

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

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

Mayor Heymann called the meeting to order at 8:15 p.m.

1. PLEDGE OF ALLEGIANCE

Mayor Heymann invited all to join in the 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

The following persons were present:

Mayor Sophie Heymann

Councilpersons John C. Glidden, Jr., Alissa Latner, John Kashwick, David Barad,
Arthur Dolson and Victoria Amitai

Borough Administrator, Quentin Wiest

Borough Attorney, Edward T. Rogan

Borough Clerk, Loretta Castano

Borough Engineer, Nick DeNicola

Chief of Police, David Berrian

Tax Collector, Maria Passafaro

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"

Mayor Heymann declared the public hearing open and asked if anyone wished to be heard either for or against this Ordinance. No one wishing to be heard, Mayor Heymann closed the public hearing and asked for a motion.

Motion to adopt Ordinance No. 2010:1070 was made by Councilman Kashwick, seconded by Councilwoman Latner and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

- 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

Mayor Heymann declared the public hearing open and asked if anyone wished to be heard either for or against this Ordinance. No one wishing to be heard, Mayor Heymann closed the public hearing and asked for a motion.

Motion to adopt Ordinance No. 2010:1071 was made by Councilman Glidden, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

- b. ORDINANCE NO. 2010:1072, "AN ORDINANCE AMENDING AND SUPPLEMENTING

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CHAPTER A301 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FEES
AND DEPOSITS, SPECIFICALLY FOR THE TAX COLLECTOR/TREASURER”

Mayor Heymann declared the public hearing open and asked if anyone wished to be heard either for or against this Ordinance. No one wishing to be heard, Mayor Heymann closed the public hearing and asked for a motion.

Motion to adopt Ordinance No. 2010:1072 was made by Councilman Kashwick, seconded by Councilman Dolson and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

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

Mayor Heymann declared the public hearing open and asked if anyone wished to be heard either for or against this Ordinance. No one wishing to be heard, Mayor Heymann closed the public hearing and asked for a motion.

Motion to adopt Ordinance No. 2010:1073 was made by Councilman Glidden, seconded by Councilman Dolson and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

d. 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”

Mayor Heymann declared the public hearing open and asked if anyone wished to be heard either for or against this Ordinance.

In answer to Councilwoman Amitai, Borough Administrator advised that the software is for the new Edmonds financial system.

Mayor Heymann closed the public hearing and asked for a motion.

Motion to adopt Ordinance No. 2010:1074 was made by Councilman Kashwick, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

5a. VOTE ON CONSENT AGENDA ITEMS

Motion to approve the Consent Agenda minus Item Nos. 8, 11, 15, 16, 17 and 18 was made by Councilman Barad, seconded by Councilman Glidden and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

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)

RESOLUTIONS

7. BILL RESOLUTION – AUGUST 31, 2010
TO BE PREPARED BY DEPUTY TREASURER

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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 WOODS”, A PORTION OF LOT 14, BLOCK 907, 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)
- 13a. RESOLUTION NO. 3 RE RENEWAL OF 2010-2011 LIQUOR LICENSES (RENEWING LIQUOR LICENSE NO. 0207-33-009-010 FOR FRESCO, INC., t/a PAULIE’S RESTAURANT BAR, 171 SCHRAALENBURGH ROAD/ Tax Clearance Certificate received from Division of Taxation 8/24/10)

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
* <i>Mayoral Appointment</i>			

16. ~~MOTION APPOINTING _____ TO SERVE AS ZONING BOARD OF~~

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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)

No one wished to be heard.

- 23a. Motion approving the following Resolution at 8:26 p.m. was made by Councilman Glidden, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

OMNIBUS OPEN PUBLIC MEETINGS ACT RESOLUTION authorizing the governing body pursuant to N.J.S.A. 10:4-12 to exclude the public from the next portion of the meeting in order to permit the governing body to discuss per N.J.S.A. 10:4-12(b)(8), “A matter involving public employees; and that the item under discussion in the closed meeting would be disclosed to the public at the conclusion of the matter which should be within 6 weeks.”

Mayor Heymann resumed the Regular Meeting at 9:04 p.m.

