

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – MONDAY, DECEMBER 22, 2008 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. OPEN PUBLIC MEETINGS ACT STATEMENT
3. ROLL CALL
4. MAYORAL PROCLAMATION DECLARING THE BOROUGH OF CLOSTER'S SUPPORT FOR THE GUARD AND RESERVE (Received from Mayor Heymann)
5. OPEN MEETING TO PUBLIC FOR ANY MATTER, PER N.J.S.A. 10:4-12 (a)  
(Subject to 5-minute limit per General Rule No. 10)
6. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:  
The following Ordinance was introduced at the Regular Meeting held 11/24/08, was published in the Press Journal in its issue of 12/04/08, 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:  
ORDINANCE NO. 2008:1024, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS"
7. COMMUNICATIONS
  - a. MAIL LIST – DECEMBER 11, 2008
  - b. MAIL LIST – DECEMBER 18, 2008
8. OPEN MEETING TO PUBLIC FOR COMMUNICATION ITEMS ONLY  
(Subject to 5-minute per By-Laws General Rule No. 10)
- 9a. REVIEW OF CONSENT AGENDA ITEMS  
(PROCEDURE TO BE EXPLAINED BY MAYOR HEYMANN)  
  
ORDINANCES AND RESOLUTIONS
- 10.\* *POSSIBLE* INTRODUCTION OF ORDINANCE NO. 2008:1021, "ORDINANCE AMENDING CHAPTER 92, DRIVEWAYS" – PUBLIC HEARING – MONDAY, 1/5/09 @7:30 P.M., OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD  
(Requested by Borough Attorney 9/30/08) Adjourned from RM 10/6/08, RM 10/22/08, RM 11/12/08, RM 11/24/08, RM 12/10/08 - TO BE PREPARED BY BOROUGH ATTORNEY
- 11.\* INTRODUCTION OF ORDINANCE NO. 2008:1025, "AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53 ENGAGEMENT OF SPECIAL CONSULTANTS FOR THE PREPARATION AND EXECUTION OF A BOROUGH WIDE REASSESSMENT PROGRAM TO UPDATE AND MAKE CURRENT THE PREVIOUS REVALUATION OF THE BOROUGH OF CLOSTER, COUNTY OF BERGEN AND FOR THE ISSUANCE OF SPECIAL EMERGENCY NOTES IN THE SUM OF \$39,000 TO PROVIDE FOR THE PAYMENT OF SAID PROGRAM IN COMPLIANCE WITH N.J.S.A. 40A:4-53 AND 40:4-55" – PUBLIC HEARING – MONDAY, 1/5/09 @ 7:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Auditor 12/18/08 @4:32 p.m.)
- 12.\* BILL RESOLUTION – DECEMBER 31, 2008  
TO BE PREPARED BY TREASURER
- 13.\* *POSSIBLE* APPROVAL OF CLOSTER SUSTAINABLE INITIATIVE MASTER PLAN COMPONENT (Requested by Mayor 8/25/08/Adjourned from RM 9/10/08, 9/24/08, 10/6/08, 10/22/08, 11/12/08, 11/24/08, 12/10/08)  
RESOLUTION TO BE PREPARED, IF AND WHEN APPROVED
- 9a. REVIEW OF CONSENT AGENDA ITEMS (Continued)

ORDINANCES AND RESOLUTIONS (Continued)

