

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – JUNE 9, 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. PROCLAMATIONS, PRESENTATIONS, MOMENTS OF SILENCE

5. PUBLIC HEARING AND ADOPTION OF MUNICIPAL BUDGET, AND RELATED RESOLUTIONS, @ 7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD

The Municipal Budget was introduced at the Regular Meeting held 5/12/10 and the Municipal Budget Summary was published in the Press Journal issue of 5/20/10, 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 and copies have been made available to the general public. On 5/17/10, 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.

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 5/12/10 and was published in the Press Journal on 5/20/10 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. 2010:1068, "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 FES AND CHAPTER 75, SPECIFICALLY TO ELIMINATE REFERENCES TO BICYCLE AND SKATEBOARD REGISTRATION"

7a. VOTE ON CONSENT AGENDA ITEMS

INTRODUCTION OF ORDINANCES (WITH PUBLIC HEARING DATE SPECIFIED)

RESOLUTIONS

8. BILL RESOLUTION – JUNE 15, 2010

TO BE PREPARED BY DEPUTY TREASURER

9. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$17,032.22 TO HAVID DEVELOPMENT, LLC AT 41 WATCHUNG PLAZA, SUITE 520, MONTCLAIR, NJ 07042, AS WELL AS A RETURN OF PREMIUM PAID AT TAX SALE IN THE AMOUNT OF \$23,000.00 FOR REDEMPTION OF TAX SALE CERTIFICATE #09-4 FOR BLOCK 1406, LOT 2, 80 PRIMROSE LANE (Received from Tax Collector 6/1/10)

10. RESOLUTION APPOINTING _____ AS ALTERNATE PROSECUTOR FOR A 1-YEAR TERM TO 12/31/10 (Resumes received 3/3/10) (Removed from RM Agenda 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10; 5/26/10) TO BE PREPARED BY ADMINISTRATOR

CLOSTER MAYOR AND COUNCIL
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7a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

11. *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) - RESOLUTIONS TO BE PREPARED BY ADMINISTRATOR

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
*ALTERNATE PROSECUTOR	_____	1 Year	12/31/10
DEPUTY BOROUGH CLERK	_____	1 Year	12/31/10
CONSTRUCTION OFFICIAL	_____	4 Year	12/31/13
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

* (Fair and Open Process)

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

12. RESOLUTION REGARDING THE POLICY FOR PLANTING, PRUNING AND REMOVING TREES (received FROM Borough Attorney 6/1/10)
13. RESOLUTION NO. 1 RE RENEWAL OF 2010-2011 LIQUOR LICENSES
14. RESOLUTION APPROVING ISSUANCE OF 2010 CERTIFICATE OF COMPLIANCE TO JOHN PETERS PROFESSIONAL LIMOUSINES, 231 HERBERT AVENUE, CLOSTER, NJ, FOR THE FOLLOWING LIMOUSINE: 2010 LINCOLN TOWN CAR (10C), VIN# 2LNBL8EY7AX750268; PURSUANT TO N.J.S.A. 48:16-17; EXPIRATION: 12/31/2010 AND REQUESTING WAIVER OF REGISTRATION FEE FOR SAME (Approvals received from Risk Management Consultant and Borough Attorney 6/3/10)
15. *POSSIBLE* RESOLUTION AUTHORIZING MAYOR TO ENDORSE A NJDEP TWA (Treatment Works Approval) PERMIT APPLICATION FOR VANTAGE HEALTH (LOT 18, BLOCK 1104) FOR THE EXTENSION OF THE SANITARY SEWER IN VAN SCIVER STREET, SUBJECT TO RECEIPT OF THE REQUISITE PAPER WORK FROM THE APPLICANT (Requested by Borough Engineer 6/1/10)

MOTIONS

16. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed 6/3/10) ABSTENTION: AMITAI
- a. REGULAR MEETING OF MAY 26, 2010
- b. WORK SESSION OF MAY 26, 2010
17. 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:

<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
* <i>Mayoral Appointment</i>			

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – JUNE 9, 2010 – 7:30 P.M.