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

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- 24a. The following motion was made by Councilman Kashwick, seconded by Councilwoman Amitai and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai:

MOTION AUTHORIZING THE BOROUGH ATTORNEY TO DRAFT A RESOLUTION STATING THE COUNCIL'S POSITION SUPPORTING THE INTERBOROUGH RADIO SYSTEM AND THE COUNCIL'S CONTINUED WILLINGNESS TO HOST SAID SYSTEM

25. ADJOURNMENT

Motion to adjourn the Regular Meeting at 9:05 p.m. was made by Councilman Barad, seconded by Councilman Dolson and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council on
September 2, 2010 for approval at the
Regular Meeting to be held
Tuesday, September 7, 2010.

Loretta Castano, RMC
Borough Clerk

Prepared by Carol A. Kroepke, RMC
utilizing recording and Borough Clerk's
notes

Approved at the Regular Meeting held September 7, 2010
Consent Agenda Item No. 18a.

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

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

The Mayor and Council of the Borough of Closter held a Work Session at Borough Hall on Wednesday, August 25, 2010. Mayor Heymann called the meeting to order at 7:30 p.m.

1. PLEDGE OF ALLEGIANCE

Mayor Heymann invited all to join in the 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

The following persons were present:

Mayor Sophie Heymann

Councilpersons John C. Glidden, Jr., Alissa Latner, John Kashwick, David Barad,
Arthur B. Dolson and Victoria Amitai

Borough Administrator, Quentin Wiest

Borough Attorney, Edward T. Rogan

Borough Clerk, Loretta Castano

Borough Engineer, Nick DeNicola

Chief of Police, David Berrian

Tax Collector, Maria Passafaro

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF AUGUST 12, 2010 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. The following items were removed by the following individuals: Item No. 2, Item No. 4 and Item No. 8 were removed by the Borough Clerk.

Item No. 2 – Received 08/06/10, dated 08/06/10 from Bob Silverstein, Executive Director, The EMILY Fund, to Mayor re Request for Mayor and Council to issue a Proclamation declaring October 2010 as Domestic Violence Awareness Month - Sample Proclamation included!

Ms. Castano asked if the Mayor and Council wished to add this Proclamation to the next Agenda and Mayor Heymann affirmed same.

Item No. 4 – Received 08/06/10, dated No Date from Rose M. Mitchell, Planning Board Coordinator, to Mr. Yae c: Leonard Sinowitz, Loretta Castano, Nick DeNicola, re 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!

The Borough Clerk informed that there is a correction to the date in the listing which should read "2010" not "2020".

Item No. 8 – Received 08/09/10, dated 08/06/10 from Nicholas Colletto, Closter Swim Club Manager re Requesting permission to install a small sign approx. one square foot in size on the corner of Blanche

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Avenue and Piermont Roads to mark the location of the swim club (Copy to Zoning Officer, Construction Official)

Ms. Castano explained this was a request for permission to install a small sign on the corner of Blanch Avenue and Piermont Road; and questioned whether there has been any follow-up due to her understanding that Piermont Road is a County road. The Borough Attorney affirmed same and reminded there was a similar request from St. Mary's (Church) a few months ago; and the Council was to respond that they had no objections but St. Mary's had to request permission from the County.

b. MAIL LIST OF AUGUST 19, 2010 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. The following items were removed by the following individuals: Item No. 2 was removed by Mayor Heymann and Item No. 10 was removed by Councilman Barad.

Item No. 2 – Received 08/13/10, dated 08/06/10 from Jeanne E. Martin, Director, Pascack Valley Meals on Wheels, Inc. to Mayor @ 14 Garry Road re 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

Councilman Kashwick voiced his uncertainty as to what Meals on Wheels is requesting in terms of support; and questioned whether it is food from our Local Assistance Board or a monetary contribution. He asked if they had ever made a similar request in the past; and Mayor Heymann responded she didn't think so. She explained that we do have a food pantry and we take care of our residents but that there is no excess. She suggested sending a note to organizations in the Borough that do provide food pantry material as they may want to share with Community Development. Mayor Heymann informed she would follow through on this.

