

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – JUNE 12, 2013 - 7:30 P.M.

Mayor Heymann called the meeting to order at 8:53 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 published in The Record and the Star Ledger issues of January 8, 2013, 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 C. Glidden, Jr., John Kashwick, David Barad, Arthur Dolson
and Victoria Amitai
Borough Administrator, Richard Sheola
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine
Superintendent of Public Works, William Dahle III

The following persons were absent:

Councilwoman Alissa Latner

At this time, Mayor Heymann asked for a Moment of Silence for Karen (Parsells) Fritsch who passed away on May 24th. She was the first female member of the Closter Ambulance Corps.

3. MAYORAL APPOINTMENTS TO COMMUNITY DEVELOPMENT FOR A 1-YEAR TERM FROM 7/1/13 TO 6/30/14:

a. RESOLUTION APPOINTING Sophie Heymann AS COMMUNITY DEVELOPMENT REPRESENTATIVE FOR A 1-YEAR TERM TO 6/30/14

b. RESOLUTION APPOINTING Richard J. Sheola AS MAYOR'S ALTERNATE TO COMMUNITY DEVELOPMENT FOR A 1-YEAR TERM TO 6/30/14 (Incumbent – Sheola)

4a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the following Consent Agenda minus Item Nos. 7, 9, 16 and 29 was made by Councilman Kashwick, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Kashwick, Barad, Dolson and Amitai.

ORDINANCES

5. INTRODUCTION OF THE FOLLOWING ORDINANCE – PUBLIC HEARING AND ADOPTION 7/10/13 @8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Administrator 6/6/13):

ORDINANCE NO. 2013:1147, "A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$55,600 FOR THE MAKING OF VARIOUS IMPROVEMENTS AND THE ACQUISITION OF VARIOUS EQUIPMENT BY THE BOROUGH OF CLOSTER AND TO APPROPRIATE \$55,600 FROM THE CAPITAL IMPROVEMENT FUND"

RESOLUTIONS

6. BILL RESOLUTION – JUNE 15, 2013 (Received from Deputy Treasurer 6/7/13)

7. RESOLUTION FIXING BASE SALARIES FOR 2013 (Received from Administrator 5/16/13) (Adjourned from RM 5/22/13/Revised version received from Administrator 6/6/13)

8. RESOLUTION AMENDING THE HOURS OF CLERICAL POSITION IN THE CLOSTER POLICE DEPARTMENT (MARIA DEEGAN) RETRO-ACTIVE EFFECTIVE JUNE 1, 2013 (Received from Administrator 5/16/13) (Adjourned from RM 5/22/13/Revised version received from Administrator 6/6/13)

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING MINUTES – JUNE 12, 2013 - 7:30 P.M.

9. RESOLUTION TRANSFERRING LESLIE WEATHERLY TO THE ADMINISTRATION OFFICES ON A FULL-TIME BASIS EFFECTIVE JUNE 1, 2013 (Received from Administrator 5/16/13)
(Adjourned from RM 5/22/13)
10. RESOLUTION APPROVING ISSUANCE OF 2013 CERTIFICATE OF COMPLIANCE FOR ROAD STAR LIMOUSINE SERVICES FOR THE FOLLOWING LIMOUSINE: 2006 GMC YUKON XL SLE, VIN#3GKFK16Z36G227269 (completed application filed, appropriate fees paid and approvals received from Borough professionals)
11. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN \$247.00 TO APPLICANT, BOGUSH INC., 190 MAIN STREET, WALLINGTON, NJ 07057, FOR SUCCESSFUL COMPLETION OF POLICE TRAFFIC DIRECTOR SERVICES IN COMPLIANCE WITH LOCAL FINANCE NOTICE 2000-14 (Received from Chief of Police 5/24/13)
12. RESOLUTION APPOINTING Victoria Amitai AS COMMUNITY DEVELOPMENT GOVERNING BODY REPRESENTATIVE FOR A 1-YEAR TERM TO 6/30/14 (Incumbent - Amitai)
13. RESOLUTION APPOINTING John Kashwick AS COMMUNITY DEVELOPMENT GOVERNING BODY ALTERNATE REPRESENTATIVE FOR A 1-YEAR TERM TO 6/30/14 (Incumbent – Kashwick)
14. RESOLUTION APPOINTING Sophie Heymann AS MUNICIPAL REPRESENTATIVE TO PARTICIPATE IN BERGEN COUNTY OPEN SPACE TRUST REGIONAL COMMITTEE (PER ORDINANCE NO. 1999:811) FOR A 1-YEAR TERM TO 6/30/14
15. RESOLUTION APPOINTING KEVIN WHITNEY TO SERVE AS FIRE OFFICIAL FOR A 2-YEAR TERM FROM 8/1/13 TO 7/31/15
16. RESOLUTION SUPPORTING PSE&G'S ENERGY STRONG PROGRAM (Requested by Mayor 6/3/13 – 5. M.L. 6/6/13)
17. RESOLUTION AUTHORIZING THE CONSUMPTION OF ALCOHOLIC BEVERAGES DURING CERTAIN FIRE DEPARTMENT ACTIVITIES PURSUANT TO CHAPTER 67 OF THE CLOSTER CODE (Received from Borough Attorney 6/5/13)
18. RESOLUTION AUTHORIZING THE PROMOTION OF POLICE OFFICER MATTHEW THORNHILL TO THE RANK OF SERGEANT (Received from Borough Attorney 6/4/13)
19. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE REFUND CHECK IN THE AMOUNT OF \$1,648.44 TO ROBERT E. SPIOTTI, ESQ. FBO SLUTSKY, SVETLANA & ZACHARY FOR BLOCK 2204 LOT 13 DUE TO 2012 REAL ESTATE TAX OVERPAYMENT (TCJ RENDERED 5/24/13) (Received from Tax Collector 6/4/13)
20. RESOLUTION NO. 1 RENEWING (~~2 of 13~~) (5 of 13) 2013-2014 LIQUOR LICENSES
21. RESOLUTION AMENDING THE HOURS OF PROPERTY MAINTENANCE INSPECTOR (JAMES WHITNEY) EFFECTIVE JULY 1, 2013 (Received from Administrator 6/6/13)
Dr. Barad asked that an explanation be provided (to be memorialized at the Regular Meeting to be held June 26, 2013)
22. RESOLUTION APPOINTING JUSTIN P. KRAPELS TO THE POSITION OF PATROLMAN (PROBATIONARY), AT THE ANNUAL CONTRACTUAL STARTING RATE OF \$36,593, EFFECTIVE 7/1/13 (Received from Administrator 6/7/13 @11:42 a.m.)
DANIEL
23. RESOLUTION APPOINTING ~~DAVID~~ J. HARGRAVE TO THE POSITION OF PATROLMAN (PROBATIONARY), AT THE ANNUAL CONTRACTUAL STARTING RATE OF \$36,593, EFFECTIVE 7/1/13 (Received from Administrator 6/7/13 @11:42 a.m.)
24. RESOLUTION APPOINTING ADA VASSALLO TO THE POSITION OF TEMPORARY PART TIME CLERK IN THE FINANCE OFFICE AT A RATE OF \$18 PER HOUR FOR AN AVERAGE 10 HOUR WORK WEEK, EFFECTIVE 6/13/13 (Said appointment to terminate upon return of full time employee from maternity leave) (Received from Administrator 6/7/13 @11:48 a.m.)

