

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – JANUARY 27, 2016 - 7:30 P.M.

Mayor Glidden called the meeting to order at 9:15 p.m.

1. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Annual Notice of Meetings which was published in The Record and the Star Ledger on January 7, 2016, was posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

2. ROLL CALL

Those following persons were present:

Mayor John C. Glidden, Jr.
Councilpersons David Barad, Alissa Latner, Robert Di Dio, Brian Stabile and Jannie Chung
Borough Administrator, Jonathan M. DeJoseph
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

The following persons were absent:

Councilwoman Victoria Amitai

3a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda minus Item Nos. 4a and 22 was made by Councilman Barad, seconded by Councilman Di Dio and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Barad, Latner, Di Dio, Stabile and Chung.

ORDINANCES

4. INTRODUCTION OF THE FOLLOWING ORDINANCES – PUBLIC HEARING – 2/24/16 @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2016:1201, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 134 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING NOISE”
(Received from Borough Attorney 12/22/15)

Councilman Barad said this is a small change to an existing section 134-7 of the ordinance where it changes 8 a.m. start time to 9 a.m. Borough Attorney advised that this change applies to all zones in the Borough and is not limited to residential. The ordinance could be revised to limit this to the residential zone if the Council so chose and Councilman Barad suggested that there be a noise decibel level included for the residential zone and a buffer zone. The Ordinance Committee will review the proposed ordinance.

b. ORDINANCE NO. 2016:1202, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 183 OF THE CODE OF THE BOROUGH OF CLOSTER, SPECIFICALLY, SECTION 183-45” (Received from Borough Attorney 12/22/15)

RESOLUTIONS

5. RESOLUTION REGARDING AWARD OF ANIMAL CONTROL SERVICES AND EMPLOYEE ASSISTANCE PROGRAM (PUBLIC HEALTH SHARED-SERVICES AGREEMENT WITH THE BERGEN COUNTY DEPARTMENT OF HEALTH SERVICES) FOR THE FIVE YEAR PERIOD FROM 1/1/16 TO 12/31/20; FOR ANIMAL CONTROL SERVICES IN THE AMOUNT OF \$11,303.55 FOR 2016; \$11,638.47 IN 2017; \$11,889.66 IN 2018; \$12,140.85 IN 2019; AND \$12,392.04 IN 2020; **AND** FOR EMPLOYEE ASSISTANCE PROGRAM IN THE AMOUNT OF \$1,000.00 FOR 2016; \$1,025.00 IN 2017; \$1,050.00 IN 2018; \$1,070.00 IN 2019; AND \$1,090.00 IN 2020 (Received from Administrator 1/20/16)

6. RESOLUTION TO PURSUE A “FAIR AND OPEN” PROCESS IN AWARDED A CONTRACT FOR A FINANCIAL ADVISOR IN THE BOROUGH OF CLOSTER (Received from Borough Attorney 1/13/16)

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7. RESOLUTION AUTHORIZING TAX COLLECTOR TO ISSUE A REFUND IN THE AMOUNT OF \$1,079.75 FOR 2014/2015 TO JOHN I. FREDERICK, ESQ. FBO MARKERT, SCOTT AND NANCY, FOR BLOCK 2401 LOT 26, DUE TO TAX COURT JUDGMENT (Received from Tax Collector 1/8/16)
8. RESOLUTION APPROVING THE CLOSED SESSION MINUTES OF 2014 MEETINGS (Received from Borough Attorney 1/12/16)
9. RESOLUTION ESTABLISHING A CONTINUOUS CHANGE FUND (IN THE AMOUNT OF \$100) IN THE FINANCE AND REVENUE OFFICE (Received from Temporary CFO 1/19/16)
10. RESOLUTION HIRING ROBERT DIPPOLITO AS TEMPORARY LABORER/DRIVER – PUBLIC WORKS – STREETS & ROADS DIVISION, EFFECTIVE 1/15/16, FOR CALENDAR YEAR 2016, AS NEEDED FOR REMOVAL OF SNOW AT A PER DIEM RATE OF \$25.00 PER HOUR (Received from Administrator 1/20/16)

Councilman Stabile questioned if the employees had the proper class of license for operating the vehicles. Borough Administrator said that they would be driving the trucks with the appropriate licenses.

11. RESOLUTION HIRING WILLIAM STEVEN ROSSI AS TEMPORARY LABORER/DRIVER – PUBLIC WORKS – STREETS & ROADS DIVISION, EFFECTIVE 1/15/16, FOR CALENDAR YEAR 2016 AT A RATE OF \$25.00 PER HOUR (Received from Administrator 1/20/16) 1/15/16
12. RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH BOROUGH OF CRESSKILL, BOROUGH OF NORWOOD and BOROUGH OF NORTHVALE FOR THE CLOSTER POLICE FIRING RANGE (FROM 1/1/16 THROUGH 12/31/16 AT A RATE OF \$200.00 PER OFFICER) (Received from Administrator 1/20/16)

Councilman Stabile said that the Chief conducted a visit to the firing range which is a fantastic facility; but it does need improvement which should be accomplished with the Shared Services Agreement to mitigate the noise factor. This is a good pilot program that can be reviewed for the future.

13. RESOLUTION AUTHORIZING THE BOROUGH OF CLOSTER TO PARTICIPATE IN A MUTUAL AID PLAN AND RAPID DEPLOYMENT FORCE IN ACCORDANCE WITH THE PLAN SUBMITTED BY THE BERGEN COUNTY POLICE CHIEF’S ASSOCIATION (Received from Administrator 1/20/16)
14. RESOLUTION AMENDING THE BOROUGH OF CLOSTER, NEW JERSEY, HAROLD HESS LUSTRON HOUSE HISTORIC PRESERVATION TRUST FUND (ORIGINAL RESOLUTION NO. 16 ADOPTED AT THE REGULAR MEETING HELD 12/21/15) TO INCREASE THE MAXIMUM GRANT AWARD AMOUNT TO \$24,999.00 WITH NO MATCH REQUIRED (Received from Administrator 1/20/16)
15. RESOLUTION AUTHORIZING THE BOROUGH OF CLOSTER TO PARTICIPATE IN THE RIVERSIDE COOPERATIVE PRICING AGREEMENT FOR 2016 (Received from Administrator 1/15/16)
16. RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY (FOR TV SERVICES FOR INSPECTION OF STORM DRAINS AND SEWER LINES AT A FEE OF \$0.80 PER FOOT PRICE IN THE YEAR 2016 WITH MINIMUM PAYMENT OF \$400 FOR EACH DAY OF INSPECTION IN THE YEAR 2016) Received from Administrator 1/20/16
17. RESOLUTION EXTENDING APPOINTMENT OF MARIA PASSAFARO AS TEMPORARY CHIEF MUNICIPAL FINANCE OFFICER (PER N.J.S.A. 40A:9-140.13(f)) Received from Administrator 1/20/16

Councilman Di Dio questioned the resolution and Borough Attorney said that statutorily there can only be one more extension for this particular individual. There are limitations as to who can act as a Temporary Chief Financial Officer; and Ms. Passafaro can act as same because she is qualified since she worked in the Finance Office and is taking the courses. The resolution needs to be revised to include the wording “subject to the Director of Local Government Services approval” and indicate this would be the last year for this appointment.

