be unlawful for any person, directly or through an agent or employee, or for any peddler, solicitor, or canvasser to ply or conduct his trade or to solicit within the Borough of Closter after expiration of any license.

(5) It shall be unlawful for any person engaged in solicitation or for any peddler, solicitor, or canvasser to knock at the door or ring the doorbell of any home, apartment, or any other dwelling unit in the Borough which is either listed on the Borough's Do-Not-Knock Registry or upon which is clearly displayed at the entrance a notice or sign which reads "No Solicitations" or which otherwise clearly purports to prohibit solicitation on the premises, unless such person is or has been invited upon the premises by the occupant thereof.

G. Application for License Required. All persons, except as otherwise provided in this Chapter or by law, desiring to solicit for charitable or other purposes or to peddle, solicit, or canvass within the Borough shall file with the Police Department prior to any solicitation a solicitation application on forms provided by the Police Department containing the following information:

(1) the name of the person applying and desiring to solicit or peddle, solicit, or otherwise canvass.

(2) whether the person applying is a natural person, partnership, or corporation and:

i. if a natural person, the business and residence address and telephone number must be given;

ii. if a partnership, the names of all partners and the principal business address and telephone number of each partner must be given;

iii. if a corporation, the person registering must state whether it is organized under the laws of New Jersey or is a foreign corporation and must state the mailing address, the business location, the telephone number, and the name of the individual in charge of the local office of such corporation.

(3) the name, address, date of birth, social security number, personal photograph(s) and complete driver's license information of the person or persons who shall be conducting the solicitation or otherwise peddling, soliciting or canvassing.

(4) a brief description of the nature of the business and the goods to be sold or services to be performed for which funds are to be solicited and an explanation of the intended use of the funds toward that purpose.

(5) the time period within which the solicitation or the peddling, soliciting, or canvassing is to be conducted, giving the date of the commencement and termination of the effort.

(6) if a vehicle or vehicles are to be used in the solicitation, a description of the same, including, year, make and model, together with a license plate number, registration certificate information and liability insurance information or other satisfactory means of identification.

(7) the names of any other municipalities in which the person applying has solicited or otherwise peddled, solicited, or canvassed within the previous twelve months.

(8) whether a license or certificate of registration has ever been revoked by a municipality.

(9) whether the applicant has ever been convicted of a violation of a felony under the laws of this state or any other state or federal law of the United States.

Section 6. §127-6G shall be amended as follows:

Re-letter existing Section G as Section H. Delete the existing text, and replace it with the following:

H. Review of Application; Duty of Police to Enforce.

(1) The Police Department shall review the license application to determine its compliance with the terms of this Chapter within 48 hours after receipt of same. If the person applying for the license registering has not complied with the requirements of this Chapter, the Chief of Police will notify the applicant and specifically point out the information that has not been furnished or that is required before the application can be submitted to the Governing Body for approval. Thereafter, upon receipt of a completed application and payment of the prescribed fee (or in the event the applicant who is not required to pay a fee), the Borough Clerk shall place the approval of the application on the Governing Body's next scheduled council meeting for consideration. The Chief of Police shall thereafter issue a license within 48 hours of Governing Body approval, or notify the person applying for the license either that the application has been denied or that it still does not comply with the requirements of this Chapter and specifically point out the information that has not been furnished or that is required before a license can be issued.

(2) The Chief of Police may, upon review of the application, refuse to issue a license to the applicant for any of the following reasons:

- a. the location and time of the activities described in the application do not conform to the requirements of this Chapter or would endanger the safety and welfare of the applicant or its customers;
- b. an investigation reveals that the applicant falsified information on the application;
- c. the applicant has been convicted of a felony, misdemeanor, or ordinance violation involving a sex offense, trafficking in controlled substances, or any violent acts against persons or property; or
- d. the applicant is a person against whom a judgment based upon, or conviction for, fraud, deceit, or misrepresentation has been entered within the five years immediately preceding the date of application.

The disapproval of the Chief of Police and the reasons for disapproval shall be noted on the application and the applicant shall be notified that his application is disapproved and that no permit will be issued. Notice shall be mailed to the applicant at the address shown on the application form, or at the applicant's last known address.

(3) It shall be the duty of any Police Officer of the Borough to require any persons seen peddling, and who is not known by such officer to be duly licensed, to produce its solicitors/peddler's license and to enforce the provisions of this section against any person found to be in violation of the same.

Section 7. §127-6H shall be amended as follows:

Re-letter existing Section H as Section I. Delete the first sentence of existing section H and replace it with the following (all other text shall remain as is):

"All peddler's and solicitor's licenses shall expire one year after the date of issuance..."

Section 8. §127-6I, Exemptions, shall be amended as follows:

Re-letter existing Section I as Section J. Delete the existing sub-section (8) and replace it with the following:

Door-to-door canvassing or solicitation or other entry upon private property by persons seeking to engage in anonymous political or religious speech or advocating political, religious, social or charitable causes but whose primary purpose is not to request money, credit, property, financial assistance, support, or any other things of value, as well as persons representing any charitable and philanthropic entity which qualifies for tax-exempt status under the Internal Revenue Code; qualifies for exemption from property tax under N.J.S.A. 54:4-3.6; qualifies for exemption from sales tax under N.J.S.A. 54:32B-9; or was created under or is otherwise subject to the provisions of Title 15A of the New Jersey Statutes, shall be exempt from the licensing provisions of this Chapter. Such exempt persons shall be subject to the time and place restrictions on canvassing in

this Chapter, including adherence to the Do-Not-Knock Registry, and shall obtain a copy of the Borough's Do-Not-Knock Registry from the Borough Clerk upon request.

Section 9. *Add the following section:*

K. Do-Not-Knock Registry. The Borough Clerk shall prepare a list of addresses of those premises where the owner and/or occupant has notified the Clerk that transient merchants, itinerant merchants, itinerant vendors, peddlers, canvassers, solicitors and door-to-door sales enterprises are not permitted on the premises (hereinafter referred to as the "Do-Not-Knock Registry").

- (1) Notification shall be by completion of a form available at the Borough Clerk's office during normal business hours. The registry shall be updated from time to time but at least by January 1 of each year.
- (2) Any owner and/or occupant who has requested enlistment on the Do-Not-Knock Registry shall be able to purchase from the Clerk's office, for a nominal fee, a sticker for display at his or her or its premises indicating enlistment on the Do-Not-Knock Registry.
- (3) The Borough Clerk shall submit the Do-Not-Knock Registry list to the Chief of Police at least biannually to be distributed to applicants for a permit to peddle, canvass, itinerant vend or otherwise door-to-door sell or canvass pursuant to the provisions of this Chapter. The licensee shall not peddle, solicit canvass, itinerant vend or conduct door-to-door sales or solicitations at any premises identified on the then current Do-Not-Knock Registry.
- (4) Any canvasser, peddler, itinerant vendor, itinerant merchant, solicitor or door-to-door sales person or canvasser who violates any provision of this Chapter shall be:
 - (a) subject to the maximum fines as provided in this Article;
 - (b) subject to a one-year revocation of any license issued pursuant to the within chapter; and
 - (c) ineligible to receive a new license pursuant to this Chapter for a one-year period coinciding with the terms of one-year revocation noted in Subsection (b), above.

Section 10. §A301 §G, Police Department shall be amended as follows:

(17) Hawkers, peddlers, solicitors and street vendors;

(a) hawkers/canvassers/solicitors; \$75.00 per individual going door-to-door to defray the cost to the Borough of processing, verifying and supervising the application information as set forth in this Chapter.

Section 11. A copy of this Ordinance shall be forwarded by the Borough Clerk to the Chief of Police.

Section 12. If any sentence, section, clause or other portion of the Ordinance, or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this Ordinance. All Ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency. This Ordinance shall take effect immediately upon final passage and publication as required by law.


This Ordinance shall take effect immediately upon final passage and publication as required by law.

COUNCIL PERSON	MOTION	SECOND	YES	NO	ABSENT	ABSTAIN
Councilwoman Witko		X	X			
Councilwoman Latner			X			
Councilman Devlin	X		X			
Councilman Yammarino			X			
Councilwoman Chung			X			
Councilwoman Amitai			X			

Introduced: September 12, 2018

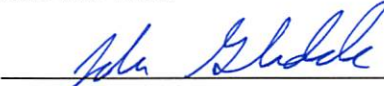
Adopted: October 10, 2018

ATTEST:



 Loretta Castano, Borough Clerk

APPROVED:



 John C. Glidden, Jr., Mayor

Certified to be a true copy of an Ordinance adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held October 10, 2018.

 Loretta Castano, Borough Clerk

THE BOROUGH OF CLOSTER, NJ
 BERGEN COUNTY, NJ

WHEREAS, the claims listed below have been authorized and approved by the Chairman of the Committee, examined by the Finance Committee, and found correct. Therefore

BE IT RESOLVED, that the Mayor and Council hereby authorize the payment of these claims, and that warrants be drawn therefore when funds are available.

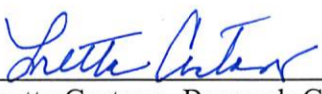
Budgeted	Amount
Closter Board of Education September 18'	\$1,588,344.58
Northern Valley High School September 18'	\$1,163,272.40
2017 Budget Appropriations	\$2,292.50
2018 Budget Appropriations – Operating Expenses	\$338,731.30
Payroll 09/14/18	\$276,922.42
Payroll 09/28/18	\$316,148.15
Current Treasury Account September 13, 2018 – October 10, 2018	\$3,685,711.35

Capital and Trust	Amount
Capital	\$39,790.72
Escrow Trust	\$15,647.39
Recreation	\$16,850.80
Housing Trust	\$4,441.60

The foregoing resolution was adopted at a meeting of the Mayor and Council held on October 10, 2018

Attest:

Approved:



 Loretta Castano, Borough Clerk



 John C. Glidden, Jr., Mayor

October 4, 2018
04:38 PM

BOROUGH OF CLOSTER
Check Register By Check Date

Page No: 1

Range of Checking Accts: 01CURRENT to 13TRUST Range of Check Dates: 09/13/18 to 10/10/18
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
01CURRENT		CURRENT TREASURY ACCOUNT			
12275	09/13/18	DENNI000 CHIEF DENNIS KAIN	285.00		4324
12276	09/13/18	INTER060 INTERSTATE 9W AUTO BODY	907.69		4324
12277	09/13/18	ROCKL015 ROCKLAND ELECTRIC COMPANY	8,866.96		4327
12278	09/13/18	UNITE020 SUEZ WATER NEW JERSEY	14,626.12		4327
12279	09/13/18	VERIZ015 VERIZON COMMUNICATIONS	141.48		4327
12280	09/13/18	ROCKL015 ROCKLAND ELECTRIC COMPANY	550.05		4328
12281	09/13/18	BREWS020 ANN BREWSTER	17.76		4329
12282	09/13/18	TCTA0000 TCTA OF BERGEN COUNTY	35.00		4330
12283	09/17/18	DIVIS000 DIVISION OF FIRE & SAFETY	91.00		4332
12284	09/19/18	NJLEA000 NJ LEAGUE OF MUNICIPALITIES	550.00		4334
12285	09/20/18	DIREC000 DIRECT ENERGY BUSINESS	4,041.64		4335
12286	09/20/18	SPECTR00 SPECTROTEL	2,422.75		4335
12287	09/26/18	CLOST070 CLOSTER PUBLIC LIBRARY	59,836.75		4337
12288	09/26/18	NJLEA000 NJ LEAGUE OF MUNICIPALITIES	165.00		4338
12289	09/26/18	PAULC020 PAUL COWIE & ASSOCIATES	2,062.50		4338
12290	09/26/18	RACHL000 RACHLES/MICHELE'S OIL CO., INC	5,384.18		4338
12291	09/26/18	TRINI005 TRINITY BROKERAGE, INC.	1,000.00		4338
12292	09/26/18	HORIZ000 HORIZON BCBSNJ	14,838.40		4339
12293	09/27/18	DELAG000 DE LAGE LANDEN FINANCIAL SVC.	1,017.03		4346
12294	09/27/18	PAYRO000 PAYROLL AGENCY ACCOUNT	19.37	09/27/18 VOID	4346
12295	09/27/18	CAESA000 CAESARS CONVENTIONRESERVATTION	3,140.00		4348
12296	09/28/18	CABLE000 OPTIMUM	146.93		4351
12297	09/28/18	DIREC001 DIRECT ENERGY BUSINESS	60.64		4351
12298	09/28/18	PUBLI000 PUBLIC SERVICE ELECTRIC & GAS	540.67		4351
12299	09/28/18	ROCKL015 ROCKLAND ELECTRIC COMPANY	2,536.04		4351
12300	09/28/18	STAND000 STANDARD INSURANCE COMPANY	1,057.31		4351
12301	09/28/18	VERIZ020 VERIZON WIRELESS	1,248.35		4351
12302	10/01/18	BORGA005 BORGATA HOTEL CASINO & SPA/	942.00		4352
12303	10/01/18	NJLEA000 NJ LEAGUE OF MUNICIPALITIES	70.00		4352
12304	10/01/18	NATIO005 NATIONAL BENEFIT SERVICES, LLC	17.50		4353
12305	10/10/18	ALFON000 ALFONSO DIASPARRA	245.33		4354
12306	10/10/18	ALPHO000 ALPHONSO H. YOUNG JR.	2,504.57		4354
12307	10/10/18	ANDRE010 ANDREW ORLICH	980.37		4354
12308	10/10/18	CHIEF000 DAVID BERRIAN	733.64		4354
12309	10/10/18	DAVID050 DAVID HOLLENDER	756.85		4354
12310	10/10/18	DONAL010 DONALD NICOLETTI	2,504.57		4354
12311	10/10/18	DONDE000 DONN DEEGAN	2,197.85		4354
12312	10/10/18	DONOV000 DONOVAN BLADES	502.15		4354
12313	10/10/18	ELVIR000 ELVIRA TESTA CAPUTO	245.33		4354
12314	10/10/18	JAMES000 JAMES B. WINTERS	2,504.57		4354
12315	10/10/18	JAMES035 JAMES GORDON	394.01		4354
12316	10/10/18	JAMES080 JAMES G. GABETTIE	245.33		4354
12317	10/10/18	JEROM000 JEROME IKALOWYCH	2,504.57		4354
12318	10/10/18	JOSEP020 JOSEPH CORVELLI	743.35		4354
12319	10/10/18	KEVIN000 KEVIN M. DOERR	2,504.57		4354
12320	10/10/18	MICHA026 MICHAEL DILUZIO	245.33		4354
12321	10/10/18	NORMA010 NORMA T. KETLER	245.33		4354
12322	10/10/18	RICHA040 RICHARD D'AMICO	756.85		4354
12323	10/10/18	ROBER015 ROBERT C. TALMO	463.01		4354

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
01CURRENT		CURRENT TREASURY ACCOUNT		Continued
12324	10/10/18	RONAL010 RONALD GAFFNEY	240.83	4354
12325	10/10/18	THOMA025 THOMAS MCNAMARA	463.01	4354
12326	10/10/18	TIMOTH00 TIMOTHY CONWAY	2,384.39	4354
12327	10/10/18	WILLI050 WILLIAM KUNZE	245.33	4354
12328	10/10/18	WILLI060 WILLIAM T. BREWSTER	519.34	4354
12329	10/10/18	WMCLO000 W. MCLOUGHLIN	2,504.57	4354
12330	10/10/18	ACTIO010 ACTION RUBBER & INDUSTRIAL	634.20	4355
12331	10/10/18	AIRGA000 AIRGAS USA, LLC	28.00	4355
12332	10/10/18	AMGRA000 AM GRAPHICS CO., INC.	135.00	4355
12333	10/10/18	ARCOS005 ARCO STEEL CO.	2,125.00	4355
12334	10/10/18	BEATT000 BEATTIE PADOVANO, LLC	2,756.60	4355
12335	10/10/18	CLIFF000 CLIFFSIDE BODY CORPORATION	302.05	4355
12336	10/10/18	CUSTO001 CUSTOM BANDAG INC	2,892.92	4355
12337	10/10/18	DECOT000 DECOTIIS, FITZPATRICK, COLE &	568.87	4355
12338	10/10/18	DELUX000 DELUXE INTERNATIONAL TRUCKS	2,727.05	4355
12339	10/10/18	DEPEN005 DEPENDABLE HYDRAULIC SALES	1,510.00	4355
12340	10/10/18	DOORW007 DOOR WORKS, INC.	3,646.15	4355
12341	10/10/18	DTRAU000 DTR AUTOMOTIVE SERVICE	310.00	4355
12342	10/10/18	ELKRI005 ELK RIVER SYSTEMS, INC.	88.66	4355
12343	10/10/18	GALLS000 GALL'S INC.	101.97	4355
12344	10/10/18	GTLIN000 GTL, INC., T/A	854.75	4355
12345	10/10/18	INTER065 INTERSTATE WASTE SERVICES OF	22,484.03	4355
12346	10/10/18	JESCO000 JESCO INC.	4,018.23	4355
12347	10/10/18	JPMON005 JPMONZO, MUNICIPAL	50.00	4355
12348	10/10/18	LERCH000 LERCH, VINCI & HIGGINS, LLP	230.00	4355
12349	10/10/18	LOWES000 LOWE'S	162.10	4355
12350	10/10/18	LUBEN005 LUBENET, LLC	559.00	4355
12351	10/10/18	LUPAR000 LUPARDI'S NURSERY INC.	2,704.00	4355
12352	10/10/18	MAHSS000 MAHWAH SALES AND SERVICE, INC	855.00	4355
12353	10/10/18	METRO015 METRO LANDSCAPE IRRIGATION INC	1,921.70	4355
12354	10/10/18	MID-B000 MID-BERGEN REGIONAL HEALTH COM	17,375.00	4355
12355	10/10/18	MITCH005 MITCHELL HUMPHREY & CO.	2,650.00	4355
12356	10/10/18	NEOPO025 NEOPOST USA INC.	432.51	4355
12357	10/10/18	NORTH010 NORTH JERSEY MEDIA GROUP	48.75	4355
12358	10/10/18	NORTH025 NORTHEAST FIRE & SAFETY EQUIP.	1,053.95	4355
12359	10/10/18	ORGAN005 ORGANIC RECYCLING INC NY	480.00	4355
12360	10/10/18	PARTS003 PARTS AUTHORITY, INC.	1,022.55	4355
12361	10/10/18	PGAUT006 P&G AUTO INC.	2,895.07	4355
12362	10/10/18	POWER005 POWER PLACE INC	1,793.15	4355
12363	10/10/18	PRECA000 PRECAST CONCRETE SALES CO.	824.96	4355
12364	10/10/18	RACHL000 RACHLES/MICHELE'S OIL CO., INC	14,852.88	4355
12365	10/10/18	READY005 READY REFRESH BY NESTLE	108.98	4355
12366	10/10/18	REINE000 REINER & CO	280.00	4355
12367	10/10/18	ROBER060 ROBERT'S & SON INC	299.00	4355
12368	10/10/18	RUDYS000 RUDY'S RISTORANTE	135.03	4355
12369	10/10/18	RUGGE000 SMITTY'S PRODUCTIONS INC	241.12	4355
12370	10/10/18	SPECI003 SPECIALTY AUTOMOTIVE EQUIPMENT	250.00	4355
12371	10/10/18	STORR000 STORR TRACTOR COMPANY	180.88	4355
12372	10/10/18	SUNSE000 SUNSET CAR WASH	56.00	4355
12373	10/10/18	TENAF015 TENAFLY MOWER SERVICE, INC.	487.55	4355
12374	10/10/18	TIMME000 TIMMERMAN EQUIPMENT CO.	170.96	4355
12375	10/10/18	TRI-C005 TRI-COUNTY TERMITE & PEST	50.00	4355

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
01CURRENT					
		CURRENT TREASURY ACCOUNT	Continued		
12376	10/10/18	TROYB005 TROY & BANKS, INC.	108.00		4355
12377	10/10/18	VERME000 VERMEER N ATLANTIC SALES & SVC	733.72		4355
12378	10/10/18	WORKA005 WORK AREA PROTECTION CORP.	1,298.00		4355
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 103	1	253,727.14	19.37
		Direct Deposit: 0	0	0.00	0.00
		Total: 103	1	253,727.14	19.37
04CAPITAL					
		CAPITAL ACCOUNT			
994	09/26/18	CURRE000 CURRENT TREASURY FUND	450.00		4340
995	09/28/18	TREAS010 TREASURER STATE OF NEW JERSEY	890.00		4350
996	10/10/18	BOSWE000 BOSWELL MCCLAVE ENGINEERING IN	21,013.13		4356
997	10/10/18	DECOT000 DECOTIIS, FITZPATRICK, COLE &	5,280.03		4356
998	10/10/18	L3COM000 L3 MOBILE-VISION INC.	5,330.50		4356
999	10/10/18	PANNI005 PANNIER GRAPHICS	2,876.00		4356
1000	10/10/18	SPECT010 SPECTRUM COMMUNICATIONS	3,951.06		4356
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 7	0	39,790.72	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 7	0	39,790.72	0.00
12 COAH ACCOUNT					
		COAH ACCOUNT INVESTORS			
73	10/10/18	CHRIS037 CHRISTOPHER P. STATILE, P.A.	4,350.00		4357
74	10/10/18	DECOT000 DECOTIIS, FITZPATRICK, COLE &	91.60		4357
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 2	0	4,441.60	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 2	0	4,441.60	0.00
13 DEV ESCROW					
		ESCROW MUNIDEX CHECKING 1			
1682	10/10/18	BEATT000 BEATTIE PADOVANO, LLC	209.80		4358
1683	10/10/18	BOSWE000 BOSWELL MCCLAVE ENGINEERING IN	101.00		4358
Checking Account Totals					
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
		Checks: 2	0	310.80	0.00
		Direct Deposit: 0	0	0.00	0.00
		Total: 2	0	310.80	0.00
13 DEV ESCROW 2					
		ESCROW EDMUNDS CHECKING 2			
3107	10/10/18	BEATT000 BEATTIE PADOVANO, LLC	3,710.60		4359
3108	10/10/18	BOSWE000 BOSWELL MCCLAVE ENGINEERING IN	0.00	10/10/18 VOID	0
3109	10/10/18	BOSWE000 BOSWELL MCCLAVE ENGINEERING IN	8,287.40		4359
3110	10/10/18	CHRIS037 CHRISTOPHER P. STATILE, P.A.	877.50		4359
3111	10/10/18	DECOT000 DECOTIIS, FITZPATRICK, COLE &	337.90		4359
3112	10/10/18	DOLAN005 DOLAN & DEAN CONSULTING	1,189.25		4359
3113	10/10/18	LGBET005 LG BETA I, LLC	269.69	10/10/18 VOID	4362 (Reason: WRONG ADDRESS)
3114	10/10/18	LGBET005 LG BETA I, LLC	369.98		4363

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BOROUGH OF CLOSTER
Check Register By Check Date

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
13 DEV ESCROW 2 ESCROW EDMUNDS CHECKING 2 Continued					
Checking Account Totals			<u>Paid</u>	<u>Void</u>	
	Checks:		6	2	
	Direct Deposit:		0	0	
	Total:		<u>6</u>	<u>2</u>	
			<u>14,772.63</u>	<u>269.69</u>	
			<u>0.00</u>	<u>0.00</u>	
			<u>14,772.63</u>	<u>269.69</u>	
13TRUST Trust Checking					
345	10/10/18	PBAL0000 PBA LOCAL #233 - CLOSTER PD	563.96		4360
Checking Account Totals			<u>Paid</u>	<u>Void</u>	
	Checks:		1	0	
	Direct Deposit:		0	0	
	Total:		<u>1</u>	<u>0</u>	
			<u>563.96</u>	<u>0.00</u>	
			<u>0.00</u>	<u>0.00</u>	
			<u>563.96</u>	<u>0.00</u>	
Report Totals					
	Checks:		121	3	
	Direct Deposit:		0	0	
	Total:		<u>121</u>	<u>3</u>	
			<u>313,606.85</u>	<u>289.06</u>	
			<u>0.00</u>	<u>0.00</u>	
			<u>313,606.85</u>	<u>289.06</u>	