- 14.\* RESOLUTION AUTHORIZING MAYOR SOPHIE HEYMANN, OR HER SUCCESSOR, TO MAKE APPLICATION FOR A GRANT FROM THE STATE OF NEW JERSEY IN THE AMOUNT OF APPROXIMATELY \$20,000.00 TO FUND THE FOLLOWING PROJECT: NEW HISTORIC PRESERVATION ELEMENT OF THE MASTER PLAN (Received from Mayor 12/16/08)
- 15.\* RESOLUTION AUTHORIZING TREASURER TO RETURN REMAINING ESCROWS TO SIGNS BY BLOOM IN THE AMOUNT OF \$85.58 FOR POLICE TRAFFIC DIRECTOR SERVICES IN COMPLIANCE WITH LOCAL FINANCE NOTICE 2000-14 (Received from Chief Berrian 12/15/08)
- 16.\* RESOLUTION ADOPTING THE BERGEN COUNTY HAZARD MITIGATION PLAN, PREPARED IN ACCORDANCE WITH TITLE 44 PART 201.6 OF THE CODE OF FEDERAL REGULATIONS (CFR), AS THE BOROUGH'S MULTI HAZARD MITIGATION PLAN; TO BE UPDATED NO LESS THAN EVERY 5 YEARS (Received from Acting Administrator 12/16/08)
- 17.\* RESOLUTION AUTHORIZING ADVERTISEMENT FOR CALEA CERTIFICATION (Received from Borough Attorney 12/16/08/Chief of Police to explain the need for this request!)
- 18.\* RESOLUTION APPOINTING MARIA PASSAFARO AS TAX COLLECTOR FOR THE BOROUGH OF CLOSTER AT AN ANNUAL SALARY OF \$60,000.00 FOR A 4-YEAR TERM TO 12/31/12, PER N.J.S.A. 40A:9-142, EFFECTIVE 1/1/09 (Received from Acting Administrator 12/18/08)
- 19.\* RESOLUTION TO RE-ADVERTISE FOR BOROUGH PROSECUTOR AND BOROUGH ALTERNATE PROSECUTOR POSITIONS AND TO PURSUE A "FAIR AND OPEN" PROCESS IN AWARDED CONTRACTS FOR THESE PROFESSIONAL SERVICES IN THE BOROUGH OF CLOSTER (Received from Borough Attorney 12/17/08)
- 20.\* TRANSFER RESOLUTION NO. 2
- 21.\* RESOLUTION APPROVING PARTICIPATION BY THE CLOSTER POLICE DEPARTMENT WITH THE STATE OF NEW JERSEY DIVISION OF ALCOHOL BEVERAGE CONTROL PROGRAM, OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (OJJDP) ENFORCING THE UNDERAGE DRINKING LAWS STATE BLOCK GRANT PROGRAM (Received from Chief of Police 12/16/08)
- 22.\* SPECIAL EMERGENCY RESOLUTION N.J.S. 40A:4-53 RE ENGAGEMENT OF A SPECIAL CONSULTANT FOR THE PREPARATION AND EXECUTION OF A BOROUGH WIDE REASSESSMENT PROGRAM - \$39,000 (Received from Auditor 12/18/08 @4:32 p.m.)
- 23.\* RESOLUTION FIXING SALARIES FOR 2008 (Received from Acting Administrator 12/19/08)

MOTIONS

- 24.\* MOTION APPROVING RAFFLES APPLICATION NO. RA:558 FOR TEMPLE EMANUEL OF CLOSTER TO CONDUCT OFF-PREMISE DRAW RAFFLE , ON SUNDAY, 3/22/09; DRAWING TO BE HELD AT 180 PIERMONT ROAD AT 11 A.M.
- 25.\* MOTION APPROVING RAFFLES APPLICATION NO. RA:559 FOR TEMPLE EMANUEL OF CLOSTER TO CONDUCT ON-PREMISE CASINO NIGHT ON SATURDAY, 2/7/09, AT 180 PIERMONT ROAD, FROM 7 P.M. TO 12 A.M.

- 9a. REVIEW OF CONSENT AGENDA ITEMS (Continued)

REGULAR MEETING AGENDA – MONDAY, DECEMBER 22, 2008 - 7:30 P.M.