18. RESOLUTION TO PURSUE A “FAIR AND OPEN” PROCESS IN AWARDED A CONTRACT FOR A COAH PLANNER FOR SERVICES RELATED TO THE VILLAGE SCHOOL AFFORDABLE HOUSING APPLICATION IN THE BOROUGH OF CLOSTER (Received from Borough Attorney 1/13/16)
19. RESOLUTION AUTHORIZING BERGEN COUNTY COOPERATIVE PRICING SYSTEM #11-BeCCP FOR SERVICE/COMMODITY: 40 CETANE PREMIUM DIESEL FUEL AND 40 CETANE PREMIUM WINTER BLEND DIESEL FUEL (BID #15-65) FOR THE CONTRACT PERIOD 9/21/15 THROUGH 9/20/16 (Received from Administrator 1/21/16)

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20. RESOLUTION AUTHORIZING BERGEN COUNTY COOPERATIVE PRICING SYSTEM #11-BeCCP FOR SERVICE/COMMODITY: GASOLINE (87 OCTANE UNLEADED GASOLINE) (BID #15-65) FOR THE CONTRACT PERIOD 9/21/15 THROUGH 9/20/16 (Received from Administrator 1/21/16)
21. RESOLUTION AUTHORIZING BERGEN COUNTY COOPERATIVE PRICING SYSTEM #11-BeCCP; CONTRACT PURCHASING SYSTEM #CK04 FOR SERVICE/COMMODITY: ROCK SALT (BID #15-48) FOR THE CONTRACT PERIOD 10/1/15 THROUGH 9/20/16 (Received from Administrator 1/21/16)
22. RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION (IN THE AMOUNT OF \$285,000 FOR THE PURPOSE OF PAYMENT OF BOND PRINCIPAL) *REQUIRING 2/3 MAJORITY - TO BE VOTED UPON SEPARATELY!! (Received from Administrator 1/21/16)
23. RESOLUTION AUTHORIZING THE RELOCATION OF A TELEPHONE POLE FROM 33 JULIA STREET TO 39 JULIA STREET IN THE BOROUGH OF CLOSTER (Received from Borough Attorney 1/21/16)

MOTIONS

24. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 01/08/16) - NO ABSTENTIONS
 - a. SINE DIE MEETING HELD MONDAY, JANUARY 4, 2016
 - b. REORGANIZATION MEETING HELD MONDAY, JANUARY 4, 2016
25. MOTION GRANTING APPROVAL FOR ISSUANCE BY POLICE DEPARTMENT OF THE FOLLOWING HAWKERS AND PEDDLERS LICENSE FOR CALENDAR YEAR 2016 PER BOROUGH CODE CH. 127 (Received from Chief of Police 2/9/15):
 - 1) PERMIT NO. 16-001 – FOR JUN ZHANG, 7177 159TH STREET, #5C, FRESH MEADOWS, NY 11365, FOR LANDMARK TRADING INC. WHOLESALE AND RETAIL BUSINESS; PRODUCTS FOR SALE – MEN’S SHOES, SOCKS, HATS, GLOVES, UNDERWEAR, PANTS, SWEATSHIRTS, JACKETS AND OUTERWEAR
 - 2) PERMIT NO 16-002 – FOR ANDREW G. MALAFIS, AMA CATERING, 638 WILDWOOD ROAD.W, NORTHVALE, NJ 07647, TO OPERATE CATERING TRUCK FOR SALE OF COFFEE, SNACKS, SODAS, SUBJECT TO APPROVAL BY THE BOARD OF HEALTH
26. MOTION GRANTING APPROVAL FOR CLOSTER RECREATION COMMISSION TO CONDUCT THE FOLLOWING ACTIVITIES IN 2016 (7. M.L. 1/14/16):
 - a. ANNUAL LITTLE LEAGUE PARADE ON SUNDAY, 4/24/16; FORMATION BEHIND THE BOROUGH HALL @12:30 P.M.; PROCEEDING AT 12:50 P.M. SHARP THROUGH THE CENTER OF TOWN TO THE GEORGE POTTERTON LITTLE LEAGUE FIELD FOR THE OPENING DAY CEREMONIES – MAYOR GLIDDEN REQUESTED TO THROW OUT THE FIRST BALL
 - b. JOE ACCORDINO JR. MEMORIAL FISHING CONTEST AT RUCKMAN POND ON SATURDAY, 5/7/16, FROM 9:00 A.M. UNTIL 12 NOON
 - c. ANNUAL HALLOWEEN PARADE ON SUNDAY, 10/30/16; PARADE TO FORM BEHIND THE BOROUGH HALL AT 12:30 P.M., TO START 12:50 P.M. SHARP PROCEEDING THROUGH THE CENTER OF TOWN TO TENAKILL SCHOOL FOR COSTUME JUDGING
27. MOTION GRANTING APPROVAL FOR ST. MARY RC CHURCH TO CONDUCT OFF-PREMISE DRAW RAFFLE AT THE SCHOOL BUILDING, 300 HIGH STREET, ON 4/16/16, FROM 7 P.M. TO 11 P.M. (Completed application filed and appropriate fees paid)
28. REPORTS
 - a. CONSTRUCTION OFFICIAL – DECEMBER 2015 (Received 12/31/15)
 - b. FIRE CHIEF – DECEMBER 2015 (Received 1/7/16)CHIEF OF POLICE – DECEMBER 2015 AND YEAR END REPORT (Received 1/8/16)

3b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

22. RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION (IN THE AMOUNT OF \$285,000 FOR THE PURPOSE OF PAYMENT OF BOND PRINCIPAL) *REQUIRING 2/3 MAJORITY - TO BE VOTED UPON SEPARATELY!! (Received from Administrator 1/21/16)

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In answer to Councilman Stabile, Borough Administrator said that this is statutory wording for the resolution because it is beyond our original temporary budget and was an oversight when preparing the Temporary Budget.

