

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – APRIL 25, 2012 - 7:30 P.M.

Mayor Heymann called the meeting to order at 10:25 p.m.

1. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record and published on January 6, 2012 and to the Star Ledger and published on January 7, 2012, was posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

2. ROLL CALL

The following persons were present:

Mayor Sophie Heymann
Councilpersons John C. Glidden, Jr., Alissa Latner, John Kashwick, David Barad,
Arthur Dolson and Victoria Amitai
Borough Administrator, Quentin Wiest
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick De Nicola
Chief of Police, Dennis Kaine
Fire Chief, Nick Varni

At this time, Mayor Heymann asked for a Moment of Silence in memory of Nancy Leone who was a teacher and principal at St. Mary's School for many years and who passed away at the age of 88.

Mayor Heymann referred to an article in the Record on a new restaurant named Gilmok in Closter on Old Closter Dock Road.

3. PUBLIC HEARING AND ADOPTION OF THE 2012 MUNICIPAL BUDGET AND RELATED RESOLUTIONS @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Continued)

The Municipal Budget was introduced at the Regular Meeting held 3/14/12; and the Municipal Budget Summary was published in The Record issue of 3/21/12, as stated in the printer's affidavit of publication. Reprint of the Summary was posted on the Municipal Bulletin Board in accordance with statutory requirements, was posted on the Municipal Web Site pursuant to N.J.S.A. 40A:4-10; and copies have been made available to the general public. On 3/21/12, the Borough Clerk hand delivered a copy of the Municipal Budget to the Library Director, in accordance with N.J.S.A. 40A:4-8, for public inspection.

The Public Hearing was held at the Regular Meeting of 4/11/12 and was adjourned to this meeting.

Mayor Heymann opened the Public Hearing. No one wished to be heard, Mayor Heymann closed the Public Hearing.

4. INTRODUCTION OF AMENDMENT TO THE 2012 MUNICIPAL BUDGET PUBLIC HEARING DATE AND TIME TO BE ANNOUNCED!!
(Requested by Administrator 4/19/12) - TO BE PREPARED BY AUDITOR

Borough Administrator explained that this Amendment reduces the tax levy increase by approximately \$21,000.

Motion approving adoption of the Amendment to the 2012 Municipal Budget was made by Councilman Glidden, seconded by Councilwoman Latner and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

Motion Adopting the 2012 Municipal Budget, As Amended, was made by Councilman Dolson, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING MINUTES – APRIL 25, 2012 - 7:30 P.M.

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

The following Ordinances were introduced at the Regular Meeting held 3/14/12 and were published in The Record on 4/3/12 as stated in the printer’s affidavit of publication. Reprint of these Ordinances were posted on the Municipal Bulletin Board in accordance with statutory requirements and copies have been made available to the general public.

a. ORDINANCE NO. 2012:1119, “AN ORDINANCE DESIGNATING THE CENTENNIAL AME ZION CHURCH A HISTORIC LANDMARK AND AMENDING CHAPTER 200, ZONING, SECTION A-5, DESIGNATION OF HISTORIC LANDMARKS”

Mayor Heymann declared a Public Hearing. No one wishing to be heard, Mayor Heymann closed the Public Hearing.

Motion approving adoption of Ordinance No. 2012:1119 was made by Councilman Glidden, seconded by Councilwoman Latner and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

b. BOND ORDINANCE NO. 2012:1120, “AN ORDINANCE OF THE BOROUGH OF CLOSTER, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF A LADDER TRUCK AND A PICKUP TRUCK IN AND FOR THE BOROUGH OF CLOSTER AND APPROPRIATING \$1,129,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,072,550 IN BONDS OR NOTES OF THE BOROUGH OF CLOSTER TO FINANCE THE SAME”

Mayor Heymann declared a Public Hearing. No one wishing to be heard, Mayor Heymann closed the Public Hearing.

Motion approving adoption of Ordinance No. 2012:1120 subject to reviewing the final plans was made by Councilman Glidden, seconded by Councilwoman Latner and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

c. ORDINANCE NO. 2012:1121, “AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$290,600.00 FROM THE CLOSTER OPEN SPACE, RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND FOR PARK, FARMLAND AND HISTORIC PRESERVATION IMPROVEMENTS”

Mayor Heymann declared a Public Hearing. No one wishing to be heard, Mayor Heymann closed the Public Hearing.

Motion approving adoption of Ordinance No. 2012:1121 was made by Councilman Kashwick, seconded by Councilwoman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

6. MAYORAL APPOINTMENTS (NON SALARIED) TO THE FOLLOWING COMMISSIONS (Not made at the Reorganization Meeting held 1/3/12/Adjourned from RM 1/11/12; RM 1/25/12; RM 2/8/12; RM 2/22/12; RM 3/14/12/RM 3/28/12; 4/11/12):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
ENVIRONMENTAL COMMISSION				
Alt. No. 2	(Adam Nock resigned)	_____	2 Year un-expired to	12/31/12
SHADE TREE COMMISSION				
Alt. No. 2	Kathi Cochran	_____	4 Year	12/31/15

7a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda minus Item Nos. 9 and 19 was made by Councilman Glidden, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai. Councilman Glidden abstained on Item No. 10.