MOTIONS

25. MOTION APPROVING THE FOLLOWING MINUTES – ABSTENTION: AMITAI (Distributed via e-mail 5/31/13):
 - a. REGULAR MEETING HELD 5/22/13
 - b. WORK SESSION HELD 5/22/13

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING MINUTES – JUNE 12, 2013 - 7:30 P.M.

26. MOTION GRANTING APPROVAL FOR KNICKERBOCKER HOOK AND LADDER CO., INC. TO HOST A DUAL WETDOWN FOR LADDER 769 AND ENGINE 761 ON SUNDAY, 6/30/13, FROM 12 P.M. TO 4 P.M. **AND** GRANTING APPROVAL FOR CLOSING OF RUCKMAN ROAD FOR DURATION OF THE EVENT (8. M.L. 5/23/13) (Approval received from Risk Management Consultant 6/6/13)
27. MOTION GRANTING APPROVAL FOR BOROUGH CLERK TO SIGN STATE OF NEW JERSEY, OFFICE OF THE ATTORNEY GENERAL, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF ALCOHOLIC BEVERAGE CONTROL, APPLICATION FOR SPECIAL PERMIT FOR SOCIAL AFFAIR FOR KNICKERBOCKER HOOK AND LADDER CO., INC., 100 RUCKMAN ROAD, CLOSTER, NJ 07624, TO DISPENSE MALT ALCOHOLIC BEVERAGES ON 6/30/13 FROM 12:00 P.M. TO 4:00 P.M. (Completed application received 6/6/13)
28. MOTION GRANTING WAIVER FOR TEMPLE EMANU-EL TO HOLD TASHLICH SERVICE AT THE CLOSTER NATURE CENTER ON THURSDAY, 9/5/13, AT 5:00 P.M. (3. M.L. 5/9/13) (Approval received from Risk Management Consultant 5/17/13)
- ~~29.~~ MOTION APPOINTING Michael Kafer TO SERVE AS ZONING BOARD OF ADJUSTMENT ALTERNATE NO. 1 FOR AN UNEXPIRED 2-YEAR TERM (SHYONG) TO 12/31/14 (4. M.L. 5/30/13)

Councilwoman Amitai questioned the appointment inasmuch as same was not discussed by the Council. Mayor Heymann said the resignation was listed on the Mail List. It was decided to remove the motion and carry same to the next meeting.

30. MOTION APPROVING THE FOLLOWING APPLICATION AS NEW MEMBER OF THE KNICKERBOCKER HOOK AND LADDER COMPANY (Completed application received 6/5/13):
TODD R. MC MICHAEL
31. REPORTS
- a. CONSTRUCTION OFFICIAL – MAY 2013 (Received 5/31/13)
 - b. FIRE CHIEF – MAY 2013 (Received 6/5/13)

4b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

7. RESOLUTION FIXING BASE SALARIES FOR 2013 (Received from Administrator 5/16/13) (Adjourned from RM 5/22/13/Revised version received from Administrator 6/6/13)

Borough Clerk explained the current resolution circulated to the Governing Body prior to the meeting was the one to be voted on.

Motion approving the resolution revised to indicate the specific individual cents was made by Councilman Barad, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Kashwick, Barad, Dolson and Amitai.

32. 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)

In answer to Leslie Ringelstein, 1 County Road, Mayor Heymann advised that the next meeting of the Planning Board is June 27th at which time a resolution could be approved by the Board and forwarded to the Mayor and Council thereafter for inclusion on the Agenda of July 10th at the earliest. Ms. Ringelstein noted that she has a lot to lose in this decision; and questioned if the Mayor and Council had any objection to the use of signs and flyers opposing the designation. Borough Attorney said the signs would have to adhere to the sign ordinance but she would need permission for posting same on public property. Flyers do not need the approval of the Mayor and Council. She questioned discussion by the Council on purchasing the property and noted that she has a say in the sale of the property and noted that her ex-husband's attorney has been banned from any discussion or representation in the sale of the property.

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

- 33a. Motion approving a \$200 donation to Meals on Wheels was made by Councilman Barad seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Kashwick, Barad, Dolson and Amitai.
- 33b. Motion approving the following Closed Session resolution at 9:18 p.m. was made by Councilman Kashwick, seconded by Councilman Glidden and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Kashwick, Barad, Dolson and Amitai:

CLOSTER MAYOR AND COUNCIL
REGULAR MEETING MINUTES – JUNE 12, 2013 - 7:30 P.M.

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 litigation or contract negotiations”; N.J.S.A. 10:4-12(b)(5), “A matter involving the expenditure of public funds for acquisition of real property”; and N.J.S.A. 10:4-12(b)(8), “A matter involving public employees”; and “that the items under discussion in the closed meeting would be disclosed to the public at the conclusion of the contract negotiations, litigation and matter which should be within 10-12 weeks.

The Regular Meeting resumed at 9:55 p.m.

34. ADJOURNMENT

Motion to adjourn the Regular Meeting at 9:55 p.m. was made by Councilman Glidden, seconded by Councilwoman Amitai and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council on
June 21, 2013 for approval at the
Regular Meeting to be held
June 26, 2013

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held June 26, 2013
Consent Agenda Item No. 20a.

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – JUNE 12, 2013 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session on Wednesday, May 22, 2013. 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 published in The Record and the Star Ledger issues of January 8, 2013, 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.

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 (7:38 p.m.)

Borough Administrator, Richard Sheola

Borough Attorney, Edward T. Rogan

Borough Clerk, Loretta Castano

Borough Engineer, Nick DeNicola

Chief of Police, Dennis Kaine

Superintendent of Public Works, William Dahle III

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF MAY 23, 2013 - Mayor Heymann asked if any member of the Council wished to address any matter or provide any comments. Item No. 8 was removed by Councilman Barad.