Motion of approval was made by Councilman Stabile, seconded by Councilman Barad and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Barad, Latner, Di Dio, Stabile and Chung.

At this time, Mayor Glidden asked for a motion approving the following action:

- 23a. RESOLUTION AUTHORIZING THE COUNCIL TO BEGIN INVESTIGATING ALTERNATIVE SITES FOR OUR VOTING PLACES - MEMORIALIZING RESOLUTION TO BE PREPARED BY BOROUGH ATTORNEY

In response to the Borough Clerk's questions, the Borough Attorney advised that the Council must come up with specific options to submit to the Board of Elections for review since they already rejected two sites.

Motion of approval was made by Councilman Di Dio, seconded by Councilwoman Latner and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Barad, Latner, Di Dio, Stabile and Chung.

29. OPEN MEETING TO PUBLIC FOR ANY MATTER, PER N.J.S.A. 10:4-12 (a)
(Subject to 5-minute limit per By-Laws General Rule No.11)

Mayor Glidden opened the meeting to the public. No one wishing to be heard, Mayor Glidden closed the meeting to the public.

- 29a. Motion approving the following Closed Session Resolution at 9:36 p.m. was made by Councilman Di Dio, seconded by Councilwoman Latner and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Barad, Latner, Di Dio, Stabile and Chung.

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), "A matter falling within the attorney-client privilege" 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 matters which should be within 8-10 weeks.

Mayor Glidden resumed the Regular Meeting at 9:58 p.m.

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

31. ADJOURNMENT

Motion to adjourn the meeting at 9:58 p.m. was made by Councilman Di Dio, seconded by Councilwoman Latner and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council on
February 4, 2016 for approval at the
Regular Meeting to be held
February 10, 2016

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held February 10, 2016
Consent Agenda Item No. 13a.

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WORK SESSION NOTES – JANUARY 27, 2016 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session on Wednesday, January 27, 2016. Mayor Glidden called the meeting to order at 7:30 p.m.

1. PLEDGE OF ALLEGIANCE

Mayor Glidden 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 on January 7, 2016, was posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL

The following persons were present:

Mayor John C. Glidden, Jr.
Councilpersons David Barad, Alissa Latner, Robert Di Dio, Brian Stabile and Jannie Chung
Borough Administrator, Jonathan DeJoseph
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

The following persons were absent:

Councilwoman Victoria Amitai

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF DECEMBER 31, 2015 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item Nos. 1c, 2 and 5 were removed by Councilwoman Latner. Item No. 8 was removed by the Administrator.

Item No. 1c: Received 12/24/15, dated 12/24/15 from Michael J. Darcy, CAE, Executive Director, NJS League of Municipalities re Daily Update: Planning and Participating in a Mayors Book Club

Councilwoman Latner noted it has been some times since the Council last met and said she has questions on some items. Regarding the Mayors Book Club, she noted she has never seen this before and asked if Mayor Glidden had information. The Mayor said he just received a letter but has not had time to review it. He asked the Administrator if he had information and Mr. DeJoseph said obviously they will reach out to the schools if the Council chooses.

Item No. 2: Received 12/28/15, dated 12/23/15 from Joannette Femia, School Business Administrator/Board Secretary, Northern Valley Regional High School District, to Loretta Castano
Also e-mailed to the following Municipal Clerks: Demarest, Harrington Park, Haworth, Northvale, Norwood and Old Tappan re Informing the Northern Valley Regional High School District intends to hold a **Special Election on Tuesday, March 8, 2016** (Copy to Peter Iappelli, Chief Kaine)

Councilwoman Latner informed she had additional information regarding the Special Election. She thanked the Mayor for the lunch he held with the schools (in the Council Chambers) and said she found it incredibly helpful to have a dialogue face to face. She explained there is information regarding the

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Referendum on the Northern Valley High School website and reminded at last vote it was defeated with a 10% turnout. Mrs. Latner informed she sent a long email and suggested ways to get 18 year olds registered and the use of Mail In Ballots for prior students to make sure everyone gets the opportunity to vote. She voiced her frustration that the apathy of not having the votes last time was really sad.

Mrs. Latner explained the Referendum this time around is cut back and tax neutral so there will not be any tax increase. They tried to balance it with the bond and grants in the amount of 38%; and if we pass it, the work can get done. She voiced her understanding that this is not a wish list rather it is things that need to be done. It comes out to 62 cents per dollar; if we don't pass the Referendum, it will be dollar for dollar. The school completely removed The Junction from the plan. She voiced her opinion that she wanted to get the word out quickly. She asked that the Borough do whatever it can to help get the word out because she feels this is important.

Mayor Glidden explained to Councilman Barad that "tax neutral", for example, if you borrow \$11M, the annual debt service on that bond issue is \$323,000. They will cut that amount from their budget every year to pay for it as no tax will have to be raised to support the bond issue. He said as Mayor he did not want to take a position on this; but in this case, he supports it because this work is going to get done anyway; and if not with the bond issue, it will come out of the existing budget causing a tax increase. He agreed 38% funding from the State is a great deal and that point needs to be made to the voters. The last Referendum was very poorly done and the school admits that; nobody understood what was going on and now it is being explained. He said he feels when you discuss the tax neutral aspect of it there is a high level of justification. In answer to Dr. Barad, the Mayor further clarified that the principal and interest each year for 25 years is \$323,000 and that would come out of the school's budget; not to be raised by taxes. Dr. Barad voiced his concern that 25 years is a long time to commit to and suggested maybe it should be a promise of 3-4 years because things can change. The Mayor understood and explained that is the agreement the Referendum is being made under. Mrs. Latner said Dr. Gordon said the school has 4 State Championship teams; Merit scholars; it is in every aspect they want to be the best school district in New Jersey; and it is all conclusive that these things have to get done in order to make that happen. Dr. Barad said he is glad the schools are working with the public because we want to be sure the information gets out. Mrs. Latner said the school is reaching out to the local schools and seniors and making a huge effort because the hardest part is getting the word out. Dr. Barad questioned how committed the State was at the 38% and Mayor Glidden said it is under contract. Mrs. Latner said we were lucky because they didn't know if they could transfer it from last year so it won't always be there.