ORDINANCES

8. INTRODUCTION OF THE FOLLOWING ORDINANCES - PUBLIC HEARING – 5/23/12 @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2012:1124, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 65 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING ALARMS, SPECIFICALLY SECTION 65-10, LOCAL ALARMS”
(Received from Borough Attorney 4/4/12)

b. BOND ORDINANCE NO. 2012:1125, “AN ORDINANCE OF THE BOROUGH OF CLOSTER, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR THE RECONSTRUCTION OF VARIOUS ROADWAYS IN AND FOR THE BOROUGH OF CLOSTER AND APPROPRIATING \$455,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$294,500 IN BONDS OR NOTES OF THE BOROUGH OF CLOSTER TO FINANCE THE SAME” (Title received from Bond Counsel 4/19/12) - ORDINANCE TO BE PREPARED BY BOND COUNSEL

RESOLUTIONS

~~9.~~—BILL RESOLUTION – APRIL 30, 2012
TO BE PREPARED BY DEPUTY TREASURER

10. RESOLUTION OF THE BOROUGH OF CLOSTER PROVIDING FOR THE ISSUANCE OF REFUNDING BONDS FOR THE REFUNDING OF A PORTION OF THE BOROUGH’S 2005 GENERAL OBLIGATION BONDS; AND PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID BONDS; AUTHORIZING A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT; PROVIDING FOR THE SALE OF THE REFUNDING BONDS; AND APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY BY THE BOROUGH OF A CONTINUING DISCLOSURE CERTIFICATE, A BOND PURCHASE AGREEMENT AND AN ESCROW DEPOSIT AGREEMENT (Title received from Bond Counsel 4/19/12) - RESOLUTION TO BE PREPARED BY BOND COUNSEL

Mayor Heymann explained that this is the refinancing of existing bonds in order to save the Borough approximately \$40,000.

Councilman Glidden advised that he would have to abstain from voting on this resolution.

11. RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH BOSWELL ENGINEERING TO PROVIDE ENGINEERING SERVICES IN CONJUNCTION WITH THE 2012 ROAD PROGRAM FOR AN AMOUNT NOT TO EXCEED \$34,000 (Per Proposal dated 4/18/12) (Received from Administrator 4/18/12)

12. RESOLUTION CANCELING FY2009 BUFFER ZONE PROTECTION PROGRAM GRANT APPROPRIATED RESERVE AND RECEIVABLE IN THE AMOUNT OF \$41.17 (Received from Administrator 4/13/12)

13. RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEARS 2010, 2011 & 2012: MRS. KUBITIS REALTY, LLC V. CLOSTER, LOCATED AT 237-241 CLOSTER DOCK ROAD, BLOCK 1303, LOT 1 (Received from Borough Attorney 4/17/12)

14. RESOLUTION PLEDGING SUPPORT FOR THE EMPLOYMENT INITIATIVE PROGRAM OF THE NEW JERSEY EMPLOYER SUPPORT GUARD AND RESERVES (4b. M.L. 4/12/12 - Requested by Mayor)

15. RESOLUTION MEMORIALIZING ACTION TAKEN AT MAYOR AND COUNCIL REGULAR MEETING HELD 4/11/12 REGARDING TREE REMOVAL AT THE CLOSTER NATURE CENTER – TO BE PREPARED BY BOROUGH ATTORNEY

16. RESOLUTION AWARDED/REJECTING BID RECEIVED AT BID OPENING HELD 4/20/12 @ 11 A.M. FOR THE LEASE OF APPROXIMATELY 90 SQUARE FEET OF PROPERTY LOCATED NEAR THE EXISTING TOWER AT CLOSTER BOROUGH HALL (Notice to Bidders published/The Record 4/6/12) (Requested by Administrator 4/19/12)
TO BE PREPARED BY ADMINISTRATOR

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING MINUTES – APRIL 25, 2012 - 7:30 P.M.

Borough Administrator said that an additional \$1900 per month would be received in rent from Global Signals Acquisition II, LLC who was the successful bidder.

- 17. RESOLUTION APPROVING ISSUANCE OF 2012 CERTIFICATE OF COMPLIANCE FOR ROAD STAR LIMOUSINE SERVICES FOR THE FOLLOWING LIMOUSINE: 2006 GMC YUKON XL SLE, VIN#3GKFK16Z36G227269 (completed application filed, appropriate fees paid and approvals received from Borough professionals 4/20/12)
- 17a. RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH BOSWELL ENGINEERING TO PROVIDE ENGINEERING SERVICES IN CONJUNCTION WITH THE RUCKMAN POND PROJECT – SEDIMENT SAMPLE TESTING, FOR AN AMOUNT NOT TO EXCEED \$6,800 (Per Proposal dated 2/24/12) (Received from Administrator 4/20/12@4:11 p.m.)
- 17b. RESOLUTION APPROVING ISSUANCE OF 2012 CERTIFICATE OF COMPLIANCE FOR JOHN PETERS PROFESSIONAL LIMOUSINES FOR THE FOLLOWING LIMOUSINE: 2013 LINCOLN TOWN CAR, VIN#2LMMJSNK1DBL50832 (completed application filed and appropriate fees paid 4/18/12/Approval received from Risk Management Consultant and Borough Attorney by 4/24/12)
- 17c. RESOLUTION AUTHORIZING BOSWELL ENGINEERING TO BID THE PROJECT KNOWN AS MOLLICONE FIELD AND SCHAUBLE FIELD RESTROOMS (Received from Administrator 4/23/12 @6:03 p.m.)
- 17d. RESOLUTION AUTHORIZING THE HIRING OF MICHAEL MARINIELLO AS CFO ON A TEMPORARY BASIS NOT TO EXCEED 30 DAYS AT A SALARY OF \$55.00 PER HOUR (Received from Borough Attorney 4/25/12)

MOTIONS

- 18. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES
 (Distributed via e-mail on 4/20/12) ABSTENTIONS: GLIDDEN, LATNER
 - a. REGULAR MEETING OF APRIL 11, 2012
 - b. WORK SESSION MEETING OF APRIL 11, 2012
- 19. —MOTION APPROVING THE FOLLOWING *NON-SALARIED* APPOINTMENTS/BOARDS AND COMMISSIONS (Not made at the Reorganization Meeting held 1/3/12/Adjourned from RM 1/11/12; RM 1/25/12; RM 2/8/12; RM 2/22/12; RM 3/14/12; RM 3/28/12; 4/11/12):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION				
Member	Wilson Reimers		2 Year	
12/31/13	Alt. No. 1	Donna Arbietman		
2 Year	12/31/13			

