

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – JANUARY 9, 2013 - 7:30 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 Early Meetings which was sent to The Record and the Star Ledger and was published in both newspapers on December 18, 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

3a. VOTE ON CONSENT AGENDA ITEMS

ORDINANCES

4. INTRODUCTION OF THE FOLLOWING ORDINANCES - PUBLIC HEARING – 2/13/13 @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

- a. ORDINANCE NO. 2013:1137, “AN ORDINANCE AMENDING CHAPTER 200 OF THE CODE OF THE BOROUGH OF CLOSTER, SPECIFICALLY, CREATING ARTICLE XVIII, CONSERVATION ZONE” (Received from Borough Attorney 12/27/12)
- b. POSSIBLE ORDINANCE NO. 2013:1138 “ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 200, ZONING, SPECIFICALLY, 200-69E (Received from Borough Attorney 12/27/12)

RESOLUTIONS

- 5. RESOLUTION APPROVING THE SETTLEMENT OF A TAX APPEAL FOR THE YEAR 2012: CHOI ET ALS. V. CLOSTER (Received from Borough Attorney 12/27/12)
- 6. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE REFUND CHECKS FOR REAL ESTATE TAX OVERPAYMENTS IN THE FOLLOWING TAX ACCOUNTS DUE TO DOUBLE PAYMENTS IN WHICH THE MORTGAGE COMPANY, CORE LOGIC, REQUESTED A REFUND (Received from Revenue Office):

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
1601	14	311 LINDBERGH AVENUE	\$4,600.00
2102	37.04	62 McCAIN COURT	7,085.35
2404	9	11 VIVIAN LANE	3,195.20
- 7. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE THE CASH PERFORMANCE GUARANTEE IN THE AMOUNT OF \$9,400.00 POSTED WITH THE BOROUGH ON 8/25/12 BY LOCALE CAFÉ/ENVER GASHI, 208 PIERMONT ROAD, FOR SATISFACTORY COMPLETION OF OUTDOOR CAFÉ WITH ISSUANCE OF CERTIFICATE OF OCCUPANCY ON 12/27/12 (Received from Deputy Treasurer 1/3/13)
- 8. RESOLUTION GRANTING APPROVAL FOR THE MAYOR AND CLERK TO EXECUTE A GRANT AGREEMENT WITH THE BERGEN COUNTY OPEN SPACE TRUST FUND 2010 CONTRACT (Received from Administrator 1/3/13)
- 9. RESOLUTION APPROVING AGREEMENT FOR PUBLIC HEALTH SERVICES BETWEEN THE COUNTY OF BERGEN AND THE BOROUGH OF CLOSTER FOR THE TERM BEGINNING 01/01/13 AND ENDING 12/31/13 IN THE TOTAL AMOUNT OF \$950 FOR THE FURNISHING OF EMPLOYEE ASSISTANCE PROGRAM (Received from Administrator 1/3/13)

MOTIONS

10. MOTION APPROVING THE FOLLOWING *NON-SALARIED* APPOINTMENTS/BOARDS AND COMMISSIONS (Not made at the Reorganization Meeting held 1/2/13):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
BOARD OF HEALTH				
Alt. No. 1	Barbara Guile	_____	2 Year	12/31/14
Alt. No. 2	Beth Ravit/resigned	_____	2 Year Un- expired to	12/31/13
IMPROVEMENT COMMISSION				
Alt. No. 2	Shiran Slutzky	_____	2 Year	12/31/14

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING AGENDA – JANUARY 9, 2013 - 7:30 P.M.

3a. VOTE ON CONSENT AGENDA ITEMS (Continued)

MOTIONS (Continued)

11. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES:
(Distributed via web portal on 01/04/13):

- a. REGULAR MEETING HELD 12/26/12 - ABSTENTIONS: GLIDDEN, DOLSON, AMITAI
- b. WORK SESSION HELD 12/26/12 - ABSTENTIONS: GLIDDEN, DOLSON, AMITAI

- c. SINE DIE MEETING HELD 01/02/13 - NO ABSTENTIONS
- d. REORGANIZATION MEETING HELD 01/02/13 - NO ABSTENTIONS

12. REPORTS

- a. CONSTRUCTION OFFICIAL – DECEMBER 2012 (Received 01/02/13)

3b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

13. 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)

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

15. ADJOURNMENT

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – JANUARY 9, 2013 - 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 Early Meetings which was sent to The Record and The Star Ledger and was published in both newspapers on December 18, 2012, was posted on the Municipal Clerk's bulletin board and has remained posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL
4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
 - a. MAIL LIST OF DECEMBER 27, 2012
 - b. MAIL LIST OF JANUARY 3, 2013
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of January 9, 2013)