Item No. 8: Received 05/21/13, dated 05/21/13 from Joseph J. Talmo, President, Knickerbocker Hook and Ladder Co., Inc. re Requesting permission to host a dual wet down for Ladder 769 and Engine 761 on Sunday, 6/30/13, from 12 p.m. to 4 p.m. with request for closing of Ruckman Road; and extending an invitation to the Mayor and Council and Closter residents to see the trucks and enjoy hot dogs and beer at no charge (Copy to Glenn Parsells, Chief Kaine, William Dahle, III)

Councilman Barad wanted to call attention to the event because the Council and public are invited and it's a nice event so he wanted to make sure it wasn't overlooked.

b. MAIL LIST OF MAY 30, 2013 - Mayor Heymann asked if any member of the Council wished to address any matter or provide any comments. No one wished to remove any items for discussion.

c. MAIL LIST OF JUNE 6, 2013 - 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 Councilman Kashwick; Item No. 13 was removed by Councilman Barad.

Item No. 11: Received 06/06/13, dated 06/06/13 from Rose Mitchell, Planning Board Coordinator, to Loretta Castano re Certified copy of Resolution pertaining to historic designation of Block 1317, Lot 6, known as 1 Station Court memorialized at the 6/5/13 Planning Board Meeting (Copy to Historic Preservation Commission)

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – JUNE 12, 2013 - 7:30 P.M.

Councilman Kashwick inquired if the designation of Station Court would be on the next Regular Meeting Agenda for vote. Mayor Heymann voiced her understanding that the Council wished to vote on the designation of Station Court and the Lustron House at the same time; and Councilman Kashwick dissented. The Borough Attorney informed they could place it on the next agenda and said they could discuss same this evening but advised they should not vote on it today.

Item No. 13: Received 06/06/13, dated 06/03/13 from Jane C. Linter, Department Director, Bergen County Department of Human Services, Division of Senior Services, to Mayor re Request for Borough assistance by providing transportation to the Annual Senior Citizens Picnic to be held from 10 a.m. to 3 p.m. at Van Saun Park in Paramus on Tuesday, 9/17/13; Rain Date: Tuesday, 9/24/13; invitation attached (Copy to Bill Brewster)

In answer to Councilman Barad, the Mayor informed we receive the same letter each year and it is distributed to all senior facilities in the County. Some clubs have their own transportation for seniors and they respond to the request, but we do not have that service so it doesn't affect us but we do have some seniors who attend.

Mrs. Amitai entered the meeting at 7:38 p.m.

At this time, the Borough Clerk called to the attention of the governing body Item No. 1e. on the Mail List of 6/13/13 which was distributed this evening re "Appellate Division Order, Municipal Affordable Housing Trust Funds"

Mayor Heymann explained this message has appeared in the Council's mailboxes several times and said COAH had requested all of the information by June 10th. It took a lot of time but they compiled all of the information into a very large packet that cost \$28.00 to send via Fed-Ex in response to the request. As soon as the package went out, we received the message that the Appellate Court had turned the State down and said it does not have to be ready until 6/30/13. The Mayor noted the Borough is covered because we already responded.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of June 12, 2013)

Mayor Heymann asked if any member of the Council wished to address any matter or provide any comments. Item No. 9 was removed by Mayor Heymann; Item No. 16 was removed by Councilman Kashwick; Item No. 18 was removed by the Borough Attorney; Item No. 20 was removed by the Borough Clerk; Item No. 21 was removed by Councilman Barad and Item No. 23 was removed by the Administrator.

9. RESOLUTION TRANSFERRING LESLIE WEATHERLY TO THE ADMINISTRATION OFFICES ON A FULL-TIME BASIS EFFECTIVE JUNE 1, 2013 (Received from Administrator 5/16/13) (Adjourned from RM 5/22/13)

Mayor Heymann voiced her understanding that Item No. 9 was to be pulled from the Agenda but it was not; and she will be removing the item permanently. The Administrator explained that the item is on the Agenda; and the Borough Clerk clarified that the item was adjourned from the last meeting, therefore, it was carried to this evening's Agenda.

16. RESOLUTION SUPPORTING PSE&G'S ENERGY STRONG PROGRAM (Requested by Mayor 6/3/13 – 5. M.L. 6/6/13)

Councilman Kashwick voiced his concern that he was uncomfortable with this Resolution as he was not clear what PSE&G would be doing and what impact same would have on the environment. He explained he visited the PSE&G website but feels the explanation was very vague and only mentioned upgrades but not what destruction those would be doing.

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – JUNE 12, 2013 - 7:30 P.M.

Mayor Heymann explained they were initiatives to maintain access to power in emergencies so the Northern Valley is only affected in terms of gas; and she is not aware of many instances where gas goes down from the power outages. She voiced her opinion that it is only fair to the rest of the State that we help support same. The Mayor informed that PSE&G has been busy at work in Closter replacing the gas mains since they are dated back to 1955 and 1956.

Councilman Kashwick informed he would ask for this item to be voted on separately because he was not comfortable with it at this time. Councilman Glidden suggested removing the item for further study before putting it up for vote; and Councilman Kashwick agreed. In answer to Councilman Barad, the Mayor explained Closter's contact is David Hollenbeck and she can provide his information if he wishes to contact him. The Borough Engineer voiced his understanding that Mr. Hollenbeck is only a gas contact as Closter is not serviced for electric by PSE&G.

18. RESOLUTION AUTHORIZING THE PROMOTION OF POLICE OFFICER MATTHEW THORNHILL TO THE RANK OF SERGEANT (Received from Borough Attorney 6/4/13)

The Borough Attorney informed he circulated a revised version of this Resolution before the start of the meeting to clarify in the Resolution there was an interview process followed that the original did not mention. Mayor Heymann voiced her opinion that it is a very important adjustment because Closter is way ahead of the pack in the way we do promotions as part of the CALEA plan; and have strict guidelines to follow. Councilman Glidden noted they went through the whole list and interview process before the last promotions and that list remains good for 3 years.

20. RESOLUTION NO. 1 RENEWING (2 of 13) 2013-2014 LIQUOR LICENSES

The Borough Clerk informed she had just received a report from the Construction Official before the meeting began; therefore, the only two establishments being removed from this Resolution are Queen Anne Wine Exchange (Cask 171) and The Great A&P Tea Company pending report of those inspections.

21. RESOLUTION AMENDING THE HOURS OF PROPERTY MAINTENANCE INSPECTOR (JAMES WHITNEY) EFFECTIVE JULY 1, 2013 (Received from Administrator 6/6/13)

Councilman Barad recalled vaguely speaking about the matter but noted the Resolution does not specifically say why we are doing this.

