

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – JUNE 25, 2014 - 7:30 P.M.

Mayor Heymann called the meeting to order at 9:55 p.m.

1. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Annual Notice of Meetings which published in The Record and the Star Ledger on January 6, 2014, 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., Alissa Latner, 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

3. *POSSIBLE* MAYORAL APPOINTMENTS TO PLANNING BOARD:

a. _____ AS CLASS IV MEMBER FOR A 4 YEAR
UNEXPIRED TERM (LIGNOS) TO 12/31/17 (5. M.L. 2/27/14)

b. _____ AS ALTERNATE NO. 2 FOR A 2 YEAR
UNEXPIRED TERM (PEREIRA) TO 12/31/15 (9.M.L. 5/8/14)

4. *POSSIBLE* MAYORAL APPOINTMENT TO SHADE TREE COMMISSION:

_____ AS ALTERNATE NO. 2 FOR A 4 YEAR
UNEXPIRED TERM (PATRICIA IX) TO 12/31/15 (Requested by Councilman Kashwick 6/10/14)

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

The following Ordinances were introduced at the Regular Meeting held 5/28/14 and were published in The Record on 6/3/14 as stated in the printer's affidavits of publication. Reprints of these Ordinances were posted on the Municipal Bulletin Board in accordance with statutory requirements and copies have been made available to the general public:

a. ORDINANCE NO. 2014:1168, "AN ORDINANCE AMENDING CHAPTER 200 AND ADOPTING THE ZONING MAP DATED DECEMBER 2013"

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

Motion approving adoption of Ordinance No. 2014:1168 was made by Councilman Kashwick, seconded by Councilwoman Amitai and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

b. ORDINANCE NO. 2014:1169, "AN ORDINANCE AMENDING CHAPTER 200 OF THE CODE OF THE BOROUGH OF CLOSTER, SPECIFICALLY, CORRECTING ARTICLE XVIIIA, CONSERVATION ZONE"

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

Motion approving adoption of Ordinance No. 2014:1169 was made by Councilman Barad, seconded by Councilman Dolson and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

6a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda minus Item Nos. 9, 16, 17 and 18 was made by Councilman Barad, seconded by Councilman Glidden and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

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RESOLUTIONS

- 7. RESOLUTION AUTHORIZING THE BIDDING OF EMERGENCY GENERATOR EQUIPMENT AND AUTOMATIC TRANSFER SWITCH FOR THE CLOSTER LIBRARY (Received from Administrator 6/18/14)
- 8. RESOLUTION AUTHORIZING DEVELOPMENT OF SPECIFICATIONS FOR IMPROVEMENTS TO THE POLICE FIRING RANGE (Received from Administrator 6/17/14)

In answer to Councilwoman Amitai, Borough Administrator advised that the plans and specifications have just been completed and he would forward a copy to her.

- 9. ~~POSSIBLE~~ RESOLUTION AUTHORIZING BOSWELL ENGINEERING TO BID THE HICKORY LANE IMPROVEMENTS & 2014 BOROUGH ROAD PROGRAM (Received from Administrator 4/30/14)
Adjourned from RM 6/11/14
- 10. RESOLUTION APPROVING RECREATION SUMMER CONCERT SERIES FOR JULY (Received from Administrator 6/17/14)
- 11. FORM OF RESOLUTION REQUESTING CHANGE IN TITLE, TEXT OR AMOUNT OF APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-85 (Received from Administrator 6/17/14)
- 12. RESOLUTION REDUCING CONTRACT PRICE FOR RUCKMAN ROAD AND OAKLAND AVENUE IMPROVEMENTS & 2013 ROAD PROGRAM, CHANGE ORDER #1 & FINAL REVISED (Received from Administrator 6/17/14)
- 13. RESOLUTION GRANTING APPROVAL FOR STORAGE SHED FOR THE POLICE FIRING RANGE TO BE PLACED ON BOROUGH PROPERTY (Requested by Councilman Glidden/WS 6/11/14) (Received from Borough Attorney 6/20/14)

In answer to Councilman Barad, Borough Attorney said that the resolution authorized the location of the proposed shed and the plans would be submitted when complete.

- 14. RESOLUTION AUTHORIZING THE TAX COLLECTOR TO ISSUE A REFUND TO THE PROPERTY OWNER OF BLOCK 1312, LOT 13, GIUA FOR THE YEARS 2007 AND 2008 IN THE AMOUNT OF \$1,253.07 DUE TO TAX OVERPAYMENT DUE TO EASEMENT AGREEMENT DATED JULY 2, 2007 (Received from Borough Attorney 6/12/14)
- 15. RESOLUTION AUTHORIZING ISSUANCE OF AN AD INTERIM PERMIT FOR PLENARY RETAIL CONSUMPTION LIQUOR LICENSE NO. 0207-33-003-007 (GJEVUKAJ RESTAURANT CORP.)

MOTIONS

- 16. ~~POSSIBLE~~ MOTION APPROVING THE FOLLOWING APPOINTMENT(S) OF *SALARIED* EMPLOYEES FOR A 1 YEAR TERM TO 12/31/14 (NOT MADE AT THE REORGANIZATION MEETING HELD 1/2/14):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>
DEPUTY COURT ADMINISTRATOR	Vacant	_____

- 17. ~~POSSIBLE~~ MOTION APPROVING THE FOLLOWING *NON-SALARIED* APPOINTMENTS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM EXPIRATION</u>
BOARD OF HEALTH			2 Years Unexp. (Pierro)
Alternate No. 1	Janice Pierro	_____	to 12/31/14
	<i>(Janice Pierro reappointed to Member at RM 1/22/14)</i>		

**IMPROVEMENT
 COMMISSION**

<i>Not made at ReOrg 1/2/14:</i>			2 Years Unexp. (Vacant)
Member	Vacant	_____	to 12/31/14