Item No. 10 – Received 08/13/10, dated 08/03/10 from Herzel Bador, 62 O'Shaughnessy Lane re 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)

Councilman Barad reminded this was the property with the stream damage; and Councilman Glidden informed we already visited this location. Mayor Heymann agreed and said we reacted to this already and noted the letter is almost 22 days old. Councilman Barad asked for an update on this situation. Mr. Wiest explained that at the last meeting, a multi-purpose Bond Ordinance was introduced and one of the multi-purposes includes some preliminary funding for engineering studies for that property and other areas in town with similar situations. He affirmed that they are taking action and this is the beginning of a process; but at the next meeting they will be considering in that ordinance funding for engineering work on that location. Mayor Heymann noted she will send a letter to so inform Mr. Bador.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of August 25, 2010)

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:

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)

Councilman Barad indicated that the funding for this project is being provided by the County Open Space Fund; and Borough Administrator advised that a match was provided by the Borough last Fall.

9. RESOLUTION NO. 4 RE AD INTERIM PERMITS

Borough Clerk advised that this resolution included Paulie's Restaurant, the required Tax Clearance Certification was received from the Division of Taxation on 8/25/10; therefore, this license can be removed. She added that an Addendum has been provided to the governing body this evening including a Resolution approving renewal of this license (No. 13a.).

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)

Councilman Kashwick voiced his objection to the "s" in the name of Farrell's Woods and asked that it be removed and the lot and block number be included in the Resolution. All were in agreement and Mayor Heymann informed this would be changed on the Consent Agenda upon return to the Regular Meeting.

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)

Councilman Kashwick questioned if these items would be posted on the Borough's website and asked that Councilman Dolson follow up with Kevin Whitney on same. Borough Clerk noted that a request for permission to conduct the Labor Day activities has not been received but the Borough Administrator had requested inclusion of this matter on the Agenda subject to receipt of the required information and approvals. Mr. Wiest assured that the items would be placed on the Web Site.

6. COMMITTEE REPORTS

A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)

- 1) STATUS REPORT RE CLOSTER WEBSITE
- 2) REPORT – Councilman Dolson reported on the following:
 - a. The Board of Health is still on Summer recess and did not meet this month.
 - b. The Ambulance Corps. had a regular meeting which lasted approximately 10 minutes and he noted a lot of people must be away.
 - c. Regarding the Zoning Board of Adjustment, Councilman Dolson wished to point out that on the 8/19/10 Mail List there were three notices from attorneys about an 8/30/10 Hearing. He explained these applicants had applied for Special Hearings, which is why it is being held on a Monday night. Their case load is tremendously heavy and they have had some very large applications that have taken a couple of meetings to accomplish.

Mr. Dolson informed there was nothing new regarding the Municipal Budget adding that it is working well and we are into the eighth/almost ninth month, with a positive attitude.

B. PUBLIC SAFETY - GLIDDEN (DOLSON/LATNER)

- 1) REPORT – Councilman Glidden informed he had no report but he had an item for Closed

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Session. He said he wished to comment on Recreation and encouraged all to attend the Labor Day festivities on Monday 9/6/10. Mr. Glidden noted it is quite a show and the Recreation Commission pays for all of the activities primarily out of the monies they earn. They do quite well at the end of the year baseball tournament that is held; and although he does not have the final numbers, those monies go to such activities as Labor Day – it is not paid by the Borough. He encouraged everybody to attend and support the Recreation Commission. Mrs. Amitai noted there will be a run; and Mr. Glidden informed he will be running in the 5K Run which will be a lot of fun.

C. PUBLIC WORKS - LATNER (AMITAI/GLIDDEN)

1) REPORT – Councilwoman Latner reported as far as the DPW, the horn house was cleaned up and there was a fresh coat of paint put up on the new roof. She noted some present were in attendance Sunday when they dedicated the new pavilion that they put up in the back of the Fire House.

D. ORDINANCES - BARAD (KASHWICK/AMITAI)

1) REPORT RE ORDINANCE COMMITTEE MEETINGS – Councilman Barad informed the Ordinance Committee did not meet this month but they have received items to discuss at next month's meeting and he will report on same at that time.

2) REPORT

E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON)

1) REPORT RE PERSONNEL COMMITTEE MEETINGS - Human Resources Committee met twice in the past couple of weeks and he has a few items for discussion in Closed Session as a result of said meetings.