Mayor Heymann explained that there is a need for more coverage for property maintenance in the Borough; and said Mr. Whitney was able to accomplish that while working for us as a part-time official. She said responsibilities would be redistributed including giving Youngmin the center of town where the majority of Korean establishments are located; and his bilingual skills would be beneficial. Dr. Barad asked that clarification be added to the Resolution outlining that the Borough feels it would be beneficial to have more of this effort because years in the future we will not know why we did this. The Borough Attorney suggested adding an additional "whereas" that would specify the Borough is in need of additional services.

DANIEL

23. RESOLUTION APPOINTING ~~DAVID~~ J. HARGRAVE TO THE POSITION OF PATROLMAN (PROBATIONARY), AT THE ANNUAL CONTRACTUAL STARTING RATE OF \$36,593, EFFECTIVE 7/1/13 (Received from Administrator 6/7/13 @11:42 a.m.)

Borough Administrator explained a correction was made to this Resolution to reflect the first name of "Daniel", not "David" as listed; and said the Agenda went out with the wrong name. Mayor Heymann noted the Agenda on the laptop notes the correction. The Borough Clerk explained the item was placed on the Agenda as it was originally received from the Administrator.

6. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY

1) REPORT – The Borough Attorney informed he had a few updates for the Council this evening.

The ASCAP agreement has been signed by both parties in time for the Recreation Commission's upcoming concert series.

The DPW Teamsters contract negotiations have continued and the DPW Committee has met since the last meeting. His office is finalizing a final draft for review by the Committee and the Teamsters before bringing it to the full Council. That should be completed by tomorrow or Friday for distribution to be discussed by the Committee with any last minute changes or suggestions and then forwarded to the Teamsters for their review.

The Borough Attorney referred to the 2,000 sq. ft. Use-to-Use ordinance because there was a question about enforcement raised at the Saturday Special Meeting. He said he is looking into the matter with the Building Department and will provide a written report on same by the next Council Meeting.

The Crown Castle bids are being finalized for publication this month.

The Borough Attorney informed he had a few items for Closed Session including either a potential donation to or purchase by the Borough of land; an issue regarding a tax appeal of the Watkins farm; and the last item is a DPW grievance.

B. BOROUGH ENGINEER – The Borough Engineer informed he sent his most recent Status Report to the Council and said his report this evening will be brief.

1) STATUS REPORT RE HERBERT AVENUE SECTION 5 & BLANCH AVENUE IMPROVEMENTS, 2012 ROAD IMPROVEMENTS, & SCHAUBLE FIELD WALKING PATH - Awarded to AJM Contractors, Inc./\$445,911 RM 6/27/12 – The

Borough Engineer informed this item can be removed from his report because the paperwork has been filed for reimbursement by the NJDOT.

2) REPORT RE RUCKMAN ROAD, PERRY STREET, OAKLAND AVENUE, FIRE DEPARTMENT ENTRANCE RAMP AND ~~BOROUGH HALL PARKING LOT IMPROVEMENTS~~ (CURB IMPVTS. HIGH STREET FROM Legion Place to Knickerbocker Road), 2013 ROAD IMPROVEMENTS, & RUCKMAN PARK WALKING PATH (RM 5/8/13) – The Borough Engineer explained he wished to reiterate

the scope of the Borough Road Program which is Perry Street from High Street to Closter Dock Road; Oakland Avenue from Homans Avenue to Closter Dock Road; the Firehouse Driveway and Ruckman Park Path. He said there is also a portion of Closter Dock Road between Tenakill Brook and Harrington Avenue, approximately 500 feet long that has not been done in previous programs. He noted that it was determined at the last meeting that instead of the Borough Hall Parking Lot, they will be completing curbs on High Street from where they left off in 2005 between Legion Place and Durie Avenue all the way to Knickerbocker Road. There is an alternate bid also going in for curbs from Harrington Avenue where the clock tower on Closter Dock Road is up to West Street. The plans and specifications were sent to the NJDOT on Friday for approval; and he hopes to be able to advertise for bids by next Friday and he will coordinate with the Administrator accordingly.

3) REPORT RE ZONING MAP REVISIONS TO INCLUDE PROPERTIES LISTED AS PART OF NEWLY CREATED CONSERVATION ZONE OVERLAY (RM 5/8/13) – The Borough Engineer reported we are holding off on this because the Planner for the Planning Board currently has before the Board a report about some zone changes in the John Street area. He will wait for final feedback and report before finalizing this project.

4) REPORT – The Borough Engineer informed the above items concluded his report this evening.

7. REPORTS

A. BOROUGH ADMINISTRATOR

1) REPORT RE FOLLOW UP OF BOROUGH ENGINEER RECOMMENDATIONS RE POTENTIAL USES FOR SWIM CLUB PROPERTY DEEDED TO THE BOROUGH (WS 5/8/13) – The Administrator reported there is no further action on this item.

2) STATUS REPORT RE SALE OF LADDER TRUCK (WS 5/22/13) – Mr. Sheola reported that the repairs have been effectuated and it is now back in town. Chief Kaine called Oak Island today to make arrangements for pick-up of the truck and delivery of final payment. His understanding is that they are arranging to come on June 30th in conjunction with the wet down of the new truck because they all felt it was appropriate to have the old truck leave town the same time the new truck is christened.

3) STATUS REPORT RE FOLLOWING INSURANCE MATTER(S):

a) Mail List requests: The Borough Administrator informed he is still working on the insurance matters for the following Mail List requests.

1. Recreation Commission Labor Day Festivities 2013 (1b. M.L. 4/25/13)

2. Norwood PTO request for temporary Carnival signs (6. M.L. 5/2/13) – The Administrator reported that Norwood PTO decided they were not going to put signs on Borough property this year. Mayor Heymann informed Jim Whitney had come to her after conferring with the PTO regarding his concerns about the lawn signs they asked to place. Mr. Sheola said he received notification on Friday or Monday from the PTO that they will not be placing the large sign on the corner of Piermont Road and Vervalen Street and he has not seen any lawn signs. The Mayor requested he speak to Mr. Whitney regarding the matter and he agreed to do so.

