

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – APRIL 27, 2016 - 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 Annual Notice of Meetings which was published in The Record and the Star Ledger on January 7, 2016, 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

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

This Ordinance was introduced at the Regular Meeting held 3/23/16 and was published in The Record on 3/29/16 as stated in the Clerk’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. 2016:1203, CALENDAR YEAR 2016 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A.40A:4-45.14)

4. PUBLIC HEARING AND ADOPTION OF THE 2016 MUNICIPAL BUDGET AND RELATED RESOLUTIONS @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD

The Municipal Budget was introduced at the Regular Meeting held 3/23/16; and the Municipal Budget Summary was published in The Record issue of 3/29/16, 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. As a courtesy on 4/1/16, the Borough Clerk hand delivered a copy of the Municipal Budget to the Library Director for public inspection.

5. RESOLUTION RE SELF EXAMINATION OF CY 2016 BUDGET (Requested by Auditor 4/20/16) TO BE PREPARED BY BOROUGH AUDITOR

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

This Ordinance was introduced at the Regular Meeting held 3/23/16 and was published in The Record on 3/29/16 as stated in the Clerk’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. 2016:1204, “AN ORDINANCE ADOPTING AMENDMENTS TO THE SEPTEMBER 2014 CLOSTER PERSONNEL MANUAL”

7. MAYORAL APPOINTMENTS\* TO THE FOLLOWING BOARDS AND COMMISSIONS NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/16:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
<b>*Environmental Commission</b>				
Member/Shade Tree Liaison	<u>Brian Stabile</u> (Elected to Council)	_____	3 Years (Unexp. Stabile)	31-Dec-17
<b>*Shade Tree Commission</b>				
Member/Environmental Commission Liaison	<u>Brian Stabile</u> (Elected to Council)	_____	5 Years (Unexp. Stabile)	31-Dec-16

8a. VOTE ON CONSENT AGENDA ITEMS

RESOLUTIONS

9. RESOLUTION REQUESTING DENIAL OF PAROLE FOR CHRISTOPHER RIGHETTI, PRISONER #59431 (3 M.L. 3/24/16/WS 4/13/16)

CLOSTER MAYOR AND COUNCIL  
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8a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

- 10. RESOLUTION MEMORIALIZING THE MOTION OF THE GOVERNING BODY ALLOWING SIGNS FOR THE EARTH FAIR, AS PROPOSED BY SIVERT HAGEN, MEMBER OF THE ENVIRONMENTAL COMMISSION, SUBJECT TO CONFORMANCE WITH ALL ZONING REGULATIONS (RM 4/13/16/Received from Borough Attorney 4/20/16)
- 11. RESOLUTION MEMORIALIZING THE MOTION OF THE GOVERNING BODY ALLOWING THE FIRE DEPARTMENT TO PUT UP RECRUITMENT SIGNS ALONG VERVALEN STREET ON THE RIGHT HAND SIDE, SUBJECT TO CONFORMANCE WITH ALL ZONING REGULATIONS INCLUDING SIZE REGULATIONS (RM 4/13/16/Received from Borough Attorney 4/20/16)
- 12. RESOLUTION MEMORIALIZING THE MOTION OF THE GOVERNING BODY TO RESERVE THE DATES FOR THE CLOSTER IMPROVEMENT COMMISSION HOE DOWN TO BE HELD (FRIDAY), 6/10/16; RAIN DATE: (SUNDAY) 6/12/16; WITH ADDITIONAL RESOLUTION TO FOLLOW UPON RECEIPT OF INDEMNIFICATIONS, INSURANCE POLICIES AND HOLD HARMLESS AGREEMENTS (RM 4/13/16/Received from Borough Attorney 4/20/16)
- 13. MEMORIALIZING RESOLUTION APPROVING ALLOCATION OF ADDITIONAL \$2,000 TOWARD THE AFFORDABLE HOUSING CONSORTIUM (RM 4/13/16/Received from Borough Attorney 4/20/16)
- 14. **\*\*RESOLUTION AUTHORIZING EMERGENCY TEMPORARY APPROPRIATION** (Received from Temporary CFO 4/19/16) **\*\*REQUIRING 2/3 MAJORITY VOTE**
- 15. RESOLUTION OPPOSING SENATE BILLS S-781 AND S-782 WHICH ARE ATTEMPTING TO FURTHER REVISE OUR CURRENT OPRA AND OPMA LAWS (WS 4/13/16/Received from Borough Attorney 4/20/16)
- 16. RESOLUTION AUTHORIZING PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 0207-33-001-007, NORMLIN, INC., D/B/A RUDY’S PIZZA, FROM 121 VERVALEN STREET TO 55 VERVALEN STREET EFFECTIVE MAY 1, 2016 (Notice of Intent to Transfer published in The Record on 4/14/16 and 4/21/16)
- 17. RESOLUTION AWARDED CONTRACT FOR PROFESSIONAL SERVICES FOR FINANCIAL ADVISORY SERVICES TO ACACIA FINANCIAL GROUP, INC., 601 ROUTE 73 NORTH, SUITE 206, MARLTON, NJ 08053 (Opening held 3/24/16 @11:30 a.m./ Received from Borough Attorney 4/20/16)
- 18. RESOLUTION RECOGNIZING MAY 1-7, 2016 AS MUNICIPAL CLERK’S WEEK (4. M.L. 4/21/16)
- 19. RESOLUTION AUTHORIZING FENCE REPAIR AT MACBAIN FARM BY DIMICK FENCE CORP., HACKENSACK, NEW JERSEY FOR AN AMOUNT NOT TO EXCEED \$5,980.00 (Received from Administrator’s office 4/21/16)
- 20. RESOLUTION AUTHORIZING THE HIRING OF ONE DPW EMPLOYEE (Received from Administrator’s office 4/21/16)