At this time, Councilman Stabile questioned if there had been a determination as to where the voting would be held and Mayor Glidden informed it would still be at the schools but a request has been made of the County and State to move our polling places out of the schools for the November Presidential Election. Mrs. Latner asked the Borough Clerk to confirm the request was made for the State to come. Ms. Castano voiced her surprise as she was not invited to the meeting held in the Council Chambers by the Mayor. She asked at what point was a request was made of her to send something to the Board of Elections. Mayor Glidden said he made that request of her approximately three weeks ago. Ms. Castano informed of her understanding that such a request must go through her as authorized by the governing body. Since it is now noted in the record, she asked if the Borough Attorney would be requesting authorization from the governing body for her to do so at a formal meeting.

Mrs. Latner voiced her understanding Ms. Newberry's concerns were primarily in regards to the safety of the children in November for the Presidential Election. Councilman Di Dio said he has met on several occasions with Ms. Newberry and affirmed safety was the primary concern because of people coming in and out of the school. He said when he worked in New York City it was total chaos having the public in and out of the building. He voiced his understanding that when he had made a similar request, it was rejected by the New York Board due to handicapped accessibility requirements. He agreed that the concern of moving our polls would be handicapped individuals having access.

At this time, the Borough Clerk attempted to speak to the issue of changing polling places by informing Mr. DiDio that he is speaking about New York rules and we are in New Jersey. He informed her that the rules are the same and she disagreed. Ms. Latner said at least we are getting started because we will have a formal resolution. Ms. Castano said the information would have to be provided quickly since, getting the information out for the Special School Election would be necessary since there is a very short time period for Mail In ballot applications. Ms. Latner said she believes the last day for voter registration

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would be February 15; and March 1 would be the deadline for the Mail In ballot. At this time, the Borough Clerk began to speak but the Mayor interrupted her by waiving his hand in front of her face. In response to the Mayor's request if anything further has to be done in order to address the March 8th election coming up, Ms. Castano said she receives information regarding deadlines to be met from the Superintendent of Elections, Board of Elections and County Clerk, Elections Division as to her responsibilities which she will disseminate to the governing body as soon as receives same. In response to request regarding the time, Borough Clerk advised that at present the hours are scheduled to be 2 p.m. to 9 p.m.

Item No. 5: Received 12/28/15, dated 12/23/15 from Chuck Chiarello, League Past President, Committeeman, Buena Vista Township, Chair, Scholarship Committee, to Mayor re a. Louis Bay 2nd Future Municipal Leaders Scholarship Competition promotional kit – Original to Mayor Glidden 12/28/15!

Councilwoman Latner voiced her support for once again participating in the scholarship program. Mayor Glidden noted he received the information and asked the Administrator to take responsibility to disseminate the information to the High School.

Item No. 8: Received 12/29/15, dated 12/29/15 from Gary S. Prettyman, Suez, to Mayor/Business Administrator/Clerk of the Board of Chosen Freeholders re Notice of Filing of Petition of SUEZ Water New Jersey for Approval of an Increase in Rates for Water Service and Other Tariff Changes

Borough Administrator wanted to make everyone aware that Suez (former United Water) is looking for a 13.51% increase in their tariff. He said the meeting was very sparsely attended by only 4 members of the public. The Old Tappan Administrator appeared on behalf of the Northern Valley Administrators to voice concerns of the large increase.

b. MAIL LIST OF JANUARY 7, 2016 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item Nos. 2 and 6 were removed by Councilman Stabile; Item No. 4 was removed by Councilwoman Latner; Item No. 8 was removed by Mayor Glidden.

Item No. 2: Received 01/04/16, dated 12/28/15 from Yacoub Yacoub, Bureau Chief, Unregulated Heating Oil Tank Program, NJS Department of Environmental Commission, to Frank Torre, 8 Arnold Avenue; c: Municipal Clerk, Closter Borough, Andrew Waring, Mercury Environmental; Mid Bergen Regional Health, Bergen County Health, Mark Gruzlovic, NJDEP/Unregulated Heating Oil Tank Program re Area of Concern: One 550-gallon #2 Heating Oil Underground Storage Tank System; Unrestricted Use – No Further Action Letter and Covenant Not to Sue; Block 2211, Lot 33; 8 Arnold Avenue; Closter Borough, Bergen County; Program Interest #713446, Activity Number: CSP150001; Communications Center Number: 15-09-29-1311-11 (Copy to Board of Health, Environmental Commission and Construction Official)

Councilman Stabile noted this item refers to decommissioning of wells; and questioned if that activity is going to continue at the site. There is a possibility for work to continue, so he wanted everyone to be aware of this despite the NFA being issued.

Item No. 4: Received 01/04/16, dated 12/30/15 from John L. Molinelli, Office of the County Prosecutor re Service As Your Prosecutor (Copy to Chief Kaine)

Councilwoman Latner wished to extend her good wishes towards Prosecutor Molinelli.

Item Nos. 6a – 6j: Received 01/04/16-01/06/16, dated 01/04/16-01/06/16 from Municipal Clerks from: a. Tenafly, b. Harrington Park, c. New Milford, d. Alpine, e. Waldwick, f. Ho-Ho-Kus, g. Maywood, h. Franklin Lakes, i. Old Tappan, j. Rutherford re Certified copies of Resolutions adopted Supporting Mutual Aid Plan and Rapid Deployment Force (Copy to Chief Kaine)

Councilman Stabile questioned if this was something we have every year and asked when our Resolution would be approved. The Administrator informed it was on tonight's Agenda and Chief Kaine noted it takes usually the first 3 months of the year to get all the Resolutions from other towns.