3. Jewish Family Service “JFS Wheels for Meals” (9. M.L. 5/2/13)

4) REPORT – The Borough Administrator reminded that at the Goal-Setting Meeting on Saturday he circulated materials for an ICMA conference he wished to attend in Boston, MA and included a proposal for 50/50 cost sharing with the Borough; and at this time, he asked for any questions or comments regarding same. He noted that the approximately \$1,900 cost is due to the unfortunate fact that Boston is not a cheap city, plus parking and mileage. Additionally, he has not been advised yet whether he has been appointed to an ICMA committee which would require his incurring an additional night of lodging fees. He explained the daily schedule runs from 8:30 a.m. to 5 p.m. with social functions in the evenings; and his schedule can be changed as he does not have to pre-register.

Councilman Kashwick asked the Administrator to explain the benefit of his attendance to the Borough. Mr. Sheola explained that he has met people from all over the world and occasionally followed up with those people; the nature of the group is global, therefore, he meets more people and gains more ideas from other parts of the country and the world as to how they handle challenges and opportunities. He reminded that earlier in the year the Borough was gracious enough to support his application for ICMA credentialing as a Manager; and said attendance demonstrates his commitment to the ICMA, the profession and government in general to continue his education.

Councilman Barad voiced his understanding that this is a professional development type of organization and bolsters his potential value as an Administrator but no particular direct issue relative to Closter. Mr. Sheola agreed and said it is 90% personal development and 10% if you want to look at it that way and put a number on it. He likened it to the League of Municipalities Conference except that it is literally much more global.

Mayor Heymann voiced her concerns with this proposal. She said \$1,900 is a very large sum and though he offered to pay for half of it that is still \$1,000, and she feels he is already benefitting by getting the days off paid by the Borough. She feels that between his income and the paid time off, the Borough is already making a major contribution to his attendance; and he should be pleased with that. Mayor Heymann disagreed to the comparison with the League Conference because those are people you will run across and interact with on a regular basis. Though she encourages him to attend for his own development, she feels that it is in her mind not worth the ticket for the Borough and it is not for the Borough’s taxpayers to support.

Councilman Glidden voiced his support for the cost sharing plan saying it is a fair offer. Councilwoman Latner informed that though she needed to leave at this time, she wanted to make note that she is in support as well.

7. REPORTS (Continued)
A. BOROUGH ADMINISTRATOR (Continued)

Councilwoman Latner left the meeting at 8:00 p.m.

At this time, Councilman Barad referred to email correspondence between the Administrator and Borough Clerk regarding a Resolution that was proposed but not yet approved. The Administrator explained the question was does there need to be a resolution authorizing the exterior renovations to Borough Hall and he knows it has been the practice in many cases. Dr. Barad asked if it was dependent on the amount of funds proposed to be expended. The Borough Attorney agreed and explained there are two issues: one as a matter of policy, as to what the Council wants to do, and the other is, depending on the amount of money typically set in Resolution as an amount “not to exceed” but he does not know what the bid specs are. The Administrator explained he does not have a final set of the bid specs yet but that this year’s Capital Budget includes a \$180,000 allocation for the project which to start covers bricks and mortar to seal the exterior of the building to stop the water leakage. Dr. Barad explained the procedures that are usually followed in the Borough and informed that although the amount was in the Municipal Budget, a project of that magnitude must still be approved by the Council; and they do not expect to see advertisements for bids sent out before that has happened. He also informed that those types of projects are always reviewed by and prepared by the Borough Attorney’s office. The Borough Attorney explained the importance of having a paper trail for such a project; and said his office historically prepares these authorizations in Resolution form for Council approval.

At this time, the Borough Engineer asked for a Resolution to be placed on the next Agenda to approve the plans and specs for the Ruckman Road Project for the sake of JIF and Mr. Sheola said he has that in his notes.

B. BOROUGH CLERK

1) STATUS REPORT RE 2013 APPOINTMENTS - The Borough Clerk reported her office is attempting to maintain a current status as a result of having outstanding Oaths of Office. Ms. Castano informed that we will be forced to list on the next Agenda the appointments that people have not accepted. It is the beginning of June as we should have received them by now.

2) STATUS REPORT RE 2013 OATHS OF OFFICE – Ms. Castano reported that out of 132 appointments made at the Reorganization Meeting, we have received 123 Oaths and 9 remain outstanding. We had 16 appointments made after the Reorganization Meeting and only 8 Oaths have been received, leaving 8 outstanding. Of the 54 Citizen Leadership Oaths that were sent out, 39 were received and 15 are outstanding. Ms. Castano voiced her understanding that the Liaisons have reached out to their Boards and Commissions; however, if the Oaths are not received before the next meeting, those appointments will have to be put back on the Agenda.

3) STATUS REPORT RE 2013 LICENSES – The Borough Clerk reported that Borough licenses are almost complete with the exception of one establishment that was going to appear before the Mayor and Council regarding the (\$250) Live Entertainment license fees. We are still waiting for them to appear. Regarding 2013-2014 Liquor License Renewals, which are in progress, we have a Resolution on this evening’s agenda for approval. She explained she has been waiting for the Construction Official to provide an official status report and reminded that earlier she mentioned there were 2 licensees still pending approval. Three licensees require a Special Ruling before they can be renewed. Ms. Castano was pleased with the progress made so far as this is the first meeting in June and there is still another meeting to include the remaining approvals.

4) STATUS REPORT RE 2013 MEETING DATES – Ms. Castano reported Meeting Dates are current.

5) STATUS REPORT RE FINANCIAL DISCLOSURE STATEMENTS – Borough Clerk reported she was not given a copy of what Board of Ethics provided to those people required to file electronically. Therefore, her office is unaware of the deadline they provided for filing, but her office has received filing receipts from 32 people to date out of approximately 128 people who are required to file. Ms. Castano explained she understands the difficulties that are being encountered because she had

7. REPORTS (Continued)

B. BOROUGH CLERK (Continued)

problems filing as well. In answer to Councilman Kashwick the Borough Clerk explained that not all Boards and Commissions are required to file, however there is a specific list with specific names the Borough has used; but we do not know how the Board of Ethics followed through with that information. The Borough Attorney informed a memo was sent by the Board of Ethics to the Chairperson of each Board or Commission or the Secretaries if they are Borough employees. In answer to Dr. Barad he advised he did not know if individual people were informed, but his understanding was that the Board of Ethics was going to reach out to the Chairs for them to discuss with their individual Boards. The State did not notify individuals. The Borough Clerk voiced her opinion that this is a test case and it was done last minute. Dr. Barad questioned the Borough's responsibility to make sure the individuals file; and the Borough Attorney advised it is the individual person's responsibility to be sure to file. Dr. Barad asked what happens in the cases where the individuals did not receive the notification and instructions if it is the Borough's responsibility. Mr. Rogan voiced his understanding that the way the State handled this there was very little time; but the Board of Ethics did meet and the information did go out. He is not aware whether all of the boards had the opportunity to meet between that time and the due date provided. Mayor Heymann informed that the State had erroneous information on their web site as well. Dr. Barad explained he was suggesting that this year we all work together to get it right; but suggested that going forward, there should be a way of knowing that people were noticed – that someone should be notified that people were noticed. The Borough Attorney and Borough Clerk agreed. Ms. Castano explained that the State devised this method for everyone to file electronically without ironing out all of the details and extending an already outdated deadline requiring everyone to file so their name wouldn't appear on a list of non-filers.