MOTIONS

- 21. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 04/21/16): NO ABSTENTIONS:
  - a. REGULAR MEETING HELD APRIL 13, 2016
  - b. WORK SESSION HELD APRIL 13, 2016
- 22. MOTION APPROVING THE FOLLOWING *NON-SALARIED* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/16:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
<b>Treasurer</b>	<u>No Appointment in 2015</u>	_____	1 Year	31-Dec-16
<b>Board of Health</b>				
Alternate No. 2	<u>(Jeanne Baer)</u>	_____	2 Years	31-Dec-17

CLOSTER MAYOR AND COUNCIL  
 REGULAR MEETING AGENDA – APRIL 27, 2016 - 7:30 P.M.

8a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

23. MOTION APPROVING THE FOLLOWING *SALARIED* APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/16:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
<b>Municipal Court</b>				
Deputy Court Administrator	No Appointment in 2015	_____	1 Year	31-Dec-16

24. MOTION GRANTING APPROVAL FOR INTERNATIONAL ACADEMY OF ARTS AND SCIENCES TO USE MEMORIAL FIELD, 150 HARRINGTON AVENUE, ON SUNDAY, 5/22/16, FROM 8:30 A.M. TO 12 NOON TO CONDUCT THE IAAS FIELD DAY EVENT FOR CHILDREN AND PARENTS; RAIN DATE: SATURDAY, 6/4/16 (7. M.L. 3/10/16/Approval received from Risk Management Consultant 4/15/16)

25. MOTION GRANTING APPROVAL FOR LIONS CLUB CLOSTER TO CONDUCT AN ON-PREMISE 50/50 CASH RAFFLE AT THE B.P.O.E. CLOSTER LODGE NO. 2304, 148 RAILROAD AVENUE, CLOSTER ON MONDAY, 5/23/16 FROM 5:30 P.M. TO 10:00 P.M.; DRAWING TO BE HELD AT 9:00 P.M. (Fees paid 4/21/16)

26. REPORTS  
 (None provided at the time of preparation of this Agenda)

8b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

27. 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)

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

29. ADJOURNMENT

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

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

WORK SESSION AGENDA – APRIL 27, 2016 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE

2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

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3. ROLL CALL

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

- a. MAIL LIST OF APRIL 14, 2016
- b. MAIL LIST OF APRIL 21, 2016

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING  
(Refer to Regular Meeting Agenda of April 27, 2016)