- 18. ~~POSSIBLE~~ MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO FILL THE FOLLOWING *NON-SALARIED* APPOINTMENTS MADE AT THE REORGANIZATION MEETING HELD ON 1/2/14 (Which have not been accepted as of the time of preparation of this Agenda):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM EXPIRATION</u>
RECREATION COMMISSION			1 Year
Associate Member	Wendy Nigro	_____	to 12/31/14

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19. MOTION APPROVING THE FOLLOWING MINUTES (NO ABSTENTIONS):
 - a. REGULAR MEETING HELD 6/11/14 (Distributed 6/19/14)
 - b. WORK SESSION HELD 6/11/14 (Distributed 6/19/14)
20. MOTION GRANTING APPROVAL FOR CLOSTER CHAMBER OF COMMERCE TO CONDUCT SIDEWALK SALE ON THURSDAY AND FRIDAY, 7/24/14 AND 7/25/14, FROM 9 A.M. TO 9 P.M.; AND SATURDAY, 7/26/14, FROM 9 A.M. TO 6 P.M.; **AND** TO WAIVE THE PERMIT FEE (OF \$35.00 PER PARTICIPANT) 6. M.L. 6/5/14 (Approval received from Risk Management Consultant 6/2/14)
21. POSSIBLE MOTION GRANTING APPROVAL FOR CLOSTER CHAMBER OF COMMERCE TO HANG BANNER ACROSS MAIN STREET (VERVALEN STREET) IN MID JULY ANNOUNCING THE SIDEWALK SALE TO BE HELD 7/24/14, 7/25/14 AND 7/26/14, SUBJECT TO RECEIPT OF APPROVAL FROM RISK MANAGEMENT CONSULTANT OF REQUIRED INSURANCE; AND TO POST 4 X 4 SIGNS ON BOROUGH PROPERTY (LOCATIONS TO BE PROVIDED AND APPROVED BY THE ZONING OFFICER) SUBJECT TO RECEIPT OF APPROVAL FROM RISK MANAGEMENT CONSULTANT
22. REPORTS
 - a. CHIEF OF POLICE – MAY 2014 (Received 6/11/14)
- 6b. 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)
24. ANY OTHER MATTER WHICH MAY COME BEFORE THE GOVERNING BODY
 - a. MOTION AUTHORIZING THE BOROUGH ATTORNEY TO PREPARE A RESOLUTION PROVIDING FOR THE PROCESS OF NOTIFYING PROPERTY OWNERS RELATIVE TO PROPERTY MAINTENANCE

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

At this time Councilman Barad referred to the following Resolution which was removed from the Consent Agenda and asked if they could offer a compromise regarding a concept for the Improvement of Hickory Lane with milling, repaving, curbing and evening out the sides of the roadway:

9. *POSSIBLE* RESOLUTION AUTHORIZING BOSWELL ENGINEERING TO BID THE HICKORY LANE IMPROVEMENTS & 2014 BOROUGH ROAD PROGRAM (Received from Administrator 4/30/14)
Adjourned from RM 6/11/14

Mayor Heymann explained she would like to discuss this further and Councilman Barad informed her that discussion could not occur until the motion he made was seconded. Said motion was seconded by Councilwoman Latner.

Mayor Heymann requested, as a compromise, that the dimensions of Hickory Lane not be changed unless absolutely necessary for the flow. She continued by explaining that the curbing would slow traffic and improve safety whereas straightening the road would increase the speed of traffic. Councilman Barad noted that the concept as originally presented was to even the road for safety and ease of plowing; and it is the original proposal he wishes the Council to vote upon. Borough Engineer noted that the curbing cannot go in and out from property to property along the roadway; and if the roadway is not straightened, curbing cannot be installed. Councilman Kashwick said you will remove the charm thus making it generic. Borough Engineer explained the straightening and widening is for consistency as indicated on the plans. Councilwoman Amitai expressed her opposition to the straightening of the roadway and installing curbing. Mr. DeNicola informed her that he is merely providing the choices. Dr. Barad added that if Belgian blocks are put in and it still has some curves to it, it will not look like Ruckman Road as previously indicated by Councilwoman Amitai. Mr. DeNicola explained you cannot put Belgian block in and out; Dr. Barad agreed it would still be a curving road. Mr. Sheola recommended using the word alignment instead of straightening out and Mr. Kashwick did not agree.

At this point, the Borough Engineer asked whether they want a curb on the road.

Mr. Kashwick offered an Amendment to Councilman Barad's motion, as follows:

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- 9a. MOTION TO AMEND THE FOREGOING MOTION TO PROVIDE FOR ASPHALT CURBING, ASPHALT SIDEWALKS ON ONE SIDE OF THE STREET, MILLING AND RESURFACING WITHOUT THE WIDENING OF THE ROAD

Said motion was seconded by Councilwoman Amitai.

Ms. Amitai asked if it was sidewalks north and south.

At the request of Councilman Kashwick, the Borough Attorney explained that the maker of the original motion would have to accept the amendment. There were several suggestions as to how this should be handled. Mayor Heymann explained that in accordance with Roberts Rules of Order, if an amendment is made and seconded, you vote on the amendment, before you vote on the actual motion.

ON THE MOTION REGARDING THE AMENDMENT,

ROLL CALL VOTE:	Mr. Glidden – Yes	Dr. Barad – No
	Ms. Latner - No	Mr. Dolson – No
	Mr. Kashwick – Yes	Ms. Amitai – Yes

TIE VOTE: 3-3

Mayor Heymann – No

DENIED: 3-4

- 9b. Councilman Barad clarified the original Motion on the floor is to do the project as originally proposed by Boswell aligning the curbs, installing Belgian Block, sidewalks, milling, repaving and tree removal as little as necessary. Councilwoman Latner seconded the motion.