MOTIONS (Continued)

26.\* MOTION APPROVING THE FOLLOWING MINUTES (Distributed 12/18/08)

ABSTENTION: AMITAI

- a. REGULAR MEETING OF DECEMBER 10, 2008
- b. WORK SESSION NOTES OF DECEMBER 10, 2008

27.\* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/02/08; Adjourned from Regular Meetings held 1/09/08, 1/23/08, 2/13/08, 2/27/08, 3/12/08, 3/26/08, 4/9/08, 4/23/08, 5/14/08, 5/28/08, 6/11/08, 6/25/08, 7/9/08, 7/23/08, 8/13/08, 8/27/08, 9/13/08, 9/24/08, 10/6/08, 10/22/08, 11/12/08, 11/24/08, 12/10/08

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
HEALTH, BOARD OF Alternate No. 2	Phyllis Buonomo	_____	2 Year	12/31/09
IMPROVEMENT COMMISSION				
Member	Wilson Reimers	_____	2 Year	12/31/09
Alternate No. 1	Frank Rodriguez	_____	2 Year	12/31/09
Alternate No. 2	Bobbie-Bouton- Goldberg	_____	Unexp. 2 Year	12/31/09

28.\* MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO SERVE AS MEMBER(S) OF THE HISTORIC PRESERVATION COMMISSION TO FULFILL REQUIREMENT MADE BY ADOPTION OF ORDINANCE NO. 2008:1004 ON 3/12/08

(Term to be determined by Borough Attorney in accordance with N.J.S.A. 55D-107) – Adjourned from RM 04/23/08, 5/14/08, 5/28/08, 6/11/08, 6/25/08, 7/9/08, 7/23/08, 8/13/08, 8/27/08, 9/13/08, 9/24/08, 10/6/08, 10/22/08, 11/12/08, 11/24/08, 12/10/08

<u>Appointee</u>	<u>Class</u>	<u>Term</u>	<u>Expiration</u>
a. _____			
b. _____			

29.\* POSSIBLE MOTION APPOINTING \_\_\_\_\_ TO SERVE AS MEMBER OF THE BOARD OF ETHICS FOR AN UNEXPIRED 5-YEAR TERM (HARZ (R) Public Member) TO 12/31/08 (9. M.L. 10/16/08) (Adjourned from RM 10/22/08, RM 11/12/08, RM11/24/08, RM12/10/08)

30.\* ACCEPTANCE OF THE FOLLOWING MONTHLY REPORTS:

- a. CHIEF OF POLICE – NOVEMBER 2008 (Received 12/12/08)

9b. VOTE ON CONSENT AGENDA ITEMS

31. REVIEW AND VOTE ON ITEMS REMOVED FROM CONSENT AGENDA

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

- a. CONTINUED DISCUSSION RE PARKING SPACE FEE (Requested by Mayor 1/18/08) RM 9/10/08
- b. CLOSED SESSION REGARDING THE FOLLOWING MATTER: DISCUSSION PERTAINING TO PERSONNEL ORDINANCE AND MANUAL CHANGES (Requested by Borough Attorney 9/3/08; Adjourned from RM 9/10/08, RM 9/24/08, RM 10/6/08; 10/22/08, 11/12/08, 11/24/08, 12/10/08)

33. DISCUSSION OF PUBLIC COMMENTS OR ANY OTHER TIMELY MATTER, IF APPROPRIATE

34. ADJOURN

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

The Sine Die Meeting will be held Monday, January 5, 2009, at 7:00 p.m.

