

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – AUGUST 25, 2010 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to the Press Journal and The Record and published in both newspapers on January 7, 2010, 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
4. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCES @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

The following Ordinances were introduced at the Regular Meeting held 7/28/10 and were published in the Press Journal on 8/5/10 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. BOND ORDINANCE NO. 2010: 1070, "AN ORDINANCE OF THE BOROUGH OF CLOSTER, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR THE SAFE SIDEWALKS TO TENAKILL MIDDLE SCHOOL INFRASTRUCTURE PROJECT IN AND FOR THE BOROUGH OF CLOSTER AND APPROPRIATING \$315,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$40,000 IN BONDS OR NOTES OF THE BOROUGH OF CLOSTER TO FINANCE THE SAME"

b. ORDINANCE NO. 2010:1071, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS, SPECIFICALLY FOR THE POLICE DEPARTMENT'S FEES FOR PRIVATE DUTY WORK

c. ORDINANCE NO. 2010:1072, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES AND DEPOSITS, SPECIFICALLY FOR THE TAX COLLECTOR/TREASURER"

d. ORDINANCE NO. 2010:1073, "AN ORDINANCE TO RELEASE, VACATE AND EXTINGUISH ANY AND ALL PUBLIC RIGHTS IN AND TO A PORTION OF RAILROAD AVENUE

e. BOND ORDINANCE NO. 2010:1074, "ORDINANCE REAPPROPRIATING \$31,183.18 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR FINANCIAL SOFTWARE AND COMPUTER EQUIPMENT IN THE BOROUGH OF CLOSTER, IN THE COUNTY OF BERGEN, NEW JERSEY"

- 5a. VOTE ON CONSENT AGENDA ITEMS
6. INTRODUCTION OF THE FOLLOWING ORDINANCES - PUBLIC HEARING AND ADOPTION – 9/22/10 @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2010:1076, "AN ORDINANCE AMENDING ORDINANCE NO. 2009:1057" (Received from Borough Attorney 8/12/10)

b. ORDINANCE NO. 2010:1077, "AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$36,500.00 FROM BERGEN COUNTY OPEN SPACE TRUST FUNDS FOR THE RECONSTRUCTION OF BASKETBALL COURTS AND THE PURCHASE OF BLEACHERS AND PICNIC TABLES AT MEMORIAL FIELD IN THE BOROUGH" (Received from Administrator 8/19/10)

c. ORDINANCE NO. 2010:1078, "AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$50,000.00 FROM 2010 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE CONSTRUCTION OF BARRIER FREE CURB RAMPS IN THE BOROUGH" (Received from Administrator 8/19/10)

CLOSTER MAYOR AND COUNCIL
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RESOLUTIONS

7. BILL RESOLUTION – AUGUST 31, 2010
TO BE PREPARED BY DEPUTY TREASURER
8. *POSSIBLE* APPOINTMENT(S) OF SALARIED EMPLOYEES (NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/10; RM 1/13/10; 1/27/10; 2/10/10; 2/24/10; 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10; 5/26/10; 6/9/10; 6/23/10; 7/14/10; 7/28/10; 8/11/10)
RESOLUTIONS TO BE PREPARED BY ADMINISTRATOR

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
DEPUTY BOROUGH CLERK	_____	1 Year	12/31/10
DEPUTY TAX COLLECTOR	_____	1 Year	12/31/10
DESK DISPATCHER			
FULL TIME	_____	1 Year	12/31/10
PERMANENT CLERICAL FLOATER	_____	1 Year	12/31/10
POLICE MATRON	_____	1 Year	12/31/10
**QUALIFIED PURCHASING AGENT	_____	1 Year	12/31/10
SCHOOL CROSSING GUARD			
PART TIME	_____	1 Year	12/31/10