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	7-01	2,292.50	0.00	0.00	2,292.50
CURRENT FUND	8-01	251,434.64	0.00	0.00	251,434.64
GENERAL CAPITAL FUND	C-04	39,790.72	0.00	0.00	39,790.72
HOUSING TRUST FUND	T-12	4,441.60	0.00	0.00	4,441.60
OTHER TRUST FUND	T-13	563.96	0.00	0.00	563.96
Year Total:		5,005.56	0.00	0.00	5,005.56
Total of All Funds:		298,523.42	0.00	0.00	298,523.42

Project Description	Project No.	Project Total
19 VER VALEN ST	030-690102	101.00
511 DURIE AVE	040-704000	209.80
511 DURIE AVE	2010038277	405.00
49 ROBINHOOD AVE	2010038293	100.29
49 ROBINHOOD AVE	2010038624	269.69
597 PIERMONT ROAD	2010048284	445.00
516 RUCKMAN ROAD	2010048482	312.81
76 HICKORY LANE	2010048698	621.81
597 PIERMONT ROAD	2010049100	1,189.25
248 ANDERSON AVE	2010055008	249.76
63 JOHN ST	2010055180	43.00
51 JOHN ST	2010055198	43.00
11 WILLIS DRIVE	2010055594	70.00
32 REYERSON PLACE	2010055776	722.81
31 YALE PLACE	2010055958	738.62
411 PIERMONT ROAD	2010057005	20.00
597 PIERMONT RD	2010057008	255.00
132 ANDERSON AVE	2010057014	412.72
585 HIGH STREET	2010057020	660.00
11 WILLIS DRIVE	2010057023	1,157.35
95 HIGH STREET	2010057024	120.00
132 HERBERT AVE	2010057028	267.90
132 HERBERT AVE	2010057029	195.00
132 HERBERT AVE	2010057033	877.50
511 DURIE AVE	2010057036	1,740.40
511 DURIE AVE	2010057037	3,544.00
14 O'SHAUGNESSY LANE	2010057041	311.72

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Check Register By Check Date

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Project Description	Project No.	Project Total
Total of All Projects:		<u>15,083.43</u>

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BOROUGH OF CLOSTER
Check Register By Check Date

Page No: 1

Range of Checking Accts: 14RECREATION to 14RECREATION Range of Check Dates: 09/13/18 to 10/10/18
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
14RECREATION SPECIAL RECREATION ACCOUT					
486	09/13/18	HENRY000 HENRY SCHEIN, INC.	436.23		4325
487	10/10/18	ADMAN000 AD MANUFACTURING CORP.	2,281.20		4361
488	10/10/18	DTPNI005 DTPN, INC. STATION SPORTSWEAR	2,691.50		4361
489	10/10/18	EJGSP000 EJG SPORTS	998.37		4361
490	10/10/18	FUNTI005 FUN TIME ENTERTAINMENT, LLC	2,550.00		4361
491	10/10/18	METUC000 METUCHEN CENTER INC.	7,893.50		4361

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	6	0	16,850.80	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	6	0	16,850.80	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	6	0	16,850.80	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	6	0	16,850.80	0.00

October 4, 2018
04:40 PM

BOROUGH OF CLOSTER
Check Register By Check Date

Page No: 2

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
RECREATION TRUST	T-14	16,850.80	0.00	0.00	16,850.80
Total of All Funds:		<u>16,850.80</u>	<u>0.00</u>	<u>0.00</u>	<u>16,850.80</u>

October 4, 2018
04:44 PM

BOROUGH OF CLOSTER
Check Register By Check Date

Page No: 1

Range of Checking Accts: 17FOODLOCKER to CURRENT-MANUAL Range of Check Dates: 09/13/18 to 10/10/18
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CURRENT-MANUAL	CURRENT - MANUAL				
809131	09/13/18	CLOST010 CLOSTER BOARD OF EDUCATION	1,588,344.58		4326
809132	09/13/18	NORTH065 NORTHERN VALLEY HIGH SCHOOL	1,163,272.40		4326
809171	09/17/18	PAYR0000 PAYROLL AGENCY ACCOUNT	111.66		4333
809261	09/26/18	PAYR0000 PAYROLL AGENCY ACCOUNT	13,158.37		4341
809264	09/26/18	BORO0000 BORO OF CLOSTER - PAYROLL ACCT	302,989.78		4345
809265	09/26/18	PAYR0000 PAYROLL AGENCY ACCOUNT	55.36		4344
809266	09/26/18	PAYR0000 PAYROLL AGENCY ACCOUNT	19.37		4347
810091	10/09/18	NJSHB000 NJSHBP	87,110.27		4349

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	8	0	3,155,061.79	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	8	0	3,155,061.79	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	8	0	3,155,061.79	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	8	0	3,155,061.79	0.00

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	7-01	728.00	0.00	0.00	728.00
CURRENT FUND	8-01	3,154,333.79	0.00	0.00	3,154,333.79
Total of All Funds:		<u>3,155,061.79</u>	<u>0.00</u>	<u>0.00</u>	<u>3,155,061.79</u>

October 4, 2018
04:53 PM

BOROUGH OF CLOSTER
Check Register By Check Id

Page No: 1

Range of Checking Accts: CURRENT-MANUAL to CURRENT-MANUAL Range of Check Ids: 809111 to 809114
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
809111	09/11/18	PAYR0000 PAYROLL AGENCY ACCOUNT	12,167.46		4320
809114	09/11/18	BOROG000 BORO OF CLOSTER - PAYROLL ACCT	264,754.96		4323

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	276,922.42	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	<u>2</u>	<u>0</u>	<u>276,922.42</u>	<u>0.00</u>

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	7-01	728.00	0.00	0.00	728.00
CURRENT FUND	8-01	276,194.42	0.00	0.00	276,194.42
Total of All Funds:		<u>276,922.42</u>	<u>0.00</u>	<u>0.00</u>	<u>276,922.42</u>


CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS

Borough of Closter Council

As the Chief Financial Officer of the Borough of Closter, responsible for the maintenance of the financial records of the Municipality, I hereby certify that adequate funds have been appropriated. All funds are available for the aforementioned purpose and that payment of perspective contract price will be charged against and not to exceed the amount appropriated in the:

Closter Board of Education - September 18'	1,588,344.58
Northern Valley High School - September 18'	1,163,272.40
2017 Budget Appropriations - Operating	2,292.50
2018 Budget Appropriations - Operating	338,731.30
Payroll 09/14/18	276,922.42
Payroll 09/28/18	316,148.15
Total Current Treasury 09/13 - 10/10/2018	<u>\$3,685,711.35</u>

Capital	\$	39,790.72
Escrow Trust Account	\$	15,647.39
Housing Trust	\$	4,441.60
Recreation Trust	\$	16,850.80



Joseph Luppino
Chief Finance Officer
Borough of Closter

Dated: October 10, 2018

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION OPPOSING CONSTRUCTION OF
NORTH BERGEN LIBERTY GENERATING POWER PLANT**

WHEREAS, Los Angeles based Diamond Generating Corporation, a subsidiary of Mitsubishi, has proposed and requested permits to build a \$1.5 Billion, 1,200-MW natural gas-fired power plant in North Bergen, New Jersey. The electric energy produced by this plant would be transmitted by a 6.5 mile, 345-kV underground and submarine cable under the Hudson River to connect with Con Edison’s sub-station on West 49th Street, New York, New York. All of the generated electricity would be used by Con Edison in New York. It is anticipated that permit approvals by the EPA and New Jersey DEP would be issued by the end of 2019 and the plant operational by 2022; and

WHEREAS, this natural gas plant would be one of the largest sources of air pollution and greenhouse gas emissions in New Jersey; and

WHEREAS, Mayor and Council are charged with ensuring the health, safety and welfare of its residents; and

WHEREAS, scientific studies have linked exposure between air pollutants emitted from natural gas infrastructure facilities and neurological, cardiovascular and respiratory disease, cancer, birth defects, and other adverse impacts; and

WHEREAS, acute health impacts from these toxic exposures can cause burning eyes, headaches, breathing difficulty and nausea for nearby populations and can exasperate health problems; and

WHEREAS, the American Medical Association acknowledges the hazards of natural gas infrastructure and associated adverse health impact; and

WHEREAS, the top 11 electric plant operators in the United States have been fined over \$13.3 Billion since 2000 for 161 environmental violations; and

WHEREAS, based on the American Lung Association, “State of the Air 2018” report, the Counties of Bergen and Hudson, which will be most impacted by emissions from this power plant already have significant populations with pediatric and adult asthma, COPD, lung cancer, cardiovascular disease and diabetes, whose conditions will only be exacerbated by additional volumes of air pollution; and

WHEREAS, the proposed gas fired plant will produce limited economic benefits to the Town of North Bergen and to a lesser degree, surrounding towns, this will primarily occur during the construction phase and after that, the residents of these towns will continue to incur the health care costs associated with increased pollution into the future; and

WHEREAS, alternative approaches to producing electricity have been offered from solar panels which would avoid all of the environmental and health issues while still providing new jobs and other financial benefits to local towns and would be in conformance with administration goals to increase the use of renewable energy.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Closter, in the interest of protecting its residents businesses, institutions and fellow New Jersey residents, strongly oppose the construction of the North Bergen Liberty Generating Power Plant.

BE IT FURTHER RESOLVED that the Borough Clerk shall forward a Resolution to New Jersey Governor Phil Murphy, Commissioner of the New Jersey DEP, Senator Gerald Cardinale, State Assembly Persons, Holly Schepisi and Robert Auth.

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

Adopted: October 10, 2018

ATTEST:

Loretta Castano
Loretta Castano, Borough Clerk

APPROVED:

John C. Glidden, Jr.
John C. Glidden, Jr., Mayor

AMG 10/12/18

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held October 10, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION APPROVING SETTLEMENT OF TAX APPEALS FOR THE YEARS 2017 AND 2018: ROGELIO & GUTTIEREZ v. BOROUGH OF CLOSTER

WHEREAS, the taxpayers, Alfie Rogelio and Vivian Gutierrez, appealed the assessments levied on Block 2211, Lot 26 for the years 2017 and 2018 in actions in the Tax Court of New Jersey bearing docket nos. 006362-2017 and 003478-2018; and

WHEREAS, the subject property’s street address is 37 MacArthur Avenue; and

WHEREAS, the taxpayers and the assessor have agreed to compromise the appeals on the following terms: The assessments on the property for 2017 and 2018 shall be reduced from \$1,487,400.00 to \$1,467,400.00; and

WHEREAS, the taxpayers have agreed that the refund due as a result of this settlement shall be satisfied through a credit applied against future real estate taxes due on the property; and

WHEREAS, the assessor is of the opinion that the revised valuation is consistent with the true value of the property;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter, County of Bergen, State of New Jersey that:

The proposed settlement for the 2017 and 2018 tax appeals captioned Rogelio & Gutierrez v. Borough of Closter as hereinbefore set forth is approved, and the Borough Attorney or a member of his firm is authorized to execute all documents necessary to effectuate its terms.

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

Adopted: October 10, 2018

Attest: Loretta Castano
Loretta Castano, RMC, Municipal Clerk

Approved: John C. Glidden, Jr.
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 Meeting held on October 10, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

WHEREAS, the following individual Robert A Silber, P.C. has posted a OPRA request escrow fee with the Planning Board,

WHEREAS, the Borough of Closter Planning Board has determined that all remaining OPRA request escrow funds be returned:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Applicant</u>	<u>Amount</u>
611	2	130 Durie Ave	Robert A Silber	\$11.36

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that the Deputy Treasurer is and hereby authorized to return the remaining escrow funds deposited with the Borough of Closter to said individual

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


Adopted: October 10, 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 October 10, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

BE IT RESOLVED, by the Mayor and Council of the Borough of Closter, Bergen County, that the Borough Engineer, having been satisfied that required improvements were satisfactorily completes in accordance with the requirements of Closter Code, Chapter 167, Soil Movement, for the following:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Applicant</u>	<u>Amount</u>
2303	5	3 Laurence Court	Advocat Properties LLC	\$34.75
2302	32	92 MacArthur Ave	92 MacArthur Ave LLC	\$81.44
2206	5	63 Walker Ave	Tira Bunyaviroch	\$2.25

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that the Deputy Treasurer is hereby authorized to release and return the remaining escrow funds to the applicant

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

Adopted: October 10, 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 October 10, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

BE IT RESOLVED, by the Mayor and Council of the Borough of Closter, Bergen County, that the Borough Engineer, having been satisfied that the required improvements were satisfactorily completed in accordance with the requirements of Closter Code, Chapter 108, Article II, Zero Increase in Storm-water Runoff, for the following:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Applicant</u>	<u>Amount</u>
2204	19	160 Alpine Drive	Randesi Construction Consultants Inc.	\$14.75
2302	43	14 Laurence Court	Michael Goldstein	\$40.61

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that the Deputy Treasurer is hereby authorized to release and return the remaining escrow funds to the applicants.