Item No. 8: Received 01/07/16, dated 12/29/15 from Robert G. Esposito, Director, Bergen County

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Community Development, to Mayor re Original fully executed copy of Community Development Block Grant (CDBG Grant) for “Senior Citizen Activities” in the amount of \$2,000.00; Contract Number: PS-CLOSTERSR15; Term of Contract: 7/1/15 – 6/30/16 (Copy to Bill Brewster – letter only!) Original to Mayor Glidden

Mayor Glidden informed we applied for \$6,000 and we were lucky to get a \$2,000 award.

c. MAIL LIST OF JANUARY 14, 2016 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 7 was removed by Councilwoman Latner

Item No. 7: Received 01/12/16, dated 01/12/16 from Jim Oettinger, Director, Recreation Commission; cc: Chief Dennis Kaine re Request for permission to hold the following 2016 Recreation Commission Events (Copy to Risk Management Consultant): **a. Sat. 3/26/15** – Annual Easter Egg Hunt @ Memorial Park (back playground) @ 10 a.m. SHARP; **b. Sun. 4/24/16** – Opening Day Parade for Little League and Girls Softball forming at 12:30 p.m. behind Closter Borough Hall; parade starting at 12:50 SHARP proceeding through town to Memorial Field for opening day ceremonies. Request for Mayor to throw out ceremonial first pitch of the new season ; **c. Sat. 5/7/16** – Annual Joe Accordino Jr. Memorial Fishing Contest @ Ruckman Pond from 9 a.m. to 12 noon (Copy to Marc Gussen); **d. * Summer Concert Series** – Following Friday nights @ Closter Lions Band shell/Memorial Park starting at 7:30 p.m.: 6/17 and 6/24; 7/8, 7/15 and 7/22; **e.* Closter Coaches Association** – Barbeques and Softball games on Fri. 5/27/16 (Memorial Day Weekend); Fri. 7/1/16 (July 4th Weekend); Fri. 9/2/16 (Labor Day Weekend) @ Memorial Field (Rain Dates on the following Sundays @ 4 p.m.: 5/29, 7/2, 9/3); **f. Sun. 10/30/16** – Annual Halloween Parade @ 12:30 p.m. forming behind Borough Hall, PARADE STARTS @ 12:50 p.m. SHARP - proceeding through the center of town to Tenakill School for costume judging (Copy to William Dahle, III)

Councilwoman Latner wished to note that in the past, the concerts were held on Thursdays; and this year they will be on Fridays.

d. MAIL LIST OF JANUARY 21, 2016 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 2 was removed by Councilman Stabile; Item Nos. 10 and 12 were removed by Councilwoman Latner; Item No. 5 was removed by Borough Clerk.

Item No. 2: Received 01/15/16, dated 01/05/16 from Lerch, Vinci & Higgins, LLP, Certified Public Accountants, Registered Municipal Accountants re Information re services to be provided to the Borough of Closter for year ending 12/31/16 (Copy to Maria Passafaro)

In answer to Councilman Stabile, Mayor Glidden informed there is a Resolution on the Agenda this evening authorizing the Borough to issue RFPs for a “Financial Advisor”.

Item No. 10: Received 01/19/16, dated 01/19/16 from Councilwoman Alissa Latner, Chair, Public Safety Committee, to Chief Kaine, Mayor and Council, Administrator re E-mail forwarded from Jack and Jill Herling (no address provided) re complaint regarding Police Firing Range and Noise

Councilwoman Latner said she received a letter this afternoon from Mrs. Herling since they will be unable to attend this evening’s meeting. She said she has been in touch with additional information and Chief Kaine was kind enough to provide background information for this woman. Mrs. Latner read same into the record and provided a copy to the Borough Clerk for filing.

Item No. 12: Received 01/21/16 Hand del’d 1/21/16 @ 3:30 p.m. by Councilwoman Latner, dated Year End 12/31/14 from Lerch, Vinci & Higgins, LLP re Closter Free Public Library (A Component Unit of the Borough of Closter) Report of Audit for the Year Ended December 31, 2014

Councilwoman Latner informed she delivered this item to the Borough Clerk last week; and said she will follow up on some items later in her report, and some budgetary issues.

Item No. 5: Received 01/15/16, dated 01/15/16 from Office of the Bergen County Superintendent of Elections to following Municipal Clerks: Closter, Demarest, Harrington Park, Haworth, Northvale,

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Norwood, Old Tappan re Voter Registration Deadline for Northern Valley Regional HS District Special School Election to be held Tuesday, 3/8/16, from 2 p.m. to 9 p.m. – request for Clerk’s office to be open until 9 p.m. on 2/16/16 to register voters/delivery to County 2/17/16 by 10 a.m.

The Borough Clerk informed her office would be open until 9 p.m. on 2/16/16 for voter registration for the Special School Election.

- e. MAIL LIST OF JANUARY 28, 2016 – Mayor Glidden wished to discuss the following item that will appear on the upcoming Mail List as Item No. 2.

Item No. 2: Received 01/22/16, dated 01/2/16 from Marcia A. Jovine, 270 Harrington Avenue, to Mayor and Council, Chief Dennis Kaine, Building Code Enforcement Officials; c: Historic Preservation Commission, Zoning Board of Adjustment, Planning Board re The Sale of the Former Congregational Church (New Life Church) at West Street and Harrington Avenue (Distributed via e-mail on 1/22/16)

Councilman Stabile explained that this church is located at the top of the hill on the corner of West Street and Harrington Avenue. He said it is for sale right now and there was question as to whether this was commercial or residential. It is within the registered historic district in Closter and the Commission would like this building to be preserved. It appears that there is the potential that there is a single owner of the two houses so there is potential assemblage being brought together so that concerns Historic Preservation Commission because there is the potential for demolition to allow a commercial building. They wanted to make the Chief of Police, Mayor and Zoning Board aware of the situation to keep an eye on it if there is any sort of illicit activity. The Borough Engineer informed he checked the Zoning maps and it is located in Residential Area B so there are no commercial buildings allowed there; however, if the Zoning Board granted a variance it would be allowed by supermajority vote. He suggested the Building Department be made aware in addition. The Borough Attorney noted the property is in the designated Historic West Street District and the applicant would need to appear before the Historic Preservation Commission before anything could be done regardless.

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

Mayor Glidden asked if anyone wished to remove for discussion any item on the Consent Agenda. Item No. 4a was removed by Borough Attorney; and Item Nos. 9 and 22 were removed by Councilwoman Latner.

- 4. INTRODUCTION OF THE FOLLOWING ORDINANCES – PUBLIC HEARING – 2/24/16 @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

- a. ORDINANCE NO. 2016:1201, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 134 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING NOISE”
(Received from Borough Attorney 12/22/15)

Borough Attorney said questions were raised as to the times of construction. Councilman Barad said the ordinance pertains to construction noise and complaints received about construction noise especially during the summer time. It was also questioned how this ordinance would affect construction time at the shopping center. The intention of the ordinance was to restrict construction noise on residential properties. The Borough Attorney noted that right now the ordinance affects all districts and to single out a certain district would not be a diminimus change.