- 20. MOTION GRANTING APPROVAL FOR THE RECREATION COMMISSION TO CONDUCT THE ANNUAL LITTLE LEAGUE PARADE ON SUNDAY, 4/29/12, BEGINNING @12:30 P.M. AT CLOSTER BOROUGH HALL AND PROCEEDING THROUGH TOWN TO MEMORIAL FIELD FOR THE OPENING DAY CEREMONIES: PARADE FORMATION AT BOROUGH HALL AT 12:30 P.M./KICK OFF AT 12:45 P.M. (2. M.L. 4/12/12); RAIN DATE: SATURDAY, 5/5/12
- 21. MOTION GRANTING APPROVAL FOR JEWISH FAMILY SERVICE OF BERGEN AND NORTH HUDSON TO CONDUCT THE WHEELS FOR MEALS: A RIDE TO FIGHT HUNGER IN BERGEN COUNTY, PARTIALLY THROUGH THE BOROUGH ON SUNDAY, 6/10/12, FROM 8:00 A.M. TO 2:00 P.M. (Approval received from Risk Management Consultant 4/10/12)
- 22. MOTION GRANTING APPROVAL FOR THE AMERICAN CANCER SOCIETY NORTHERN NEW JERSEY REGION ANNUAL GEORGE WASHINGTON BRIDGE (GWB) CHALLENGE TO BE HELD PARTIALLY IN THE BOROUGH ON SUNDAY, 6/10/12, BETWEEN 7:30 A.M. AND 3:00 P.M. (Approval received from Risk Management Consultant 4/18/12)
- 23. MOTION GRANTING APPROVAL FOR THE CLOSTER LIONS CLUB TO CONDUCT HOLE-IN-ONE CONTEST AT CLOSTER GOLF, INC., 153 HOMANS AVENUE,

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING MINUTES – APRIL 25, 2012 - 7:30 P.M.

CLOSTER,

NJ 07624, ON 6/16/12 **AND** 6/17/12 FROM 9:00 A.M. TO 6:00 P.M. (Completed application received and appropriate fees paid 4/19/12)

24. MOTION GRANTING APPROVAL FOR TEMPLE BETH EL OF NORTHERN VALLEY TO CONDUCT CLOSING ACTIVITIES OF THE RELIGIOUS SCHOOL AT SCHAUBLE PARK ON SUNDAY, 5/20/12, FROM 9:00 A.M. TO 11:30 AM. (Approval received from Risk Management Consultant 4/20/12)

25. REPORTS

a. CHIEF OF POLICE - MARCH 2012 (Received 4/16/12)

7b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

26. 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 Heymann opened the meeting to the public.

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

27a. RESOLUTION AUTHORIZING THE BOROUGH ATTORNEY TO DRAFT A COMPLAINT TO BE FILED WITH THE BERGEN COUNTY AGRICULTURAL BOARD TAKING INTO CONSIDERATION THE COMPLAINTS HEARD THIS EVENING FROM THE RESIDENTS

Borough Attorney informed he would draft the letter in accordance with the complaints

listed by him during the Work Session meeting; and he welcomed input from the Governing Body before filing.

Motion of approval was made by Councilman Glidden, seconded by Councilwoman Amitai and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

At this time, Manuel Arroyo asked that the resolution indicate that the Borough Attorney discharge all reasonable efforts in addition to filing the complaint such as the potential to file and Order to Show Cause; and felt the Borough Attorney should not be precluded from filing other actions that he deems fit. Councilman Glidden said that we could trust the Borough Attorney to do that inasmuch as he would be coming back to the Governing Body before said filing.

28. ADJOURNMENT

Motion to adjourn the Regular Meeting at 10:47 p.m. was made by Councilman Glidden, seconded by Councilwoman Latner and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council
via e-mail on May 4, 2012 for
approval at the Regular Meeting
to be held May 9, 2012

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held May 9, 2012
Consent Agenda Item No. 22a.

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING MINUTES – APRIL 25, 2012 - 7:30 P.M.

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – APRIL 25, 2012 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session at Borough Hall on Wednesday, April 25, 2012. Mayor Heymann called the meeting to order at 7:32 p.m.

1. PLEDGE OF ALLEGIANCE

Mayor Heymann invited all to join in the Pledge of Allegiance.

2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record and published on January 6, 2012 and to the Star Ledger and published on January 7, 2012, was posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL

The following persons were present:

Mayor Sophie Heymann
Councilpersons John C. Glidden, Jr., Alissa Latner, John Kashwick, David Barad,
Arthur Dolson and Victoria Amitai
Borough Administrator, Quentin Wiest
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola and Jeffrey Morris
Chief of Police, Dennis Kaine
Fire Chief, Nick Varni

At this time Mayor Heymann explained that we would be deviating from the Agenda due to the large number of people present and she asked the Borough Attorney to address the matter at hand:

At this time, Borough Attorney summarized the 1983 Right to Farm Act which prohibits the municipality from enforcing local zoning ordinances but does not exempt a farm from applying for construction permits for a home or farm stand. According to Borough Code, farms and greenhouses are permitted since 1940. State Statute provides a mechanism whereby a private owner or the municipality affected by the development may seek relief from the Bergen County Agricultural Board; and the appeal must be specific as to the section of the law being violated. Arguments can also be made that public safety or welfare are being violated. The Council is here to listen to the concerns of the residents and determine if those concerns can be articulated regarding specific items. Zero runoff engineering certification must be provided to be reviewed by the municipality's engineer in addition to parking and buildings. State law permits the

construction of temporary greenhouses and are governed by specific regulations; one of which is that it cannot have retail traffic at the greenhouse but a farm stand is allowed. A permanent greenhouse would require approval under the Uniform Construction Code.

Regarding the trees, Borough Attorney explained that the Governing Body was aware of the potential removal of the trees during discussions with the Mayor, Construction Code Official and the Bergen County Agricultural Board and that same is a clear permitted use of the property even though it is in violation of Borough Code. State philosophy is consistent with a farmer being able to cut down trees to grow something.