ROLL CALL VOTE:	Councilman Glidden - No	Councilman Barad - Yes
	Councilwoman Latner – Yes	Councilman Dolson – Yes
	Councilman Kashwick – No	Councilwoman Amitai – No

TIE VOTE: 3-3

Mayor Heymann - Yes

CARRIED: 4-3

- 9c. Mayor Heymann reminded that the roadway belongs to the entire Borough and Councilwoman Amitai said the plans are ruining the entire Borough noting that Belgian block does not belong on a pre-historic revolutionary roadway.

Motion approving the following Closed Session Resolution at 10:20 p.m. was made by Councilman Kashwick, seconded by Councilman Glidden and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Barad, Dolson and Amitai.

- 24b. 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) “Expenditure of Public Funds”; N.J.S.A. 10:4-12(b)(7) “Pending or anticipated litigation or contract negotiations”; and N.J.S.A. 10:4-12(b) “A matter involving attorney client privilege” and that the items under discussion in the closed meeting would be disclosed to the public at the conclusion of the matters which should be within 8 to 12 weeks.

25. ADJOURNMENT

Motion to adjourn the Regular Meeting at 10:49 p.m. was made by Councilman Glidden, seconded by Councilman Kashwick and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council on
July 3, 2014 for approval at the
Regular Meeting to be held
July 9, 2014

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held July 9, 2014
Consent Agenda Item No. 19b

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – JUNE 25, 2014 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session on Wednesday, June 25, 2014. Mayor Heymann called the meeting to order at 7:34 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 Annual Notice of Meetings which was published in The Record and the Star Ledger on January 6, 2014, 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
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 JUNE 12, 2014 - Mayor Heymann asked if any member of the Council wished to address any matter or provide any comments. Item No. 4 was removed by Councilwoman Latner; Item No. 6 was removed by Councilman Barad; Item No. 8 was removed by Borough Clerk

Item No. 4: Received 06/09/14, dated 06/04/14 from Richard Loveless, Acting Manager, Bureau of Local Aid – District 2, State of New Jersey, Department of Transportation, to Mayor re Hickory Lane, Closter, Bergen County, 2014 Municipal Aid Program; Copy of executed Agreement approved by the NJDOT for the above-referenced project in the amount of \$149,000.00; and informing that awards must be made by 11/22/15 with enclosed Checklist for State Aid Projects (Complete copy to Mayor 6/9/14) ORIGINAL ON FILE IN BOROUGH CLERK'S OFFICE

Councilwoman Latner explained that the DPW Committee walked along Hickory Lane

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with the Superintendent of Public Works and took pictures; they saw all the different areas and are comfortable with Belgian block curbing, paving, and cement when curbing is not provided. They do not want to cut down trees. Nothing would be widened but it would be straightened out. It was recommended by the Borough Engineer that minor trees would be removed as well as the one large tree in front of the Farm. Both John McCaffrey and Ree Hartwell expressed concerns, Mr. Dolson had suggestions to consider but the Supt. of Public Works said they were not possible. The Belgian blocks give appeal, the blacktop curb did not survive the winter plowing.

Councilman Kashwick referred to blacktop curbing done on Harrington Avenue and West Street within the last 6 years, and the Borough Engineer explained there is no support for it. Ms. Latner explained the curbs hold the road in place. Mr. DeNicola explained that on Blanch Avenue they installed curbs below grade otherwise it would be cracking. Mr. Glidden had concerns that the residents expressed preferences. The one thing he wanted to ask the Borough Engineer is whether we are getting a Grant from the Department of Transportation in the amount of \$149,000.00. He asked if there is less paving with Belgian block, will we lose the Grant and Borough Engineer explained if it is not in keeping with the scope of work. He provided ballpark figures/difference in costs for each item. It was noted that we have done upkeep; and curbing/siding has not been done in the last 20-30 years. Ms. Amitai voiced her opinion that Belgian blocks damage the look; Ms. Latner said it provided a different character; it is not a normal curb.

Mayor Heymann said the road is a Borough road. The State is helping to pay for it. We have to balance the needs of the entire Borough with the State. Most of the Hickory Lane people have no consensus and it is back to the Council to decide. Durability and availability of the road are the factors. Councilman Kashwick voiced his feeling that it is not in keeping with the character of the road. The Mayor explained there should be a resolution tonight.

The recording of the meeting began at this time and the Borough Clerk's notes were relied upon prior to this point in the meeting.

Item No. 6: Received 06/10/14, dated 06/10/14 from Narita Maraj, Deputy Clerk, Borough of Park Ridge, to Loretta Castano re Certified copy of Resolution supporting A900 Loosening Restrictions on Stream Cleaning (Copy to Environmental Commission)

Councilman Barad explained there have been State regulations in place that have restricted what we can do regarding stream cleanup and said there is a bill in the Assembly to potentially loosen those restrictions. He voiced his opinion that it sounds like a good idea though he would like to hear what others have to say. Councilman Kashwick reminded Mayor Heymann brought this Resolution up several months ago, at which time he was opposed to it; and he remains opposed to it because he feels the restrictions need to be in place to prevent municipalities from cleaning streams simply because they want to beautify it or have a clear path because it is clear-cutting stream beds and preventing them from their natural course. Mayor Heymann invited comments from DPW Superintendent, William Dahle, III on the issue.

Mr. Dahle voiced his concern that we should start cleaning the streams because the debris is causing flooding in the area, though he noted he has not read the Bill itself. He said the streams should be dredged down a little bit but not so far as to cut down trees or do anything not required. Mr. Kashwick explained this is not the case inasmuch as the slower the water takes to move, the more groundwater is absorbed so it doesn't create flooding; it is doing what it is supposed to do naturally. He said if you make the water move faster it just makes flooding worse – you want it to

be absorbed into the ground. In answer to the Mayor he said hopefully all of our streams as well as the preserved wetlands are pervious. Mayor Heymann asked if Dr. Barad wished to look into the issue further and discuss it again at a later time; and he noted he wished to bring it up as it was on the Mail List and he felt it was worth talking about. Dr. Barad suggested that Mr. Kashwick draft a Resolution specifying what restrictions he would like to see kept in place to provide some guidance to the Assembly for their consideration. Mayor Heymann reminded there is also a permitting process involved that is expensive and time consuming.