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

Adopted: October 10, 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 October 10, 2018.

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

WHEREAS, the Planning/Zoning Board professionals have inspected the improvements required under the granted approvals: and

WHEREAS, Planning/Zoning Board professionals have determined that all required improvements have been satisfactorily completed and all fees due for services rendered have been paid;

WHEREAS, please see attached spreadsheet listing of accounts;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter hereby authorize the Deputy Treasurer to release and return the remaining Legal escrow funds of \$3894.30 to the applicants on said spreadsheet.

(Accounts verified by PB & ZBOA Coordinators)

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

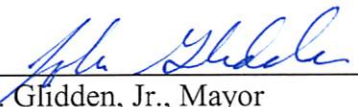
Adopted: October 10, 2018

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 October 10, 2018.

Loretta Castano, Borough Clerk

ESCROW SPREADSHEET RETURN LEGAL OCT. 2018

Block	Lot	Address	Name	Amount	Category
302	28	130 CRESCENT ST	IRIT & GIDEON REISS	\$ 155.00	LEGAL
606	28	99 HARING ST	HOWARD K. PARK	\$ 47.50	LEGAL
703	15	91 KNICKERBOCKER RD	MOHAMED GENENA	\$ 435.00	LEGAL
1305	6	245 CLOSTER DOCK RD	JUNG-HO YAE, ESQ.	\$ 225.50	LEGAL
1318	6	64 PERRY ST	CHRISTOPHER PESCE	\$ 87.50	LEGAL
1607	1	19 VERVALEN ST	CORESTATES, INC.	\$ 888.80	LEGAL
1608	1	597 PIERMONT RD	DAVID WATKINS	\$ 1,700.00	LEGAL
2204	19	160 ALPINE DR	JERA M. RANDESI	\$ 355.00	LEGAL

Total \$3,894.30

DW 10/11/18

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

WHEREAS, the Planning/Zoning Board professionals have inspected the improvements required under the granted approvals: and

WHEREAS, Planning/Zoning Board professionals have determined that all required improvements have been satisfactorily completed and all fees due for services rendered have been paid;

WHEREAS, please see attached spreadsheet listing of accounts;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter hereby authorize the Deputy Treasurer to release and return the remaining Engineering escrow funds of \$1602.92 to the applicants on said spreadsheet.

(Accounts verified by PB & ZBOA Coordinators)

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

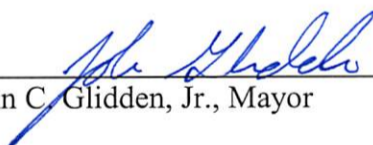
Adopted: October 10, 2018

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 October 10, 2018.

Loretta Castano, Borough Clerk

ESCROW SPEADSHEET RETURN ENG OCT 2018

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Name</u>	<u>Amount</u>	<u>Category</u>
612	14	99 OAK STREET	RF PROPERTIES LLC	\$ 44.72	ENG
704	22	49 ROBINHOOD AVE	LG BETA I, LLC	\$ 269.69	ENG
803	9	166 HARRINGTON AVE	JOELO ENTERPRISES, LLC	\$ 18.38	ENG
908	2	174 DEMAREST AVE	JOHN MCTIERNAN	\$ 95.34	ENG
1205	8	10 RAILROAD AVE	10 RAILROAD AVE ASSOC., LLC	\$ 402.50	ENG
1314	2	234 CLOSTER DOCK RD	HEIDENBERG CLOSTER ASSOC, LLC	\$ 54.99	ENG
1402	9	7 PRIMROSE LANE	L&H CONTRACTORS INC.	\$ 44.24	ENG
1607	1	19 VERVALEN ST	WINNE, BANTA, BASRALIAN & KAHN, PC	\$ 187.20	ENG
1707	2	596 HIGH ST	NAMI PROPERTIES, LLC	\$ 309.00	ENG
2007	1	82 BOWERS LANE	ADAM CROSS	\$ 126.38	ENG
2302	41	10 LAURENCE CT	NVN HOME IMPROVEMENT, LLC	\$ 36.98	ENG
2401	49	679 CLOSTER DOCK RD	SAVID & SHOSHANA SONNENBERG	\$ 13.50	ENG
Total				\$1,602.92	

BOROUGH OF CLOSTER
COUNTY OF BERGEN

RESOLUTION HIRING SEASONAL DRIVERS / LABORERS
DEPARTMENT of PUBLIC WORKS

WHEREAS, there exists a need for Seasonal Drivers / Laborers within the Closter Department of Public Works; and,

WHEREAS, the following individuals meet the requirements to fill the positions of Driver and or Laborer at the Closter Department of Public Works; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter that:

Jacob Koumbis	Driver / Laborer	\$18.00 per hour
Patrick Gabettie	Driver / Laborer	\$18.00 per hour
Christopher Schrader	Driver / Laborer	\$18.00 per hour

are hereby appointed to the position of Seasonal Driver / Laborer in the Department of Public Works - Streets & Roads Division, effective October 15, 2018 until no later than December 28, 2018.

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

Adopted: October 10, 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 October 10, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION TO FUND OR BOND IN THE EVENT OF SHORTFALL
OF AVAILABLE FUNDS**

WHEREAS, the Borough of Closter was granted a Conditional Order of Compliance by and through the Bergen County Superior Court on July 24, 2018; and

WHEREAS, the Borough of Closter has purchased property known as the former Village School, Block 316, Lot 9 for the development of thirty-five (35) affordable family rental units; and

WHEREAS, a Memorandum of Understanding was entered into between the Borough of Closter and the Bergen County Housing Development Corporation to provide the funding for the pre-development costs; and

WHEREAS, the Superior Court previously has approved the expenditure of up to \$900,000.00 from the Borough's Affordable Housing Trust Fund toward the purchase of the property and the Borough had adopted a Bond Ordinance in the amount of \$2,800,000.00 to satisfy the balance in order to demonstrate the Borough had adequate and stable funding for non-inclusionary affordable housing development; and

WHEREAS, construction of the affordable housing units will be undertaken by the Bergen County Housing Development Corporation; and

WHEREAS, the Bergen County Housing Development Corporation must apply for funding; and

WHEREAS, in the event such funding is declined or unavailable and the Borough's Affordable Housing Trust Monies are not sufficient; and


WHEREAS, N.J.S.A. 5:97 et al. requires a municipality to adopt a resolution either appropriating funds or showing an intent to bond in the event of a shortfall of funds.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that it is hereby adopting a resolution of an intent to appropriate funds or bond in the event of a shortfall of third party funds for the construction of thirty-five (35) affordable units on Block 316, Lot 9 in the Borough of Closter.


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

Adopted: October 10, 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 October 10, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION APPOINTING PIAZZA & ASSOCIATES, INC., OF 216 ROCKINGHAM
ROW, PRINCETON, NEW JERSEY 08540 AS ADMINISTRATIVE AGENT IN
ACCORDANCE WITH THE UNIFORM HOUSING
AFFORDABILITY CONTROL ACT**

WHEREAS, the Superior Court of New Jersey Law Division, Bergen County Honorable Menelaos Toskos entered a Conditional Order of Compliance in the Declaratory Judgment Action entitled IN THE MATTER OF THE APPLICATION OF THE BOROUGH OF CLOSTER, A MUNICIPAL CORPORATION, STATE OF NEW JERSEY, DOCKET NO. BER-L-6372-15; and

WHEREAS, the terms and conditions of the Conditional Order of Compliance and Settlement Agreement entered into between the Borough of Closter, New Jersey Fair Share Housing and “The Corner Farm” contained certain requirements which the Borough must meet prior to it being found in compliance with the Order; and

WHEREAS, the Conditional Order of Compliance on Paragraph 3A11 requires the Mayor and Council to adopt a resolution appointing a Borough Administrative Agent to administer affordable units in accordance with the Uniform Housing Affordability Controls Act (U.H.A.C., N.J.A.C. 5:80-26.1 et seq.); and

WHEREAS, the Mayor and Council have evaluated its needs and has found it is in the best interests of the Borough of Closter to appoint Piazza & Associates, Inc. of 216 Rockingham Row, Princeton, New Jersey 08540.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Closter as follows:

1. Piazza & Associates, Inc. is hereby appointed the Borough of Closter’s Administrative Agent subject to acceptable contract terms and conditions to administer affordable units in accordance with the Uniform Housing Affordability Controls Act (U.H.A.C., N.J.A.C. 5:80-26.1 et seq.);
2. The Borough Attorney is hereby authorized to prepare contracts and/or other documents pursuant to this appointment;
3. The Mayor and Clerk are hereby authorized to execute contracts and/or documents pursuant to this appointment.

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

Adopted: October 10, 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 October 10, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

RESOLUTION APPOINTING ARTHUR BRAUN DOLSON TEMPORARY/INTERIM QUALIFIED PURCHASING AGENT

WHEREAS, there is a vacancy in the position of Qualified Purchasing Agent (QPA) in the Borough; and

WHEREAS, there is a need in the Borough for a temporary/interim QPA; and

WHEREAS, at the Public Meeting held on September 26, 2018, the Governing Body discussed the vacancy and the need for an interim QPA; and

WHEREAS, N.J.S.A. 40A:11-9(g) permits a local contracting unit to designate a person who possesses a Qualified Purchasing Agent (QPA) certificate as Purchasing Agent (PA); and

WHEREAS, pursuant to N.J.S.A. 40A:11-9(g), upon the vacancy of the PA's office by a QPA, a non-certified temporary PA may be appointed for up to one year from the date of vacancy; and

WHEREAS, Arthur Braun Dolson is willing to fill the unexpired term for a period up and through December 31, 2018; and

WHEREAS, this appointment is exempt from New Jersey's local bidding law; New Jersey's Pay to Play law is not applicable; and

WHEREAS, the Governing Body has authorized the appointment of Arthur Braun Dolson as Purchasing Agent (PA) Qualified Purchasing Agent (QPA) on a temporary basis to fill unexpired term at a pro rata salary of \$6,000.00 per annum, (\$115.38 per week).

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Closter as follows:

1. Arthur Braun Dolson shall be appointed as Temporary Purchasing Agent (PA) Qualified Purchasing Agent (QPA) pursuant to N.J.S.A. 40A:11-9 et al. until the end of this year, effective October 1, 2018 to December 31, 2018 at a pro rata salary of \$6,000.00 per annum.


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

Adopted: October 10, 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 October 10, 2018.

Loretta Castano, Borough Clerk

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – OCTOBER 10, 2018 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session on Wednesday, October 10, 2018. 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 Annual Notice of Meetings which was sent to The Record and The Star Ledger for publication 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.

3. 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

Borough Attorney, Edward T. Rogan

Borough Clerk, Loretta Castano

Borough Engineer, Nick DeNicola

Chief of Police, Dennis Kaine

Mayor Glidden deviated from the Agenda at this time.

Mayor Glidden asked for a Moment of Silence for resident Sivert Olaf Hagen who died suddenly on October 3, 2018. He was born in Englewood, attended Demarest High School, received his Bachelor of Arts from Haverford College in Pennsylvania and studied sculpture. He worked as a hotel clerk, handyman, proof reader, and magazine editor. He was a valued member of the Environmental Commission.

At this time Mayor Glidden presented a Proclamation given to Rabbi Pomeranz for his introduction of new prayers into the traditional prayer service and in addition introduced updated music into the formal hymn like music. It allowed many worshippers to reconnect with the services. Rabbi Pomeranz commended the volunteer leaders in the Borough over the years and noted he was privileged to be at the 911 Services after the attack, in addition to the 10th Anniversary after 911 at the Flight 93 Memorial in Shanksville, Pennsylvania where he led an inter-faith service. He said he remembered the faces of the first responders in Closter at the first service after 911 who were ready to volunteer again if needed.