**Permissive (1b. Mail List 12/23/09 – recommended Borough Attorney review)

9. RESOLUTION NO. 4 RE AD INTERIM PERMITS
10. RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND APPROPRIATION UNDER N.J.S.A. 40A: 4-87 FOR THE COUNTY OF BERGEN ADA RAMP PROGRAM GRANT/\$50,000 (Received from Administrator 8/13/10)
11. RESOLUTION FINDING THAT UNFIT BUILDINGS EXIST WITHIN THE MUNICIPALITY AND AUTHORIZING THE ADOPTION OF AN ORDINANCE TO ADDRESS SUCH PROBLEMS (Received from Borough Attorney 8/5/10/Adjourned from RM 8/11/10)
TO BE PREPARED BY BOROUGH ATTORNEY
12. RESOLUTION CONFIRMING AND DEDICATING THE PARK LOCATED BEHIND THE CLOSTER PUBLIC LIBRARY AS “FARRELL’S WOODS” IN RECOGNITION OF THE TIRELESS SERVICE OF DONALD FARRELL ON BEHALF OF THE CLOSTER PUBLIC LIBRARY AND THE BELSKIE MUSEUM (Received from Mayor’s Office 8/23/10)
13. RESOLUTION AUTHORIZING TAX COLLECTOR TO CANCEL CERTAIN 1ST AND 2ND QUARTERS 2010 PRELIMINARY TAXES IN THE AMOUNT OF \$2,539.64 AND THE FINAL TAX TOTALING \$2,647.88 ON BLOCK 1302, LOT 13 ASSESSED TO FONRAEL REALTY, C/O E. FONDER DUE TO TAX ABATEMENT FOR PROPERTY TO BE USED BY THE BOROUGH (Received from Tax Collector 8/23/10)

MOTIONS

14. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed 8/19/10) ABSTENTION: GLIDDEN:
- a. REGULAR MEETING OF AUGUST 11, 2010
 - b. WORK SESSION OF AUGUST 11, 2010
15. MOTION APPROVING THE FOLLOWING NON-SALARIED APPOINTMENTS (NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/10; RM 1/13/10; 1/27/10; 2/10/10; 2/24/10; 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10; 5/26/10; 6/9/10; 6/23/10; 7/14/10; 7/28/10; 8/11/10:

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION			
Member	_____	2 Year	12/31/11
*SHADE TREE COMMISSION			
Member (Ryan)	_____	5 Year un-	
(3. M.L. 3/11/10)		expired to	12/31/11

* *Mayoral Appointment*

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – AUGUST 25, 2010 – 7:30 P.M.

5a. VOTE ON CONSENT AGENDA ITEMS (Continued)

MOTIONS (Continued)

16. MOTION APPOINTING _____ TO SERVE AS ZONING BOARD OF ADJUSTMENT ALTERNATE. NO. 3 FOR A 2-YEAR UNEXPIRED TERM (IAFRATE) TO 12/31/10 (3. M.L. 5/27/10) (Adjourned from RM 6/9/10; RM 6/23/10; RM 7/14/10; RM 7/28/10; RM 8/11/10)
17. MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO FILL THE FOLLOWING APPOINTMENTS MADE AT THE REORGANIZATION MEETING HELD ON 1/4/10 (Which have not been accepted as of the time of preparation of this Agenda):

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION Member	_____	2 Year un- expired to	12/31/10
*SHADE TREE COMMISSION Alternate No. 2	_____	4 Year un- expired to	12/31/11