2) REPORT – Councilman Kashwick reported on the following:

a. Shade Tree Commission did not meet this month; therefore, he had no report.

b. Environmental Commission did not meet this month, but he informed he wanted to follow up on the Conservation Zone. Mr. Kashwick voiced his understanding that they were going to prepare something to send to the Planning Board and questioned its status. Dr. Barad explained that the intent was to inform the Planning Board that the Council was interested in changing the designation of the Nature Center; and Mr. Kashwick added that there were also other Borough owned properties. Mayor Heymann voiced her understanding that it has to emanate from the Council because it is a zoning change. She informed the matter would be referred to Dr. Barad for the Ordinance & Legislative Committee; and he informed he will address same at the next meeting.

c. Historic Preservation Commission met and worked on refining the nomination report for the Brooks Farm; and we will, hopefully, receive a letter from them before the next meeting regarding the designation.

F. PRIVATE CONSTRUCTION, LAND USE, ZONING ENFORCEMENT & NEW BUILDINGS – AMITAI (BARAD/DOLSON)

1) REPORT – Councilwoman Amitai reported on the following:

a. Regarding Closter Improvement Commission, Mrs. Amitai voiced her sadness to announce that Eric Mattes, Chairman, is stepping down. He is extremely busy and active with the Boy Scouts and does not have the time for it right now. They are seeking someone to replace him. The Chamber of Commerce is becoming more active and there have been things in the newspaper to try to get more people into the fold. Mrs. Amitai questioned where we stand in regards to retrieving the holiday décor in Pennsylvania; and Mayor Heymann voiced her understanding that it was agreed to pay for the company to bring it here because it would still be less expensive than having someone pick it up. Mrs. Amitai affirmed she will put same into play. Mayor Heymann responded that there is \$500 in the CIC budget for same.

b. A number of Planning Board Members will be deposed in September.

c. The Building Department met and Dr. Barad was nice enough to rewrite some of the violation notices, which Mayor Heymann is reviewing. Mrs. Amitai informed that there have been some complaints about signage violations in town and we are continually working on that. She noted more

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and more PODS are springing up; she is unsure where we stand in the Ordinance Committee and questioned if the topic was discussed. In response to Dr. Barad's inquiry, Mr. Kashwick reminded he brought it up about three years ago, and it was not deemed to be an issue at that time. Borough Clerk informed she will locate the Minutes and provide them to Mr. Kashwick for review. Dr. Barad said it will be something additional to talk about in September. Mrs. Amitai continued to report that more and more car ports are springing up and they continue to be enforced. The color of the paint for sidewalk issues is being changed from orange to white and making smaller markings so it will be less of a nuisance for the neighbors. Mrs. Amitai informed that the house on the railroad tracks that Northern Valley Regional High School wants to use for classes has been signed off for building and fire. The Building Department is waiting for paperwork from the Department of Education before proceeding. She informed that the new office building on Homans Avenue looks to be in operation with a couple of occupants and Peking Duck House/Kenny G's Steakhouse will be having demolition follow-up with the Construction Official.

At this time, Mayor Heymann informed she would like to follow up on a job she was given by the committee. She voiced her understanding that a few people might not be aware of this, but there have been quite a few resident complaints about the hardship of dealing with sidewalk warnings. She reminded that at the last meeting it was suggested to Dr. Barad to ameliorate the warning system that is now in place. The Building Department met to discuss same and they asked her to revise the warning notice that is going out. Mayor Heymann circulated a copy of the proposed replacement notice to the governing body members. In response to Mrs. Latner, Mayor Heymann explained the current notice requests repair of the violation within 30 days of the date of the notice. The Building Department had expressed that 30 days is ineffective because people either do it right away, or they put it off too long and get into trouble; therefore, they proposed changing it to 10 days. She further explained that the top part she handed out will replace the yellow tag; the bottom part will be on the opposite side of the tag and provides the legal information. In response to Dr. Barad, Mayor Heymann affirmed same is specifically for sidewalks. She explained the door hanger will go out together with a letter from the Property Maintenance person clipped onto the tag explaining more about what they need to do. In addition to that, she wrote a letter as a recommendation that will originate from the Building Department, but with her signature on it, to give the residents more confidence. The Council reviewed same at this time. Dr. Barad commented that he feels this will open the door a little bit in terms of giving some relief to the people as far as a firm time frame. Mrs. Latner voiced her opinion that this further clarifies that the repair does not need to be made within 10 days, just the acknowledgement of the notice. Mrs. Amitai questioned if the Mayor was sure she wanted to offer the public to call her or the Building Department. Mr. Kashwick voiced his opinion that the Mayor should stay at an arm's length from this issue because she doesn't want to be managing everybody's sidewalks. Mayor Heymann informed she would cross that off the letter. Mrs. Amitai asked for clarification that the resident will receive the yellow notice first and then a letter in the mail. Mayor Heymann clarified that with the yellow notice they also get a sheet similar to what she handed out where the various possibilities are spelled out by Jim Whitney (Property Maintenance Officer) and then they get the letter mailed to them. Dr. Barad pointed out that this is just a paragraph and suggested it look to be signed by Jim or the Building Department. He feels it should say where it is coming from. Mr. Dolson suggested that since they are already putting a notice on the door that they include the letter with it instead of mailing it. He commented that he had received a piece of mail sent July 13th which he received on July 30th and it was mailed from Closter. He voiced his concern that the resident may not receive the letter the next day and suggested providing the whole package at the same time. Mrs. Amitai agreed and said it also saves money. The Borough Engineer questioned the issue of tenants and said the owner may not get it in that case. He suggested leaving a copy in the mail box and mailing a copy to the owner in the event they do not live in the residence. Mr. Dolson asked what happens if the owner does not respond to the Building Department; and Mayor Heymann informed they send out a red warning. The Mayor explained that the owner may not be there for a day or two and the door hanger may not be there anymore but the mail will be; it is another check for us. Mr. Kashwick preferred to both deliver one and mail one. Mrs. Latner added that sometimes it is windy and the weather could affect the door hanger. Mayor Heymann suggested that if it is mailed in an envelope with a Borough seal on it, they will open it.