10. 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

Mayor Glidden opened the meeting to the public.

Bryce Barnes, 3 Lindemann Avenue, cited concerns regarding COAH and Fair Housing and thanked Mayor Glidden and Joe Bianco for the meeting they held last night (at Sear House). He said there have been complicated legal actions and settlements across the State; and the Supreme Court in 2017 has upheld Mount Laurel Round 3 ruling. Borough Attorney advised that Mount Laurel has been in effect since 1983;

and since then, the Council on Affordable Housing has been abolished. Mr. Barnes said it was his understanding that by an overwhelming ruling of the Supreme Court in January 2017 that upholds the Mt. Laurel Round 3 ruling that towns like Closter and others in New Jersey must comply with the Mt. Laurel Constitutional Fair Housing obligations mandated by the New Jersey State Supreme Court. Borough Attorney advised it was March 2015 and reiterated that Mt. Laurel has been in place since 1983 for the purposes of Closter. They eliminated the Council on Affordable Housing in July of 2015 because they said they were not on top of the towns enough to produce low income housing. As a result they said if you want to seek relief from a builder's remedy suit, you have to file a lawsuit. There was another case in 2017 which was upheld. Mr. Barnes asked for confirmation that the Borough would like to comply with Mount Laurel Round 3 through the use of rezoning to meet affordable housing obligations and that the Planning Board will be submitting a plan to meet that compliance; and that is the preferred method of response to Mt. Laurel in place of ignoring Mt. Laurel which leaves the town open to builder remedy lawsuits.

Borough Attorney informed that the compliance would be partially met by changing the ordinances, and partially by the purchase of the Village School with the construction of 35 to 39 units. In addition to that, there would be some zoning changes to our existing business, industrial and commercial zones but no changes to the residential zone, with the exception of the one Intervenor in the lawsuit, which was the old Trautwein Farm property at the corner of Piermont Road and Homans Avenue.

Mr. Barnes questioned if the proposed plan would possibly change the character of the town with a large scale development resulting in a large influx of people that would stress infrastructure, schools and quality of life. He wanted some facts to be established as follows: there would be three zones affected (3, 4 and 5); in Zone 3 there would be 22 acres; in Zone 4 there would be 18 acres; and in Zone 5 there would be 28 acres for a total of roughly 68 acres in total affected and the presumed constitutional obligation under Mount Laurel for Closter would be 347 affordable housing units referred to as Closter's unmet need.

Borough Attorney explained that in terms of a number, there is no State mandated number; what happened was the Fair Share Housing Authority hired a planner prior to 2015 who had prepared a State-wide plan listing their position as to the required number of units for each town; and the required units for Closter was 565 units. The 350 was a negotiated number after the Borough joined a Consortium of other towns in the State of New Jersey, which hired its own planner, who did their own calculations and they came out for Closter at about 250 something; and the difference between the 565 and the 250 was negotiated. There was also a vacant land adjustment where the Borough contended that even though their calculations may be accurate from a land examination standpoint, they were not accurate in land use inasmuch as a lot of the land is not developable due to environmental concerns; fortunately over the years, for a lot of our properties, our governing bodies have sought and received Green Acres protection. Larger portions of vacant land are town controlled, which are not used as part of the calculation and are exempt from any type of development.

In response to Mr. Barnes question regarding realistic opportunities for 347 units, he said he was fascinated by Closter's purchase of Village School which would qualify as 100% affordable. Mr. Rogan said that action saved the potential of 200 units in town; which was prior to the 250 requirement and completed our unmet need prior to this ruling.

Mr. Rogan explained the history of affordable housing in Closter by stating that since 1983, the Borough has always had an obligation and in 2003, the same districts were rezoned into an overlay zone and using the calculation swirling around town, that would have meant that we would have had to develop 1,400 homes between then and now; and we developed zero. He noted that is the part of the reason why the Supreme Court got angry and said to COAH you better do something in these towns.

Mr. Barnes asked for clarification that COAH has a mechanism now for resolving disputes which is to go through litigation adding that there is the builder's remedy lawsuits that might confront towns who do not choose to comply; which the Borough Attorney confirmed.

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Mr. Rogan explained that since 1983 Closter has been one of the few towns around here who have drafted ordinances and entered into agreements to avoid the builder's remedies. Mr. Barnes voiced his pleasure at the methods which the town has developed. He said he has one or two concerns which he would like to address.

Mr. Barnes voiced his understanding that the potential acreage affected is 68 acres and under the settlement when a private developer buys or develops land there is a requirement that they have a 5 to 1 ratio of standard housing to affordable housing. For every 5 units of standard housing there has to be 1 unit of affordable. There is this number of 347 that came to be through the Settlement and he worked backwards with the calculations as follows: worst case scenario: unlikely that developer would develop all 68 acres; based on the residential density requirements they can develop conceivably 816 units.

Borough Attorney answered conceivably yes, but added that if you look at Residential A, which is the hill, and you did that same analysis using our 1940 ordinance which was the first year Closter had a zoning ordinance, what if we develop every possible inch of land on the east hill, we would have hundreds more units; and if you took Residential B, which is 15,000 and did the same analysis, using our Residential B ordinance and say what if every acre in Residential B is developed, another few hundred, etc. That analysis in any zone in any town is not realistic and not practical as a business and you would need several acres to justify building as a builder doing something like that.

Mr. Barnes surmised that is why you are creating the zoning the way you are proposing which is 12 units to 1 acre and protects us from high density. Borough Attorney clarified 12 for apartment; 10 for townhouse which is the same as 2003. No difference/no change.

Mr. Barnes' other question is as Closter has become more attractive, he understands if a private developer comes in and develops all 68 acres, that would only require 163 units of affordable housing. Theoretically, how does the town account for, given these calculations of 5 to 1, legally for 247. It seems as though we have to set aside more acreage given a 5 to 1 ratio for a private development in order to say to the State that we are creating realistic opportunities for affordable housing.

Borough Attorney explained that the 347/350 number was number put out there for the purpose of the town coming to an agreement with the Advocacy Group. Whether any half or 1/10th is built is irrelevant. The entire purpose of us being a plaintiff in the lawsuit was to insure that we can prevent a developer from coming into town and filing an application and not being subject to our Zoning or Planning Board.

Mr. Rogan said the Settlement Agreement has been signed irrespective of whether mathematically scenarios can be met; it is irrelevant. We were the plaintiff in the lawsuit because we were looking to protect ourselves from developers basically taking a windfall of profit by using the Mt. Laurel decision as a disguise to make more money than they should; Because this has been signed off by the Courts, no developer in any of those zones or anywhere in town can come to us or to Court and say "I want to develop this property". As of today as long as we are in compliance, within that 120 days they will still have to go for full site plan approval to the Planning Board; for our Zoning Board they will still have to comply with every bulk and every other ordinance on our books. That was the main guide. He confirmed with Mr. Barnes that it is not; it was just the Planner's plotting out the property. Part of the Settlement is that the entire town overlay zone is a guess; whether it works or not is of no concern to the Borough. We were looking for the protection of the Courts which we have until 2025, so we are protected that way; but it is not just those zones. There is an overlying town-wide ordinance that says if by chance you decide to go buy four (4) properties on the hill in Residential A you can still potentially come to a Board and say "I want to build 10 houses", two (2) will have to be affordable if you choose to do that - that is why we were able to negotiate; but mathematically we haven't come any closer to pre-existing.

Mr. Barnes thanked him for the clarification because mathematically the 68 acres doesn't come anywhere close to our unmet needs. He thought it would create a condition where we were going to be forced by some other loophole or means to say you need to sell me that 347.

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Mr. Rogan clarified that in 2025, if this whole theory of law is still around, another new process will be started. If you were to go back to the 2003 Round, we came nowhere near to compliance. We had the protections of the Courts; and the Mayor said 302 for the last round.

Mr. Barnes concluded that if all 68 acres were developed and the appropriate percentages of affordable housing were allotted, no developer could come back in and force us to open a plan because we have not yet met our unmet housing need.

Mr. Rogan reiterated that no developer under any circumstances between now and 2025 can come in and file a builder's remedy suit against the borough period!

Council President Latner said this is the best of all possible scenarios of what the town could have done.

David Stamberg, 20 Patton Lane, wanted it on record that he thanked the town and the Building Department for the help he was given for the problems he has had with construction behind his house. Mayor Glidden was most appreciative of his positive comments which are rarely heard.

Michael Chiat, 44 Henmar Drive, said he is a developer and praised the previous developments in Closter such as Closter Plaza as a great use of infrastructure that serves the community. He referred to Mount Laurel and informed that the Supreme Court has cleared the way to make development prospects possible. He said density would be a strain on infrastructure and the tax base. He cited the impact of the proposed density on the school system. Mayor Glidden reiterated, as he indicated last evening, that he formed a COAH Committee over three years ago and every one of the subjects you brought up was discussed at length. During the development of the Plaza, the Plaza agreed to make infrastructure improvements in order for their plan to be approved. Any large development proposal would have to do the same. Our Planning Board and Zoning Board are on top of it. In response to Mr. Shyat's request, Borough Attorney explained the compliance with the Borough ordinances and cited the environmental constraints because Closter is very wet, i.e. many streams and riparian rights; a lot of our ordinances as they exist have not changed dramatically, the numbers have not changed dramatically. We increased by two (2) the number of apartment units that can be built on five (5) acres. It went from 10 to 12. If the market was that hot, one would think that somebody would have come in on our existing ordinances. There is no change in townhouses; it has only changed apartments by two (2) units. These are serious issues that Closter has addressed.

Jeanne Stella, 279 Demarest Avenue, noted that 300 families would add vibrancy to the town. She cited a letter she had written regarding political signs and felt she was targeted because of complaint about McCann signs being put up on Borough property. Councilwoman Amitai noted that the Code Enforcement officer has been out for two weeks. Mayor Glidden said there was no singling out of your particular sign; and a mistake was made by a member of the Building Department by going onto private property. He said he has gone around town looking at the signs and noted there is a limited enforcement staff.

Limor Moshkovich, 58 Taillon Terrace, expressed concern with the number of units she felt were disproportionate relative to the size of the town; she heard yesterday more details from Joe Bianco that part of what was suggested on the Corner Farm originally was 40-50 unit apartments. Mayor Glidden interjected at this time that it was an application! She continued that for a developer to develop on a 3.75 acre property, a 40-unit apartment building was a viable option. As part of the litigation, he is still interested in building 14 – 4 apartments per one acre; and he is still going through with it. They are financially viable for them. And they find it very hard to say that probably 12 to 1 will not be viable to come into Closter to build. She agrees that we are enjoying the growth of Closter and the Plaza and the town is becoming more attractive, but they find it hard to believe that developers are not being attracted to the town. She noted other towns that have fought have units that are more proportionate. She cited the number of children that could be in the units and felt that the school system could not handle same. Ms. Moshkovich questioned the measures that are being taken in the short time frame that we have.

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Borough Attorney advised we have been fighting this issue for 3½ years; we are one of the last towns to settle; and he cited the settlement of other municipalities: Franklin Lakes: 340 units - 47 built, Emerson: 235 - 147 apartments have been built; i.e. Cresskill – already built over the years on Piermont and Madison hundreds of units.

Ms. Moshkovich continued that the residents currently do not have enough information to assess what the town has been doing and not enough information has been disseminated to them and they are concerned.

Mr. Rogan continued that no one could assimilate all the information being provided over the past week and a half. It started in 1983 with Mt. Laurel. It's not a matter where someone woke up one day and decided to do this. For the purposes of the concerns here, there is a legitimate need for affordable housing. The question is how was it created? And the major problem for all of us in the room who are suffering here is not so much the philosophical question that we should have affordable housing so that people who work here can have a place to live. The biggest problem with this law from the "get go" is the builder's remedy which says we are not just going to make you have affordable housing BUT if you don't do it and do not get the Court's protection, we are going to give a builder a complete bonanza. Therefore, our role here is to try to make sure we control it as best we can; and the plan that was negotiated is separate from our Planning Board which is looking at ordinances. There is a need for affordable housing but the question is how is same created; and the major problem is the builder's remedy. Our role is to control it as best we can; and the plan that was negotiated got the 40 unit apartment on Trautwein Farm down to 12 McMansion-like units, which was approximately 3 units per acre. It is consistent with the neighborhood and controls the development and allows our Planning Board to still run the bulk variances; we're looking for 40 feet buffers around that property.