Item No. 8: Received 06/09/14, dated 06/09/14 from Members-owner@njclerks.org on behalf of MCANJ IT Committee to members@njclerks.org re Copy of Bill No. A-3390 assigned last week re Municipal Clerks transmitting certain Land Use documents by personal service to include e-mail service. Request to contact Assembly representative to ask them to become co-sponsor for this bill (Copy to LUC/Planning Board and Zoning Board of Adjustment)

Borough Clerk noted the Municipal Clerks Association of New Jersey is requesting municipalities to contact their Assembly Members to support this Bill and explained that there is great cost and labor involved each time there is a requirement to sent Certified Return Receipt letters for Zoning Ordinances to the seven (7) surrounding municipalities plus the Bergen County Department of Planning and Economic Development. Ms. Castano informed it was \$56.00 each time there is a mailing and asked the Council to consider supporting this Bill. Mayor Heymann agreed and urged them to consider same.

b. MAIL LIST OF JUNE 19, 2014 - Mayor Heymann asked if any member of the Council wished to address any matter or provide any comments. Item No. 5 was removed by Councilman Kashwick; Item No. 6 was removed by Mayor Heymann.

Item No. 5: Received 06/17/14, dated 05/15/14 from Captain Bill Sheehan, Riverkeeper & Executive Director, Hackensack, Riverkeeper, Inc. re Requesting donation to help the Hackensack Riverkeeper fight for clean water (donation form and return envelope enclosed) Copy to Environmental Commission

Councilman Kashwick questioned if responding to the request for donation was something the Council would normally do; and Councilman Glidden said he usually responds personally.

Item No. 6: Received 06/17/14, dated 06/16/14 from Arthur F. Goldberg, M.D., 75 Harvard Street re Requesting to discuss and have a dialogue about the improperly constructed fence blocking Hartford Boulevard

Mayor Heymann acknowledged Dr. Goldberg was present this evening and invited him to speak.

Dr. Arthur Goldberg, 75 Harvard Street, voiced his opinion this is an important issue for the community and surrounding areas and summarized key issues that have occurred in the past regarding the fence. He distributed a summary sheet to provide a better idea of what is going on along with sheets depicting a number of the trails in the subject area. Dr. Goldberg displayed an older site plan of the conservation easement and Temple site. He voiced his opinion it is a major element of cross-Borough and neighborhood trails and can be excellent easy access to parks and parklands for all of the residents. He explained there were approximately 100 residents in the past who as Citizens for Responsible Closter had sued the Borough and the Temple for taking parkland; and it was resolved by taking the whole 14 acre property and dividing it in half. The back part was the Temple site and the front part was the conservation easement; which was to

remain open for public access. The Green Acres Program insisted the ramps be placed on both sides so that the property could easily be accessed, however, the Temple illegally took Hartford Boulevard for their own when the property was divided. Green Acres acknowledged this observation and as a result of letters sent to the Temple, the metes and bounds were changed so that Hartford Boulevard was given back to the Borough.

At this time, Mayor Heymann noted Dr. Goldberg had reached the 5-minute limit and asked if the Council wished to waive the limit to allow Dr. Goldberg to finish his presentation. The Council agreed to allow only 5 additional minutes of speaking time.

Dr. Goldberg explained that on the site plan there was no fence across the entire front part of the property. The County requested a sidewalk be constructed and they elevated the land in front of the Temple on Piermont Road due to the danger it presented to the public. The Temple, thinking that Hartford Boulevard belonged to them, constructed a fence across the portion of their property line on Hartford Boulevard; which remains there today. Dr. Goldberg recalled that at a Superior Court hearing during one of the lawsuits that Judge Harris had said the fence could be removed at any time because it was illegal. Years ago the Environmental Commission wrote a letter to the Council requesting removal of the fence. They had a small amount of money available and had a sign made that was similar to other signs posted in town that would have been placed on Hartford Boulevard to allow the public access. He urged the Council to look at the trail map to see how important Hartford Boulevard is as parkland. Dr. Goldberg explained if you walk Hartford Boulevard, you come out by the Nature Center; to Ruckman Field; to the conservation easement; which accesses Buzzoni Farm and the western portion of the Borough to Norwood. Dr. Goldberg asked the Council to move forward with trying to get the fence removed to benefit everyone. In answer to Councilman Glidden, Dr. Goldberg affirmed same and said he as a resident is offended that the Council has written two letters to the Temple that they refuse to answer because it is a sign of disrespect.

At this time, Borough Attorney clarified that the most recent letters that were sent were not requests for the Temple to remove the fence; rather they were in response to Mr. Squicciarini's request as he had finally convinced a Court he was heir and owner of the property. He reminded that when the lawsuit was filed 6 or 7 years ago, Mr. Squicciarini did not have standing because he did not own the property and Judge Harris dismissed that case. The Order from Judge Contillo, included with the letter, acknowledges him as the heir and owner of that property; and he requested the Borough have the fence removed. Mr. Rogan informed he reached out to the Temple only to sit down and discuss the issue with us; we did not direct them to remove the fence. He reminded the Temple vehemently denies some of the statements Dr. Goldberg made earlier regarding their legal rights. The fence is the property of the Temple and it is blocking part of Hartford Boulevard, at least in his own opinion. Mr. Rogan explained the Temple has their own position as to why the placement of their fence is proper and legal as constructed. His letter was requesting the Temple respond to the Council; and they have not done so.

Mayor Heymann reported she did reach out to the Temple and spoke to the Rabbi and the Chair of the Board of Trustees, who indicated she was not familiar with the situation but said she would get back to the Mayor within two weeks.

