

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – APRIL 11, 2012 - 7:30 P.M.

Mayor Heymann called the meeting to order at 8:40 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 Meetings which was sent to The Record and published on January 6, 2012 and to the Star Ledger and published on January 7, 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

The following persons were present:

Mayor Sophie Heymann
Councilpersons John Kashwick, David Barad, Arthur Dolson and Victoria Amitai
Borough Administrator, Quentin Wiest
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Peter C. Ten Kate, P.E., P.P.
Chief Financial Officer/Treasurer, Michael Mariniello, Jr.
Borough Auditor, Elizabeth Shick, CPA, RMA, PSA

The following persons were absent:

Councilman John C. Glidden, Jr.
Councilwoman Alissa Latner
Borough Engineer, Nick DeNicola

3. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE @8:00 P.M.

OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2012:1118, "BOROUGH OF CLOSTER CALENDAR YEAR 2012

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

This Ordinance was introduced at the Regular Meeting held 3/14/12 and was published in The Record on 3/21/12 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.

Mayor Heymann declared a Public Hearing. No one wishing to be heard, Mayor Heymann closed the Public Hearing.

Motion approving adoption of Ordinance No. 2012:1118 was made by Councilman Dolson, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Kashwick, Barad, Dolson and Amitai.

4. PUBLIC HEARING AND ADOPTION OF THE 2012 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 3/14/12; and the Municipal Budget Summary was published in The Record issue of 3/21/12, 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. On 3/21/12, 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.

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Mayor Heymann declared a Public Hearing.

Borough Administrator informed that the Finance Committee has been working diligently on the Budget; and it is expected that an amendment, further reducing the tax levy increase, would be introduced at the next meeting. He asked that the public hearing be conducted and closed but final action not be taken this evening.

Mayor Heymann explained that the final adoption would be reserved when we obtain the additional amendments. She thanked Mr. Mariniello and Elizabeth Shick for attending the meeting.

No one else wishing to be heard, Mayor Heymann closed the Public Hearing.

At this time, Councilman Barad asked for a point of order and was informed by the Borough Attorney that if the Budget was not adopted this evening, we would have to adjourn the public hearing to the next meeting.

Motion to adjourn the Public Hearing on the 2012 Municipal Budget to the next meeting was made by Councilman Dolson, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Kashwick, Barad, Dolson and Amitai.

5. MAYORAL PROCLAMATION RE ARBOR DAY (Requested by Councilman Kashwick 4/3/12) TO BE PREPARED BY COUNCILMAN KASHWICK

Mayor Heymann read aloud and so declared. Councilman Kashwick announced that the Shade Tree Commission received the Tree City USA designation for the 12th year.

No appointments were made by Mayor Heymann for the following listed appointments:

6. MAYORAL APPOINTMENTS (*NON SALARIED*) TO THE FOLLOWING COMMISSIONS (Not made at the Reorganization Meeting held 1/3/12/Adjourned from RM 1/11/12; RM 1/25/12; RM 2/8/12; RM 2/22/12; RM 3/14/12/RM 3/28/12):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
ENVIRONMENTAL COMMISSION				
Alt. No. 2	(Adam Nock resigned)	_____	2 Year un-expired to	12/31/12
SHADE TREE COMMISSION				
Alt. No. 2 12/31/15	Kathi Cochran	_____	4 Year	

7a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the following Consent Agenda items minus Item Nos. 10 and 18 was made by Councilwoman Amitai, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Kashwick, Barad, Dolson and Amitai.

ORDINANCES

8. INTRODUCTION OF THE FOLLOWING ORDINANCES (Received from Borough Attorney 4/5/12) - PUBLIC HEARING – 5/9/12 @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2012:1122, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 200 OF THE CODE OF THE BOROUGH OF CLOSTER AND AMENDING SCHEDULE A: LIMITING SCHEDULE”

b. ORDINANCE NO. 2012:1123, “ AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 200 OF THE CODE OF THE BOROUGH OF CLOSTER

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AND AMENDING SCHEDULE A: LIMITING SCHEDULE TO ADD PROVISIONS FOR HISTORIC PRESERVATION AND AMENDING CHAPTER 35, ARTICLE VII, HISTORIC PRESERVATION, TO CROSS REFERENCE THE LIMITING SCHEDULE”

Borough Attorney informed Mr. Kashwick he will be sending letters to the Boards on these ordinances. The timing of the Ordinances would not change; and the publication procedure would go forward unless there was a response from the Boards that would require discussion by the Mayor and Council.

RESOLUTIONS

9. BILL RESOLUTION – APRIL 15, 2012
TO BE PREPARED BY DEPUTY TREASURER

~~10.~~ RESOLUTION AUTHORIZING A CROWN CASTLE LEASE AMENDMENT (Requested by Administrator 2/3/12) TO BE PREPARED BY BOROUGH ATTORNEY (Adjourned from RM 2/8/12; RM 2/22/12; RM 3/14/12; RM 3/28/12)

11. RESOLUTION AUTHORIZING REDUCTION OF THE FINE FOR FAILURE TO ACQUIRE PERMITS FOR THE CUTTING OF TREES AT 32 OLIVE STREET (BLOCK 504 LOT 29) **FROM** \$7,515.00 PLUS THE PERMIT FEE OF \$150.00 **TO** \$5,000.00 INCLUSIVE OF THE PERMIT FEE (Approved at RM 3/28/12)
MEMORIALIZING RESOLUTION TO BE PREPARED BY BOROUGH ATTORNEY

12. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$901,978.17 TO KRISTINE & STEPHEN CREVANI FOR REDEMPTION OF TAX SALE CERTIFICATE #11-00004 FOR BLOCK 1607, LOT 1, ALSO KNOWN AS 19 VERVALEN STREET, SOLD AT THE MUNICIPAL TAX SALE HELD 6/30/11 FOR 2010 DELINQUENT TAXES (Received from Collector 4/4/12)

Mayor Heymann advised that the Closter Plaza had paid the outstanding taxes; therefore, the monies paid by tax sale certificate holders can be refunded.