Ms. Castano reported we are receiving additional information in the form of Local Finance Notice 2013-16 (date 6/3/13) regarding the Municipal Clerk's responsibility to file the Roster listing each officer and the filing receipt number. She explained that her office no longer sees the forms though if a name is looked up online you can see the entire Financial Disclosure Statement. Now the State has said they will provide additional information in July. The LFN informs as follows: "Municipal Clerks, County Clerks and *other local government designees* are responsible for completing, certifying and submitting the roster via e-mail to the Local Finance Board no later than 6/28/13. They will accept an updated version of our prior year's roster form provided a column is added entitled "Filing Receipt Number" – It must contain the name of each person (LGO); title/agency served/filing status/filing receipt number and the Clerk's certification Because there is presently a 7-14 day gap between when a local government officer submits an FDS and when the statement appears on the online report, we should wait until 6/28/12 or close to that date before submitting the roster to the LFB. Dr. Barad clarified that he feels the Borough should be clear about our responsibilities.

6) REPORT RE ELECTIONS –Borough Clerk reported that the total number of voters for the 2013 Primary was 170 – a 3% turnout. The Board of Elections had to visit Hillside School due to the rerouting around the front entrance of the building. For the safety of the voters, the Board of Elections had to make a visit and enforce the original set up allowing access through the front door. Additionally, we have to be careful about handicap accessibility and the residents at Spectrum for Living who vote at Hillside. In answer to Councilman Glidden, Ms. Castano voiced her understanding that the Board of Elections Commissioners paid a visit to the Superintendent of Schools to work out the issue.

Ms. Castano reported Gov. Christie called a Special Primary (8/13) and Special General Election (10/16) to fill vacant seat as result of the death of US Senator Frank Lautenberg. This means we will have to utilize the school facilities on two additional dates. In between the elections are other statutory deadlines as follows:

7/23/13 – Deadline for registering to vote (21 days prior to the election) for Special Primary Election - our office will be open to the public from 9 am to 9 p.m.;

8/13/13 - Special Primary Election – 6 a.m. to 8 p.m.;

9/25/13 - Deadline for registering to vote (21 days prior to the election) in the Special General Election – our office will be open to the public from 9 a.m. to 9 p.m.;

10/16/13 - Special General Election - 6 a.m. to 8 p.m.;

10/15/13 - Deadline to register to vote (21 days prior to the election) in the General Election– our office will be open from 9 a.m. to 9 p.m.;

7. REPORTS (Continued)
B. BOROUGH CLERK (Continued)

11/5/13 - General Election– 6 a.m. to 8 p.m.

Borough Clerk reported that yesterday she had to certify to the Board of Elections that the polling places were handicap accessible for the Special Primary Election to be held 8/13/13.

7) REPORT – Ms. Castano reported as a major solution to the deputizing of Department Heads regarding compliance with the Open Public Records Act, we have been working with our Borough Attorney’s office in drafting an OPRA Ordinance which would be a new Chapter in our Borough Code. An updated memo was sent today to JoAnn Riccardi for her review prior to forwarding to the Ordinance Committee for their review. This ordinance would clarify procedures for the Open Public Records Act and stating who, in addition to the Municipal Clerk’s office, would be responsible for certain records.

C. CHIEF OF POLICE

1) REPORT – Chief Kaine reported the May monthly report was emailed to everyone this morning. The Department received approval from the State today to apply for a Labor Day DWI grant; and same was approved by the Administrator and Mayor and submitted. The grant would award \$4,400 for DWI patrol during the 10 days surrounding Labor Day. Chief Kaine reported the County work should be completed with the bridge on Closter Dock Road down by the 9/11 Memorial; and the road should be open possibly tomorrow. The Chief informed that due to the heavy rains last weekend, the reservoir crested at Knickerbocker Road and Harrington Avenue for a short time causing the road to be closed. Due to the possibility of rain tomorrow, the DPW will place the barricades in case it floods again.

Chief Kaine reported the two potential candidates for hire completed their background checks and were approved; and there are no unforeseen obstacles at this time. Councilman Glidden reported the promotion of Ptl. Thornhill will be taking place on June 26th and asked that the new Patrolmen be sworn in at the same time.

At this time, Councilman Glidden noted regarding Recreation that there are two issues he wished to discuss. The bathrooms at Mollicone and Schauble have experienced a number of delays, largely in part to a contract dispute with the architect. Earlier this week the rain has again delayed the start of construction to next Monday, when they will start digging and placing footings and having them inspected. This project will finally be moving along.

Regarding the summer concert series in the park he explained there are four (4) Thursday evenings at Memorial Field starting tomorrow. He voiced his opinion that these are really enjoyable events he likes to spend with his own family; and encouraged everyone to try it at least once. Mr. Glidden said he may make a separate phone call to each person on Monday reminding them to come to at least one concert and give it a try.

D. MAYOR

1) STATUS REPORT RE FOLLOWING GRANTS:

a. FILED

1. 2013 ROID GRANT (REC OPPTS FOR INDIVIDUALS WITH DISABILITIES DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM - \$10,000)
Authorization for application RM 6/13/12

b. AWARDED

1. ~~1.~~ 2011 BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT – LAND ACQUISITION IN THE AMOUNT OF \$283,000 FOR THE PURCHASE OF BLOCK 1805, LOT 1, COMMONLY KNOWN AS THE CLOSTER SWIM CLUB AT BLANCH AVENUE (RM 8/10/11)/Awarded \$283,000 (7. M.L. 6/14/12)

2. 2013 CDBG GRANT APPLICATION IN THE AMOUNT OF \$326,300 TOWARDS POTENTIAL \$435,000 RENOVATION/REHABILITATION PROJECT FOR THE EXTERIOR OF BOROUGH HALL (Authorized RM 9/24/12) – At WS 5/8/13 Mayor Heymann reported receipt of only \$10,000 for automatic doors in Borough Hall.

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – JUNE 12, 2013 - 7:30 P.M.