In answer to Dr. Goldberg, Mr. Rogan reiterated that the fence itself belongs to the Temple; and the Temple's position was that at the time of the approval, the Borough acquiesced in the building and positioning of that fence. That was their position during the trial that the Planning Board at the time and the Council at that time that it was constructed acquiesced in the placement of that fence. Based upon the approval and direction of the Planning Board, with the consent of the

then Mayor and Council, they paid for and installed that fence. Dr. Goldberg voiced his understanding the same Planning Board had given Hartford Boulevard to the Temple. In answer to Mr. Rogan, Dr. Goldberg said it is a fact. Green Acres was required to alert the Temple and the Borough so Mr. Watkins redid the metes and bounds and gave Hartford Boulevard back to the Borough. The Borough Attorney reiterated that the Temple's position is that the fence has been placed with the Borough's permission. He advised it is not for him to decide; it would be up to the courts to decide who is right or wrong. In answer to Dr. Goldberg, he said if the owner grants you permission, you can place something on their property. Councilman Kashwick questioned how the owner's access to the property was blocked as this is a paper street. Mr. Rogan explained it is physically impossible to drive onto Hartford Boulevard; and in response, he agreed with the Borough Engineer that anyone could walk around the fence a couple of feet down. In answer to Dr. Goldberg, Mr. Rogan explained he is not suggesting the fact that one can walk around the fence is suitable as opposed to removal of same, he is simply agreeing with the Borough Engineer that there is enough space to walk around the fence to access Hartford Boulevard. He agrees with Dr. Goldberg's point that the fence is absolutely blocking access, and said there is no possible way a car or bicycle could safely travel on that road because of the 5-6 foot drop off. Dr. Goldberg said the Environmental Commission had recognized same and they suggested there could be adequate fill for a small amount of money to replace it. In response to his question regarding a second legal opinion, Mr. Rogan advised it would depend on the Temple's response to the Borough's inquiries. Dr. Goldberg voiced his opinion that there should be some serious consideration given to redoing the metes and bounds due to the errors made in the past on Hartford Boulevard as a result of the fence. Councilwoman Amitai agreed this would be very nice for anyone wishing to access Hartford Boulevard and suggested consideration of forming a small committee of residents and Council members to follow up and come back with proposed resolutions. Mr. Glidden agreed to serve on the proposed committee with Mrs. Amitai.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of June 25, 2014)

No one wished to discuss any items on the Consent Agenda.

6. COMMITTEE REPORTS

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

1) STATUS REPORT RE CLOSTER WEBSITE – Councilman Dolson reported he reviewed the financial data from the computer system within the last week and it showed we are about in the 40th percentile of our annual spending so we are in good shape. He noted we should be receiving the results of the recent Audit and said he looks forward to reviewing same as it shows how the Borough is doing fiscally.

2) REPORT – Councilman Dolson informed he had no report for the Board of Health. At this time, he requested a discussion in Closed Session regarding zoning issues and attorney-client privilege.

B. PUBLIC SAFETY - GLIDDEN (LATNER/BARAD)

1) REPORT – Councilman Glidden reported there is nothing major and asked Chief Kaine to comment on the paving situation in town as there have been traffic concerns voiced by several people and noted most of it is on County roads over which we have no control.

6. COMMITTEE REPORTS (Continued)

B. PUBLIC SAFETY - GLIDDEN (LATNER/BARAD) (Continued)

Chief Kaine reported the County was paving Durie Avenue between Knickerbocker Road and Demarest Avenue and High Street from Closter Dock Road to Legion Place and from Knickerbocker Road to Hawthorne Terrace. High Street will be completed tomorrow; Demarest Avenue and Durie Avenue were paved today. On Monday, they will be milling Piermont Road from the Temple north to the Norwood border; and he anticipates they will be paving it Tuesday or Wednesday. Chief Kaine acknowledged they have been receiving complaints about detours and said there have been two officers assigned to traffic. He explained they have to work with what the County provides them as far as dates, times and locations and they have no control over it. The Chief said they made sure Durie Avenue was free by 4 p.m. for the high school graduation and Mrs. Latner thanked him for same. She informed she did her best to explain to parents that it is out of the Borough's control. Chief Kaine noted every school in the area is on a County road; so if it wasn't Closter, it was Demarest or Norwood or another town affected. He noted that the vehicle that did not yield to Councilman Kashwick was issued a ticket.

Dr. Theodore West, (1 McCain Court) informed he was driving back from Haworth this afternoon and Durie Avenue was closed so he went south past the high school, down Hardenburgh Road and up Columbus Avenue back past the high school and the road was still closed; and he had to go all the way back down Hardenburgh Road and he didn't see any signage. Chief Kaine informed there are signs placed indicating the detours.

C. PUBLIC WORKS - LATNER (DOLSON/GLIDDEN)

1) REPORT – Councilwoman Latner reported the DPW Committee did meet this evening to discuss the Host Community fee. In answer to Mrs. Latner, Borough Attorney advised they could report that conceptually the Council was satisfied with the previous contract but that it would be dependent on how the bids come in. Mrs. Latner informed they also discussed gas surcharge, property maintenance procedures and a number of other items. Last week the Committee met to walk Hickory Lane.

Councilwoman Latner thanked Councilman Dolson for attending the Library meeting to discuss some financial concerns the Board had; and invited the Finance Committee attend a meeting in September (9/17/14) as they do not meet in the Summer, to follow up on some budgetary items. The Library is taking care of a lot of issues such as the roof and the leaks; and a lot of estimates have been going back and forth.

Councilwoman Latner reported the High School did pass a one-to-one technology vote last week and the Northern Valley Coalition has been very active holding a lot of programs in that regard.