13. RESOLUTION SUPPORTING A-2717 EXTENDING THE TIME PERIOD FOR MUNICIPALITIES TO COMMIT TO EXPEND COLLECTED DEVELOPMENT FEES AND PAYMENTS IN LIEU OF CONSTRUCTING AFFORDABLE UNITS (1b. M.L. 4/5/12) (Received from Mayor 4/2/12)

14. RESOLUTION AWARDED CONTRACT FOR RECREATION UNIFORMS FOR 2012 TO SPORT’S TIME INC., 40 OAK STREET, NORWOOD, NJ 07648 IN AN AMOUNT NOT TO EXCEED \$21,308.65 (Received from Administrator 4/4/12)

Councilman Amitai questioned the number of uniforms that would be purchased; and Mayor Heymann advised that there are 800 children in the recreation programs. Borough Administrator said that it was a Fair and Open solicitation that was under the bid threshold; and six firms reviewed the specifications with only one firm submitting a bid. It covers the participants in softball, baseball, soccer and basketball programs. At the end of the year, the children keep the uniforms and the participant fees and some money from the Borough cover the cost of the uniforms. Councilman Barad suggested that the uniform procedure be made more transparent showing the monies collected as income. Borough Administrator said he would request a spreadsheet on same from Recreation.

15. RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH BOSWELL ENGINEERING TO PROVIDE ENGINEERING SERVICES IN CONJUNCTION WITH A 2012 NJDOT LOCAL AID PROJECT GRANT FOR HERBERT AVENUE IMPROVEMENTS, SECTION 5 - AMOUNT NOT TO EXCEED \$26,000.00 PER PROPOSAL DATED 3/22/12 (Received from Administrator 4/5/12)

16. RESOLUTION CANCELING 2009 BUSINESS STIMULUS GRANT APPROPRIATED RESERVE AND RECEIVABLE (Received from Administrator 4/5/12)

MOTIONS

17. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES
(Distributed via e-mail on 4/5/12) ABSTENTION: GLIDDEN

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- a. REGULAR MEETING OF MARCH 28, 2012
- b. WORK SESSION MEETING OF MARCH 28, 2012

Referring to the Minutes of March 28, 2012, Councilwoman Amitai informed we forgot to acknowledge that Bob DiDio was present at the meeting; and for the record, it should be included. Mayor Heymann said that we do not acknowledge everyone at the meeting.

18.—MOTION APPROVING THE FOLLOWING *NON-SALARIED* APPOINTMENTS/BOARDS AND COMMISSIONS (Not made at the Reorganization Meeting held 1/3/12/Adjourned from RM 1/11/12; RM 1/25/12; RM 2/8/12; RM 2/22/12; RM 3/14/12; RM 3/28/12):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION				
Member	Wilson Reimers	_____	2 Year	
12/31/13	Alt. No. 1	Donna Arbietman	_____	
2 Year	12/31/13			
Nothing new				

19. MOTION GRANTING APPROVAL FOR JACK IN THE BOX, CLOSTER, TO USE THE MUNICIPAL BUILDING PARKING LOT PREMISES AT 295 CLOSTER DOCK ROAD AS THE SITE TO CONDUCT THEIR TRIKE-A-THON FUND RAISER TO BENEFIT ST. JUDE’S CHILDREN’S RESEARCH HOSPITAL, SPINAL MUSCULAR ATROPHY (SMA) RESEARCH ON SATURDAY, 6/2/12, FROM 9 A.M. TO 11 A.M. (Approval received from Risk Management Consultant 4/2/12)

20. MOTION GRANTING APPROVAL FOR AMERICAN DIABETES ASSOCIATION TO CONDUCT “TOUR DE CURE” (OF APPROXIMATELY 500 RIDERS) PARTIALLY THROUGH THE BOROUGH ON SUNDAY, 6/3/12, FROM APPROXIMATELY 11 A.M. TO 3 P.M., FOLLOWING ROUTE PROVIDED (8. M.L. 8/9/11) Approval received from Risk Management Consultant 4/2/12

21. MOTION GRANTING APPROVAL FOR FAMILY PROMISE OF BERGEN COUNTY TO CONDUCT 19TH ANNUAL BIKE BERGEN PARTIALLY THROUGH THE BOROUGH ON 4/29/12 BEGINNING AT 1 P.M. AT THE DEMAREST DUCK POND AND FOLLOWING ROUTE THROUGH CLOSTER PER PROPOSED RIDE/BIKE ROUTE (5. M.L. 3/15/12/Approval received from Risk Management Consultant 4/2/12)

22. REPORTS

- a. CONSTRUCTION OFFICIAL – MARCH 2012 (Received 4/4/12)
- b. FIRE CHIEF – MARCH 2012 (Received 4/4/12)

At this time, Mayor Heymann announced that the following items would be added to the Agenda for action this evening:

22b.1) RESOLUTION DENYING THE REQUEST OF JINAH JU REGARDING REPLACEMENT OF TREES REMOVED AT 62 HIGH STREET (Received from Borough Attorney 4/11/12)

Prior to approval of this Motion, Borough Attorney explained this matter had been discussed and voted upon at the Regular Meeting held 3/28/12; and this Resolution memorialized the action..

Motion of approval was made by Councilman Barad, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Kashwick, Barad, Dolson and Amitai.