Mayor Heymann welcomed comments at this time informing that each person would have a five minute time limit to make a presentation. She noted that three hand outs had been left at the side table for all to take: rules explaining greenhouses; rules explaining the maintaining of a farm; and a letter written by the new owner explaining what he plans to do on the property.

David Hecht, 51 Hickory Lane, questioned the effect on the water table in the area. Borough Attorney advised that before anything can be done, the applicant would have to prove zero increase in runoff; and if in the future there is a problem, we would have the absolute right to seek a remedy. Mr. Hecht referred to the property owner's letter noting that plants would be sold to the public and landscapers; and also cited traffic concerns on Hickory Lane and noise and exhaust emanating from the greenhouses. Borough Attorney advised that in order to qualify as a farm, a certain amount of agricultural items must be sold. Relative to traffic, noise and exhaust concerns, Borough Attorney said that same could be brought before the Bergen County Agriculture Board by the Governing Body or a private citizen.

Dimitrios Paliouras, 1 Church Court, expressed concern about allergy problems that should be addressed.

Nathan Amitai, 35 Wendy Lane, expressed concern about daily commercial traffic to the farm; and cited the historic nature of the Brooks Farm which was preserved by a significant grant. He voiced his opinion that this will change the nature of the town; and this establishment will become a huge disturbance to the well being of the town and neighborhood. Mr. Amitai expressed his belief that it was not the intent of the State Legislature to allow a commercial establishment of this size and added that as residents, we expect the Mayor and Council to speak on our behalf. Mayor Heymann said we have no proof that there will be a great deal of traffic; and if there is, we have a remedy; and we will fight for everything Closter stands for. The greenhouses are legal according to Closter Zoning and the Right to Farm Act; and the new owner said he will be growing perennials in the greenhouses.

Martin Prince, 406 Ruckman Road, noted that the owner has stipulated in his letter that he has no intent to provide an entrance on Wendy Lane; and he questioned what can be done to make that a perpetual requirement. Mayor Heymann said that she has verbal and written assurances on this matter; and Borough Attorney explained that a deed restriction could be requested of the property owner.

Joseph Shpigel, 45 Hickory Lane, questioned the allowable size of a farm and farm stand; and Borough Attorney said plans for the farm stand in addition to parking must be submitted to the Construction Office and would be subject to the requirements of the Zoning Code. There would be

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2012 - 7:30 P.M.

no retail traffic in the greenhouses. Mayor Heymann said that “no parking” and “truck weight limit” signs can be installed on Hickory Lane and same would be enforced.

Ira Rothbaum, 83 Hickory Lane, referred to the size of the operation and questioned the need for emergency access which might be Wendy Lane depending on the emergency. He cited the size of trucks, staff, 4H Club, schools and staff accessing the farm; and voiced his opinion that the Mayor and Council should be proactive to the concerns of the residents.

Paul Desser, 11 Meadows Lane, said there is no designed site plan or surface plan for drainage. The silt fence is not doing the job; and large equipment has been brought in that violates the Borough Code. He cited the soil disturbance at the farm and the construction of a wall in excess of 42” high without building plans. Relative to the construction of greenhouses that are not temporary, Borough Attorney said an immediate stop work order would be issued. Mayor Heymann noted that a retaining wall on a farm is specifically exempted under the Farm Act; and Borough Attorney said that the Construction Code Official inspected the wall and found same in conformance with the regulations. Mr. Desser said he felt more factual information should be obtained from the owner; and he questioned when the Mayor and Council would have answers to our concerns. Mayor Heymann said that we have been in touch with the (Bergen County Soil) Conservation Board; and the soil erosion and wall information has been checked and found to be within the regulations.

Rod Simoncini, communications specialist representing the neighbors, said that every day the farm develops, the neighbors lose their rights and investment. We should not wait but take what you have and appear before a judge or the Farm Board to obstruct the developer. Borough Attorney said we are here tonight to listen and ascertain what can be used to go before the Farm Board.

David Garfunkel, 3 Wendy Lane, said we need the Mayor and Council as an ally to help us. They cannot violate the health and safety of the community.

Timothy Adriance, 86 East Main Street, Bergenfield, representing the adjacent cemetery explained the history of the farm and the Farm Act. He explained we live under the rule of law and not under mob rule. Mr. Adriance expressed support for the homeowners but noted that the farm has always been operational and conforming to its use.

Jesse Rosenblum 65 Knickerbocker Road, referred to the Vecchio Farm where dozens of customers walk through the greenhouses; and Borough Attorney read the definition of a temporary greenhouse from the New Jersey Administrative Code. Mayor Heymann said the greenhouses at Vecchio’s Farm are permanent structures.

Manuel Arroyo, from the firm of Shapiro & Croland, who explained he is representing Ira Roth, expressed concern about the abrupt development of the site, the clearing of the trees, installation of foundation blocks and the future use of pesticides and fertilizers. He cited the future construction of buildings and the possibility of a multi family use for a structure on the property. He urged the Governing Body to file a complaint to the County Agriculture Board. Mayor Heymann asked Mr. Arroyo to make a list of the items he felt are doing irreparable harm to the residents. Borough Attorney said the Mayor and Council are open to filing a complaint and we are trying to determine the violations that would get results.

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2012 - 7:30 P.M.

Elysa Levinson, 69 Wilson Place, questioned access to the property from Anderson Avenue and the money paid to Mrs. Brooks for the building rights of her property. Mayor Heymann said that the property does not abut Anderson Avenue. Regarding the source of the money paid for the building rights, Mayor Heymann said the money was a combination of State and County funds; and the property must remain as a farm and cannot be used for homes. The two existing structures are the only ones allowed on the property. The new owner is bringing the chickens back and the coops will be improved. Nothing has been touched nor will be touched around the existing home.