**Mayoral Appointment*

18. MOTION APPOINTING _____ TO SERVE AS MEMBER OF THE BOARD OF ETHICS FOR AN UNEXPIRED 5-YEAR TERM (ARCHER) TO 12/31/2013 (6. M.L. 7/15/10) (Adjourned from RM 7/28/10; 8/11/10)
19. MOTION GRANTING APPROVAL FOR SADHU VASWANI CENTER TO POST SIGN OPPOSITE PNC BANK ANNOUNCING ANNUAL CARNIVAL TO BE HELD SUNDAY, 9/19/10 (2. M.L. 8/5/10) (Certificate of Insurance and Hold Harmless Agreement approvals received from Risk Management Consultant 8/17/10)
20. MOTION GRANTING APPROVAL FOR CLOSTER VOLUNTEER AMBULANCE & RESCUE CORPS, INC. TO ERECT STAND AT MEMORIAL FIELD ON MONDAY, 9/6/10, TO SELL FOOD AND BEVERAGES DURING THE LABOR DAY ACTIVITIES, SUBJECT TO RECEIPT OF APPROVALS FROM THE BOARD OF HEALTH AND FIRE INSPECTOR (6. M.L. 8/19/10)
21. GRANTING APPROVAL FOR THE RECREATION COMMISSION TO CONDUCT THE ANNUAL LABOR DAY ACTIVITIES, SUBJECT TO RECEIPT OF APPROVALS OF ALL REQUIRED INSURANCES FROM THE RISK MANAGEMENT CONSULTANT AND MEL/JIF (Dates, Times, Activities and Rain Dates to be provided by Director of Recreation) (Requested by Administrator 8/23/10)

REPORTS

22. ACCEPTANCE OF THE FOLLOWING REPORTS:
- a. CHIEF OF POLICE – JULY 2010 (Received 8/20/10)

5b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

23. OPEN MEETING TO PUBLIC FOR ANY MATTER, PER N.J.S.A. 10:4-12 (a)
 (Subject to 5-minute limit per By-Laws General Rule No. 10)
24. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY
25. ADJOURNMENT

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – AUGUST 25, 2010 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to the Press Journal and The Record and published in both newspapers on January 7, 2010, 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
4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
 - a. MAIL LIST OF AUGUST 12, 2010
 - b. MAIL LIST OF AUGUST 19, 2010
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of August 25, 2010)
6. COMMITTEE REPORTS
 - A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)
 - 1) STATUS REPORT RE CLOSTER WEBSITE
 - 2) REPORT
 - B. PUBLIC SAFETY - GLIDDEN (DOLSON/LATNER)
 - 1) REPORT
 - C. PUBLIC WORKS - LATNER (AMITAI/GLIDDEN)
 - 1) REPORT
 - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - 2) REPORT
 - E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
 - F. PRIVATE CONSTRUCTION, LAND USE, ZONING ENFORCEMENT & NEW BUILDINGS – AMITAI (BARAD/DOLSON)
 - 1) REPORT
7. OLD BUSINESS
8. NEW BUSINESS

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – AUGUST 25, 2010 - 7:30 P.M.

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 10) EXCEPT FOR ITEMS SCHEDULED FOR PUBLIC HEARING AT THE REGULAR MEETING)
10. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE
11. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY
12. ADJOURNMENT

MAIL LIST

August 12, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	08/05/10 Hand del'd	07/27/10	Mary Ellen Altendorfer, Secretary, Closter Public Library Board of Trustees, to Mayor	Letter nominating Thomas Golodik as Trustee to Closter Library Board of Trustees to replace retiring Trustee Grace Sisto (Unexpired 5-year term to 12/31/11, 5. M.L. 8/5/10) Distributed 8/5/10		Latner/Library RMA 8/11/10
2.	08/06/10	08/06/10	Bob Silverstein, Executive Director, The EMILY Fund, to Mayor	*Request for Mayor and Council to issue a Proclamation declaring October 2010 as Domestic Violence Awareness Month - Sample Proclamation included!		
3.	08/09/10	08/12/10	Jennifer H. Kleinman, Acting Clerk, Board of Chosen Freeholders, County of Bergen, to Governor Chris Christie c: New Jersey State Legislature NJ Counties Clerk to the Boards Bergen County Municipalities	*Certified copy of Resolution #1009-G adopted by the Bergen County Board of Chosen Freeholders on 8/11/10, opposing privatization of the Meadowlands and to abandon any plan for housing in the Meadowlands		
4.	08/06/10	No Date	Rose M. Mitchell, Planning Board Coordinator, to Mr. Yae c: Leonard Sinowitz Loretta Castano Nick DeNicola	*Certified copy of Resolution approved and memorialized 8/5/20 re application of Jae Management, LLC for minor site plan approval for Block 1305 Lots 5 and 6, 245-247 Closter Dock Road/a.k.a. 303 Herbert Avenue, - DEVELOPER'S AGREEMENT REQUIRED!		Borough Attorney Borough Engineer
5.	08/06/10	08/06/10	Rose M. Mitchell, Planning Board Coordinator, to Borough Clerk	*Certified copy of Resolution adopted 8/4/10 re Open Space and Recreation as an element to the Closter Master Plan ("The Addition of an Open Space and Recreational Plan Component as a New Element to the Master Plan of the Borough of Closter")		
6.	08/09/10	No Date	Frances I. Sundheim, Vice President and Corporate Rate Counsel, PSE&G to Borough Clerk	*a. Notice to Public Service Electric and Gas Company Electric and Gas Customers In the Matter of the 2010-2011 Annual Compliance Filing for a Change in the Statewide Electric and Gas Permanent Universal Service Fund Program Factors within the Electric and Gas Societal Benefits Charges Rates Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1 with public hearings to be held 9/1/10, 9/2/10 and 9/7/10 at named locations b. Notice to Public Service Electric and Gas Company Electric and Gas Customers In the Matter of Public Service Electric and Gas Company's 2010/2011 Annual BGSS Commodity Charge for Its Residential Gas Customers Under Its Periodic Pricing Mechanism and for Changes in the		
	08/12/10	No Date	Andrew Dembia, Esq., Assistant Corporate Rate Counsel, PSE&G to Borough Clerk			