22b.2) MOTION AUTHORIZING THE BOROUGH ATTORNEY TO PREPARE A RESOLUTION REGARDING THE TREE REMOVAL AT THE CLOSTER NATURE CENTER

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Borough Attorney explained as follows: In an effort for preservation of the Ruckman Pond to ensure its future functionality and to preserve the wildlife going forward and to avoid what happened last year in terms of the dying off of fish, it has been determined that certain trees will have to be cut down. This will have to be done in order to give the machinery and trucks access to the pond to perform the work and to basically dig out and dredge it and bring it back to its natural level. He noted that we have to bear in mind that the Closter Nature Center is the tenant there under a long term lease. They are aware of this and have agreed to it with the understanding that minimal trees will be cut. It will be necessary that Borough trees be cut in an effort to undertake this project.

Motion of approval was made by Councilman Barad, seconded by Councilman Dolson

ON THE MOTION

ROLL CALL VOTE:

Councilman Glidden	Absent	Councilman Barad	Yes
Councilwoman Latner	Absent	Councilman Dolson	Yes
Councilman Kashwick	No	Councilwoman Amitai	No

TIE VOTE: 2-2

Mayor Heymann voted in the affirmative

CARRIED: 3-2

22b.3) At the request of Mayor Heymann, Motion approving the following action was made by Councilman Kashwick and seconded by Councilman Barad:

MOTION GRANTING APPROVAL FOR CLOSTER ELKS LODGE #2304 AND LEROY S. MEAD POST 111, AMERICAN LEGION, TO CONDUCT THE ANNUAL MEMORIAL DAY PARADE ON MONDAY, MAY 28, 2012, AT 10:30 A.M. FOLLOWING THE ORIGINAL PARADE ROUTE OF

STAGING IN ST. MARY CHURCH PARKING AREA/ENTERING LEGION PLACE/
PROCEEDING EASTBOUND ON HIGH STREET TO CLOSTER DOCK ROAD/ NORTH ON CLOSTER DOCK ROAD TO VERVALEN STREET/WEST TO HARRINGTON AVENUE AND TERMINATING AT MEMORIAL PARK WHERE THE MEMORIAL DAY SERVICE WILL BE CONDUCTED AFTER THE PARADE; THE MAYOR AND COUNCIL WILL LEAD THE PARADE MARCH TO THE FRONT OF BOROUGH HALL WHERE THEY AND OTHER DIGNITARIES WILL REVIEW THE PARADE FROM A REVIEWING STAND IN FRONT OF BOROUGH HALL TO ACKNOWLEDGE ALL OF THE PARTICIPANTS”

BEFORE ROLL CALL VOTE, Councilman Barad noted that, in the past, the Governing Body always stopped short of Memorial Field and greeted everybody. Mayor Heymann concurred and explained that the Mayor and Council all stood at the entrance to Memorial Field to greet the rest of the participants in the parade because they were ahead of it; and they waited for the entire parade to pass by and then joined the speakers at the field. In effect, the Mayor and Council have always acknowledged all of the participants in the parade. She voiced her opinion that if the Elks Lodge and American Legion prefer for them to be on a reviewing stand, so be it; but it isn't because they have not been greeting everybody as they have been doing so.

Said motion was declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Kashwick, Barad, Dolson and Amitai.

7b. 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.11)

Mayor Heymann opened the meeting to the public

No one wished to be heard.

Mayor Heymann closed the meeting to the public

23a. Motion approving the following Closed Session Resolution at 9:05 p.m. was made by Councilwoman Amitai, seconded by Councilman Dolson and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons 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)(7) “Pending or anticipated

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litigation or contract negotiations” and that the item(s) under discussion in the closed meeting would be disclosed to the public at the conclusion of the matter(s) which should be within 8 to 12 weeks.

Mayor Heymann resumed the Regular Meeting at 9:47 p.m.

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

25. ADJOURNMENT

Motion to adjourn the Regular Meeting at 9:47 p.m. was made by Councilman Kashwick, seconded by Councilman Barad and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council
via e-mail on April 20, 2012 for
approval at the Regular Meeting
to be held April 25, 2012

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held April 11, 2012
Consent Agenda Item No. 18a.

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WORK SESSION NOTES – APRIL 11, 2012 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session at Borough Hall on Wednesday, April 11, 2012. Mayor Heymann called the meeting to order at 7:35 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 Record for publication on January 6, 2012 and The Star Ledger on January 7, 2012, 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

The following persons were present:

Mayor Sophie Heymann
Councilpersons John Kashwick, David Barad, Arthur Dolson and Victoria Amitai
Borough Administrator, Quentin Wiest
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Peter C. Ten Kate, P.E., P.P.
Chief Financial Officer/Treasurer, Michael Mariniello, Jr.
Chief of Police, Dennis Kaine
Borough Auditor, Elizabeth Shick, CPA, RMA, PSA (7:45 p.m.)

The following persons were absent:

Councilman John C. Glidden, Jr.
Councilwoman Alissa Latner
Borough Engineer Nick DeNicola

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF MARCH 29, 2012 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. Item No. 11 was removed by Borough Clerk; Item No. 15 was removed by Councilman Kashwick.

Item No. 11: Received 03/26/12, dated 03/23/12 from Dwane Razzetti, Lieutenant, County Coordinator, Bergen County Department of Public Safety, Division of Emergency Management, to Loretta Castano re Countywide Emergency Notification System - requesting adoption of Resolution authorizing Agreement with the County of Bergen to utilize an automated telephone alerting system service at any time during the County's contract period with the service provided (4/7/12 through 4/6/13) with an option for one (1) additional year.

Borough Clerk informed this item requires action because the starting date is 4/7/12; it was referred to the Borough Administrator and she questioned if there was any follow-up required at this time to engage in the contract. Borough Administrator explained we have already entered into a 12-

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month contract with SwiftReach for emergency notification services with a flat fee for the year. He said in light of this information, he does not think the offer from the County is something we can take advantage of this year but should keep it in mind for the future; he already left a message with Lieutenant Winters to discuss same.