Jim Buscemi, 74 Susan Drive, cited the soil movement on the property and the raising of the grade by 6 feet causing problems with the runoff. Jeffrey Morris said that Bergen County Soil Conservation would be contacted to obtain a copy of the plan. Councilwoman Amitai suggested posting answers to the questions on the Borough website. Mayor Heymann advised that the raising of the grade was the first issue that was addressed and she was told that this was in the purview of the farm. Mr. Buscemi said a plan should have been filed for the farm stand and parking; and this should be pursued before any further work is done

Itzhak Pearl, 43 Hickory Lane, cited the money transferred to the Brooks Farm; and Mayor Heymann said that the Mayor and Council was not in favor of the transaction; and instead wished to purchase the property on behalf of the Borough. Offers were made but Mrs. Brooks chose to accept money from the County and State. The State of New Jersey has decided that it benefits all of us to protect farms because New Jersey is the most densely populated state. Mr. Pearl said there are deed restrictions that should be addressed with the State Attorney to protect our rights.

Ms. Kim, 41 Hickory Lane, said an analysis of Hickory Lane determined that sidewalks could not be constructed from Bradley to Anderson Avenue because the creek is eroding our roads. The use of the property would bring more traffic and create more erosion and pollution. She said there could be flooding into our basements containing chemicals from the farm.

David Wecht, 82 Susan Drive, said the farm owner should be approached with our concerns because he seems like an agreeable man. He suggested that shrubs be planted to replace the buffer; and if agreeable, this should be placed in the deed in addition to not allowing access from Wendy Lane so there can be no future violation. He stressed that if talking to the farm owner does not work out, then he agrees that action should be taken now.

Steve Isaacson, 97 Columbus Avenue, questioned the hours of operation for the farm and lighting and asked whether Wendy Lane could be vacated. The Borough Attorney said vacation of Wendy Lane is a possibility. Relative to truck weight limits, Chief Kaine advised that local deliveries are permitted. Mr. Isaacson expressed concern about the improvements being done without being regulated and the future of the town.

Irene Stella, 11 Cedar Lane, noted that she lives near a farm, and has contacted the Bergen County Agriculture Board with complaints and they respond. She said that the residents should contact the State, the farm owner and the newspapers on this matter; and this type of power should be used.

Judy Parker, 55 Susan Drive, suggested that a protest should be conducted at Metropolitan Plant Exchange. She supported the vacation of Wendy Lane. She noted that every morning there is noise from the property starting at 6:30 a.m.

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2012 - 7:30 P.M.

Ted West, 1 McCain Court, said we worked hard to preserve the farm the way it was and noted that Hickory Lane is in terrible shape and should become a gravel road instead of being paved.

Joe Bianco, 7 MacArthur Avenue, cited documents relative to the State Farm Act outlining criteria for eligibility for a farm, exemptions from municipal ordinances and the effect on public health and safety. He cited violations of the Zoning Code and the intensification of vehicular traffic with the use.

Councilman Glidden said he has been at the property three times and had meetings on this matter. He said he agreed with comments that this body cannot afford to not take some type of action. We cannot sit idly by; therefore, he intends to offer a resolution to file a complaint with the County Agriculture Board; but we need the help of the residents with specific issues to be addressed.

Councilwoman Latner said we are in this together. It is disturbing to see what is happening to Hickory Lane; and she supported registering a complaint. We cannot wait for detrimental actions to take place.

Councilman Kashwick said he is passionate about trees and the environment; and voiced frustration that the Council had no control over the matter. He expressed support for the comments made by Mrs. Stella about the power of the people. The matter should be pursued and the letter of the law followed.

Councilman Barad expressed appreciation for the thoughts that have been shared this evening; and explained he has visited the site and spoken to the owner. He voiced his experience that water in greenhouses is intended to remain there as a cost savings measure and cited his personal experience with a greenhouse he built with his father. Dr. Barad hoped that their concerns would be resolved; and noted that we need more transparency with the owner's plans.

Councilman Dolson said this was a rural area when he moved here. It is disappointing to see the commercial creep in the area; and this is the most egregious event. He pledged his support of the sentiment of the community and to do what he can, as their elected official, to prevent further damage to the community.

Councilwoman Amitai said this body made a mistake not purchasing the Brooks Farm; and we have to find a way to fix it. She asked each of the residents to write a letter to the relevant agencies and put it in the paper. She said we have to come up with a different solution, put a halt to what is occurring on the property at this time and to speak with the property owner. This is about the entire East Hill area.

Mayor Heymann expressed her agreement that the Borough must do whatever it can to alleviate a condition the residents feel is hostile; but she felt that in time it would be a real farm. She added that it is the Mayor and Council's job to represent our residents and their points of view; and informed we will probably be filing our concerns with the Farm Bureau to represent the residents to the best of our ability.

At this time, the Borough Attorney explained part of the reason for listening to everyone's complaints and concerns this evening is an attempt to compile something to formulate into a viable claim to file before the Farm Board supporting Mr. Glidden's proposal for a resolution to go forward. Mr. Rogan explained it touches on the areas on which we can have an impact on to open up discussions with both the property owner and the County Farm Board. He listed them as follows: 1) the significance of the movement of soil that has taken place and may take place in the future; 2) the impact on streams: how it affects the local streams, other residents, downstream residents as well as any State or Federal laws; 3) seek a development plan to be provided and discussed prior to adoption with the owner to address: a) truck and other motor vehicle usage, b) greenhouse specifications; c) traffic impact on neighborhood and on roadway; d) parking lot proposal; e) farm stand specifications; f) impact on stream; g) address Wendy Lane issue; h) discussion on possible natural buffer being planted to address some of the concerns over the trees that have already been lost.

Borough Attorney explained we will file this as soon as possible and ask for expeditious handling. He encouraged members of the neighborhood to be at the meeting when same is scheduled. In answer to a question relative to filing the necessary documents in court, he said that he is open to suggestions from any attorney on this matter prior to going to the Farm Board. He noted that the Borough was involved with the Abram Demaree Farm for 25 years and the only time we went before a court is the Appellate Division. Mr. Rogan emphasized he cannot change the law after receiving encouragement from unnamed members of the audience who asked for request for an injunction.