7. REPORTS (Continued)

D. MAYOR (Continued)

c. TO BE FILED - To be announced by Mayor

Mayor Heymann said she wished to add the \$4,400 DWI Grant Chief Kaine mentioned earlier to her report for grants filed (New Jersey Department of Highway and Traffic Safety “Drive Sober or Get Pulled Over” Grant)

2) REPORT – The Mayor reported she and the Borough Administrator spoke to representatives from the NJDEP regarding the contamination at the DPW yard. She recalled the issue was discussed at length about a year ago and it was decided at that time they were not going to support an LSRP due to ongoing expenses to the Borough that seemed to lead to nowhere. The issue was brought up several times to the DEP whose reaction was to send us a bill; but they did admit there were about 10,000 problems like ours. They spoke to David Haines, who is in charge, and she downloaded the information he provided. She said she will forward the information to the Council so they can determine their position on hiring an LSRP. She reminded that Langan Engineering has been working on the project for the past 5 years and prior to that PMK worked with us for 15 years. She asked for their input as she feels like this is abuse and she said she told the DEP the same.

Mayor Heymann reported Brooks Farm/Metropolitan Plant Exchange has been open for business for the last 5 weeks and is a very low-key operation at this point. She said there are no greenhouses; and it is very well maintained and quiet at this point. She encouraged everyone to look for their own benefit.

As a result of the Goal Setting meeting, Mayor Heymann informed she will try to prepare a newsletter for publication on the web site each week and said she would share the information with everyone.

At this time, Mayor Heymann asked the Council for consideration regarding a donation to Meals on Wheels to support a benefit they are having. They will be having a dinner and catalog and does not suggest doing that, but reminded this is an organization that has been supporting Closter residents for many years; and she hopes we would support them the same as we do Spectrum for Living and Vantage. She asked for a small contribution to be made directly to Meals on Wheels and informed she would circulate the information in case anyone was interested in attending.

At this time, Councilwoman Amitai recalled she spoke to the Mayor this morning regarding the \$283,000 grant for purchase of the Swim Club. In answer to the Borough Attorney, the Mayor said she has already explained that we were not eligible for that grant and asked the Borough Clerk to remove the item from future reports.

8. OLD BUSINESS

Councilman Barad referred to the Ad Hoc Sanitation Advisory Committee and asked if the Mayor received the report. In answer to the Mayor, Councilman Glidden informed they have printed copies of same as they just had a DPW Committee meeting. Mayor Heymann informed Mr. Kafer was asking for permission to make a presentation on same at the next Regular Meeting. Mr. Glidden urged everyone to review the report because there are some very strong issues in there. Dr. Barad said it was a timely matter and wanted to make sure it was being addressed and urged everyone to review the report. The Mayor agreed and said there is a lot of food for thought and it could facilitate a lot of good discussions. Mrs. Amitai informed only the DPW Committee received a copy and asked that same be sent to her. Mayor Heymann voiced her understanding that the Ad Hoc Committee wanted to make a presentation to the full Council. Dr. Barad voiced his opinion that it would be a good heads up for the entire Council to have it and asked for same to be distributed.

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

Leslie Ringelstein, 1 County Road, explained she wished to address three points. She was awarded by the court in her divorce proceedings half of the sale of the Lustron home; there is a 180 day moratorium of which only 46 days are left. Her main question is whether the Borough is interested in purchasing the property. Mayor Heymann explained that the Council will be discussing the matter in closed session. Borough Attorney explained that there is and can be ongoing discussions and the Council meetings are held twice a month. Ms. Ringelstein added that no one has expressed a desire to purchase this house; she is aware that United Way had expressed an interest; she understands that an appraisal was done as well as an inspection of the property; she does not know who paid for it; and United Way has not come forward with any offer to purchase. She, therefore, presumed that they are not interested in doing so. She hopes the town will make a motion at some time; and hopes it doesn't reach the point that the town designates it as historic which will force them to sell at a bargain price to the town.

Secondly, she provided a summary as to what occurred at the Planning Board. Although she informed them in advance that she was a poor public speaker; she was admonished by the Chair; she was so rattled that she could not say what she wanted to say and was rushed to do so. Her bullet points were as follows: she wanted them to understand if the house gets designated, the property values in the neighborhood will decrease; presently it is being taxed at \$412,000 and will go down to \$250,000. The town will lose tax revenue. Regarding handicap accessibility, if it is designated, the doors are narrow and made of steel panels which will make it impossible for people in wheelchairs to get in and out and around the building. Also, if designated as historic, they will not be able to change it - its appearance, install ramps, alter the doors.

The last point is that her former husband, the owner of the property, will not be able to afford to lose the money they would have gotten for the sale of the house. They owe \$229,000 on the house. If it goes down to \$250,000, she as a nurse, does not have the money to pay the person to whom they owe the money. By designating the house, they will be rendering it impossible for her former husband to retain the house to live in due to his health condition.

Ms. Ringelstein said she was unable to say what she wanted to say because of the conduct of the Planning Board Chair and thanked the Governing Body for providing her the opportunity to speak.

Linda Albelli, 353 High Street, co-owner of Angelina's Gift and Goodies, 225 Closter Dock Road, explained she is here for several reasons. She was made aware that the Ambulance Corps will no longer be running the food stand on Labor Day; and they have been approached about doing the food vending. Her husband has the experience having chaired the food stand for the last 12 years and knows what has to be done. They had a meeting and agreed that they would like to take it on. Jim Oettinger put in a recommendation for Angelina's to take it over for this year for the Labor Day festivities. They have to make a request to borrow some equipment from Ambulance Corps and Lions Club and will be making a donation to each. She is working with her insurance company for a policy and a hold harmless agreement. She said she hopes it meets with the Governing Body's approval. She agreed with Dr. Barad's question that it would be exactly like the Ambulance Corps stand but they will be enhancing the menu and will be offering coffee/iced coffee/iced tea/fresh squeezed lemonade. Dr. Barad questioned whether they would use tickets; and she said she did not know how this would be handled and to whom they should approach. She believed the ticket would be the best method and they are working out the details.

In response to Dr. Barad's question, Borough Attorney advised it is a policy decision which has to be discussed. Dr. Barad questioned if we are renting it out to the public, do we have to obtain quotes. Mr. Glidden noted we don't have to obtain bids for people who provide the entertainment and questioned why

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – JUNE 12, 2013 - 7:30 P.M.

this would be different. Borough Attorney advised they are getting paid. The Mayor and Council does not do it; it is Recreation. We do not hire the bands. This is more of a concession which historically has been done by the Borough as opposed to a private company. Dr. Barad supported Ms. Albelli's efforts in stepping up to the plate; and Mr. Glidden wholeheartedly agreed.