Item No. 15: Received 03/28/12 hand del=d, dated 03/11/12 to 03/28/12 from Amy Heller re List of petitioners supporting historic designation of the Centennial AME Zion Church - ORIGINALS ON FILE IN THE BOROUGH CLERK=S OFFICE

Councilman Kashwick voiced his understanding that the Planning Board had no objections to the designation of the Centennial AME Zion Church. Mayor Heymann affirmed same. The Borough Attorney informed he has not received anything from the Planning Board regarding the designation. Mrs. Amitai voiced her recollection that the exact words used were “it is in compliance with our Master Plan” and they didn’t see any problems whatsoever. In answer to the Borough Clerk, she said she would make sure we (the Mayor and Council) receive something in writing.

b. MAIL LIST OF APRIL 5, 2012 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. Item Nos. 6 and 9 were removed by Councilman Barad; Item Nos. 1c, 12 and 15 were removed by the Borough Clerk.

Item No. 1c: Received 04/03/12, dated 04/03/12 from William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks re New Procedures for Local Financial Disclosure Statement

Item No. 12: Received 04/04/12, dated 04/03/12 from egg@dca.state.nj.us to Borough Clerk re Important New Changes to FDS Collection Process - Local Finance Notice LFN 2012-8 attached

The Borough Clerk referred to Items 1c. and 12 and informed they both pertain to the new procedures for collection of Financial Disclosure Statements and explained the process is outlined in the Local Finance Notice (LFN 2012-8) attached. As the Borough has its own Board of Ethics, she requested guidance from the Borough Attorney as to how to proceed.

Item No. 6: Received 04/02/12, dated 03/28/12 from Lisa M. Duncan, Borough Clerk, Borough of Oakland, to Borough Clerk re Resolution Opposing Freeholders Resolution 27-2012 Regarding Bridge Culverts

Councilman Barad explained that the Resolution mentions that in the past the County would take part of the fines collected regarding bridges and culverts and so forth. It appears that now the County is going to take less responsibility for maintenance of culverts that Oakland feels the County should take less of the fines. He informed he was just seeking clarification of the situation. Mayor Heymann voiced her understanding that municipalities are putting pressure on the Freeholders to continue the maintenance and repair of culverts; and she requested the Council pass a similar Resolution to back Oakland. Dr. Barad explained that he does not know how much this affects Closter, or what the fines collected would be, but feels that the County should maintain its level of support if they are going to continue to collect the same rate of funds from municipalities, or continue to provide the same service.

Item No. 9: Received 04/03/12, dated 04/03/12 from Joseph Rogers, NJ Department of Environmental Protection, to Municipal Official re Reminder - Phase Two of the New Fertilizer Law is in Effect (Copy to Board of Health)

Councilman Barad noted this new law requires municipalities to be responsible for the licensing of all landscapers using fertilizer. He said it is a State statute, but it is enforced on a municipal level. Councilman Barad questioned how we are going to enforce this. The Borough

Attorney said he can check with the Board of Health to see if they have anything set up to check for Rutgers Certification for landscapers; and if they don't, we can coordinate something.

Item No. 15: Received 04/05/12 hand del'd, dated 04/03/12 from Joe Organo, Commander, Leroy S. Mead Post 111, on behalf of the Dual Parade Committee with Closter Elks Lodge #2304 re Request for permission to host annual Memorial Day Parade 5/28/12 @ 10:30 a.m.; Memorial Day Service to be conducted at Memorial Park immediately thereafter; requesting that previous parade route of 45 years be observed as indicated; **New request** for Mayor and Council to lead the parade of march to the front of Borough Hall - Mayor and Council and other dignitaries to review the parade from a reviewing stand or area in front of Borough Hall to have the opportunity to view all the participants and acknowledge their efforts in their honoring of Memorial Day (Copy to Chief Kaine, Glenn Parsells, William Dahle, Jim Oettinger)

Mayor Heymann said she was delighted to see so many people in the audience representing the Elks and the American Legion this evening. She said they are very happy to have them run the parade; and asked if there was anything they would like to add at this time. Mr. Brewster said everything was spelled out in the letter.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of April 11, 2012)

Mayor Heymann asked if any member of the Council or public wished to remove any items for discussion. No one wished to remove any items from the Consent Agenda for discussion.

In response to Mrs. Amitai's request, Dr. Barad explained the LEEDS ordinances were only being introduced this evening.

6. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY

1) SUSTAINABLE DEVELOPMENT ORDINANCE (Requested by Borough Attorney 4/6/11) - The Borough Attorney reported this item refers to the two ordinances that are on the Agenda this evening for introduction. The first one is regarding LEEDS, (Ordinance No. 2012:1122) which has been worked on for several months; and the second (Ordinance No. 2012:1123) is a philosophically similar ordinance for historic preservation. This would provide houses designated as historic with some type of relief under the zoning ordinance.

Mr. Rogan explained the LEEDS ordinance went back and forth with the Planning Board for several months and there is only a minor change on which they do not have much input but they may be able to do so after the introduction by the Ordinance Committee, in Section B-8 of the proposed ordinance; they may want some input specifically from the Planning Board on that paragraph. He will provide a written explanation to the Council shortly.