The residents at 83 Hickory Lane informed of water damage from the operations at the farm; and Borough Attorney said he would have the damage inspected the next day. An unnamed resident encouraged delaying tactics should be used.

David Hecht, 3 Wendy Lane, complained that there has been water in his basement only once in the 19 years he has lived there; and after this past storm, there was water there.

Mr. Pearl asked that the complaint include the fact that his house was vibrating, that his wife has been vomiting and there are cracks in certain areas of his house.

Mindy Rothbaum, 83 Hickory Lane, said that she had contacted the Police Department a week ago about the severe vibrations and pounding; and she was told by the Dispatcher they would not come and take a complaint.

Nathan Amitai, 35 Wendy Lane, said the residents want to hear that the Mayor and Council are on our side and to be proactive to prevent the development. He supported filing a lawsuit with the Court even though it doesn't have technical merit.

An unnamed resident cited the soil disturbance, the import of soil that may not have been tested according to DEP regulations and change of grade. Borough Attorney said that we argued in the Appellate Court on the issue of the import of 30,000 cubic yards of soil and grade at the Abram Demaree Farm and the Borough lost. Mr. Morris concurred.

Manuel Arroyo referred to the *Closter v Demaree* decision, noting that the Appellate Court did not divest the Superior Court of subject matter jurisdiction but determined that primary jurisdiction is

in the hands of the County Agricultural Board. He felt that the decision is a strong basis to go in on an order to show cause basis in the Chancery Court for emergent relief to enjoin the property owner from doing anything more in order for the County Agricultural Board to adjudicate the matter. The Right to Farm Act does not provide for injunctive relief; and in his review of case law, there is no occasion where a municipality has demanded emergent relief at all but there is a basis under the fact that the court preserves subject matter jurisdiction.

No one else wishing to be heard, Mayor Heymann thanked everyone for their decorum and ideas; asked them to remain for the meeting and proceeded with the Agenda.

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF APRIL 12, 2012 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. Item No. 1 was removed by Borough Clerk; Item No. 2 was removed by Councilman Glidden; Item No. 5 was removed by Mayor Heymann.

Item No. 1: Received 04/05/12 hand del'd, dated 04/05/12 from Kaoru Kay Yamamoto, Director, International Academy of Arts and Sciences, to Mayor re Requesting permission to use Memorial Field, 150 Harrington Avenue, on Saturday, 5/26/12, from 8:30 a.m. to noon to conduct IAAS Field Day Event to include children=s dances, karate performances, songs and athletic games; anticipated number of attendants is 70 children, 140 parents/adults and 15 school staff; electricity required for CD player - Hold Harmless Agreement attached - Certificate of Insurance to be forwarded under separate cover (Copy to Glenn Parsells, Jim Oettinger)

The Borough Clerk informed the International Academy of Arts and Sciences was to provide a Certificate of Insurance under separate cover; which has not been received to date. She explained the event date is coming up and only the Hold Harmless Agreement has been received and approved.

Item No. 2: Received 04/05/12 via e-mail @6:16 p.m., dated 04/04/12 from Jim Oettinger, Director, Recreation Commission, c: Chief Dennis Kaine re Request for permission to conduct Annual Little League Parade and opening ceremonies on Sunday, 4/29/12 beginning @ 12:30 p.m. at Closter Borough Hall and proceeding through town to Memorial Field for the opening day ceremonies; (Parade formation at Borough Hall@12:30/kick off at 12:45 p.m. sharp; Inviting Mayor to throw one of the first ceremonial balls and inviting council members to attend opening day ceremonies at Memorial Field @ 1:00 p.m. (Copy to Glenn Parsells, William Dahle, III)

Councilman Glidden requested the Governing Body try to attend if possible. Mayor Heymann explained the original request did not have a rain date; and Councilman Glidden informed it would be next Saturday (5/5/12). The Borough Clerk informed as this item is on the Regular Meeting Agenda as a Motion, they can amend same at that time to include the rain date.

Item No. 5: Received 04/10/12 hand delivered by Court Administrator, dated 04/03/12 from Peter E. Doyne, A.J.S.C. to Hon. Thomas R. Betancourt, J.M.C., c: Mayor & Council, Quentin Wiest, Chief Dennis Kaine, Lt. James Winters, Mark Fierro, Mike Yae re Municipal Court Security (Distributed 4/11/12) Deadline for response - 45 days!!

At this time, Mayor Heymann requested an update from Chief Kaine. The Chief explained they are in the process of obtaining prices for metal detectors and hand-held wands and he has

forwarded same to the Borough Administrator. In answer to the Mayor, the Chief informed it would cost approximately \$5,000 for the walk through metal detector and \$150 per wand. He affirmed that the time spent using the wands offsets any savings in the cost; it takes less time to walk through as opposed to manually scanning each individual.

b. MAIL LIST OF APRIL 19, 2012 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. Item No. 6 was removed by Mayor Heymann.

Item No. 6: Received 04/17/12, dated 04/13/12 from Assemblywoman Holly Schepisi, 39th Legislative District, to Borough Clerk, c: Borough Administrator re Forwarded copy of letter from Richard E. Constable, III, Acting Commissioner, State of New Jersey, Department of Community Affairs, informing the Borough will receive a \$5,000 grant from the Recreational Opportunities for Individuals with Disabilities Program and congratulating the Borough on same

Mayor Heymann explained that in previous years we have received \$10,000 grants; and unfortunately, this year we will only be receiving \$5,000.

c. MAIL LIST OF APRIL 26, 2012 – The Borough Clerk informed she had two items that will appear on the April 26th Mail List that have been placed in their folders and she wished to bring to their attention. Ms. Castano explained Item Nos. 5 and 6 are from the Zoning Board of Adjustment Chairman addressing two ordinances forwarded for their review:

Item No. 5: Response to Ordinance Nos. 2012:1119 – Centennial AME Zion Church as Historic Landmark, which is on this evening’s Agenda for Public Hearing; and

Item No. 6: Response to Ordinance No. 2012:1122 – LEED Certification Initiatives

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of April 25, 2012)
14. RESOLUTION PLEDGING SUPPORT FOR THE EMPLOYMENT INITIATIVE PROGRAM OF THE NEW JERSEY EMPLOYER SUPPORT GUARD AND RESERVES (4b. M.L. 4/12/12 - Requested by Mayor)
15. RESOLUTION MEMORIALIZING ACTION TAKEN AT MAYOR AND COUNCIL REGULAR MEETING HELD 4/11/12 REGARDING TREE REMOVAL AT THE CLOSTER NATURE CENTER – TO BE PREPARED BY BOROUGH ATTORNEY

Councilman Kashwick asked that this Resolution be voted upon separately during the Regular Meeting..