7.	08/09/10 08/09/10	08/02/10 08/09/10	Hon. Jim Anzaldi, President, NJLM, Mayor, Clifton City, and William G. Dressel, Jr., Executive Director, NJLM, to Mayor	Tariff for Gas Service B.P.U.N.J. No. 15 Gas, Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1 with public hearings to be held 9/1/10, 9/2/10 and 9/7/10 at named locations *League Alerts Re: a. Binding Arbitration Reform & Other Toolkit Reform - Action Request! B. I. Member Plaque II. Ethics Training Available from NJLM	
8.	08/09/10	08/06/10	Nicholas Colletto, Closter Swim Club Manager	*Requesting permission to install a small sign approx. one square foot in size on the corner of Blanche Avenue and Piermont Roads to mark the location of the swim club (Copy to Zoning Officer, Construction Official)	Amitai/Planning Dolson/Zoning
9.	08/09/10	08/06/10	Nancy Bjorkman, 177 West Street c: Borough Clerk Zoning Official Construction Code Official	*Letter requesting notification of any permits, approvals, determinations an/or official documents being issued in conjunction with the industrial property commonly known as 10 Railroad Avenue, including but not limited to the Closter Zoning Official and/or the Closter Construction Code Official (Copy to Zoning Officer, Construction Official, Planning Board, Zoning Board of Adjustment)	
10.	08/11/10	08/10/10	William G. Dressel, Jr., Executive Director, New Jersey State League of Municipalities	*2010 League Conference Resolutions - Resolutions for consideration at the Annual Conference due by 10/1/10; full text of Resolution due by 10/15/10	
11.	08/11/10 Hand del'd	08/07/10	E. T. Kennedy, 372 Durie Avenue, to Mayor	*Letter informing of eye-sore at 440 Durie Avenue, Closter, and requesting action to clean up the property with attached photo (Copy to Board of Health, Property Maintenance)	Dolson/Board of Health
12.	08/12/10	08/16/10	Todd Wyckoff, Assistant Regional Forester, Community Forestry Program, State of NJ Department of Environmental Protection, to Office of Municipal Clerk	*Community Forestry Status Report for Mid-Year 2010 and requesting that all requirements for Approved Status are satisfied by 12/31/10 (Originals to Mr. Kashwick)	Kashwick/Shade Tree