Mr. Rogan cautioned that if the Settlement Plan that is discussed is not approved within the next 45 days, we will lose our Court protection; and the Plan could revert to the 40 units, which would not go to the Planning Board or the Zoning Board but would go straight to Court. Very simple complaint. They go in and say Judge, Closter's immunity against lawsuits has expired because they couldn't get their act together to adopt these ordinances and they didn't approve their plan; they had 120 days to do it; they did not; so guess what? Here's the order. Let me build 40 units of apartments on three (3) acres and guess what? The Judge signs it.

Ms. Moshkovich insisted that more information should be available to the residents on these issues in addition to meetings on same adding that when we elect our representatives, we want to believe our best interests are responsibly taken into consideration; and in the past few weeks, a concern was raised that maybe their best interests were not considered.

Council President Latner cited the items that have appeared on this issue are in each of the Mayor's Newsletters; and everything has been considered. She noted that the day the COAH agreement was signed, no one was present in the audience.

Mayor Glidden said we are doing our best to educate people in addition to the three hours with approximately 120 people last evening at the meeting (at Sear House).

Shiran Slutzky, 5 Flamm Brook Road, said young families are looking for a better life and the school system has a large role in same. She cited the number of children enrolled in each school and the number in each class. She cited the conditions in the schools and asked how we would address the current needs and the possible increase in school children. Councilwoman Chung, parent of a second grader, member of the COAH Committee and 30 year resident of Closter, referred to the issues at Hillside School and explained the ordinances we are looking to adopt would actually prevent big development in the town. The zoning has not increased that much with 10 units per acre to 12 units per acre; and we have tried to minimize big development. As a grade school parent, she shares the concerns voiced by the residents; and noted this was a matter more pertinent to the Board of Education than the governing body and Council President Latner, concurred.

At this time, Borough Attorney advised that there are no bulk changes in the ordinances and these are control ordinances. He informed that side yard requirements are 15 feet; and this ordinance is requiring 40 feet buffer; and the height has not changed from the current ordinance which is 30 feet. Borough Engineer said the Planning Board has discussed changing the height from 30 feet to 28 feet. Borough Attorney continued in response to when this Planning Board information will be available, that the Planning Board office should be contacted. Mr. Rogan reminded that the parameters of those ordinances are spelled out in the Settlement Agreement which is on our Borough website. The first exhibit to the Settlement Agreement is a memo from Caroline Reiter, the COAH planner that spells out everything you are asking about; and it has been on there since July 2018.

At this time, Mayor Sophie Heymann invited all to attend the Food Pantry Event Sidewalk Sale from 10am to 2pm and the Annual Harvest Festival at the MacBain Farm sponsored by the Environmental Commission.

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF SEPTEMBER 27, 2018 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 2a1a was removed by Councilwoman Amitai; Item No. 4 was removed by Mayor Glidden; Item No. 11a was removed by Councilwoman Chung.

Item No. 4: Received 09/24/18, Dated 09/24/18, from Mayor Glidden to Loretta Castano re Forwarded email dated 9/24/18 from Jeanne Stella, 279 Demarest Avenue re to the Mayor and Council re Political Signs (Distributed 9/26/18)

Mayor Glidden noted Jeanne Stella spoke on this issue a short time ago.

Item No. 2a1a: Received 09/24/18, Dated 09/24/18, from NJLM – New Jersey State League of Municipalities re Weekly Round-Up – September 21, 2018: I. State Issues: Update on Cannabis/Marijuana Legalization

In answer to Councilwoman Amitai, Borough Attorney confirmed there will be a potential marijuana ordinance on the next Ordinance Committee Agenda for discussion.

Item No. 11a: Received 09/27/18, Dated 09/27/18, from Marc N. Schrieks, Deputy Chief of Staff, James J. Tedesco, III, County Executive Office re Request to share with any and all residents attached information regarding West Nile Virus (Copy to Board of Health)

Councilwoman Chung noted the County has sprayed for mosquitos; but with all of this humidity, it only seems like the problem is getting worse. She thinks this might be a good flyer to post on our website and mentioned in the Mayor's Newsletter. The Mayor informed he would do so.

b. MAIL LIST OF OCTOBER 4, 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 Councilman Devlin; Item No. 14 was removed by Councilwoman Latner; Item No. 16 was removed by Councilman Yammarino.

Item No. 5: Received 09/28/18, Dated 09/28/18, from Paul Demarest, Land Use Coordinator, Zoning Board of Adjustment, to Borough Administrator; c: Borough Attorney, Borough Clerk, Assistant Chief Financial Officer, Deputy Treasurer re Certified copy of Zoning Board of Adjustment Resolution In the Matter of the Appointment and Retention of: Nylema Nabbie, Esq. as Temporary Zoning Board of Adjustment Attorney adopted 9/26/18

Councilman Devlin noted this Resolution appoints a law firm to Zoning Board Attorney; and questioned if the Mayor and Council had to approve the Board's choice of law firm. Borough Attorney explained we did not need to approve the choice as the Mayor and Council chose to go out to bid for qualifications and this was the only application received. Even though the Planning and Zoning Boards appoint their own attorneys, we still have to approve the contract because the Mayor and Council does the Professional Services (Fair and Open Process) Agreement. He further explained this is an interim appointment to the end of this year due to the sudden resignation of the Zoning Board Attorney; and said that this position will be on the Reorganization Meeting in January because we go out to bid for

Professional Services every year. In answer to Councilman Devlin he affirmed this was an immediate need due to the sudden nature; and we had a short window of opportunity to advertise; and there are meetings that need to be covered. Mr. Rogan advised that the Council should be approving this appointment and Professional Service Contract for the remainder of this year. He recommended that since it is the beginning of October, a Resolution will be prepared for the next meeting approving the appointment and authorizing preparation of a Professional Service Agreement from now until the end of the year.

At this time, Councilman Devlin cautioned the Council to be aware that the law firm they picked includes an attorney who has been involved in all kinds of trouble in Leonia and Mahwah, and Mayor Glidden and the Borough Attorney thanked him for the information.

Item No. 14: Received 10/01/18, Dated 10/01/18, from Councilwoman Alissa Latner to Mayor & Council; c: Borough Administrator, Borough Clerk, Chief Dennis Kaine, Construction Official re Email from resident of Closter Dock Road regarding parking near Chabad of Closter

Council President Latner informed she received an update today from the Construction Official regarding their follow up; and noted Mr. Kasdan was in the audience this evening. She thanked him for bringing this matter to our attention as it is a public safety issue involving improper assembly. She voiced her understanding that the Fire Official is still following up with fire code violations. Councilwoman Chung voiced her understanding that in the interim they have agreed to halt all assembly at this location.

Item No. 16: Received 10/03/18, Dated 10/03/18, from Jim Oettinger, Director of Recreation; c: Chief Dennis Kaine, DPW Superintendent Billy Dahle re Request for approval to host a FOOD TRUCK event at Memorial Park on Saturday, **6/15/19** tentatively from 11 a.m. to 7 p.m. (Copy to Chief Kaine, William Dahle, III, Risk Management Consultant

Councilman Yammarino explained the request and noted Recreation Director Jim Oettinger was in the audience this evening and asked if he would come forward and speak on same.

Jim Oettinger, Recreation Director, explained they are seeking approval for this event so they can start planning. It is scheduled for Saturday, **June 15, 2019** at Memorial Park from 11 a.m. to 7 p.m. and they want to have approximately thirty (30) to fifty (50) food trucks participate. He already has several commitments through the group that would be running this event. This organization would be running the event and doing all of the advertising and would be responsible for Police overtime. He would like to meet with the Chief of Police and DPW Superintendent to discuss further details. At the meeting it was noted there would not be enough bathrooms, so it would be on them to rent portable toilets. In his request, he is asking for approval subject to providing all of the Hold Harmless Agreements and necessary insurance. He said the organization has been running these events for a while and there is a \$10 admission fee. There are a lot of activities and games for all ages, music and DJ.

In answer to Councilwoman Amitai, Mr. Oettinger explained that there were not going to be any proceeds going to the Recreation Commission but they would ask for a donation towards the Wounded Warriors Softball Game they will be holding next year and making a larger donation. He said it is not about making money; it's more of a community event. Mrs. Amitai voiced her concerns over the number of proposed trucks; and Mr. Oettinger said he met with them at the field and explained the logistics of placement; and it would all be conducive to the weather. She said in light of this it doesn't sound so terrible if they (the Improvement Commission) wanted to have the Wells Fargo horse and wagon for the Hoe Down; and Mr. Oettinger said that would be a wonderful idea and he would not object. Mayor Glidden asked if there were any objections to approving same by Resolution at the next meeting, so they could start planning; and no objections were voiced. At this time, Borough Clerk asked if this Council could approve something for 2019; and the Borough Attorney advised they are not supposed to because technically this Council cannot bind next year's Council. Although the Mayor said it is unlikely that any of the Council members would be changing for next year, Mr. Oettinger said he would make the request again in January 2019.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of October 10, 2018)

Mayor Glidden asked if any member of the Council wished to remove any item for discussion.

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Councilman Devlin removed Item Nos. 12, 18, 20 and 22. Item No. 21 was removed by Councilwoman Chung. Item No. 24 was removed by Councilwoman Witko.

12. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING PLANNING BOARD OPRA REQUEST ESCROW FUNDS IN THE AMOUNT OF \$11.36 TO ROBERT A. SILBER FOR 130 DURIE AVENUE, BLOCK 611, LOT 2 (Received from Deputy Treasurer 10/1/18)
In answer to Councilman Devlin, Borough Clerk advised that these pertain to Planning Board documents which the Land Use Coordinator for the Planning Board Clerk could explain.
18. RESOLUTION AWARDING PURCHASE of EQUIPMENT FROM Certified Speedometer Service BOROUGH (BOND) ORDINANCE 2018:1241, Capital Account C-04-18-241-001-004 IN AN AMOUNT NOT TO EXCEED \$17,500.00 PER THE ATTACHED QUOTE DATED 8/20/18 (Received from Borough Administrator 10/3/18)
In answer to Councilman Devlin, Borough Attorney voiced his understanding that the Council is limited to the \$17,500 even though the quote indicates \$17,750; and Borough Administrator read the three quotes that had been received. Therefore, Borough Attorney recommended that the resolution be carried to the next meeting.
20. RESOLUTION APPOINTING PIAZZA & ASSOCIATES, INC., OF 216 ROCKINGHAM ROW, PRINCETON, NEW JERSEY 08540 AS ADMINISTRATIVE AGENT IN ACCORDANCE WITH THE UNIFORM HOUSING AFFORDABILITY CONTROL ACT (Received from Borough Attorney 10/3/18)
In answer to Councilman Devlin, Borough Attorney advised the firm is under consideration. Under the Court Order, the Borough must have an administrative agent; and in the past, the County of Bergen has been the agent. They are currently using this group. We would be using them to administer the Village School for compliance during the 120 days for this year; and once occupancy commences, the County of Bergen would be responsible. We would not be expending any funds; and if anything changes, this would be changed on January 1. This was a recommendation from the COAH Planner.
In answer to Councilwoman Amitai, Borough Attorney said the administrative agent's responsibility is to market the units once they are built; and they would have to comply with State regulations on marketing. The County will administer the building of the units.
21. RESOLUTION RENEWING LUSTRON HOUSE CARETAKER SERVICES CONTRACT TO PERFORM BASIC MAINTENANCE FOR A PERIOD OF ONE YEAR (Received from Borough Attorney 10/3/18)
In answer to Councilwoman Chung, Borough Attorney said he would disseminate the last contract which was basically for maintenance of the house and not allowing for use of electrical equipment. Councilwoman Amitai said that the DPW Superintendent has a letter from the JIF that he understood allows for usage of the equipment; and would forward same to the Borough Attorney. Borough Attorney said he is covered under our general liability policy but not workers compensation; and if he gets hurt, he can sue the Borough. This resolution was carried.
22. RESOLUTION APPOINTING ARTHUR BRAUN DOLSON TEMPORARY/INTERIM QUALIFIED PURCHASING AGENT EFFECTIVE 10/1/18 TO 12/31/18 FOR A PRO RATA SALARY OF \$6,000.00 PER ANNUM (Received from Borough Attorney 10/3/18)
In answer to Councilman Devlin, Borough Administrator advised that he started the classes last year.
24. MOTION GRANTING APPROVAL FOR BPOE #2304 CLOSTER LODGE, 148 RAILROAD AVENUE, CLOSTER, NJ 07624, TO CONDUCT AN OFF-PREMISE 50/50 CASH RAFFLE AT 148 RAILROAD AVENUE ON SATURDAY, 1/26/19, FROM 7 P.M. TO 11:30 P.M., DRAWING TO BE HELD AT 11:15 P.M. (Completed Application filed and appropriate fees paid 10/5/18)
In answer to Councilwoman Witko, Borough Clerk advised that the tickets are sold off premise but the raffle is drawn on premise.