7a. VOTE ON CONSENT AGENDA ITEMS (Continued)

18. 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 (Strepparava)	_____	2 Year un- expired to	12/31/10
*SHADE TREE COMMISSION Alternate No. 2 (Greer)	_____	4 Year un- expired to	12/31/11

**Mayoral Appointment*

REPORTS

19. ACCEPTANCE OF THE FOLLOWING REPORTS:
(None at time of preparation of this Agenda)

7b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

20. 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)

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

22. ADJOURNMENT

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

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – JUNE 9, 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 MAY 27, 2010
 - b. MAIL LIST OF JUNE 3, 2010
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of June 9, 2010)

6. PROFESSIONAL REPORTS

- A. BOROUGH ATTORNEY
 - 1) STATUS REPORT RE CONTRACTS:
 - a. BOROUGH ADMINISTRATOR (RM 5/13/09)
 - 2) REPORT
- B. BOROUGH ENGINEER
 - 1) STATUS REPORT RE 2009 SAFE STREETS TO SCHOOL SIDEWALK PROJECT – NJDOT \$275,000 (not to exceed \$52,100) RM 6/24/09
 - 2) STATUS REPORT RE IMPROVEMENTS TO WEST STREET, SECTION 5 - Awarded RM 3/10/10 to Vincent J. Construction, LLC (\$137,041)
 - 3) REPORT

7. REPORTS

- A. BOROUGH ADMINISTRATOR
 - 1) STATUS REPORT RE 2010 MUNICIPAL BUDGET
 - 2) STATUS REPORT RE NEW BOROUGH WEB SITE
 - 3) REPORT
- B. BOROUGH CLERK
 - 1) STATUS REPORT RE 2010 APPOINTMENTS
 - 2) STATUS REPORT RE 2010 OATHS OF OFFICE
 - 3) STATUS REPORT RE 2010 LICENSES
 - 4) STATUS REPORT RE 2010 MEETING DATES
 - 5) STATUS REPORT RE IMPLEMENTATION OF CITIZEN SERVICE ACT (LOCAL FINANCE NOTICE -LFN 2009-24, 11/12/09)

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – JUNE 9, 2010 - 7:30 P.M.

- B. BOROUGH CLERK (Continued)
 - 6) STATUS REPORT RE PREPARATIONS FOR 2010 ELECTIONS
 - a. Primary Election – Tuesday, 6/8/10 – 6 a.m. to 8 p.m.
 - b. General Election – Tuesday, 11/2/10 – 6 a.m. to 8 p.m.
 - 7) STATUS REPORT RE FINANCIAL DISCLOSURE STATEMENTS
 - 8) REPORT

- C. CHIEF OF POLICE
 - 1) REPORT

- D. MAYOR
 - 1) STATUS REPORT RE FOLLOWING GRANTS:
 - a. GRANTS FILED
 - 1. Reported by Mayor at Work Session held 12/9/09 as follows:
 - A) Community Development Block Grant (\$50,000) for curb cuts
 - B) Shade Tree Grant (\$11,200) for business stimulus
 - C) DEP Greenhouse Grant Reduction (pre-application)
 - Reported by Mayor at Work Session held 1/13/10 as follows:
 - D) Safer Grant (\$50,000) filed 12/18/09 on behalf of Fire Dept.
 - E) (BERGEN COUNTY OPEN SPACE TRUST FUND MUNICIPAL IMPROVEMENT PROGRAM 2009) Grant (\$37,000) for basketball courts at Memorial Field filed 7/27/09)
 - b. GRANTS AWARDED
 - 1. BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND & HISTORIC PRESERVATION TRUST FUND; DUE 7/7/06; FILED BY KASHWICK - 50% LOCAL MATCH REQUIRED?- ACQUISITION OF FLAMM PROPERTY END OF RUCKMAN ROAD/HOMANS AVENUE- \$500,000 AWARDED 7/11/07 FOR BLOCK 1308, LOTS 3 AND 4, 37 HOMANS AVENUE (8.M.L.7/26/07)
 - 2. SUPER VALUE, INC./PUBLIC ENTITY GRANT - \$6,600.00 awarded for Hazardous Discharge Site Remediation – 121 Schraalenburgh Road, Block 502 Lot 3 (14. M.L. 7/3/08)
 - 3. CERTIFIED LOCAL GOVERNMENT GRANT OF \$20,000 FOR HISTORIC PRESERVATION PLAN ELEMENT (7. M.L. 7/30/09)
 - 4. COMMUNITY DEVELOPMENT BLOCK GRANT - \$7,000.00 Grant for Senior Center Security System (7. M.L. 6/4/09) RM 10/28/09 - alarm repairs, window replacement, roof support columns and sidewalk improvements
 - 5. Reported by Mayor Heymann at WS 1/13/10 as follows:
 - A) (GDL 2009 ENFORCEMENT AND EDUCATION CAMPAIGN, NATIONAL HIGHWAY TRAFFIC SAFETY (NHTSA) SECTION 402, STATE AND COMMUNITY HIGHWAY SAFETY GRANT (\$2,000) filed 4/9/09/awarded 5/2009
 - 6. Historic Preservation Grant (\$1,900 of \$2,000 awarded) for 300th Anniversary Celebration (Mayor reported on award at WS 3/10/10)
 - 7. 2010 ROID Grant (\$10,000) for Recreation Commission Challenge Routine (W.S. 12/9/09) (REC OPPS FOR INDIVIDUALS WITH DISABILITIES 2010 DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM) Mayor reported on award at WS 3/10/10
 - c. GRANTS TO BE FILED
 - To be announced by Mayor