D. ORDINANCES - BARAD (KASHWICK/AMITAI)

1) REPORT RE ORDINANCE COMMITTEE MEETINGS – Councilman Barad reported the Ordinance Committee met yesterday but Mr. Kashwick was unable to attend. One of the issues they wished to discuss this evening was the snow removal ordinance. He reminded that there was a lot more snow this past winter than there has been in recent years; and as a result, the snow piled up on the sides of the street hindering public accessibility from the sidewalks. Councilman Kashwick suggested modifying the ordinance in order to provide greater enforcement. At the previous Committee meeting, they started working on it and continued discussions at this meeting where several issues were brought up. One issue is who the Council

6. COMMITTEE REPORTS (Continued)
D. ORDINANCES - BARAD (KASHWICK/AMITAI) (Continued)

wishes to enforce the ordinance; property maintenance or police. Another issue is that oftentimes the sidewalks are closed by the Borough's DPW piling up snow on the corners and ends of the street, presumably due to lack of a place to put it. This past season we ended up with rather large piles of hardened snow and ice due to repeated plowing in short periods of time. The Committee is concerned with whether they should enforce an ordinance which makes it an offense for not cleaning up snow that our own DPW placed there; and they decided it was a bigger issue than they wished to determine within Committee, so he is bringing it to the Council for discussion. The alternative plan is to make a policy change and direct the DPW how to plow snow. Dr. Barad voiced his understanding that there is already precedent in place for property owners to have the responsibility to clear the sidewalks and so he feels there is a potential to make it the property owners responsibility for this as well.

Councilwoman Amitai voiced her opinion that code enforcement has been successful when Jim Whitney receives a complaint and tries to address the issues. Most of the time the property owners really try to do the right thing; and she feels it would be scary to have the police show up at the door telling them they did something wrong.

Dr. Barad reiterated the question is who should enforce the ordinance; and should it be an ordinance at all or just a policy change making it the responsibility of the person who dumped the snow as opposed to the property owner. In answer to Mrs. Amitai, Dr. Barad informed they researched other towns and found it to be not consistent in general. Mayor Heymann said some of the concerns dealt with intersections that were unavoidably blocked – not driveways. She said the issue became the property owner not clearing the sidewalks to the interior of the intersections because when they were blocked by the plows, it became an insurmountable task to clean up. The Mayor voiced her concern that this is not an easy issue to resolve.

At this time, the Mayor invited comments from the public.

Karen Seagaard, (249 Knickerbocker Road), said she lives on the corner of Knickerbocker Road and Demarest Avenue, and explained her sidewalks are 150 feet one way and 150 feet another way; and said she is outside very early before the 7 o'clock bus that never comes. She shovels from 5 a.m. and sometimes she looks back to see the great progress she made only to have the plow come and bury it again; and she has to start over again. On the particular day she was speaking of, Ms. Seagaard explained she had been out shoveling for 5 hours and tried very hard to get the corner clear. She even tried using a pickaxe and was able to get most of it clear – until the plow came by again and buried the corner. She questioned how she should receive a summons for something like that and said she could quit her job and shovel snow all day.

Dr. Barad said if it was a policy decision it could be unrealistic to expect the DPW with their current manpower and equipment to be able to keep up with clearing these things; and he said it could create another tax burden for the Borough to be able to do this. Mr. Kashwick voiced his opinion that this is a public safety issue because as Ms. Seagaard mentioned, walking to the bus can be treacherous. He voiced his understanding that he is the only member of the Governing Body that lives on a corner lot; and said he experiences this issue himself but it is a public hazard. Mayor Heymann said she is a walker and voiced her opinion that most of the residents have been very good about keeping the sidewalks clear; and said when she wants to cross a street, if you go around the sidewalk, the curb is the Borough's responsibility. The homeowner cannot deal with

6. COMMITTEE REPORTS (Continued)

D. ORDINANCES - BARAD (KASHWICK/AMITAI) (Continued)

the sidewalk and the curb; and she personally feels the Borough should make a change. In answer to Mr. Kashwick she informed she was not taking a position on the matter rather speaking on behalf of the residents and not trying to give them impossible burdens. Dr. Barad voiced his opinion that the only two options are to raise taxes and hire more DPW workers in the winter and cut other services; or make the homeowner have more responsibility. Mrs. Amitai questioned if the substance used to melt snow on the streets could help the matter; and Dr. Barad said if it's put on the curb, it's not going to melt the 10 feet of snow that piles up. Mayor Heymann reminded we already saddled the residents with the responsibility of keeping the hydrants clear for safety reasons. Dr. Barad voiced his understanding that he has not heard any objections; therefore, he will ask the Committee to move forward with this ordinance.

Steve Isaacson, 97 Columbus Avenue does not have a corner lot but he and his wife are out very early cleaning their property; and by the time they finish, the plows come by and they have to start over again; so they are usually out clearing the property 3-4 times each storm. He can appreciate the fact that the corners are bad but feels it is an undue burden to the corner-lot owners as opposed to the entire block. He noted that when he walks to the bus, he walks in the street; and Mr. Kashwick reminded that this past winter Mr. Isaacson had complained about how dangerous that was. Mr. Isaacson affirmed that he would rather walk in the street at 5:50 a.m. with little traffic as opposed to walking on an icy sidewalk that has not been cleared. He suggested instead of piling it up on the corners, perhaps there is a way to divert it to the middle of the street and have some other device come and pick it up as opposed to pushing it on private property. Mrs. Amitai invited comments from the DPW Superintendent.

Mr. Dahle explained that it is not something the DPW does to be spiteful to the residents, but every town plows the same way and corners up the same way. They try to clean up around the schools to clear it up for the children and the PD will alert them when crosswalks need to be addressed and the Department has their hands full with this alone.

Mr. Isaacson informed his daughter attends school in Montreal, and they are an experienced town due to the amount of snow they receive. He said at 4:30 in the morning they have Bobcats that start going out and clearing every sidewalk in Montreal. He voiced his opinion that weather changes are going to cost businesses hundreds of millions of dollars over the next decade or two. Either we get every block a snowplow or we come to some sort of agreement.

Councilman Barad reminded that at a previous meeting the Council requested the Ordinance Committee review the Hawkers & Peddlers license fee and surrounding towns are charging \$50-\$100 per license. We were looking into making the fee less attractive and there was a suggestion of setting the fee at \$500. The Borough Attorney is looking into the legality of same so it wouldn't be challenged down the road. Councilpersons Latner and Glidden thanked the Committee for following up on this issue.