20. MOTION GRANTING APPROVAL FOR THE RECREATION COMMISSION TO CONDUCT THE ANNUAL LITTLE LEAGUE PARADE ON SUNDAY, 4/29/12, BEGINNING @12:30 P.M. AT CLOSTER BOROUGH HALL AND PROCEEDING THROUGH TOWN TO MEMORIAL FIELD FOR THE OPENING DAY CEREMONIES: PARADE FORMATION AT BOROUGH HALL AT 12:30 P.M./KICK OFF AT 12:45 P.M. (2. M.L. 4/12/12)

At this time, Borough Administrator noted that there was a budget amendment listed on the

Regular Meeting Agenda requiring no additional advertisement; and that no public hearing is required and therefore can be adopted this evening prior to the adoption of the budget. Borough Clerk explained the reasoning for the order of the amendment and the adoption of the Budget as indicated on the agenda.

4. INTRODUCTION OF AMENDMENT TO THE 2012 MUNICIPAL BUDGET
PUBLIC HEARING DATE AND TIME TO BE ANNOUNCED!!
(Requested by Administrator 4/19/12) - TO BE PREPARED BY AUDITOR

6. COMMITTEE REPORTS

A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)

1) STATUS REPORT RE CLOSTER WEBSITE – Councilman Dolson had no report regarding the Borough web site.

2) REPORT – Councilman Dolson reported on the following:

a. Ambulance Corps. is in the process of assembling the envelopes for their annual fund appeal. He asks that everyone be as generous as possible because the Corps. is completely funded by contributions. They do not bill for their services; and they do not receive any insurance reimbursements. He reminded the services they provide are very expensive and said everyone's generosity would be greatly appreciated.

Councilman Dolson informed he had no reports regarding the Zoning Board of Adjustment and the Board of Health.

Regarding the Municipal Budget, Mr. Dolson explained the difference is that they have come up with this Amendment, which is actually an increase this year of \$44,374 over last year; which comes to 0.3%. He voiced his opinion that it an incredible feat that has taken a lot of time, effort, talent and dedication. He feels they represented the Borough properly and prudently considering the current economic climate. Mr. Dolson requested the support of the Council for adoption of the Amendment and the Budget.

B. PUBLIC SAFETY - GLIDDEN (DOLSON/LATNER)

1) REPORT – Councilman Glidden commended the Municipal Budget. He said every day it is apparent that other towns are having problems; and our neighbors next door, Demarest, are really hurting.

At this time, Councilman Glidden reminded that this weekend (4/28/12) there will be a used prescription drug collection program from 10 a.m. to 2 p.m. and he encouraged residents to utilize the program.

Councilman Glidden announced that he and the Mayor finally executed the PBA Contract this evening.

C. PUBLIC WORKS - LATNER (AMITAI/GLIDDEN)

1) REPORT – Councilwoman Latner reported there is a Public Works meeting scheduled for next week and she will send out a reminder to everyone.

Councilwoman Latner informed the Library will be finalizing everything with the contract for the handicap accessible doors shortly.

D. ORDINANCES - BARAD (KASHWICK/AMITAI)

1) REPORT RE ORDINANCE COMMITTEE MEETINGS – Councilman Barad informed the Ordinance Committee will be meeting on May 1st. He explained the ongoing business includes

the LEEDS ordinances and the two changes to the Limiting Schedule. He reminded the LEEDS and Historic Preservation ordinances were forwarded to the Planning Board

6. COMMITTEE REPORTS (Continued)

D. ORDINANCES - BARAD (KASHWICK/AMITAI) (Continued)

for review and comment; and, to date, we have not heard from them. Councilman Barad said we would really like to hear back from them and requested the Mayor and Councilwoman Amitai remind the Board of same at their next meeting. He reminded we just heard back from the Zoning Board on the LEEDS ordinance as the Borough Clerk informed earlier. He explained that the Zoning Board was not supportive of the change to the Limiting Schedule.

2) REPORT – Councilman Barad informed he had nothing further to report.

E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON)

1) REPORT RE PERSONNEL COMMITTEE MEETINGS – Councilman Kashwick reported he attended the staff meeting last week where he unveiled the Performance Appraisals; and he hopes to get those rolling out in the next month. The Committee began interviews for the Borough Administrator position last night; and more interviews will be conducted this weekend. He explained they would like to send a smaller group to a Staff Committee for second round interviews next week. Councilman Kashwick requested that final interviews be conducted at the Mayor and Council Meeting of 5/9/12 in a Closed Session to be held prior to the Work Session at 6 p.m. and no objections were voiced.