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – JUNE 9, 2010 - 7:30 P.M.

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

MAIL LIST
MAY 27, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	05/21/10	No Date	Tom Murphy, Director, County of Bergen, Department of Human Services, Division of Community Transportation, to Borough Clerk	*Invitation to attend Annual Public Hearing to be held on 6/9/10 @ 9 a.m. in the Freeholder Meeting Room at One Bergen County Plaza re Application to NJ Transit, Inc. for Transportation Funding for Senior Citizens and Disabled Persons and Copy of Public Notice for posting on Municipal Bulletin Board (Copy to William Brewster)		Mayor/Senior Citizens
2.	05/21/10 via e-mail	05/21/10	Michelle Damiani, Public Affairs Manager, Rockland Electric, to Borough Clerk	*Energy Matters: Rockland Electric's Quarterly Newsletter on Energy Issues		Borough Administrator
3.	05/24/10	05/24/10	Steven Iafrate to Mayor	*Resignation as Alternate No. 3 to the Zoning Board of Adjustment for a 2-year term to 12/31/10, effective immediately (Copy to Board of Ethics, Zoning Board of Adjustment)		Dolson/Zoning
4.	05/25/10	05/24/10	Paul Demarest, Coordinator, Zoning Board of Adjustment, to Christiano & Bianca Pereira c: Borough Clerk	*Zoning Board of Adjustment Resolution memorialized 5/19/10 granting approval to Christiano & Bianca Pereira for Application re 31 Carlson Court, Block 1407, Lot 8		Dolson/Zoning
5.	05/25/10	05/24/10	Paul Demarest, Coordinator, Zoning Board of Adjustment to Joon Yoo c: Borough Clerk	*Zoning Board of Adjustment Resolution memorialized 5/19/10 granting approval to Joon Yoo for Application re 61 Crescent Street, Block 506, Lot 9		Dolson/Zoning
6.	05/25/10	05/24/10	Paul Demarest, Coordinator, Zoning Board of Adjustment to Peter & Christina Vadis c: Borough Clerk	*Zoning Board of Adjustment Resolution memorialized 5/19/10 granting approval to Peter & Christina Vadis for Application re 128 O'Shaughnessy Lane, Block 2401, Lot 41		Dolson/Zoning
7.	05/25/10 05/25/10	05/24/10 03/18/10	Paul Demarest, Coordinator, Zoning Board of Adjustment, to Stuart Liebman, Esq., Wells, Jaworski & Liebman, LLP c: Borough Clerk	*Following Resolutions granting approval to Armaniaco for Application re 35 John Street, Block 1203 Lot 7: a. Resolution memorialized 5/19/10 b. Resolution memorialized 3/17/10		Dolson/Zoning
8.	05/25/10	05/20/10	Valerie Coniglio, Clerk to the Board of Chosen Freeholders, to Municipal Clerk	*Notice of Introduction of the following Ordinance on 5/19/10 - Public Hearing 6/2/10 @7:30 p.m.: <u>10-11</u> : GUARANTY ORDINANCE OF THE COUNTY OF BERGEN, IN THE STATE OF NEW JERSEY FULLY, UNCONDITIONALLY		