6. PROFESSIONAL REPORTS
 - A. BOROUGH ATTORNEY
 - 1) REPORT
 - B. BOROUGH ENGINEER
 - 1) STATUS REPORT RE HERBERT AVENUE SECTION 5 & BLANCH AVENUE IMPROVEMENTS, 2012 ROAD IMPROVEMENTS, & SCHAUBLE FIELD WALKING PATH - Awarded to AJM Contractors, Inc./\$445,911 RM 6/27/12
 - 2) REPORT

7. REPORTS
 - A. BOROUGH ADMINISTRATOR
 - 1) STATUS REPORT RE MEETING HELD WITH SWIM CLUB REPRESENTATIVES RE *POSSIBLE* ACQUISITION (W.S. 6/27/12) Committee members: Borough Attorney/Administrator/Dr. Barad
 - 2) STATUS REPORT RE APPRAISAL OF LADDER TRUCK (Discussed at WS 8/22/12)
 - 3) DISCUSSION RE POSSIBLE FOLLOW UP OF REQUEST FROM NJ TRANSIT FOR PROPOSED FIVE (5) ADDITIONAL BUS STOPS – VERVALEN STREET AS PART OF PLANNED NEW BUS SERVICE BY COACH USA – ROCKLAND COACH/RED & TAN (5. M.L. 11/29/12/Discussed at WS 12/12/12)
 - 4) REPORT

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – JANUARY 9, 2013 - 7:30 P.M.

7. REPORTS (Continued)

B. BOROUGH CLERK

- 1) REPORT RE 2013 APPOINTMENTS
- 2) REPORT RE 2013 OATHS OF OFFICE
- 3) REPORT RE 2013 LICENSES
- 4) REPORT RE 2013 MEETING DATES
- 5) REPORT RE FINANCIAL DISCLOSURE STATEMENTS
- 6) REPORT RE CODIFICATION OF ORDINANCES
- 7) REPORT RE FOLLOW UP FOR PROFESSIONAL CONTRACT POSITION/ALTERNATE PROSECUTOR
- 8) REPORT

C. CHIEF OF POLICE

- 1) REPORT

D. MAYOR

- 1) STATUS REPORT RE FOLLOWING GRANTS:

a. FILED

1. NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM SUPPORTING THE DESIRE OF THE ENVIRONMENTAL COMMISSION TO OBTAIN A GRANT IN A MAXIMUM AMOUNT OF \$25,000 TO FUND THE EXTENSION OF THE CROSS CLOSTER TRAIL PROJECT; SAID GRANT PROGRAM REQUIRES A CASH MATCH OF 20% OF THE AMOUNT AWARDED OR A MAXIMUM AMOUNT OF \$6,250.00 (Authorized RM 2/8/12)
2. 2013 ROID GRANT (REC OPPS FOR INDIVIDUALS WITH DISABILITIES DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM - \$10,000) Authorization for application RM 6/13/12
3. 2013 CDBG GRANT APPLICATION IN THE AMOUNT OF \$326,300 TOWARDS POTENTIAL \$435,000 RENOVATION/REHABILITATION PROJECT FOR THE EXTERIOR OF BOROUGH HALL (Authorized RM 9/24/12)

b. AWARDED

1. CDBG GRANT APPLICATION (\$20,000) TO IMPROVE ACCESSIBILITY TO THE CLOSTER PUBLIC LIBRARY (RM 8/11/10) (Award received 11. M.L. 7/7/11) (Contract authorized for execution/RM 10/12/11)
2. 2012 ROID GRANT (REC OPPS FOR INDIVIDUALS WITH DISABILITIES DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM - \$10,000) Authorization for application RM 6/8/11/Awarded \$5,000 (8. M.L. 5/31/12) Grant/Loan Agreement No. 2012-05157-0351-00
3. 2011 BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT – LAND ACQUISITION IN THE AMOUNT OF \$283,000 FOR THE PURCHASE OF BLOCK 1805, LOT 1, COMMONLY KNOWN AS THE CLOSTER SWIM CLUB AT BLANCH AVENUE (RM 8/10/11)/Awarded \$283,000 (7. M.L. 6/14/12)
4. 2011 BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT – MUNICIPAL PARK IMPROVEMENTS – MATCHING GRANT IN THE AMOUNT OF \$40,000 FOR SCHAUBLE AND MEMORIAL PARK IMPROVEMENTS (RM 8/10/11)/ Awarded \$12,500 for Memorial Park Batting Cage/Bleachers and \$27,500 for Schauble Park Walking Path (7. M.L. 6/14/12) Memorial Park Contract No. 12-00280/Schauble Park Contract No. 12-00281

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – JANUARY 9, 2013 - 7:30 P.M.