- 9. RESOLUTION ESTABLISHING A CONTINUOUS CHANGE FUND (IN THE AMOUNT OF \$100) IN THE FINANCE AND REVENUE OFFICE (Received from Temporary CFO 1/19/16)

In answer to Councilwoman Latner, Borough Administrator said it literally means \$20s, \$10s, and \$5s are recorded and put on the record.

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22. RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION (IN THE AMOUNT OF \$285,000 FOR THE PURPOSE OF PAYMENT OF BOND PRINCIPAL) *REQUIRING 2/3 MAJORITY - TO BE VOTED UPON SEPARATELY!! (Received from Administrator 1/21/16)

In answer to Councilwoman Latner, Borough Administrator said this is for a bond principal payment that was not included in the Temporary Budget but is required to be paid by the end of January.

28. REPORTS

- a. CONSTRUCTION OFFICIAL – DECEMBER 2015 (Received 12/31/15)
- b. FIRE CHIEF – DECEMBER 2015 (Received 1/7/16)
- c. CHIEF OF POLICE – DECEMBER 2015 AND YEAR END REPORT (Received 1/8/16)

Councilwoman Latner referred to the Motor Vehicle Incidents and Chief Kaine said the total refers to severe weather and motor vehicle stops and contract issues

6. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY

- 1) STATUS REPORT RE NEGOTIATIONS WITH PBA LOCAL 233 (8. M.L. 8/21/14/ 8. M.L. 9/25/14) – Borough Attorney reported he got back to the PBA attorney with the discussed changes and the men will be voting on it tomorrow and there are no anticipated issues.
- 2) STATUS REPORT RE CONTRACT FOR THE PURCHASE OF MULTIPLE CONDOMINIUM UNITS AT VILLAGE SCHOOL SITE (RM 11/24/14) – Mr. Rogan reported he met with Mr. Watkins on Saturday and was told the Applicant appeared before the Zoning Board of Adjustment at their last meeting and that went very well. He said he will be asking Mr. Montroy (Construction Official) to look at the application because he seems to think the drawings could be redone to add a few more units and get us one more affordable housing unit. This will be done over the next week or two. Mr. Watkins will forward him an architectural draft as soon as it becomes available for the Council's review.
- 3) REPORT RE CONTRACT BETWEEN THE COUNTY OF BERGEN AND THE INTERBORO REGIONAL COMMUNICATIONS NETWORK FOR THE PERIOD BEGINNING JANUARY 1, 2016 AND ENDING DECEMBER 31, 2020 AND THE LOCAL INTERBORO CONTRACT (Approved RM 12/21/15) – Borough Attorney reported on behalf of the Interboro he prepared two contracts. The first one is with the County for the dispatching which has been renegotiated with no price increase. He noted it is a significant savings from when we had Interboro within Closter. The contract will be adopted by the various Governing Bodies this week and the Mayors will be meeting in the near future to start discussing the budget on that. Mr. Rogan explained that although the municipalities have contracted with the County for dispatching services, we have still contracted locally as a collective bargaining unit because we felt that gives us strength in numbers as opposed to individual municipalities. It was felt it would provide us more power when negotiating with the County and to date it has.
- 4) REPORT RE CONTRACT BETWEEN THE BOROUGH OF CLOSTER AND PBA LOCAL 233 DATED JANUARY 1, 2015 THROUGH DECEMBER 31, 2019 (Approved RM 12/21/15)
- 5) REPORT – Borough Attorney reported a couple of lawsuits have been filed which he responded to. The first is Crimmins on John Street and they were denied a variance by the Zoning Board so the applicant has filed suit against both the Zoning Board for arbitrary and capricious denial and the Borough because our Master Plan arguably recommended a zone change they seem to think it obligates us to change the zone, and Mr. Rogan completely disagrees with that. An answer has been filed and there will be a Case Management conference in the next 2-3 weeks. Once there is more discovery from the other side, he intends to file for dismissal. His opinion is that our Master Plan provides the ability to make changes or recommendations for changes but it does not obligate s to do it. Mayor Glidden inquired if there was another suit against the Zoning Board filed and Borough Attorney explained we received a claim letter

6. PROFESSIONAL REPORTS (Continued)

A. BOROUGH ATTORNEY (Continued)

within the last week for the application for Closter Assisted Living which was denied informing they intend to file suit. In response to Councilman Di Dio, he said there are a number of lawsuits that have been filed and that he is only reporting on the ones for this week. Mr. Rogan informed he does not get notified of the suits against the Zoning Board; he is only aware of this one because the applicant chose to sue the Mayor and Council. Mayor Glidden informed he called Mr. Steinhagen, Zoning Board Attorney to get additional information because it is his understanding there are several suits against that Board and he feels the Council should be aware of same. Mr. Rogan said he spoke to Mr. Steinhagen also in regards to the Crimmins case and it was suggested there be a discussion because a lot of these cases are similar in that they refer to the same zoning area. He explained there were 3 applications filed for that area; one was approved and the other two were denied. Wiggers is currently in municipal court for fines after appealing to higher courts and was upheld as denied. Mr. Rogan agrees there should be further discussion regarding that area as a decision should be made. Mr. Wiggers filed up to the Supreme Court and he is out of appeals but he is still in operations and the Borough keeps fining him once a week for as long as he continues to do so. He has paid in the past but there have been a few instances of late payments. The concern is that Mr. Wiggers is viewing it as the cost of business and it is cheaper for him to continue to operate and periodically pay fines. The past several court dates have been adjourned because he keeps switching legal counsel. Councilwoman Chung questioned if there were additional circumstances should Mr. Wiggers refuse to continue to pay and Borough Attorney informed the penalties are already quite severe but he thinks the Borough's next step in order to show cause is to go to Superior Court for like an injunction by the court to stop the operations. The court can then increase penalties as they see fit. They could impose contempt of court or criminal fines as well.

Mr. Rogan reported the case of Rosenblum v. Closter for one building/one lot had a Case Management conference on that and the Borough is in process of finalizing its answers to interrogatories on that and he expects the Zoning Officer to have that back to him by Friday. That litigation will continue once that is received.

Borough Attorney reported there is a potential DPW grievance he would like to speak to the committee about and the PBA grievance he believes has been worked out. Regarding COAH, that is moving along and so far we have not had any objections filed to what we submitted to the Master. The Mayor, COAH Planner and himself went around town and reviewed a number of properties as COAH had identified them in previous years as potential properties. Several have environmental issues and have been eliminated from that list. While this is pending, any objectors out of our service list of approximately 50 entities receives a copy of any paperwork his office files and at this point the only one that has made noise is the Fair Housing Advocacy Group. Mr. Rogan would like to ask the COAH committee to schedule another meeting because E-Consult, the company in charge of the Fair Housing reports has released their report and Fair Share is challenging that report in other counties. It has not come to us yet but he suggested forming a smaller coalition within Bergen County as a cost savings measure.