8. COMMITTEE REPORTS

A. FINANCE AND TECHNOLOGY - STABILE (BARAD/DI DIO)

- 1) STATUS REPORT RE CLOSTER WEBSITE
- 2) REPORT

B. PUBLIC SAFETY - LATNER (DI DIO/CHUNG)

- 1) REPORT

C. PUBLIC WORKS - CHUNG (LATNER/STABILE)

- 1) REPORT

D. ORDINANCES - BARAD (CHUNG/AMITAI)

- 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
- 2) REPORT

E. HUMAN RESOURCES - DI DIO (CHUNG/LATNER)

- 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
- 2) REPORT

F. LAND USE AND CONSTRUCTION - AMITAI (BARAD/STABILE)

- 1) REPORT

9. OLD BUSINESS

10. NEW BUSINESS

11. 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

12. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

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

14. ADJOURNMENT

**MAIL LIST**  
APRIL 14, 2016

NO.	DATE REC'D	DATE	FROM	SUBJECT *COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	04/01/16	04/01/16	Michael J. Darcy, CAE, Executive Director, NJS League of Municipalities, to Municipal Clerk	* a. Weekly Round Up: Weekly Policy Update I. Please Contact Your Legislators on A-302, Revenue Restitution Bill Needs Amendment II. A-2361, Prohibits snowplow operators from depositing snow in front of certain access points III. Local Finance Notice Issued on Local Government Ethics Law IV. Safe Route to School Funding Applications Available V. April Grant Page Posted VI. Mayors Newslines President's Message Correction (E-mailed on 4/1/16 to Mayor and Council, Borough Attorney, Wm. Dahle, III, Joe Yammarino, Chief Kaine, Maria Passafaro, John Fry)	Stabile/Finance  Chung/Public Works  Borough Engineer Mayor/Grants
2.	04/11/16	04/11/16	Karen Hughes, Borough Clerk, Borough of Westwood, to Municipal Clerks	*Certified copies of the following Resolutions: a. Opposing the Suez/United Water Rate/Tax Increase adopted 2/16/16 b. Opposing Pension & Health Benefit Study Commission Report adopted 4/5/16 (Copy to Maria Passafaro)	
3.	04/11/16	No Date	NJ TRANSIT, to Municipal Clerk	*Public Meeting Notice re Disadvantaged Business Enterprise (DBE) goals for Fiscal Years 2017, 2018 and 2019 on Wed., 5/25/16 from 12 p.m. to 2 p.m. at NJ Transit Headquarters, One Penn Plaza East, 9 <sup>th</sup> Floor Board Room with Public Meeting Reply Form	
4.	04/11/16	04/05/16	Guy Watson, Bureau Chief, Bureau of Recycling & Hazardous Waste Management, NJDEP, Division of Solid & Hazardous Waste, Bureau of Recycling & Hazardous Waste Management, to Joseph Miele/Miele Sanitation Company c: Borough of Closter Municipal Clerk	*Class B Recycling Center General Approval Modification; Miele Sanitation Company; Block 1204, Part of Lot 8; Block 1205, Lots 3.01, 10 & 11; Borough of Closter, Bergen County; Facility ID No.: 197012; Permit No.: CBG150002 – General approval for Issuance Date of 1/27/16; Modification Date 4/5/16; Expiration Date: 11/30/19 – see also 3. M.L. 2/11/16 (Copy to William Dahle III)	Borough Attorney Chung/DPW

5.	04/12/16	04/12/16	Michelle Damiani, Manager – Public Affairs, Rockland Electric Company, to Mayor c: Council Borough Clerk Administrator Police Chief Superintendent of Public Works	*Vegetation Management – Distribution Line Clearance Program to commence on or about 4/25/16 for approximately 4 weeks on the following streets: Closter Dock Road, Homans Avenue, Hickory Lane, High Street, Chestnut Avenue, Vivian Lane, Maplewood Road, Parsells Lane, MacArthur Avenue and associated side streets	
6.	04/11/16	04/11/16	Ryan Streeter, Intergovernmental Affairs Specialist, FEMA Region II – Sandy Branch, to Borough Clerk	*Update on changes with FEMA’s Intergovernmental Affairs (IGA) unit regarding Hurricane Sandy (Copy to OEM Coordinator)	
7.	04/13/16	04/13/16	Lisette Aportela, MPA, RMC, CMC, Municipal Clerk, Borough of Tenafly, to Municipal Clerks	*Certified copy of Resolution #16-144 Opposing Pension and Health Benefit Study Commission Report (Copy to Pension Certifying Agent)	
8.	04/13/16	04/13/16	Tara S. O’Grady, Village Clerk, Village of Ridgefield Park, to Municipal Clerks	*Certified copy of Resolution #2016-045 adopted 4/12/16 re A Resolution Recognizing April 2016 as Sexual Assault Awareness Month (Copy to Chief of Police)	
9.	04/13/16	04/13/16	Eleanor J. Contreras, County of Bergen, Department of Human Services, County of Bergen to Municipal Clerk	*Public Hearing Notice re Needs of Older Adults in Bergen County, Thursday, May 5, 2016 @ 9 a.m. in the County Administration Building (in English, Spanish, Korean and Polish) Copy to Bill Brewster	Mayor/Seniors