7. REPORTS (Continued)
 - D. MAYOR (Continued)
 - 1) STATUS REPORT RE FOLLOWING GRANTS:
 - b. AWARDED (Continued)
 5. DEPARTMENT OF ENVIRONMENTAL PROTECTION IN AN AMOUNT NOT TO EXCEED \$3,000.00 TO FUND THE FOLLOWING PROJECT: COMMUNITY FORESTRY MANAGEMENT PLAN, GREEN COMMUNITIES GRANT (50% match of total project amount) (Authorized RM 2/22/12) Award reported by Mr. Kashwick/WS 11/19/12
 - c. TO BE FILED - To be announced by Mayor
 - 2) REPORT
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 11) 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
DECEMBER 27, 2012

NO.	DATE REC'D	DATE	FROM	SUBJECT	*COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	12/20/12	12/20/12	Cindy W. Randazzo, Director, Office of Local Government Services, NJDEP, to Borough Clerk	*News Release dated 12/11/12: Christie Administration Unveils \$26 Million for Three-Prong Recovery Plan: Recovery4Jersey, Skills4Jersey & Opportunity4Jersey Launched to Aid Business and Workers		
2.	12/21/12	12/21/12	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert(s) Re: a. New Content on DLGS Web Site b. OPRA & OPMA Bills Held (S-1451 & S-1452)		Borough Attorney
3.	12/21/12	12/21/12	egg@dca.state.nj.us to Municipal Clerk	*Rule Proposal – User-Friendly Budget for Municipalities (Copy to CFO)		Administrator/CFO
4.	12/26/12	11/5/12	Dina Marinaccio, 10 Jane Street, Applicant, to Borough Clerk	*Notice of Zoning Board of Adjustment Hearing scheduled to be held 1/16/13 @ 8 p.m. re application of Dina Marinaccio for property located at 10 Jane Street, Block 1712, Lot 3		Dolson/Zoning Board of Adjustment
5.	12/26/12	No Date	Nylema Nabbie, Esq., Gittleman, Muhlstock & Chewcaskie, LLP, Attorneys for 11 Homans Properties, LLC, to Borough Clerk	*Notice of Zoning Board of Adjustment Hearing scheduled to be held 1/16/13 @ 8 p.m. re application of 11 Homans Properties, LLC for property located at 11 Homans Avenue, Block 1306, Lot 3		Dolson/Zoning Board of Adjustment
6.	12/26/12	12/07/12	Gregory B. Vida, Director, NJ Department of Community Affairs, Division of Housing and Community Resources, to Mayor	*Recreational Opportunities for Individuals with Disabilities 2012, Revising Grant Agreement #2012-05157-0351-00, dated 7/18/12, Grant Amount \$5,000.00; Revision # 2012-05157-0351-01 to modify the budget to reflect a change in the use of funds already awarded and to modify the grant/loan award period of the Agreement (Original to Mayor 12/27/12)		Mayor/Grants Administrator
7.	12/28/12	12/28/12	Law offices of Ronald P. Groseibl, Esq. to Borough Clerk	*Notice of Zoning Board of Adjustment Hearing scheduled to be held 1/16/13 @ 8 p.m. re application for subject property: 120 High Street, Block 510 Lot 6, Alice Audrey Carpentieri		Dolson/Zoning Board of Adjustment

MAIL LIST
JANUARY 3, 2013

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	12/28/12	12/26/12	Anum Ahsan Qureshi, Finance Office, to Maria Passafaro c: Richard Sheola, Administrator/CFO	*Resignation as P/T Finance Clerk at the Borough of Closter effective 1/11/13	
2.	12/31/12	12/27/12	Karen Mastriano, Clerk to the Board of Chosen Freeholders, to Municipal Clerk	*Certified copies of the following ordinances adopted 12/19/12 (Introduction NOT RECEIVED): a. <u>12-36</u> : “An Ordinance Establishing the Revision to the Speed Limit Along County Route No. S-73, Known as Chestnut Ridge Road in the Boroughs of Woodcliff Lake and Saddle River Between County Road and Saddle River Road” b. <u>12-37</u> : “An Ordinance Establishing the Revision to the Speed Limit Along County Route No. 10, Known as Roemer Ave – New Bridge Road in the Borough of New Milford and the Township of Teaneck Between River Road and The Boulevard”	
3.	12/31/12	12/31/12	Cindy W. Randazzo, Director, Office of Local Government Services, NJDEP, to Borough Clerk	*News Release Dated 12/31/12: DEP Reminds Residents to Recycle TVs, Computers and Monitors as Required by Electronic Waste Management Act (Copy to William Dahle, III, Carole Dacey)	Latner/Public Works
4.	01/03/13	01/03/13	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Mayor	*League Bulletins: a. I. 2013 Campaign Contribution Notice for distribution to all (Borough employees) II. January Grant Page Posted b. I. “Fiscal Cliff” Deal Postpones Funding Cut Decisions, Preserves Tax Exemption for Municipal Bonds, Extends Unemployment Benefits and Most Bush-Era Tax Cuts II. House Adjournment Threatens “Sandy” Relief Funding	Administrator – for distribution in Borough employee paychecks Mayor/Grants

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held 12/26/12 (sent via web portal 1/4/13)

Unapproved Notes of Work Session held 12/26/12 (sent via web portal 1/4/13)