Since the last meeting, Mr. Rogan had a voice vote with the Council regarding the Hold Harmless Agreement with the caterer from the Temple for the Firemen's Installation Dinner, which took place on the day of the blizzard so we will be amending the date.

B. BOROUGH ENGINEER

1) STATUS REPORT RE DPW REMEDIATION (Authorized /RM 4/23/14) – Borough Engineer reported the PAH's found have been averaged down and we should be able to start the closing process this spring. He is in the process of obtaining quotes for that service and last year for the DOW was approximately \$4,000. The Borough Administrator informed him he wants the Borough Hall wells as well so that will increase the cost by 15-20%.

2) STATUS REPORT RE SWIM CLUB PHASE II CONTAMINATION INVESTIGATION (Authorized/RM 7/9/14) – Mr. DeNicola reported there has been no change in the status but reminded we have a proposal from a vendor to mitigate some of the contamination away to clean the PCB's just over the threshold. The Mayor said he would like to get this moving along and agreed a committee could be set up. In response to his inquiry, Mr. DeNicola informed it would be

6. PROFESSIONAL REPORTS (Continued)

B. BOROUGH ENGINEER (Continued)

approximately half a million dollars. If we don't take this route, it could easily double the cost.

Councilwoman Latner noted in previous conversations with the school they had mentioned they don't have a pool and asked if down the road in the future the pool could be used with a bubble over it. She wanted to put that into the record that it is something very far down the road but a good idea for potential use. Mayor Glidden asked for volunteers for the committee and Councilpersons Stabile and Barad and himself will comprise same.

- 3) STATUS REPORT RE CONTRACT AWARDED TO ROCKBORN TRUCKING AND EXCAVATION, INC. @RM 3/11/15 FOR HICKORY LANE IMPROVEMENTS AND 2014 MUNICIPAL ROAD PROGRAM IN THE BASE BID AMOUNT OF \$484,253.50 –

Borough Engineer reported this project is complete and the paperwork has been submitted to the NJDOT for reimbursement so this item can be removed from his report.

- 4) STATUS REPORT RE FOLLOWING DEVELOPER'S AGREEMENTS:

- a. BLOCK 1607/LOT 1 & BLOCK 1310/LOT 2 (CLOSTER MARKETPLACE (EBA) LLC AND CENTENNIAL AME ZION CHURCH) (Approved RM 4/22/15) – Mr.

DeNicola reported construction is basically complete on the Whole Foods building and they are working on the interior. They are expecting to open in November of this year. Edens has placed \$100,000 in escrow to repave the road in front of their property on Vervalen Street and the Borough has submitted a Local Aid application for that road. He advised roadwork would need to be completed by October/November and construction should start in the beginning of summer. In response to Councilman Barad he said the road would be milled and paved and reconfigured to a three lane roadway with one lane in the westerly direction and one two lane heading in the easterly direction with a left hand turn lane in the easterly direction as well. In response to Dr. Barad he informed the segment will go from Piermont Road to Lewis Street. The Borough put in for the Local Aid fund for State funds to help cover the costs so the Borough will use that money to resurface the roadway outside of the Plaza and will use the Plaza's money to resurface that section of roadway in the confines of the Plaza starting at the movie theater . He informed Dr. Barad that in order improve the area in front of Lewis Street to redirect traffic, you would have to acquire and condemn property which would take a great deal of time and money to accomplish.

- b. 50 RAILROAD AVENUE, LLC FOR BLOCK 1205/LOT 9, 50 RAILROAD AVENUE (Approved RM 9/9/15)

- c. 309 CLOSTER DOCK ROAD, LLC FOR BLOCK 1701/LOT 1, 309 CLOSTER DOCK ROAD (Approved RM 9/9/15 - ZBA)

Mr. DeNicola reported the projects for 50 Railroad Avenue and 309 Closter Dock Road are moving along with interior work and once Spring comes along the site work will continue. In response to the Mayor he said he figures 309 Closter Dock Road is still about 3 months from completion and 50 Railroad Avenue was operating illegally at some point in time, so he is not sure when they opened up, the siding work is not completed; they don't have a C.O. yet and that is approximately 3 months away.

- 5) REPORT

7. REPORTS

A. BOROUGH ADMINISTRATOR

Mayor Glidden remarked that this was a lengthy report; and the Administrator informed he would move it along in the best interests of everyone.

Mr. DeJoseph reported that this afternoon he met with the Fire Chief, Ambulance Corps Captain and the siren vendor to possibly install an electronic siren at the fire house in place of the air horns due to maintenance issues. He said we should be obtaining a quote over the new couple of weeks looking at sharing our Capital Budget for this year if the Mayor and Council so choose.