In terms of historic preservation there are some legal concerns about that as well. He thinks they need to look at that carefully and obtain a lot of input from the Planning Board. The Borough Attorney explained it is a little different from a zoning standpoint than the LEEDS. He further explained that LEEDS is more of a national type of standard that encourages green and improvements to the environment; and, as an incentive, it gives back to the property owner, which is restricted to residential areas at this time, some relief under our limiting schedule. The historic preservation ordinance is arguably usurping some of the power from the Planning or Zoning Board because it is taking existing properties and granting some type of relief. He voiced his opinion that if the ordinances are approved for introduction this evening, they will need a lot of input from the Planning Board and possibly the Zoning Board on that issue. In answer to Dr. Barad, the Borough Attorney agreed that LEEDS itself is a recognizable method to grant the incentives whereas the historic preservation idea may be very good and precedent setting; there is no history to it from a zoning aspect. He feels there should definitely be

input regarding Section B-8 of the LEEDS ordinance and more so regarding the

6. PROFESSIONAL REPORTS (Continued)

A. BOROUGH ATTORNEY (Continued)

historic preservation ordinance. In answer to Dr. Barad, Mr. Rogan explained his question is whether we are crossing the line when we allow somebody to expand on a previously preserved piece of property. Dr. Barad voiced his opinion that a lot of the properties are nonconforming, therefore, by doing this, it may be making them conforming. The Borough Attorney disagreed and explained the ordinance would allow them to build on the property; he doesn't know that it will affect their conformity. Mr. Rogan reiterated he feels strongly that they should obtain input from the Historic Preservation Commission, Planning Board and Zoning Board of Adjustment regarding the ordinance, unless same has been received already and he has not been made aware. He advised that to protect the Council, after introduction of the ordinance this evening and prior to adoption, it would be a good idea to obtain input from all three Boards. In response to Ms. Amitai, he advised that if there are no objections from the Council, he will write to the Boards in a timely fashion asking specifically for input on certain sections of the ordinance; and, hopefully, they will respond prior to adoption.

2) STATUS REPORT RE CROWN CASTLE PROPOSAL – Mr. Rogan informed there are some other items pending with Crown Castle, but this is not one of them. He requested this item be removed from both the Work Session and Regular Meeting Agenda.

3) REPORT RE PREPARATION OF ORDINANCE AMENDING CHAPTER 65 RE LOCAL ALARMS (PREPARED AT REQUEST OF FIRE OFFICIAL TO O&L COMMITTEE) – The Borough Attorney reported this request was made by Kevin Whitney (Fire Official). Our ordinance says that our fire alarms could be turned off within five minutes; and this request asks for it to change so that it must remain on until a Fire Official turns it off. The concern is that if a homeowner can turn it off after six minutes, they may not realize the actual danger or problem. The ordinance would mandate that the Fire Official would make the inspection and then shut it off.

4) REPORT – Mr. Rogan reported that Tax Appeals were due last Monday and we received a significant number over what we received last year. He will provide a detailed report in writing. There are approximately 150 appeals with most being County Board of Appeals; but there are a number of direct appeals filed directly with Tax Court. He will provide the preliminary numbers and concerns in due course to the necessary officials.

B. BOROUGH ENGINEER

As Nick DeNicola was not present this evening, Peter C. Ten Kate, P.E., P.P. provided a report on the following items:

1) STATUS REPORT RE 2009 SAFE STREETS TO SCHOOL SIDEWALK PROJECT NJDOT \$275,000 - Authorization to proceed rec'd 8/9/11; Awarded to Marini Bros. Construction Co., Inc. at RM 10/12/11 – Concrete work has begun so this project is actively underway.

2) STATUS REPORT RE HERBERT AVENUE IMPVTS., SECTION 4 (2011 NJDOT Municipal Aid - \$145,846; Closter - \$5,000), MEMORIAL FIELD BASKETBALL COURT IMPROVEMENTS (2009 Bergen County Open Space Trust Fund \$37,500/Closter Open Space Trust Fund \$37,500) AND RUCKMAN ROAD IMPROVEMENTS & CRACK SEALING (remaining Funds from 2009 Road Improvement Program - \$51,895) Contract awarded (RM 4/26/11) to AJM Contractors Herbert Avenue has been paved and the punch list will be worked on this Friday, April 13th. The basketball courts are also supposed to be paved on Friday and then striped shortly thereafter; so they anticipate that to be done, weather permitting, by the end of next

week. The crack sealing will be done in mid-April or shortly thereafter.

6. PROFESSIONAL REPORTS (Continued)

B. BOROUGH ENGINEER (Continued)

3) STATUS REPORT RE DREDGING AND RESTORATION OF RUCKMAN POND, BLOCK 1901, LOT 1 (RM 6/8/11) – The Bergen County Mosquito Commission should be here tomorrow or sometime this week. He voiced his understanding there was an issue getting some stone there. In order to fill Mr. Ten Kate in, Mayor Heymann explained that the DPW Superintendent met with representatives of the Nature Center Association last evening; and informed they came to a meeting of the minds on the process. It turns out the County is able to fit us in earlier than anticipated; and they will start pumping, if all goes well, this coming Monday. She explained they have to lower the level of the pond; and the approach for the pumping system was already cut down today by the DPW. The only fly in this ointment is that the Nature Center has a main event Sunday and they hoped to keep the pond clear until then. She voiced her understanding that everyone is very pleased that we are getting this kind of service from the Bergen County Mosquito Commission on an express basis; some towns have to wait two or three years for that; and she said everyone is very grateful. She feels that everyone in Closter will benefit from the completion of this project. Mr. Ken Tate asked if the issue of having stone delivered for the access road by Monday was resolved, and she said she does not believe any further problems were outstanding. The Borough Administrator explained that Billy Dahle has all of the prices of the items; and he will follow up with him tomorrow on same.

3) REPORT – Mr. Ten Kate informed the above items concluded his report.

At this time, Mayor Heymann said the Borough Attorney reminded her of something she wished to share. In the process of providing for the heavy equipment that will be necessary to dredge the pond fully and excavate it to remove 600 yards of soil, there may be a necessity for removing some trees; and as it is Borough property, she is not certain anything needs to be done. The Borough Attorney advised that a Resolution be passed. He explained that he attended the Nature Center meeting last night, and they reluctantly agreed to remove some of the trees because of the configuration of the pond and the necessity to get certain equipment in there. It is his thought that they go on record saying they acknowledge it having to be done in light of weighing two evils in an effort to save the pond.