28. REPORTS

- a. CONSTRUCTION OFFICIAL – SEPTEMBER 2018 (Received 10/4/18)
- b. CHIEF OF POLICE – SEPTEMBER 2018 (Received 10/10/18)

6. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY

- 1) REPORT RE STATUS OF ZBA DEVELOPER'S AGREEMENT FOR CRIMMINS, BLOCK 1203/LOT 5, 49 JOHN STREET AND BLOCK 1202/LOT 7, 40 JOHN STREET (2. M.L. 1/25/18) -
- 2) REPORT RE STATUS OF ZBA DEVELOPER'S AGREEMENT FOR WIGGERS, BLOCK 1203/LOTS 1, 2, 3 & 4, 51 & 63 JOHN STREET (14. M.L. 4/19/18)
- 3) REPORT RE PREPARATION OF CONTRACT FOR ZONING BOARD OF ADJUSTMENT ATTORNEY (5. M.L. 10/4/18)
- 4) REPORT – Borough Attorney voiced his opinion they spoke enough about COAH this evening. Regarding the (COAH Affordable Housing Settlement Agreement), there are ordinances pending before the Planning Board; and our 120-day deadline from the date the Court entered the Order comes up at the end of November. In answer to Councilwoman Chung, he affirmed that those ordinances would have to be adopted before the end of November. Theoretically we could ask for an extension for good cause; but as the Order is written, there are 120 days. Because there are zoning ordinances, they have to go from the Planning Board to the Mayor and Council and back to the Planning Board. The Planning Board has to review them and provide an opinion that they are not inconsistent with our Master Plan; then they come to the Council for introduction and subsequently cannot be adopted until 30 days later. He said theoretically we could have them introduced at this point; but there is not enough time to have them adopted by then, no matter what happens. In answer to the Mayor, Mr. Rogan voiced his opinion that if we had them at least introduced, the Court might grant an extension.

Mr. Rogan reminded he reported at a prior meeting that there has been a request for a special traffic device in front of Heidenberg Plaza by Oakland Avenue and Closter Dock Road for handicapped person's crossing. Robert Heidenberg has requested this and to have the opportunity to speak on the issue at the next Council meeting; so he asked that same be placed on the Agenda. Mr. Heidenberg provided a letter from his attorneys, as well as a plan for that type of crossing/traffic light device which he will distribute in advance so everyone has a chance to review same before the next meeting. In answer to Councilwoman Amitai, he affirmed all pedestrians would be able to use it; but explained there are different types of signals for handicapped accessible crossings. It is something they are proposing to the Mayor and Council for consideration; and he noted it is a County road. The County directed them to the Council prior to requesting it from them, which makes sense. Copies will also be provided to the Chief of Police and Borough Engineer for their review and input.

Borough Attorney reminded that he needed to meet with the Borough Administrator and the DPW Superintendent to discuss the Solid Waste and Ken's Tree Care contracts as they will be expiring at the end of the year.

Mr. Rogan reported they have been going back and forth on Open Space funding in terms of the requests received from the Environmental Commission and Historic Preservation Commission. They are reviewing which requests can be approved without a Capital Ordinance; and he will be meeting with the Administrator to review same.

Borough Attorney informed since the last meeting, the JIF has approved the change in use for the Lustron House from a single-family home to a place of assembly. A Temporary Certificate of Occupancy has been issued and is good through the beginning of December at which time/or before it should be made into a full CO assuming that the heat and other items are put in. This should satisfy some of the previous discussions we've had at recent meetings.

6. PROFESSIONAL REPORTS (Continued)

A. BOROUGH ATTORNEY (Continued)

Mr. Rogan reported he is looking at and will be providing something to the Library for the State's sick time leave policy. He said the Ordinance Committee has discussed it and they will be wrapping that up at the next meeting. The State mandate goes into effect this month; it doesn't mean we have to have it done; but it does go into effect at the end of October because the State pre-empts local law. The updated Personnel Manual that will be distributed for adoption will include these regulations; and he will create one for the Library.

B. BOROUGH ENGINEER

1) STATUS REPORT RE SWIM CLUB PHASE II CONTAMINATION INVESTIGATION (Authorized RM 7/9/14) – Borough Engineer reminded Boswell

submitted a proposal for overseeing the cleanup of the property on 5/4/18 to the Mayor and Council; and he believes it is still under consideration. He voiced his understanding they are still determining a direction for the property. In answer to the Mayor, he informed the proposal was sent to the Borough Administrator. Mayor Glidden said he needed to meet with the Administrator to discuss the contamination. Mr. Dolson voiced his understanding that the grant is predicated upon whether the Borough adopts restrictive uses of the property for recreation and conservation use. Borough Engineer informed this has nothing to do with the grant but it is to start the cleanup process of the contamination. He agreed that we are assuming that it is predicated on getting the grant; but reminded we can't even apply for the grant until the cleanup has been started. In answer to the Mayor, he said the next step would be to authorize the proposal to commence cleanup. He recalled that it is similar to the preceding steps in that these are reimbursement grants; and the work has to be completed and then gets reimbursed by the grant of it is awarded. This is a continuation of the HDSRF grant; and it will cover up to 75% of the costs of cleanup if the property remains open space and recreation. If it is not, the Borough could possibly be reimbursed less. In answer to Mr. Dolson, Borough Engineer explained that paperwork he is referring to is the grant from the last phase of the project. Mayor Glidden said May 4th was a long time ago and he urged that we get this on the way.

2) STATUS REPORT RE FOLLOWING PB DEVELOPER'S AGREEMENT:

a. BLOCK 1607/LOT 1 & BLOCK 1310/LOT 2 (CLOSTER MARKETPLACE (EBA) LLC AND CENTENNIAL AME ZION CHURCH) (Approved RM 4/22/15) –

Mr. DeNicola reported Edens is still remediating some of the outstanding issues from the site plan including landscaping that has died and had to be replanted and roof screening for the movie theater. 95% of the project is done but they have a few remaining items and the bonds won't be released until those items are completed. In answer to Councilwoman Chung, he explained the roof screening is for the HVAC units on the roof of the theater, so you don't see them; and is similar to how Whole Foods and Stop and Shop have theirs done.

3) STATUS REPORT RE BOUNDARY AND TOPOGRAPHIC SURVEY OF WEST STREET BETWEEN WESTMINSTER AVE. & CLOSTER DOCK ROAD FOR AN AMOUNT NOT TO EXCEED \$7,600 (Approval Memorialized at RM 6/28/17) – Borough

Engineer reminded this proposal was submitted some time ago and remains in the Borough's hands if they want to obtain the easements to proceed with this. He requested this item be removed from future reports.

4) STATUS REPORT RE 2018 BOROUGH PAVING PROGRAM & NJ DEPARTMENT OF TRANSPORTATION FOR THE HOMANS AVENUE (SECTION 5) PROJECT (MA-208-Homans Avenue (Section 5) – 00020) Approved RM 9/13/17 - Notification of Award in the amount of \$220,000 rec'd 5. M.L. 3/1/18/Notice to Bidders published in The Record on 5/24/18 - Bid Opening held 6/8/18 @ 11:30 a.m./Contract awarded RM 6/13/18 to D&L Paving Construction in the Base Bid amount of \$549,452.20 - Mr. DeNicola

reported there are punch list items and extra work items that the Borough requested such as curbing on Taillon Terrace and crack sealing, which is done in the Summer. We will be under budget overall on this project; and he anticipates it will be wrapped up in early November.

In answer to Councilwoman Amitai, Mr. DeNicola explained the DPW Superintendent requested a price from the contractor for extra work to remove the railroad crossing at Railroad Avenue down by Capital Hardware since it is in dangerous and deplorable condition. We requested a price to remove that, fill it in and pave it; and we hope to hear back from them shortly since we asked them on Monday. These

6. PROFESSIONAL REPORTS (Continued)

B. BOROUGH ENGINEER (Continued)

contractors are busy, so we'll see what kind of price we can get and that will determine whether that can be done under this project or a future one. Borough Attorney informed that Consent and an Indemnification Agreement would be required from Capital Hardware; and Mr. DeNicola agreed but said we needed to obtain a price first before proceeding.

5) STATUS REPORT RE EMERGENCY REPAIRS TO BE MADE AT DWARSKILL BRIDGE ON BLANCH AVENUE ALONG THE NORWOOD BORDER (Old Business - WS 5/23/18) – Borough Engineer recalled at the last meeting it was determined the Borough was going to contact Norwood directly because he has gotten nowhere with their engineering firm. The engineering firm had indicated they were in talks with the County about possibly taking responsibility for that bridge; but it's almost like a merry-go-round because nothing ever happens. Mayor Glidden voiced his understanding that Norwood was claiming that they didn't have any records of ownership. Mr. DeNicola said that was correct; but at this point in time, it is their bridge and at some point we have to do something. Someone has to write a letter to the County saying it's not our bridge, it's Norwood's bridge. Borough Attorney questioned if Norwood's engineers were disputing that Norwood partially owned the bridge; and Mr. DeNicola affirmed same. Norwood claims to have no records of ownership but neither does Closter or the County. In answer to Councilwoman Chung, Mayor Glidden said they had a meeting with Norwood; and they all agreed they would share the costs as the both owned it. Since that time, they have come back and said they do not own part of the bridge. In answer to multiple comments, Mr. DeNicola explained ownership dates back to circa 1913. He suggested Closter write a joint letter with Norwood to the County saying there are no records that the Borough owns the bridge; and unless they have some documentation to prove otherwise, it belongs to the County. Norwood isn't doing anything and Closter can't keep waiting on them. He reminded that Norwood got the letter in 2015 and never provided it to us; and we didn't receive a copy until earlier this year. Mr. Rogan advised a letter should be written to the County to try to make a determination. The Borough Engineer voiced his opinion that something should be put in writing to protect ourselves because at this point we need documentation to prove that we are pursuing something. In answer to the Mayor, the Borough Attorney said he would write a letter and asked the Borough Engineer to provide him with a copy of the letter from the County.

6) STATUS REPORT RE MS4 STORMWATER OUTFALL MAPPING (Authorized RM 8/22/18) – Mr. DeNicola reported this is an NJDEP unfunded mandate to locate all stormwater outfalls digitally by 2020; and that means digitally mapped as opposed to paper mapping by 2019. The Borough is going straight to digital mapping and that project is in process. Once the vegetation falls, it will be easier to map things out; and they hope to have that completed by the end of November to wrap it up by the end of the year.

7) REPORT – The Borough Engineer informed the foregoing items concluded his report.

7. REPORTS

A. BOROUGH ADMINISTRATOR

1) STATUS REPORT RE FOLLOWING INSURANCE MATTER(S):

a. Mail List requests re Insurance:

1) Chabad of Closter (5. M.L. 7/19/18): Request for permission to set up a Menorah in front of the Closter Borough Hall for the duration of the holiday from 12/2/18 through 12/9/18 AND arrange a Menorah Lighting event in front of Borough Hall, with entertainment and refreshments, on 12/9/18 @5:00p.m.; No Certificate of Insurance or Hold Harmless Agreement enclosed! – Borough

Administrator reported they have notified the Menorah group several times and are still waiting for their paperwork.

2) STATUS REPORT RE PREPARATIONS FOR 2020 CENSUS – Mr. Dolson reported this has been completed and signed off.