7. OLD BUSINESS

Relative to Interborough Radio, Borough Attorney advised that he would be meeting with County Representatives next Tuesday for preliminary discussions. It is hoped that more specifics would be available after the meeting to report to the Council. Borough Administrator said he, Mayor Heymann, Chief Berrian and Sergeant Winters attended a meeting several weeks ago with other Mayors and was followed up this week with a meeting with the Public Safety Committees. Councilman Glidden said that he would report on same in Closed Session.

8. NEW BUSINESS

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

Joseph Bianco, 7 MacArthur Avenue, delivered the plans for a bathroom at Ruckman Park. Mayor Heymann provided the history of the project that started five years ago. The plans were drawn by a volunteer architect, Doug Radick, and the next step would be to draw up a materials list to be bid. Mr. Bianco advised that former Councilman Hennessey has volunteered to provide the materials list. Mayor Heymann thanked Doug Radick and Tom Hennessey for their volunteer services.

Steve Isaacson, 97 Columbus Avenue, questioned if the Borough Administrator had located the Recreation By-laws; and Mr. Wiest voiced his understanding that same did not exist. Mr. Isaacson noted that there is no financial accountability by the Recreation Department. Mayor Heymann said that Recreation is an arm of the community that brings the community together. A great deal of the work they do is volunteer including the Labor Day Celebration which requires 100 volunteers. Mr. Isaacson noted that there are paid Recreation employees that are not doing their job and being accountable to the Mayor and Council and taxpayers. He suggested that job descriptions and By-laws be drafted. Mayor Heymann said that she might agree with By-laws but indicated that these people are responsible and responsive to us.

Mr. Isaacson questioned if fees are collected for sidewalk installation and noted that sidewalks are being lifted by Borough shade trees. Mayor Heymann noted that the property owner is responsible for the sidewalks, that fees are not collected and that the Borough has been consistently repairing sidewalks.

Mr. Isaacson referred to an executive summary from EnSafe dated December 2007 on Weyerhaeuser citing the Industrial Site Remediation Act and said that the property has been sold, developed and resold without remediation. He said this is an opportunity to correct a problem. Mayor Heymann said she has a letter from Weyerhaeuser accepting responsibility for the problem. Borough Engineer noted that this is a Planning Board application that we should not be discussing; and it is illegal to deny a hearing because the DEP criteria has not been finished.

10. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

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

12. ADJOURNMENT

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Motion to adjourn the Work Session at 8:12 p.m. was made by Councilman Glidden, seconded by Councilman Barad and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council
on September 2, 2010 for approval at the
Regular Meeting to be held
on September 7, 2010

Loretta Castano, RMC
Borough Clerk

Prepared by Arlene Corvelli and
Carol Kroepke, RMC, utilizing recording
and Borough Clerk's notes

Approved at the Regular Meeting held September 7, 2010
Consent Agenda Item No. 18b.