2) REPORT – Councilman Kashwick reported on the following:

a. Shade Tree Commission – He informed the actual date will be this Friday, April 27th, not April 30th as stated in the Arbor Day Proclamation adopted at the last meeting. Trees will be planted at Tenakill and Hillside Schools at 10 a.m. and 11 a.m., respectively. He reminded the Borough received the Tree City USA designation for the 12th consecutive year.

b. Historic Preservation Commission – They met last week and reviewed the proposed change to the historic ordinance adding the half percent. The Commission is supportive of the ordinance change but thinks it should be higher than a half percent; so he will be forwarding a letter to the Mayor and Council regarding same. There was discussion regarding the “Old Closter Dock Road” signs; and it was suggested they could place a metal marquee over the word “Old” if that is the Council’s wish. The Commission is working on a pamphlet for residents and realtors to dispel some of the myth about Historic Preservation. Councilman Kashwick informed that the Certificate of Eligibility for Borough Hall for State and National Register status was denied by the State Historic Preservation Office; however, the Commission is still looking for local designation.

c. Environmental Commission – Councilman Kashwick said despite the rain, the Green Team, Environmental Commission and the Closter Nature Center had a successful cleanup day on March 31st. He thanked everyone who participated in the event. Several members met with Environmental Commissions from other towns to discuss the inter-borough trail which is planned to be named “The Northern Valley Trail”. He voiced his opinion that Steve Isaacson did a great job designing the new logo.

Councilman Kashwick said the Commission met with the Board of Health regarding the request for a horse at the MacBain Farm. He said they already know the chickens will be a non-issue; but the matter regarding the horse is still pending so they will be requesting input from the Council as well. He informed that Dr. Beth Ravit, Chair of the Commission for the past year and a half, will be relocating to Park Ridge so she will be stepping down from the Commission. He thanked Dr. Ravit for her work as Chair and Commission Member.

At this time, Councilman Kashwick noted that this is his last report while Quentin Wiest is

here. He thanked Mr. Wiest for all of his hard work the past few years; and said it has been a pleasure to work with him.

6. COMMITTEE REPORTS (Continued)

E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON) (Continued)

At this time, Mayor Heymann referenced the sign issue and reminded Mr. Kashwick that she shared an unsolicited letter she received yesterday which she thinks is worthwhile. She requested that if there are no objections, the letter be discussed later on under New Business.

At this time, Councilwoman Latner wished to revisit her Report to add one item. She informed she spoke to the Borough Engineer regarding the ramp the Fire Department uses to drive up because they are concerned that it is splitting. They told her last time it was a big problem and they ended up financing part of it themselves and the Borough did the sides. She wanted to bring that issue to everyone's attention. The Borough Engineer informed he would take a look at it and make a recommendation.

At this time, Councilwoman Amitai asked Councilman Kashwick if he knew why Borough Hall was denied eligibility for the historic registry. Irene Stella explained that the building "is not distinctive". She further explained there were many public works buildings with distinctive features; and Borough Hall does not have any that specifically stand out. Councilman Kashwick affirmed they will be pursuing local designation for Borough Hall.

Mrs. Amitai voiced her well wishes for Dr. Ravit and asked Councilman Kashwick to pass along same to her.

F. LAND USE AND CONSTRUCTION – AMITAI (BARAD/DOLSON)

1) REPORT – Councilwoman Amitai reported that the Planning Board subcommittee met this week. She informed she is renting space at the Becker house next to the Brooks Farm; so while the committee and the professionals were there, everyone took a look to see what was going on next door. They discussed several issues which will be brought to the Planning Board.

Councilwoman Amitai reported that the Improvement Commission is getting closer to a response from the Eagle Scout regarding the dumpster art program behind the parking lot in the Renaissance District. The Commission is also still in discussion about holding a concert next Spring, which they would like to hold in Closter. The intent is to have a weekend event so they can combine a lot of different activities. Councilwoman Amitai reported there were also discussions to approach the owner of the property at the corner of Schraalenburgh Road and Old Hook Road traveling east, Mr. Daibes, to see if he might consider, as being a good neighbor, removing the structure there that is decaying and falling apart in disrepair. The idea is to use it for a planting program and have it as a pocket park until such time something else happens with the property. In light of the fact that it has been vacant for years, and it is unknown how many more years it will be vacant, they hoped they could have something nicer looking in that location in the mean time. All kinds of ideas are being entertained for presentation to Mr. Daibes; and she invited comments and suggestions regarding same.

7. OLD BUSINESS

8. NEW BUSINESS

Mayor Heymann read a letter from Jack Stokvis relative to the Old Closter Dock Road street signs and suggesting that the signs be replaced with its correct long-term name with an

historic marker. The Historic Preservation Commission has suggested that a cover be placed over the “Old” with a symbol indicating that it is an historic district.

Councilman Barad said in order to do that we would have to change the name of the road because the actual name is Old Closter Dock Road. Councilwoman Amitai expressed her disagreement noting that the maps should be changed to reflect the correct name because it was dropped in laziness. Mayor Heymann said that the maps already reflect Old Closter Dock Road.

Councilman Kashwick questioned how Mapquest would be notified of the name change and Mayor Heymann said that we would have to notify the appropriate organizations.

Borough Engineer said that he and the DPW Superintendent inspected the track at Memorial Field; and there is cracking and deterioration of the pavement. The pavement needs to be replaced in the near future; and he would provide a cost estimate.

Borough Attorney distributed a resolution for the hiring on a temporary hourly basis of Michael Mariniello as Chief Financial Officer for 30 days at \$55 an hour for no more than 4 hours per week.

9. OPEN MEETING TO THE PUBLIC FOR ANY MATTER PER NJSA 10:4-12(A) (SUBJECT TO A 5-MINUTE LIMIT PER GENERAL RULE NUMBER 11) EXCEPT FOR ITEMS SCHEDULED FOR PUBLIC HEARING AT THE REGULAR MEETING

Douglas Radick, 243 West Street, expressed his support for maintaining the name Old Closter Dock Road.

Judy Parker, 55 Susan Drive, expressed her support for maintaining the name Old Closter Dock Road.

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

Motion to adjourn the Work Session at 10:25 p.m. was made by Councilman Glidden, seconded by Councilman Kashwick and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council
via e-mail on May 4, 2012 for
approval at the Regular Meeting
to be held May 9, 2012

Loretta Castano, RMC
Borough Clerk

Prepared by Arlene Corvelli and
Carol Kroepke, RMC, utilizing recording
and Borough Clerk's notes

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 25, 2012 - 7:30 P.M.

Approved at the Regular meeting held May 9, 2012
Consent Agenda Item No. 22b.