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

3) STATUS REPORT RE 2017 AUDIT REPORT AND CORRECTIVE ACTION PLAN (7. M.L. 7/19/18/RM 8/22/18) – Borough Administrator reported the Corrective Action plan was submitted to the Division of Local Government Services.

4) STATUS REPORT RE FOLLOWING CONTRACTS:

a. SHARED SERVICES: Mr. Dolson reported these contracts have been sent to the County for execution and return for our files.

- 1) COUNTY OF BERGEN for SHORT TERM RENTAL OF COUNTY OWNED STREET SWEEPER (Approved RM 8/22/18)
- 2) COUNTY OF BERGEN for THE SHORT TERM EMERGENCY SHARING OF FIRE APPARATUS (Approved RM 8/22/18)
- 3) 2018 THROUGH 2020 SNOW PLOWING AGREEMENT (Approved RM 9/26/18)

b. MISCELLANEOUS:

1) SECTION 457 DEFERRED COMPENSATION PLAN WITH LINCOLN RETIREMENT SERVICES, LLC (Revised Plan 92-PD-Lincoln-121316) Approved RM 6/27/18 – Mr. Dolson informed he was supposed to receive a copy of the Agreement with a visit from the agent; and some unfortunate circumstances have happened to his family in the interim.

5) STATUS REPORT RE FOLLOWING GRANTS:

a. FILED

1. NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION ~ GREEN COMMUNITIES PROGRAM 2017 GREEN COMMUNITIES GRANT, SUBSEQUENT COMMUNITY FORESTRY MANAGEMENT FIVE YEAR PLAN, COMMUNITY FORESTRY MANAGEMENT PROGRAM, FOR AN AMOUNT NOT LESS THAN \$3,000 AND NOT MORE THAN \$3,000, BOROUGH AGREES TO MATCH \$3,000 OF THE TOTAL PROJECT AMOUNT, IN COMPLIANCE WITH THE MATCH REQUIREMENT OF THE AGREEMENT; AVAILABILITY OF THE MATCH WHETHER CASH, SERVICES OR PROPERTY IS HEREBY CERTIFIED 50% OF THE MATCH TO MADE UP OF IN-KIND SERVICES (RM 2/22/17) – Borough

Administrator reported the report has been finalized and approved and sent to the State for reimbursement of the \$3,000.00.

2. 2017 BERGEN COUNTY OPEN SPACE TRUST FUND MATCHING GRANT FOR THE RUCKMAN PARK WALKING PATH LIGHTING PROJECT PHASE II IN THE AMOUNT OF \$29,532.00 (Authorized RM 6/28/17) – Mr. Dolson reported they received the Agreement from County; so they are doing the paperwork for it. They have added a new wrinkle to these Agreements in that they now require looking at the tax clearance certificate. This is because the State doesn't want to pay people any money if they owe outstanding taxes to the State, so we need a certification.

3. NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT FOR THE RAILROAD AVENUE, NAUGLE STREET AND OLD CLOSTER DOCK ROAD PROJECT (Approved RM 9/26/18)

b. AWARDED - To be announced by Administrator

1. 2018 BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT IN THE AMOUNT OF \$4,500.00 FOR THE SENIOR CENTER TO ENHANCE THE QUALITY OF PROGRAMS AVAILABLE TO THE SENIOR POPULATION IN THE BOROUGH OF CLOSTER (Authorized RM 5/23/18) Notification of Award in the amount of \$3,211 rec'd 5. M.L. 11/9/17 – Borough Administrator reported there are ongoing activities to be applied towards the \$4,500; and we received a letter about this which is on the Mail List.

2. NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION HAZARDOUS DISCHARGE SITE REMEDIATION FUND GRANT FOR CLOSTER SWIM CLUB, BLOCK 1805, Lot 1 (Application #P44873 in the amount of \$66,800.00) – Mr. Dolson reported this grant has the same tax certificate requirement to finish the application.

c. TO BE FILED - To be announced by Administrator

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

6) REPORT – Borough Administrator informed the foregoing items concluded his report.

B. BOROUGH CLERK

1) STATUS REPORT RE 2018 APPOINTMENTS – Borough Clerk reported that open appointments are currently being maintained on the Regular Meeting Agenda.

a. REPORT RE PREPARATIONS FOR 2019 APPOINTMENTS – A memo will be sent on 10/15/18 to Chairperson and Liaisons to Boards, Commissions and Departments in preparation for the 2019 Reorganization Meeting.

2) STATUS REPORT RE 2018 OATHS OF OFFICE – Ms. Castano reported this is current.

3) STATUS REPORT RE 2018 LICENSES – Borough Clerk reported 2018 Borough Licenses are current.

a. REPORT RE PREPARATIONS FOR 2019 LICENSES – A memo was sent to Chief Kaine on 10/9/18 requesting inspection of current licensees asking for recommendation of others as seen if they do not already have a Borough license for same.

4) STATUS REPORT RE 2018 MEETING DATES – Ms. Castano reported 2018 Meeting Dates are current but we noticed there is a Planning Board Special Meeting advertised to be held tomorrow, 10/11/18, with no time indicated. She informed there was a conflict with the regularly scheduled Environmental Commission meeting, and she never received any inquiry if the Council Chambers was available. She further reported that the meeting advertised to be held Tuesday, 10/16/18, is in conflict with Municipal Court; and she is not aware of how these will be handled. Ms. Castano reminded that inquiries should be made to her office as to availability of the Council Chambers. Mayor Glidden asked that she speak to the Planning Board Coordinator in the morning as it is an 8 p.m. meeting and he anticipates a fairly large crowd; therefore, he suggested moving the Environmental Commission to the Senior Center.

a. REPORT RE PREPARATIONS FOR 2019 MEETING DATES – Borough Clerk's office plans to send out the memo on 10/11/18 to Borough Boards, Departments and Commissions via Chairpersons and Liaisons for response by 11/30/18. At this time, she requested the Mayor's approval to hold the Reorganization Meeting on Wednesday, January 2, 2019. Councilwoman Amitai noted the Planning Board usually has their Reorganization meeting and party on the first Wednesday; and Mayor Glidden said both meetings cannot be held at the same time. He asked Councilwoman Amitai to bring it up at the Special Planning Board Meeting tomorrow night that their Reorganization date will need to be changed.

5) REPORT RE ELECTIONS– GENERAL ELECTION TO BE HELD TUESDAY, 11/6/18, FROM 6 A.M. TO 8 P.M. – Borough Clerk reported she certified the Election Ballot yesterday and sent it to the County Clerk's Office/Election Division. Her office will be open on Tuesday, 10/16/18, until 9 p.m. which is the last day to register to vote in the General Election. All registrations have to be hand delivered to the County the next day. On Thursday, 10/18/18, she and her Deputy Arlene Gray, will be attending the annual Bergen County Clerk Elections luncheon seminar at Seasons to learn of any changes prior to the General Election. With all the hype, this mid-term election will be very interesting for many reasons: This will be the 2nd time we will be in the new polling places and the Primary didn't have a very good turnout so this will be a new experience. Additionally, this year the New Jersey Legislature passed a new law requiring district board workers to report and display the number of voters who have voted in each machine in their District in two hour intervals during the Election Day.

6) STATUS REPORT RE PREPARATIONS FOR LEAGUE CONFERENCE TO BE HELD IN A.C. FROM 11/13/18 to 11/15/18 – Ms. Castano reported we received word from Caesar's that the check has been received and we are waiting for confirmation from the Borgata. We received the League magazine for October which is being distributed this evening; and anything that is coming in, will be forwarded via e-mail to them. We are waiting for the pre-registration badges as well and will provide to you as we approach November; and at that time, she will provide them with a complete packet.

7) REPORT – The Borough Clerk reported the Fair and Open Resolution for 2019 Professional Services is being prepared to be sent to our Borough Attorney on 10/12/18 for his review and preparation for the Regular Meeting Agenda of October 24, 2018. She reminded that when we receive the

7. REPORTS (Continued)

B. BOROUGH CLERK (Continued)

proposals, they are circulated to the Mayor and Council, Borough Attorney, Board of Health, Planning Board, Zoning Board of Adjustment for their review and recommendation. In answer to the Borough Clerk, Councilman Devlin explained his question pertained to the 2018 appointment for the temporary Zoning Board Attorney because it appeared from the Mail List that they already approved the appointment. Borough Attorney informed they had to do so in order to hold their meetings. Mr. Devlin reiterated his concerns with the chosen firm and said he would circulate information on same to everyone.

C. CHIEF OF POLICE

1) REPORT – Chief Kaine informed he sent the Police Department Monthly Report this afternoon and the Borough Clerk noted the report has been included on the Consent Agenda for approval. The Chief was pleased to report there was only one car theft via key fob last month. He said that unfortunately there were two (2) fatal heroin overdoses within the last five (5) days; a mid-30's male and mid-20's female and were two (2) separate incidents two (2) days apart.

The Chief reported that Saturday, 10/27/18, the Department will be participating in the DEA Drug Takeback Program at the PD garage from 10 a.m. to 2 p.m. A press release was posted on Facebook and on the website. Mayor Glidden informed he included same in his newsletter.

On Friday night, the Department held a DWI checkpoint on Closter Dock Road at Piermont Road led by the Bergen County Prosecutor's Office. They had 2 DWI's, 1 drug arrest, issued 25-30 tickets and one regular arrest. In answer to Councilwoman Amitai, he explained they check for everything at the checkpoints including invalid license or registration and seatbelts.

D. MAYOR

1) REPORT – Mayor Glidden reminded there was a need to establish a Special Mayor and Council meeting on either Monday, 11/5/18, or Wednesday, 11/7/18. Borough Clerk noted there would be a conflict with Court on the 5th and the Mayor said Court would likely be cleared out by the time the meeting starts. Borough Attorney suggested the 11/5/18 date would be the best date and offered to speak with Judge Geiger to see if they could work something out.

The Mayor informed he wanted to discuss the possible marijuana policies and recalled the Borough Attorney said it would be discussed in the Ordinance Committee. Councilman Devlin said he wanted to wait and see if it becomes a law. Mr. Rogan informed they needed to be discussing whether or not they wanted to introduce a ban or restrictions on same and in terms of zoning laws, therefore, conversation is required. He voiced his understanding that some of the Council is concerned about the philosophy as to whether it should be allowed at all or not irrespective of what State laws may come forward. We need to discuss our local laws. Mayor Glidden suggested having a discussion at the next meeting regarding the philosophy of what we as a town want to allow.

8. OLD BUSINESS

Councilwoman Amitai referred to the proposed Closter App and asked Councilman Yammarino to participate in the Committee discussion; and he expressed agreement.

9. NEW BUSINESS

Technology Committee – Councilwoman Chung asked if forms such as permit forms could be provided on line.

Sigma Free Committee – Councilwoman Chung said the first event would be a panel discussion on depression, anxiety and suicide; and the focus would be on children. The discussion would be held on October 23rd at the Senior Center at 7:30 p.m. A student would be one of the panelists in addition to professionals. She said a flyer on same would be given to Kevin Whitney in addition to the Council members.

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – OCTOBER 10, 2018 - 7:30 P.M.

Councilman Yammarino referred to the Historic Preservation Commission request to designate the MacBain Farm. In answer to Mayor Glidden, Borough Administrator said the designation may affect the way we maintain the MacBain Farm. Restoration factors have to be considered; and he would ask the Chairman of the Historic Preservation Commission to meet with the Council to explain how the designation will affect it. Borough Clerk reminded that the MacBain Farm Agreement – 10 year lease will expire soon (7/31/2020).

Councilwoman Amitai referred to the Chamber of Commerce and said that the Superintendent of Public Works has agreed to sit on a committee with her and two or three other people to review our parking lots. Mayor Glidden said he received a letter from Andrew Shyong on the matter. Councilwoman Amitai said additional signage to enforce parking rules, signs to indicate no overnight parking and free of charge parking meters would be reviewed.

10. 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

This portion of the meeting was already addressed at the beginning of the meeting.

11. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

12. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY

13. ADJOURNMENT

Motion to adjourn the Work Session at 9:49 p.m. was made by Councilwoman Latner, seconded by Councilwoman Chung and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council
on October 18, 2018 for approval at
the Regular Meeting to be held
October 24, 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 October 24, 2018
Consent Agenda Item No. 16b