Ms. Albelli agreed she understands about the responsibility of the Mayor and Council but they need to have a decision made quickly. Dr. Barad agreed to review the process. Mr. Kashwick asked if the Recreation Commission could hire them; and the Borough Attorney advised they could not, adding that the band is not selling anything.

The Borough Attorney asked whether they could wait for a decision to be made at the next meeting. Ms. Albelli explained that in the interim she will be pursuing obtaining the necessary insurance. Dr. Barad added that they are of a like mind and her efforts are appreciated.

Ms. Albelli referred to the Sidewalk Sale, and informed that the Chamber of Commerce will be moving the dates up to August 1, 2, and 3; and they may be requesting closure of part of the street. She is waiting to hear from the Bergen County Chief of Police for approval. Upon receipt of same, she will be submitting the insurance and proper documentation. Mayor Sophie informed that if you have food concessions or game concessions, they have to go to the Board of Health for approval. Ms. Albelli explained they hold a food handling license.

Regarding fees, Ms. Albelli explained she read the (draft) Report of Mr. Banisch's recommendations of which a lot has to do with outdoor seating; and the café licenses and live entertainment license are why she is here tonight. For Angelina's Gift and Goodies to be putting two tables and chairs outside their store, it is her understanding they have to pay a fee of \$250 for an outdoor café license; on top of that is an entertainment license (\$250) which is to have somebody strum a guitar outside in the street. It may not sound like a lot of money; but they are struggling. She wanted to do everything they can to stay open. She asked for consideration in waiving or reducing the fees. Since it is not the main part of their business and they are attempting to draw people to the downtown area, she asked for governing body consideration for reducing the fees for live entertainment and the outdoor café license.

As to Mr. Banisch's recommendation in his report, he suggested outdoor seating which is conducive to bringing more people downtown creating more foot traffic. Dr. Barad reminded that the only thing we have now from Mr. Banisch is the Draft. Mayor Heymann answered that he had many suggestions that will be referred to the Council's Ordinance Committee where it will be followed through. As to the live entertainment fee, the Mayor said it has not been changed for many years. The Outdoor Café ordinance was predicated on a different kind of a plan. It is certainly warranted to review that and it will be. Mrs. Amitai asked why would there be any fee. Dr. Barad explained they haven't reviewed it recently; and he wondered what kicked in the need for a fee. If he sat on somebody's porch and played a guitar, would a fee kick in? Borough Attorney advised that the normal reason is if somebody is going to be generating an income from it. Dr. Barad said if there is no cover charge and no inspections have to be made. Mayor Heymann advised it will be reviewed.

John Glidden wished Ms. Albelli the best of luck!

Steve Isaacson, 97 Columbus Avenue, said he had the following matters to address:

He referred to the Mail List regarding the Watkins Farm and noted that about 14 years ago he appeared before the Mayor and Council to establish that Mr. Watkins' driveway was actually a public thorough-fare which took two years to be accomplished. He cautioned that at that point, the municipality should have known that Mr. Watkins did not have enough land to qualify as a farm.

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – JUNE 12, 2013 - 7:30 P.M.

Mr. Isaacson questioned the status of the sign for the Durie Avenue entrance to the South Parking lot. Mr. Sheola advised that the meeting was very productive. He explained that the all-encompassing job has been passed on to the Department Public Works.

He questioned the status of the bus route change; and Mayor Heymann said it is on the Agenda but they cannot do anything about it until they receive further information from both the Plaza people and the bus company. Mr. Isaacson voiced his understanding it really has nothing to do with the Plaza people except that they would have to pay for it with road improvements, etc.; and recalled it was a pending application which could not be discussed at this time.

Mr. Isaacson noted that this is National Small Business Week and said that we missed the boat. We could have called attention to our small businesses but he cannot do so because he can't speak for the Chamber of Commerce but he can speak for himself.

He asked for the cost of the overrun for what he termed as the "perma potty" at Schauble Park. Mr. Glidden advised the overrun is ours. And in his question regarding the additional costs that had to be made to the architect, he was advised by the Administrator that it was \$2,500.00.

Mr. Isaacson praised the Mayor for being cost conscious. He noted that at the last meeting he brought up the fact that one of our employees received a \$7,000 raise. The Mayor and Administrator advised that the Salary Resolution has not been adopted; and Mayor Heymann explained he may see he got some results after raising the question at the last meeting.

He questioned whether we had the deed to the Swim Club and asked for the total cost. Borough Attorney advised that so far it is zero. Mayor Heymann added they have not asked for it. Borough Attorney explained they dissolved; and his guess is that we do not have to pay them anything. Mayor Heymann concurred with Mr. Isaacson that we are now responsible. He suggested that instead of \$5.2M for two baseball fields, the high school might be interested in purchasing the land and turning it into an all year round pool facility for the region. Mayor Heymann voiced her opinion that was a great suggestion and asked if Mr. Isaacson would be interested in reaching out to the high school regarding same; and he agreed to do so.

Lisa Vreeland, 587 High Street, explained she is a lifelong resident who came from a family who raised her to shop locally and give back to the community as much as possible. She has seen many businesses in this community come and go. She keeps hearing from the Councils over the years about beautifying and creating a walking downtown where people shop, a town where neighbors meet each other while shopping. Angelina's was started by two local women who have tried everything possible to promote the vision of Closter; and in the hard economic times we are facing, she believes the Council has to step up and help the local businesses run by our local residents. Angelina's is not a bar, there is no stage, they do not have a cover charge. Summer nights provide them with an opportunity to have a guitarist or a small ensemble, neighbors to sit outside and have a cup of coffee, share a few laughs and get to know each other. She believes that the \$275 (\$250) fee for live entertainment in the summertime and the \$250 (\$100) fee to have an outdoor café is going to be a hard punch for them. The stores in town are empty. If we do not pull together and find ways to keep businesses in Closter, they will continue to be empty. They are trying to get by and help the vision of Closter, so please consider waiving or at least lowering the fees.

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

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – JUNE 12, 2013 - 7:30 P.M.

13. ADJOURNMENT

Motion to adjourn the Work Session at 8:52 p.m. was made by Councilman Kashwick, seconded by Councilman Glidden and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council
on June 21, 2013 for approval at the
Regular Meeting to be held June 26, 2013

Loretta Castano, RMC
Borough Clerk

Prepared by Arlene M. Corvelli, RMC
utilizing recording and
Borough Clerk's notes

Approved at the Regular Meeting held June 26, 2013
Consent Agenda Item No. 20b.