MAIL LIST

August 19, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	08/12/10 08/16/10 08/17/10	08/12/10 08/16/10 08/17/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert Re: a. I. CEU's for the 95 th Annual League Conference Posted II. Support Our Troops b. 2010 League Conference Resolutions c. Division of Pension and Benefits Announce Employer Training Opportunities d. Senate Budget and Appropriations Committee Takes Testimony on Civil Service Reforms		
2.	08/13/10	08/06/10	Jeanne E. Martin, Director, Pascack Valley Meals on Wheels, Inc. to Mayor @ 14 Garry Road	*Requesting support of Community Development funding assistance to continue to help fund food expenses of the program for Senior Citizens in Closter and northern Bergen County		Mayor
3.	08/13/10	08/06/10	Jennifer H. Kleinman, Acting Clerk, Board of Chosen Freeholders, County of Bergen to Municipal Clerk	Certified copy of following Ordinance(s) introduced 7/7/10 and adopted at a Special Meeting held 8/4/10: a. <u>10-18:</u> Bond Ordinance providing for Various Capital Improvements at Bergen Community College b. <u>10-19:</u> Bond Ordinance providing for Various Capital Improvements in the Bergen County Special Services School District c. <u>10-20:</u> Bond Ordinance providing for Various Capital Improvements for the Bergen County Technical Schools d. <u>10-21:</u> Bond Ordinance providing for Various County Law Enforcement Improvements e. <u>10-22:</u> Guaranty Ordinance to be issued by the Bergen County Improvement Authority for funding for Park Ridge Board of Education Solar Project f. <u>10-23:</u> Bond Ordinance providing for Various Capital Improvements for the Bergen County Regional Medical Center		
4.	08/16/10	08/12/10	Dennis McNerney, County Executive	*Invitation to attend September 11 th Annual Memorial Service to be held on Saturday, 9/11/10, at 4:30 p.m. at the Bergen County World Trade Center Memorial in Overpeck County Park in Leonia.		
5.	08/16/10	08/02/10	David M. Watkins, Esq. to Borough Clerk	*Public Notice informing that Board of Adjustment of the Borough of Closter will hold a hearing on 8/30/10 @ 8 p.m. to review and take action on the application of Jung Kim for Block 1306, Lots 1 & 2, commonly		Dolson/Zoning

6.	08/17/10	08/03/10	Don Albelli, Closter Volunteer Ambulance and Rescue Corps, Inc.	known as 1 Ruckman Road. *Request for permission to erect a stand at Memorial Field on 9/6/10 to sell food and beverages during Labor Day activities (Copy to Board of Health, Fire Inspector, Glenn Parsells, Jim Oettinger)	RM Agenda 08/25/10
7.	08/18/10	08/12/10	Jennifer H. Kleinman, Acting Clerk, Board of Chosen Freeholders, County of Bergen to Governor Chris Christie c: NJ State and Municipal Representatives Emergency Squad Organizations Clerk to the Bd. of Chosen Freeholders Bergen County Municipalities	*Certified copy of Resolution #1169 adopted 8/11/10 Opposing State Plan to Decrease EMT Training Fund (Copy to Chief Vreeland, A.C. Captain Ross Herbert)	Dolson/Ambulance Corps. Latner/Fire Department Glidden/Public Safety
8.	08/19/10	No Date	Elliot W. Urdang, Attorney for Applicant, to Borough Clerk	*Notice of Zoning Board of Adjustment Public Hearing re Application of Philip and Sung Kwon, Block 2304, Lot 16, 251 Parsells Lane, to be held Monday, 8/30/10 @ 8 p.m.	Dolson/Zoning
9.	08/19/10	08/16/10	Frank Rotondo, 95 Robinhood Avenue to Borough Clerk	*Notice of Zoning Board of Adjustment Public Hearing re Application of Frank & Imma Rotondo, Block 704, Lot 15, 95 Robinhood Avenue, to be held Monday, 8/30/10 @ 8 p.m.	Dolson/Zoning
10.	08/19/10	08/03/10	Herzel Bador, 62 O'Shaughnessy Lane	*Letter requesting action by the Mayor and Council to come to a solution to take care of town property and save the Bador property due to stream erosion and tree damage (photos enclosed)	

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held August 11, 2010

Unapproved Work Session Notes of August 11, 2010