**MAIL LIST**  
APRIL 21, 2016

NO.	DATE REC'D	DATE	FROM	SUBJECT	*COPY ATTACHED	AGENDA/ COMMITTEE/ LIAISON
1.	04/14/16  04/15/16  04/20/16  04/21/16	04/14/16  04/15/16  04/20/16  04/21/16	Michael J. Darcy, CAE, Executive Director, NJS League of Municipalities, to Municipal Clerk	* a. Daily Update: Call for Submissions: NJBIZ & The New Jersey League of Municipalities Inaugural Public Private Partnership Awards – P3 b. Weekly Round Up: Weekly Policy Update I. DCA and DOT Commissioners Present Departmental Budget Testimonies II. Christie Selects Trimpone for the State Supreme Court III. Funding for Lead Remediation IV. America's PrepareAthon Day of Action celebrated on April 30 V. Empowerment Summit c. Daily Update: Re Council on Local Mandates Invalidates Police Camera Mandate (Copy via e-mail on 4/20/16 to Mayor and Council, Edward T. Rogan, JoAnn Riccardi, John Fry, Sean Canning, Chief Kaine, Bonnie Switzer, Maria Passafaro) d. Daily Update – Galloway Twp. Wins OPRA Case (Copy to Borough Attorney via e-mail on 4/21/16)		Latner/Public Safety   Borough Attorney
2.	04/14/16	04/14/16	Susan Witkowski, RMC, Deputy Borough Clerk, Borough of Norwood, to Municipal Clerks	*Certified copy of Resolution No. 16-77 Opposing Senate Bills S-781 and S-782 That Are Attempting to Further Revise Our Current OPRA and OPMA Laws		Borough Attorney RM Agenda 4/27/16
3.	04/14/16	04/14/16	Chief Dennis Kaine, to Mayor and Council c: Sgt. Brueck Temporary CFO Administrator Borough Clerk Borough Attorney	*Forwarded email from Paul F. Groffie, State of New Jersey Office of the Attorney General, Department of Law and Public Safety, Division of Highway Traffic Safety, DDEF Coordinator informing of DDEF FY 2015 Grant (7/1/14 – 6/30/15) payment in the amount of \$5,096.17		Latner/Public Safety
4.	04/19/16	04/19/16	Allison R. Saabye, City of Hackensack Clerk's Office, to Municipal Clerks	*Certified copy of Resolution No. 172-16 Recognizing May 1-7, 2016 as Municipal Clerk's Week		RM Agenda 4/27/16
5.	04/19/16	04/19/16	Angela White, Township Clerk, Township of Lyndhurst, to Municipal Clerks	*Certified copy of Resolution No. 20581-16 to Oppose the Parole of Rapist/Murderer Christopher Righetti (Copy to Chief Kaine)		RM Agenda 4/27/16
6.	04/19/16	04/19/16	Susan Connelly, RMC, Municipal Clerk, Borough of Dumont, to Municipal Clerks	*Certified copy of Resolution No. 92 Opposing Pension & Health Benefit Study Commission Report adopted 4/5/16 (Copy to Maria Passafaro)		Stabile/Finance

7.	04/19/16	No Date	County of Bergen, Division of Cultural & Historic Affairs	*Invitation to the 2016 Bergen County Historic Preservation Awards to be held Thursday, 5/5/16 @ 7:00 p.m. at "Church on the Green", The First Reformed Church of Hackensack, 42 Court Street, Hackensack; Awards to be presented to Sophie Heymann: Leader in Historic Preservation, Closter and Tim Adriance, Bergenfield, Claire Tholl Award for Lifetime Achievement in Historic Preservation (Copy to Historic Preservation Commission)	Stabile/HPC
8.	04/19/16	04/19/16	Keith Gagnon, LSRP, LSRP Consulting LLC, to Loretta Castano c: Bergen County Clerk Sam Yanovich, Health Officer Nancy Mangieri, Director Mary Crain, Abram Demaree Homestead Inc.	*Notification of the Establishment of a Ground Water Classification Exception Area; Case Name: Super Value Getty, 121 Schraalenburgh Road, Block 502, Lot 3, Closter NJ; NJDEP PI#010877, Case #98-12-23-2010-59 (Copy to Board of Health, Construction Official, Environmental Commission)	Chung/Health Stabile/Environmental
9.	04/19/16	04/19/16	Susan Krause, Bergen County Division of Veterans Services	*Invitation to Military Appreciation Month Ceremony: The Moving Wall @ Overpeck County Park – Amphitheater, Challenger Road, Ridgefield Park from 5/20/16 – 5/23/16 from 7 a.m. to 10 p.m.; Opening Ceremony to be held Thursday, 5/19/16 @ 5:30 p.m. (Posted on Municipal Clerk's Bulletin Board 4/22/16) Copy to Bill Brewster, Jim Oettinger	Mayor/Seniors Mayor/Recreation
10.	04/20/15	No Date	Yut'se O. Thomas, Director, Office of School Finance to County Boards of Taxation, Municipal Clerks, Board Secretaries/School Business Administrators, County Superintendent	*2016-2017 Municipal Percentage Shares for Tax Levies for Regional School Districts and Districts Merged Pursuant to P.L. 2009, c.78 (Copy to Maria Passafaro)	Administrator Temporary CFO

**ALSO DISTRIBUTED:**

Unapproved Minutes of Regular Meeting held April 13, 2016

Unapproved Work Session Notes of April 13, 2016