The Reorganization Meeting will be held Monday, January 5, 2009, at 7:30 p.m







**MAIL LIST**

December 11, 2008

<b>NO.</b>	<b>DATE REC'D</b>	<b>DATE</b>	<b>FROM</b>	<b>SUBJECT</b> <b>*COPY ATTACHED</b>	<b>AGENDA/COMMITTEE/ LIAISON</b>
1.	12/05/08	12/03/08	Anthony Fontana, Chief, Bureau of Transfer Stations & Recycling Facilities, NJS Department of Environmental Protection, Division of Solid & Hazardous Waste, to BoroughClerk	*Application for a Solid Waste Facility Permit Renewal - MIELE SANITATION CO. TS, Closter Boro, Bergen County, Facility ID No.: 131858, Permit No. TRP070001 - Complete copy of responses from application to deficiencies found in the submittal dated 9/3/08; records to be held open for 30 days from date of letter to permit Boro reply - copy letter only! SITE PLAN ON FILE IN BOROUGH CLERK'S OFFICE (Copy letter only to William Dahle)	Borough Attorney
2.	12/08/08	12/04/08	Andrew S. Kohut Wells, Jaworski & Liebman, LLP, to Borough Clerk	*Notices of Public Hearings to be held before the Zoning Board of Adjustment on 12/17/08 @ 8 P.M. for approval to continue to permit storage of contractors equipment in rear of property located at: a. 49 John Street, Block 1203, Lot 5, Residence Area B Zone (Crimmins) b. 35 John Street, Block 1203, Lot 6 and 7, Robert and Michelle Armanicao)	Hennessey/Zoning Board of Adjustment
3.	12/08/08  12/10/08  12/11/08	12/08/08  12/10/08  12/11/08	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Mayor	*Mayors Fax Advisory re: a. Affordable Housing /COAH Updates  b. S-7 Hearing Tomorrow (Pension Payment Deferral)  c. Notice of Women's Celebration Day brunch to be held March 13, 2009 sponsored by the League's Women In Municipal Government Committee	Mayor Heymann

4.	12/11/08	11/26/08  12/04/08	Valerie Coniglio, Clerk to the Board, Board of Chosen Freeholders County of Bergen to Municipal Clerk	Certified copies of Ordinances adopted by the Board of Chosen Freeholders. a. No. 08-56, adopted 11/25/08, to Authorize Bonds for Infrastructure Improvements and Acquisition of Property (no copies) b. No. 08-57, adopted 11/25/08, to Establish Traffic Signal Ordinance, in the Borough of Hillsdale at Hillsdale Avenue and Paterson Street (no copies) c. No. 08-58, adopted 11/25/08, for Supplemental Guaranty Ordinance - Proposed Governmental Loan Program (no copies) *d. No. 08-59, adopted 12/3/08, Adoption of Solid Waste Management Plan Amendment (copy to William Dahle) e. No. 08-60, adopted 11/25/08, Amending Description of Ordinance 05-36	
5.	12/11/08	12/8/08	Peter C. Cary, Director of Marketing, American Heart Association, New Jersey to Mayor	*Notification of the 6th Annual National Wear Red Day for Women on Friday, 2/6/09, sponsored by the American Heart Association, Macy's, and Merck; requesting that towns and municipal buildings "go red for a day" by wearing something red and by considering "glowing red" by turning the municipal building red - Sample Proclamation included!!	Mayor Heymann

**ALSO DISTRIBUTED:**

Work Session Notes of 11/12/08 (distributed 12/9/08)

Work Session Notes of 11/24/08 (distributed 12/9/08)

**ON FILE IN BOROUGH CLERK'S OFFICE:**

County of Bergen, Department of Human Services, Division of Senior Services - Winter Edition information (Received 12/9/08)



**MAIL LIST**

December 18, 2008

<b>NO.</b>	<b>DATE REC'D</b>	<b>DATE</b>	<b>FROM</b>	<b>SUBJECT</b> <b>*COPY ATTACHED</b>	<b>AGENDA/COMMITTEE/ LIAISON</b>
1.	12/11/08  12/12/08 12/15/08 12/16/08  12/18/08	12/11/08  12/12/08 12/15/08 12/16/08  12/18/08	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Mayor	*Mayors Fax Advisory re: a. S-7 (Pension Payment Deferral Option) Advances Municipal Stimulus Package Survey b. Event for March 13, 2009 c. S-7 (Pension Payment Deferral Option) d. Legislative Status Update I. Traffic Control Initiatives II. Energy Savings Improvement Program (ESIP) III. Direct Appeal to Tax Court IV. Lifetime Survivor Benefits e. S-7 Pension Deferral	
2.	12/12/08	12/12/08	Randy Brown, Mayor, Evesham; and Chairman NJLM 2010 Municipal Census Awareness Committee, to Mayor	*Census Preparation Begins Today	Mayor Heymann
3.	12/15/08	12/11/08	Raymond J. Cywinski, Manager, Watershed & Environmental Resources, United Water, to Mayor Heymann	*2009 Recreational Trails Program Grant Application	Mayor Heymann
4.	12/18/08	12/17/08	Mario & Maritza Aleman, Broker-Sales Representatives, Coldwell Banker	*Request for client to purchase Lots 3 and 4 in Block 1608 (Piermont Road/Homans Avenue) to build a speciality retail store	