E. HUMAN RESOURCES - KASHWICK (DOLSON/LATNER)

1) REPORT RE PERSONNEL COMMITTEE MEETINGS – Councilman Kashwick reported the Human Resources Committee did not meet this month, therefore, he had no report.

6. COMMITTEE REPORTS (Continued)

E. HUMAN RESOURCES - KASHWICK (DOLSON/LATNER) (Continued)

2) REPORT – Councilman Kashwick reported the following:

a. The Environmental Commission had two major issues in discussion this past week. The first was new signage for the MacBain Farm which the farm committee is working on and they hope to have the Borough Attorney review it. The second issue came up during the Senior Service Project. While they were out in some of the parks, it was discovered that there is dumping of biodegradable materials but also building materials and soils. After speaking with Code Enforcement, they were informed that unless someone witnessed the act, there was not much that could be done. The Commission considered sending a letter to the properties adjacent to the parks asking them to keep a watchful eye for any acts to our parklands. Mayor Heymann informed that Paul MacDonald, Chair, Environmental Commission has already written an article for the next Borough e-newsletter on the subject.

b. Shade Tree Commission's 5-Year Community Forestry Management Plan has been approved and they are set until 2018. As the Mayor mentioned, at the last meeting the Commission's long time Secretary, Louise Ungar, will be leaving the Borough and Patricia Ix was appointed to fill the vacancy.

c. He was unable to attend the last Historic Preservation Commission meeting where they were to consider a Certificate of Appropriateness for the Metropolitan Farm, due to a family emergency; and he is unaware of the outcome of same.

At this time, Councilman Glidden reported since stepping in for Mr. Kashwick who recused himself from the Human Resources Committee, they did meet and there is an Ad for Borough Administrator on the League of Municipalities website.

F. LAND USE AND CONSTRUCTION – AMITAI (BARAD/DOLSON)

1) REPORT – Councilwoman Amitai reported the Planning Board will not have a meeting at the end of this month but she wished to inform the Closter Plaza Developer's Agreement is still in the process of being worked on between the attorneys and Borough Engineer. They hope an agreement will be forthcoming shortly.

Mrs. Amitai reported the Building Department has been busy this month with seven (7) new houses being built; and Code Enforcement has been busy with several court cases that are pending.

Councilwoman Amitai was pleased to report the Improvement Commission had over 700 people in attendance at the Art Show they held earlier in the month. The Old Church Cultural Center was very happy with the results and a lot of the participants were able to sell some of their work; the remaining pieces were sold by Ted Sollod. The Commission would like to hold another event next May because everyone thought it went well and a good time was had by all. The Improvement Commission's Music Festival is coming up in October (10/16, 10/18 and 10/19) as a 3-day event and they hope it will be as much fun as last year.

7. OLD BUSINESS

8. NEW BUSINESS

Mayor Heymann addressed Property Maintenance Procedures prepared by the Borough Attorney. Councilwoman Latner said that this matter was discussed at the DPW meeting and the Committee was in agreement. Borough Attorney explained the procedures to be followed when

the properties go into foreclosure and the owners could not be found in order to enforce the Property Maintenance Code. The Borough did have the DPW inspect the property and provide an estimate for the clean up but it was a slow process and placed a strain on the Department. The proposed procedure involves a contract after bids with a local landscaper whereby we would agree to a flat fee for the project and the fee would not be exceeded for the work. This would avoid the bid process for each one of these types of properties. The bid could be done for the whole year and would include a CAP thereby giving us the ability to react more quickly when a property maintenance issue arose. If the Borough goes forward, a tax lien can be placed on the property so that the Borough would be reimbursed when the property is sold.

Mayor Heymann referred to a letter from Property Maintenance Officer relative to the property at 414 Blanch Avenue and included a list of violations sent to the homeowner. Borough Attorney noted that not only is a letter sent but many times the letter is attached to the front door of the property and to the bank as well.

a. 2014 COMMUNITY SHOWCASE VIDEO PROGRAM
(Requested by Mayor on 6/18/14)

Mayor Heymann addressed the 2014 Community Showcase Video Program request to use the Borough as a sample community for their website as well as provide exposure in a video. The company would provide at no cost to the Borough the equivalent of \$25,000 to showcase the Borough; and the Borough was chosen because it is a typical town. She said she spoke to Kurt Haiman who thinks it is a great idea. Eventually the company would add to the site advertisements of the Chamber of Commerce and commercial entities to the Borough. The website mentions the name of the company and these are the types of towns they are talking about at which point a person could click on Closter for information.

Councilwoman Amitai requested that Mayor Heymann resend the information to her so that there could be discussion at the next meeting and also questioned the Borough's control over the filming. Mayor Heymann noted that the company wishes to do the filming in July as a non-profit and would need an answer as soon as possible. She said that she has to sign a preliminary contract that would provide for the filming and placing their link on the Borough's website; and there are a number of contact people on the information packet that the Council can contact for answers to their questions.

Jessie Rosenblum, 65 Knickerbocker Road, reminded the Council of his lawsuit against the same company; and Borough Attorney said that the case at that time was because the (former) Mayor at that time had entered into the contract without Council approval.

9. OPEN MEETING TO THE PUBLIC FOR ANY MATTER PER NJSA 10:4-12(A)
(SUBJECT TO A 5-MINUTE LIMIT PER GENERAL RULE NUMBER 11) EXCEPT
FOR ITEMS SCHEDULED FOR PUBLIC HEARING AT THE REGULAR MEETING

William Seagaard, 249 Knickerbocker Road, addressed a problem he is having with the Police Department advising that he was stopped two weeks ago while on his bicycle and was asked his identity. He was told to put his hands in the air and was told he was stopped because he looked a little big for the bike he was on. He was frisked by the officer and he did not feel that was the right thing to do. He felt his rights were being thrown out the window and he was being harassed. He

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said he met with the Police Chief and a week later he had another incident when he was pulled over for standing in an area that he should not have been. The officer told him what he was doing wrong but he noted that when youths are stopped they are asked to have their car searched. He expressed concern about the actions of the Police Department. Mayor Heymann expressed apologies on behalf of the Borough and she hoped that no such incidents would happen in the future.