For all in attendance who are not aware, Mayor Heymann explained the Borough has a fee schedule for cutting down trees, even on private property. The Borough Attorney informed the Nature Center has a 99 year lease with the Borough for the land. The Mayor voiced her feeling that there is no need for fees to be waived because she doesn't believe they need to be imposed for this reason. Dr. Barad questioned how many trees had to be cut and if anyone reviewed them to see which ones had to be cut. The Borough Attorney informed that was his understanding as there were no other options. They wanted to preserve the trees but it is impossible to do that while getting the equipment in there. Mr. Rogan affirmed that the property is leased from the Borough and voiced his opinion that it should be on record acknowledging that this was going to be done. In answer to Dr. Barad, the Mayor said it was a verbal plan. The Borough Attorney explained that this schedule has been moved up by almost a month; and because of the timing and the fact that the Mosquito Commission is doing the work, if this had been turned down, it would have put off the work indefinitely. There really wasn't a lot of choice; and his understanding is that the Nature Center was contacted and told they were ready to come – now or never, potentially. He feels there should be something on the record that, as the owner of the property, the Borough acknowledges that this was a necessary activity and that the Nature Center was cognizant of it and reluctantly agreed. Mayor Heymann agreed and said they could give a verbal acknowledgement during the Regular Meeting; and asked the Borough Attorney to provide a formal memorializing Resolution.

7. REPORTS

A. BOROUGH ADMINISTRATOR

- 1) STATUS REPORT RE BOROUGH WEB SITE – The Borough Administrator reported he had nothing new regarding the web site to report this evening.
- 2) STATUS REPORT RE FOLLOWING INSURANCE MATTER(S):
 - a. Report re follow up of insurance requirements for use of Senior Center (WS 10/26/11)
 - b. Report re follow up of following Mail List requests: Mr. Wiest reported all of the following items are being worked on and we don't have any clearance at this point in time.
 1. American Cancer Society (3. M.L. 11/10/11) request to conduct 25th Annual George Washington Bridge Challenge partially through the Borough on 6/10/12
 2. St. Paul's Anniversary Committee (9. M.L. 1/19/12) request to hold a block party on 9/9/12, time TBA
 3. Demarest Swim Club request to hold 1st Annual Charity Sprint Triathlon Race partially through the Borough on 6/3/12 (5. M.L. 2/2/12)
- 3) STATUS REPORT RE PREPARATION OF SPECIFICATIONS FOR ADVERTISEMENT OF BIDS FOR SANITATION/TRASH COLLECTION (RM 1/26/11) - The Borough Administrator reported the revised specifications will be provided to the Borough Attorney's office for review before the next meeting. The specifications should be provided to the Borough Clerk with a Notice to Bidders by the end of the month.
- 4) STATUS REPORT RE REQUEST FROM RECREATION COMMISSION (4. M.L. 11/17/11) TO REMOVE "DANGEROUS TREES" IN THE PARKS – Mr. Wiest informed he had nothing to report regarding this item. We are still waiting for Rockland Electric to return to the park to take care of one tree.
- 5) STATUS REPORT RE FOLLOW UP OF REQUEST BY CONSTRUCTION OFFICIAL FOR APPOINTMENT OF BACK-UP ELECTRICAL INSPECTOR ON PER DIEM BASIS (1.M.L. 12/1/11/WS 11/21/11) - The Borough Administrator reported that we do have a candidate, however, our ordinance does not have a per diem payment rate for something like that. He will be discussing that with the Personnel and Ordinance Committees in the coming weeks. The idea is that this person would only be called out on an as-needed basis to handle electrical inspections that the regular inspector can't handle. They would be paid a flat amount per visit which is expected to be only occasionally.
- 6) STATUS REPORT RE: NEW ROOF AND CHIMNEY/MASONRY WORK/ MAC BAIN FARM HOUSE (WS 12/14/11) – Mr. Wiest reported the funding is part of the Open Space ordinance which will be heard on second reading at the next meeting. They will be able to proceed with that work once the ordinance is adopted.
- 7) REPORT RE BID OPENING SCHEDULED TO BE HELD 4/20/12 @ 11 A.M. FOR THE LEASE OF APPROXIMATELY 90 SQUARE FEET OF PROPERTY LOCATED NEAR THE EXISTING TOWER AT CLOSTER BOROUGH HALL (Notice to Bidders published/The Record 4/6/12) - The Borough Administrator reported the bid opening for this is scheduled to be held 4/20/12. He explained this is for a small rectangular piece of land adjacent to the existing cell tower compound to allow for expansion of service on the existing cell tower. He hopes to be able to award this at the next meeting.
- 8) REPORT – reminder – Mr. Wiest reported that at the last meeting Nick DeNicola passed out engineering estimates for this year's resurfacing program. He said everybody has had a chance to look at them. He understands they wanted to reduce the list; and it is a given this year that

we won't be working on Ruckman Road due to the heavy truck traffic for the pond dredging project. He reported that in the last few days he revisited all of the streets; and if they would like to cut the list in half, he would suggest the following: highest priority be given to Cedar Lane from Poplar to Schraalenburgh; Reuten Drive, which is in an advanced state of deterioration; and a small section of

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

Durie Avenue. He thinks Oakland Avenue and Perry Street could be done in conjunction with Ruckman Road next year because they are in better condition than the others. He said if they accept this recommendation, the list would be cut approximately in half and would run about \$240,000 worth of resurfacing. This would be in addition to the Local Aid Project on Herbert Avenue. If they would like to consider this proposal, there can be a Resolution and funding ordinance at the next meeting. In response to Mrs. Amitai, the Borough Administrator affirmed we are in a hurry because there is very little work in the marketplace right now; and even though asphalt prices are high, we are in a good position to get competitive pricing. Mr. Kashwick questioned if off Durie Avenue, where Everett Street, a paper street, is with no sidewalk and a piece of sidewalk by the bridge that is uplifted, could it be completed within this project. Mr. Wiest affirmed same saying that since there are monies in our Sidewalk Fund, this would be an optimal time to add sidewalks to Borough property without sidewalks on main thoroughfares. He said he will speak to Mr. DeNicola to find out how best to include some of that work in the project. Mayor Heymann added that there is a piece of sidewalk on Durie Avenue coming off Closter Dock Road that requires fixing as well. She voiced her opinion that we need to formulate a sidewalk project separately from the road program because there are many little areas that need to be addressed. The funds would come from our existing sidewalk fund. Borough Administrator informed he would defer the matter for Mr. DeNicola to decide how best to proceed.