**ALSO DISTRIBUTED:**

Regular Meeting Minutes of December 10, 2008

Work Session Notes of December 10, 2008

Municipal Excess Liability Joint Insurance Fund booklet entitled "Community Safety Leadership, Workers' Compensation" rec'd 12/18/08 - for distribution to Council members only!

**ON FILE IN BOROUGH CLERK'S OFFICE:**

HERITAGE NEWSLETTER, COUNTY OF BERGEN DEPARTMENT OF PARKS, WINTER 2008-2009 (Received 12 /17/08)









MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

WORK SESSION AGENDA – MONDAY, DECEMBER 22, 2008 - 7:30 P.M.

1. ROLL CALL
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT
3. COMMITTEE REPORTS
  - A. FINANCE AND TECHNOLOGY - KASHWICK (GLIDDEN/TUTOLI)
    - 1) STATUS REPORT RE CAPITAL BUDGET/CAPITAL PLAN (RM 7/9/08)
    - 2) STATUS REPORT RE TRANSPORTATION MEETING HELD IN ENGLEWOOD 6/30/08
    - 3) STATUS REPORT RE CLOSTER WEBSITE
    - 4) STATUS REPORT RE IN-KIND MATCH OF \$25,000 FOR COMMUNITY FORESTRY GRANT (Work to be done by DPW) RM 6/27/07
    - 5) REPORT
  - B. PUBLIC SAFETY - GLIDDEN (HENNESSEY/TUTOLI)
    - 1) REPORT
  - C. PUBLIC WORKS - HENNESSEY (AMITAI/GLIDDEN)
    - 1) REPORT
  - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
    - 1) STATUS REPORT RE ORDINANCE COMMITTEE MEETINGS
    - 2) STATUS REPORT RE DISCUSSION WITH CABLEVISION FOR RENEWAL OF ITS MUNICIPAL CONSENT - PH held 9/10/08
    - 3) STATUS REPORT RE PREPARATION BY BOROUGH ATTORNEY OF AMENDMENT OF BOROUGH RECYCLING ORDINANCES TO INCLUDE ADDITIONAL MATERIALS AS DESIGNATED RECYCLABLES (PER BERGEN COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN AMENDMENT (3. M.L. 10/2/08) – Discussed RM 10/6/08; DEADLINE: 8.\* On or before 3/31/09
    - 4) REPORT
  - E. HUMAN RESOURCES - TUTOLI (KASHWICK/BARAD)
    - 1) STATUS REPORT RE PERSONNEL COMMITTEE MEETINGS
    - 2) REPORT
  - F. LAND USE AND CONSTRUCTION – AMITAI (BARAD/HENNESSEY)
    - 1) REPORT

CLOSTER MAYOR AND COUNCIL  
WORK SESSION AGENDA – MONDAY, DECEMBER 22, 2008 – 7:30 P.M.

4. OLD BUSINESS
5. NEW BUSINESS
  - a. KIDDIE SOCCER (Requested by Mayor 7/3/08)
  - b. DISCUSSION OF POSSIBLE POLICY RE USE OF BOROUGH PARKS  
(Requested by Mayor 7/18/08/Discussed (WS 7/23/08))
6. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY
7. OPEN MEETING TO THE PUBLIC
8. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE
9. ADJOURNMENT