In response to Councilman Glidden, Mr. Seagaard recounted what the officer said and did and Councilman Glidden said he would look into the matter. Mr. Seagaard noted that he had given the name of the officer to the Police Chief.

Steve Isaacson, 97 Columbus Avenue, said as a member of the Chamber of Commerce he was not in favor of the website noting that this is a guise for selling advertisements. In this case, we have no control; and our website would be used to make money for the company. He asked the Council to give serious thought to the proposal and suggested that the company come to a public meeting of the governing body to discuss the proposal. He referred to the Conservation Zone and he questioned if same was legitimate or just an overlay. Mayor Heymann said it is a legitimate zone. He referred to the Closter Plaza demolition and Mayor Heymann said there are a few wrinkles in the developer's agreement - none of which would delay the project substantially. Borough Attorney said that both sides are trying to finalize the agreement as soon as possible. Regarding the clean up of properties in town, Mr. Isaacson suggested that a pool of students, as well as people who need extra work, be formed that could bid on these jobs. Borough Attorney said they would be required to have insurance and would have to be supervised. Mr. Isaacson expressed support for the incoming Mayor and Council to change the format of the meeting since the existing format is unfair to the public and Mayor Heymann noted that under the previous format it would take much longer for the public to have an opportunity to speak. He questioned the status of the Borough Administrator's appointment; and Borough Attorney said that he was under contract to the Borough with no expiration term. In answer to Mr. Isaacson, Councilman Glidden said that it is a personnel matter which would not be discussed.

Amy West, 1 McCain Court, questioned if there would be a vote this evening on the improvement to Hickory Lane and Borough Engineer said that the matter would be carried until approval is received from the Department of Environmental Protection. The project is in the flood plain and a Flood Hazard Permit is needed for the two separate stream issues and the permit, which was submitted in May, should be approved by August. The permit is needed for the improvements in the proximity of a stream and to insure that the improvements do not negatively impact the stream. We are also waiting for direction from the Council as to the scope of the improvements. Councilwoman Amitai said after the last meeting, a number of the Council members visited the area; and there could be a change in the scope of the improvements such as not widening the road but milling and repaving the roadway as it exists. The Council is still looking at the installation of curbing. Mrs. West noted that Hickory Lane has changed from a quiet safe street; and she would like to see the roadway paved without any widening.

Ree Hartwell, 1 Bradley Place, said she would like to keep it as a lane with character and that same should be paved without widening and without any tree removal. She also complained about the sign across the street citing "Preserved Farmland". Borough Attorney said that the State Agricultural Board gave permission for the sign under the Deed of Easement from the County of Bergen; and it means that it cannot be developed for housing units. It is preserved as open space

under the regulations because same meets the criteria of the Board. The use of the farm has been intensified. Councilwoman Latner said the DPW Committee has visited Hickory Lane, which she felt was her favorite road and typifies the Borough's history. The experts have explained the workings of a street and she would like to see it fixed without widening but there was concern about one tree. She has learned that if you do not have curbs, there is no way to keep the street together and Belgium block is very different. The existing black curbing that was installed by PSE&G is already deteriorating because of the snow plows; and the Borough does not have the machinery to fix same. We want to do what is right but there has to be compromise to make the street last without flooding.

Dr. Theodore West, 1 McCain Court, said that Hickory Lane is being used to avoid traffic lights in the area; and Bergen County's plan to expedite traffic was to open Anderson Avenue to Ruckman Road but with the help of the Alpine Mayor, Anderson Avenue was vacated. Widening Hickory Lane with curbing will create problems and there are questions as to why Hickory Lane is being improved to make it more conducive for Metropolitan Plant Exchange and its new retail establishment. Property values will deteriorate on Hickory Lane.

Jesse Rosenblum, 65 Knickerbocker Road, summarized the outcome of proceeding in Tax Court whereby Mrs. Watkins decided to give up her farmland assessment, pay what was due to the Borough and that the Borough Attorney and Tax Assessor agreed to same. Borough Attorney noted that Mr. Rosenblum as plaintiff agreed by dismissing his case. Mr. Rosenblum noted that it took 6 months for the Tax Assessor to supply the figure on the amount due the Borough and subsequently the Tax Collector advised Ms. Watkins that \$22,000 was due the Borough. He said he researched the numbers and felt that the Tax Assessor has under estimated the amount due and for which he provided proof. He said he spoke to the Tax Collector relative to interest and penalties and she could not provide an answer. Borough Attorney said interest and penalties are assessed when a tax bill is not paid in a timely fashion. A bill for this property was not given back then because there was no assessment; and it is not his decision as to whether the Borough is entitled to interest and penalties. The Judge did as he was requested, he dismissed your case and he told the Borough to assess the property at full value, which the Borough did. You are now pursuing this case in the Appellate Court. Mr. Rogan noted that he defends the Tax Assessor on every tax appeal; and by virtue of that fact, he is defending the taxpayers of the Borough of Closter.

Steve Isaacson, 97 Columbus Avenue, questioned the assessment of \$22,000 in taxes and Borough Attorney noted that the assessed value for 2011 was \$1.2 million and Borough Administrator suggested that he contact the Tax Assessor.

No one else wishing to be heard, Mayor Heymann closed the meeting to the public.

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

12. ADJOURNMENT

Motion to adjourn the Work Session at 9:50 p.m. was made by Councilman Glidden, seconded by Councilman Kashwick and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council on
July 3, 2014 for approval at the
Regular Meeting to be held
July 9, 2014

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held July 23, 2014
Consent Agenda Item No. 20b