In answer to Mayor Heymann, Mr. Wiest said they will have a funding ordinance for Herbert Avenue and the other properties they discussed; and at the same time, we can ask Boswell to provide a proposal for engineering and inspection services for those three streets and discuss the sidewalk work as well.

B. BOROUGH CLERK

1) STATUS REPORT RE 2012 APPOINTMENTS – Ms. Castano reported that we are current with outstanding appointments being maintained on the Agenda.

2) STATUS REPORT RE 2012 OATHS OF OFFICE – Borough Clerk reported that we have done very well, with only two (2) outstanding Oaths of Office. She will reach out to the remaining Appointees and hopes to have 100% compliance by the next meeting.

Regarding Citizen Leadership Oaths of Office we are still following through and have approximately seven (7) left. She said it is difficult because the various Boards and Commissions meet and forget to return the Blue Oaths after their meeting; but she is sure we will be current by the next meeting.

3) STATUS REPORT RE 2012 LICENSES – Ms. Castano reported the following:

a. Limousine Livery License - Road Star Services Corp. – we are awaiting responses from our Risk Management Consultant and Borough Attorney regarding application filed on 4/9/12.

b. Liquor License Renewal forms for 2012-2013 license period were received 4/9/12 from ABC and we will process them as soon as possible. There is still one outstanding from 2011-2012 which is Modern Bar LLC (formerly The Rec on Durie Avenue) because we are waiting for a Special Ruling. For the 2012-2013 Renewal Period we will have two (2) requiring Special Rulings: Modern Bar LLC (pocket) and Moo Kung Wha (pocket).

c. (Incomplete) Application for transfer for liquor license for Fresco Inc. doing business as Paulie's Restaurant was received 4/10/12. We have contacted the Detective Bureau to get a progress update, but we cannot transfer until it is renewed.

4) STATUS REPORT RE 2012 MEETING DATES – Borough Clerk reported Meeting Dates are current.

5) STATUS REPORT RE FINANCIAL DISCLOSURE STATEMENTS – Ms. Castano reported we are doing very well now, considering the extended filing date is June 30, 2012. On 4/12/12, the Board is scheduled to have a meeting at 8:30 p.m. and she will provide them with the 10 FDS received for review. She hopes the Borough Attorney will reach out to the Board of Ethics regarding the new requirements.

7. REPORTS (Continued)

B. BOROUGH CLERK (Continued)

6) STATUS REPORT RE PAPERLESS PACKETS – Borough Clerk informed she had nothing new to report and anticipates realistically we could have it up and running in June.

7) STATUS REPORT RE ELECTIONS

a. Primary – The filing date for Local Partisan Candidates and County Committee Candidates to file petitions for the **June Primary Election** was Monday, 4/2/12, by 4:00 p.m.; Arlene hand delivered the petitions for Primary candidates to the County on 4/10/12: Council (Arthur Dolson and Alissa Latner – Republican Incumbents); We had candidates from all 6 Districts for the Republican Party, and only 1 District for Democratic County Committee which were hand delivered to the County Clerk, Election Division, this afternoon. We had no nominations from the Democratic Party for Council. The Primary Election will be held 6/5/12.

b. Annual School Election: Tuesday, 4/17/12 – 2 p.m. to 9 p.m. - the last day to register to vote in the School Election was 3/27/12. Our office was open to the public from 9 a.m. to 9 p.m. and we received two (2) registrations which were hand delivered to the County the following morning as requested. We are now preparing for that Election; and Ms. Castano sent the customary letter to our Chief of Police informing of the procedure to be followed for the School Election. She received word that the machines would be delivered today but when she called to check, no one answered the phone because they are closed for Spring Break this week. She anticipates everything will be ready. Ms. Castano received the Board Workers list and will be calling them to confirm their attendance at the polls on Tuesday.

8) REPORT – Borough Clerk reported that Arlene (Corvelli, Assistant to Borough Clerk) has successfully completed her 5th course towards her RMC, and she took the exam today.

Mayor Heymann wished to emphasize that we are having an election on Tuesday and would like to be able to justify the fact that we are having April elections in Closter. She asked everyone in the audience to spread the word and encourage their friends and neighbors to come out to vote. She said it is important that we show our interest and our concerns with regards to the candidates and the budget.

C. CHIEF OF POLICE

1) REPORT – Chief Kaine reported he sent the Mayor and council two e-mail press releases regarding programs they are participating in this month. The first one is the National Prescription drug Takeback Program which will be held 4/28/12 between 10 a.m. and 2 p.m. in the Closter Police Department garage behind Borough Hall. Residents are encouraged to drop off any unused or expired medications for disposal to be turned over to the DEA on Monday; with no questions asked. The second campaign is the Hero Campaign for Designated Drivers. It's a program that has designated drivers for anyone who is drinking. Local taverns are participating in that and offering the designated drivers free soda and coffee while they are hanging out with their friends. He announced the message appears on the sign board by the clock tower, and he has asked Kevin Whitney to add the press releases to the Borough web site.