				AND IRREVOCABLY SECURING THE PAYMENT OF THE PRINCIPAL PF AND INTEREST ON CERTAIN BONDS TO BE ISSUED BY THE BERGEN COUNTY IMPROVEMENT AUTHORITY FOR THE PURPOSE OF PROVIDING ADDITIONAL SECURITY THEREWITH AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH	
9.	05/25/10 05/27/10	05/25/10 05/27/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*Information re: a. Special Needs Registry for Disasters (Copy to James Winters) b. Request for Members of Governing Body and Elected Officials to send their message statewide in "New Jersey Municipalities" Magazine of the New Jersey State League of Municipalities	
10.	05/26/10	05/24/10	Rev. Paul A. Cannariato, Pastor, Church of St. Mary	*Notice of intention to close St. Mary Church Parking Lot to the public on Sunday, 6/20/10, from 5 p.m. through Monday, 6/22/10, until 5 p.m. in accordance with N.J.S.A. 2A:14-06 (Copy to Glenn Parsells)	
11.	05/26/10	05/20/10	Adam E. Falk, Vice President, Government and Regulatory Affairs, Cablevision, to Ms. Celeste Fasone, Director, NJ Board of Public Utilities, Office of Cable Television	*Launch of WXTV HD and WFUT HD	Barad/Cable TV Advisory Committee

ALSO DISTRIBUTED:

NJS League of Municipalities Legislative Bulletin No. 3, May 2010, 2010-2011 Legislative Session (Received 5/26/10)
County of Bergen, Community Development - Bergen Momentum, Vol. III. No. 1, Spring 2010 (Received 5/27/10)

MAIL LIST
JUNE 3, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	05/26/10	05/26/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert Re: a. Affordable Housing Update, S-1 b. Federal Transit Funding Proposal Could Ease NJ Transit Fare Increases/Service Cuts		
2.	05/27/10	June 2010	James Anzaldi, President, NJS League of Municipalities, Mayor, Clifton	*June 2010 Mayor's Newslite		
3.	06/01/10	05/24/10	Tricia Kaminski, Assistant for Government Affairs-NJ, Cablevision, to Ms. Kristi Izzo, Office of Cable Television, Board of Public Utilities c: Ms. Celeste Fasone, OCTV All affected municipalities	*Copy of each of Cablevision's tariffs for the New Jersey Systems; reflecting a price reduction of \$2.00 for Residential customers with CableCARD who subscribe to Broadcast Basic and iO Navigation effective 5/26/10 (letter only!!)		Barad/Cable TV Advisory
4.	06/01/10	No Date	Richard Wierer, Acting Executive Director, Bergen County Utilities Authority to Loretta Castano	*Public Hearing Notice re a proposed amendment to the Bergen County District Solid Waste Management Plan to incorporate Crown Carting Transfer Station/Materials Recovery Facility to be held 6/30/10 @6:00 p.m.- Draft Amendment Attached (copy to William Dahle, III)		Latner/DPW
5.	06/02/10	06/01/10	Michael & Maria Argenziano, 69 Bethany Circle, to Borough Clerk	*Notice of Meeting to Property Owners for Planning Board Application for Major Soil Movement approval to construct a new single family dwelling on property located at Block 2302, Lot 42, 12 Laurence Court, to be held 6/24/10 @8 p.m.		Amitai/Planning
6.	06/03/10	06/03/10	egg@dca.state.nj.us to Municipal Clerk	*Municipal Operational Tax Index (Copy to Assessor, Collector)		
7.	06/03/10	06/02/10	Richard Wierer, Acting Executive Director, Bergen County Utilities Authority, to Quentin Wiest c: Borough Clerk	*Solid Waste Cooperative Marketing Program with enclosed Solid Waste Service Agreement (No Enclosure!!) (Copy to William Dahle, III)		
8.	06/03/10	06/02/10	Gerald Cardinale, Senator, 39 th District	*Acknowledgment of receipt of copy of the Mayor and Council's Resolution in Opposition to New Jersey Library Network Funding Cuts (Copy to Ruth Rando)		Latner/Library

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held May 26, 2010

Unapproved Minutes of Work Session held May 26, 2010