Chief Kaine reported he received a letter today from Judge Betancourt with a copy to follow to the Mayor and Council. The letter informed of the mandatory municipal court security plan that will have to be implemented. It includes weapons screening for anyone coming into municipal court which will require a metal detector at the entrance of the court room. Mayor Heymann asked if he had any kind of price lists and the Chief informed he did receive some responses along with information from

other towns that have already implemented the program, which he will be forwarding along for discussion.

At this time, Mayor Heymann congratulated the Chief for taking the initiative with these two programs. She voiced her opinion that the placement of the message board at the end of Main Street is very effective; and said the Recreation Commission used it to change the date of the Easter Egg Hunt. They had over 200 people participating because of the effectiveness of getting the message across.

7. REPORTS (Continued)

C. CHIEF OF POLICE (Continued)

Chief Kaine reported he had one last issue and that is regarding a request for solicitation from the New Jersey Youth Group for this weekend. He said they have contacted them requesting additional information and wanted to bring to everyone's attention what happened the last time the group was in Closter. He explained they had been granted permission to solicit and they ended up having to arrest two of the juveniles for burglary and simple assault. In reviewing the current list of solicitors, the same supervisor is listed as well as one of the juveniles that was arrested. In answer to the Borough Attorney, he said they are juveniles and it was probably a period of adjustment for first time offenders. Chief Kaine said he would forward all of the information to the Borough Attorney's office for review and noted they are still waiting for the non-profit status of the group. Mr. Rogan said the request is very untimely and he will speak to the Chief regarding same. The Borough Clerk explained that over the years, it has been very rare that this Youth Group has provided the paperwork and always asks last minute for permission saying the paperwork is on its way; but it never arrives. The Chief informed they are asking for permission for all streets off of High Street and all streets off of Piermont Road.

In answer to Mrs. Amitai, Chief Kaine informed they had posters for the prescription program that they will be posting in local businesses. The press releases have been forwarded to The Record, The Suburbanite and the Northern Valley Press.

D. MAYOR

1) STATUS REPORT RE FOLLOWING GRANTS:

a. FILED

1. 2012 ROID GRANT (REC OPPS FOR INDIVIDUALS WITH DISABILITIES DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM - \$10,000) Authorization for application RM 6/8/11
2. 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)
3. 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)
4. 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) – Mayor Heymann reported that this grant filed was adjusted to increase our own potential contribution to comply with the requirements of the grant. She noted that the figures listed here do not change.
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)

b. AWARDED

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 11, 2012 - 7:30 P.M.

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)

7. REPORTS (Continued)
 - D. MAYOR
 - 1) STATUS REPORT RE FOLLOWING GRANTS:
 - b. AWARDED
 2. 2010 BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT APPLICATION (Municipal Park Improvement Program/Purchase of Playground Equipment/Memorial Park - \$37,500/match – RM 9/22/10) (Contract authorized for execution/RM 10/12/11)
 - c. TO BE FILED - To be announced by Mayor
 - 2) REPORT – Mayor Heymann reported that she, Councilman Glidden and anyone else who is available, will be meeting with Bergen County Executive Kathe Donovan this upcoming week. She is interested in knowing what issues or concerns we would like to have addressed, particularly if they are physical issues that she needs to bring in additional staff to address those concerns. Mayor Heymann asked that anyone with concerns regarding Closter’s physical status to please let her know.

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

In answer to Bill Brewster, 15 Taillon Terrace, Mayor Heymann informed that the Memorial Day Parade is authorized; and the Borough Attorney advised it would be voted on at the Regular Meeting.

Steve Isaacson, 97 Columbus Avenue, referred to better lighting and signage for the parking lots and asked if same could be taken care of. He also requested that the Mayor and Council write a letter to the Health Department asking that the bee ban be repealed because citizens, other than farm owners, wish to have bees and chickens. He referred to the Sidewalk Sale signs, which need permission from the County; and the Borough Attorney advised that both municipal and County approvals are necessary and the process should be started at this time.

Mr. Isaacson suggested that recycling paper goods for small businesses should be limited to professional businesses thereby eliminating the problem of large paper goods from retail stores. Mayor Heymann said that she has discussed the matter with the DPW Superintendent who has some concerns but would like to discuss same.

Mr. Isaacson said that he has reached out to the Red and Tan Bus Lines to switch the 20 and 84 bus routes and he has also spoken to the County regarding the bus shelters, which need a minimum of 100 feet.

Mr. Isaacson asked if a soil moving permit to remove 600 cubic yards of material from the pond was needed; and Borough Administrator said that a permit is required and it is in place. Mr. Isaacson indicated that the Swim Club would not be opening this year; and he questioned how long the Borough would have to wait to condemn the property. He cited that \$800,000 remains in the Housing Fund and

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – APRIL 11, 2012 - 7:30 P.M.

he questioned if a matching fund could be set up for property owners in the downtown area. Mayor Heymann said that there are a number of issues that must be addressed, including the requirement that the units must be in accordance with COAH regulations; but if matching funds are used, the entire project does not have to be COAH.

Mr. Isaacson questioned when the meeting agenda would be changed back to the previous format and again recommended that the Council reconsider same.

Councilman Barad asked that the members of the Chamber of Commerce be reminded to water the planters after same are planted; and Mr. Isaacson said that there are problems around the food establishments where the planters are used to dump garbage. Mayor Heymann said we are in a fire zone season, everyone should obey the fire zone restrictions; and she provided Mr. Isaacson with a listing of the restrictions that he would forward to the members of the Chamber of Commerce.

11. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE
12. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY
13. ADJOURNMENT

Motion to adjourn the Work Session at 8:40 p.m. was made by Councilman Kashwick, seconded by Councilman Barad and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council
via e-mail on April 20, 2012
for approval at the Regular Meeting
to be held April 25, 2012

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 April 11, 2012
Consent Agenda Item No. 18b.