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

- 1) STATUS REPORT RE FOLLOWING INSURANCE MATTER(S):
 - a. Mail List requests re Insurance:
 1. Closter Recreation Commission 2016 Event Requests (7. M.L. 1/14/16)
 - a. Summer Concert Series: Friday nights @ Closter Lions Band shell/Memorial Park at 7:30 p.m.: 6/17 and 6/24; 7/8, 7/15, 7/22
 - b. Closter Coaches Association – Barbeques and Softball games on Fri. 5/27/16 (Memorial Day Weekend); Fri. 7/1/16 (July 4th Weekend); Fri. 9/2/16 (Labor Day Weekend) @ Memorial Field (Rain Dates Sundays @ 4 p.m.: 5/29, 7/2, 9/3)
- 2) STATUS REPORT RE EXTERIOR REPAIRS AND ROOF REPLACEMENT AT BOROUGH HALL (Contract Awarded/RM 5/28/14 to 3 Sons Restoration, LLC, Union, NJ - \$499,000.00) – The Administrator informed that a meeting will be held next week to review the punch list for Borough Hall to get it closed up. Basically everything is done. Tomorrow they will install one light on the side of the building and this is basically it for the punch list.
- 3) STATUS REPORT RE FOLLOWING CONTRACTS AWARDED RM 8/12/15 (Bond Ordinance No. 2015:1188 adopted 6/24/15):
 - a. PHASE TWO RENOVATION OF POLICE DEPARTMENT FIRING RANGE TO ACTION TARGET IN THE AMOUNT OF \$26,897.18 - Mr. DeJoseph said the delivery of materials here. The PD will be installing them in the Spring so this can be removed.
 - b. UPGRADE of the RECORDS MANAGEMENT SYSTEM POLICE DEPT. TO ENFORSYS POLICE SYSTEMS, INC. IN THE AMOUNT OF \$20,750.00 – Borough Administrator reported this will be operational approximately February 1 and can be removed.
 - c. RESOLUTION AUTHORIZING UPGRADES TO SENIOR CENTER UNDER THE NEW JERSEY DIRECT INSTALL PROGRAM TO LIME ENERGY IN THE TOTAL AMOUNT OF \$7,389.44 (Amended RM 8/26/15 TO INCREASE THE TOTAL PRICE BY \$40.90 FOR A REVISED TOTAL OF \$7,430.34) – Mr. DeJoseph informed we are waiting on the State as there is a delay with the Grant. It might change regarding vendors; but we will leave it on until it is determined either way depending on the grant funding.
- 4) ONGOING REPORT RE OUTSTANDING ITEMS ON CORRECTIVE ACTION PLAN APPROVED AT RM 7/22/15 (Requested by Councilman Barad @WS 7/8/15) - The Administrator informed we are working on this every single day. Last week we successfully installed the Trust Fund account /Escrow Account through Edmunds vs. Munidex so that it is directly linked to our GL (General Ledger) which was an Audit finding last year.
- 5) REPORT RE PREPARATION OF REQUEST FOR PROPOSALS FOR BANKING SERVICES (Authorized RM 8/12/15) - Mr. DeJoseph said that this was advertised, sent to the Record today and is on our web site; they are due back 2/23/16; and he will report back to the Mayor and Council after that time. The anticipated change over date is April 1st.
- 6) STATUS REPORT RE CONTRACT FOR EMERGENCY MEDICAL VEHICLE FOR THE CLOSTER VOLUNTEER AMBULANCE & RESCUE CORPS AWARDED TO BAY HEAD INVESTMENTS, INC. D/B/A VCI EMERGENCY VEHICLE SPECIALISTS, BERLIN, NJ IN THE AMOUNT OF \$249,936.00 (Authorized RM 10/14/15) Borough Administrator informed this is on schedule; anticipated for arrival Sept./Oct. He spoke to the Capt. and Lt. about it today
- 7) REPORT RE CONTRACT FOR SKAE POWER SOLUTIONS FOR AN AMOUNT NOT TO EXCEED \$5,700 FOR CLOSTER POLICE FIRING RANGE CANOPY SYSTEM (Authorized RM 10/28/15) — Mr. DeJoseph said we anticipate getting the bid package over the next couple of weeks and going out to bid for the Spring time for middle of the year installation.

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

8) REPORT RE MITCHELL HUMPHREY & CO. FOR CONSTRUCTION DEPT. SOFTWARE PRODUCT LICENSE AND MAINTENANCE SUPPORT AGREEMENT IN THE AMOUNT NOT TO EXCEED \$24,750.00 FOR SOFTWARE PLUS \$10,500.00 FOR SOFTWARE MIGRATION SERVICES (Ordinance 2015:1188; Capital Account C-04-15-188-005-001 & 002) (Authorized RM 11/9/15) – The Administrator reported that Kevin installed it already. Now Mitchell Humphrey is working with Kevin and the Building Department to work on the migration.

- 9) REPORT RE FOLLOWING CONTRACTS FOR ELECTRICIAN JOB ORDER CONTRACTING INSTALLATION OF EMERGENCY STANDBY GENERATORS THROUGH MIDDLESEX REGIONAL EDUCATIONAL COOPERATIVE #65MCESCCPS, RFP# MRSEC-15/16-14 PURSUANT TO N.J.S.A. 40A:11-1 ET. SEQ. AWARDED RM 11/23/15:
- a. CLOSTER DPW (Ordinance 2014:1164; Capital Account C-04-14-164-029-010)
 - b. CLOSTER PUBLIC LIBRARY (Ordinance 2015:1188; Capital Account C-04-15-188-013-001)

Mr. DeJoseph said that a meeting was held on site at the Library roughly last week to look at spacing there as it was too close to the existing power pad, based on O&R 's requirements. They came up with an alternate location; just waiting on one or two items; and at the next meeting, we will be submitting a change order for the Library and also the DPW to put bollards in to protect the generators from any vehicles.

- 10) REPORT RE FOLLOW-UP OF RESOLUTION APPROVED AT REORGANIZATION MEETING HELD 1/4/16 RE REAFFIRMATION OF BOROUGH'S CIVIL RIGHTS POLICY - As no report was provided, the Borough Clerk asked whether

Mr. DeJoseph would be following through on this item, which was approved at the Reorganization Meeting on January 4, 2016, and report on same at the next work session; and the Administrator agreed to do so.

11) REPORT RE 2016 BUDGET PREPARATIONS – Borough Administrator will be discussing this item with the Finance Committee this evening to affirm dates for future budget review.

- 12) REPORT

B. BOROUGH CLERK

1) REPORT RE 2016 APPOINTMENTS – Borough Clerk reported eleven (11) appointments were not made at Reorganization Meeting and two are on the Agenda this evening. The remaining appointments will be placed on the next Regular Meeting Agenda.

2) REPORT RE 2016 OATHS OF OFFICE - Ms. Castano reported although the Citizen Leadership Act was passed into law in 2009, and we have followed through the same each year, we are still having a hard time getting volunteers to complete the information forms on the back of the Board Oaths. This not only makes it difficult for our records, but for the Board of Ethics when it comes time for Financial Disclosure Statements. As Liaisons, kindly ask your respective Boards and Commissions that are required to file to please be sure the Ethics Chair has the most current information to alleviate any problems for everyone involved in the process as it is rapidly approaching.

- 3) STATUS REPORT RE 2016 LICENSES – 2016 Borough Licenses are current.

Regarding Liquor Licenses, the Borough Clerk informed that at this point in time we have four *consumption* licenses that are inactive/pocketed which are: JBS Mack LLC, 540 Young LLC, Topside Inc. and Retail Holdings (DG) LLC. The JBS Mack LLC (formerly Paulie's on Schraalenburgh Road) transfer application to Rose Pero is almost ready to be transferred with investigatory almost completed. Hopefully, by the next Council Meeting we will have an approval for a transfer for Rose Pero on our Regular Meeting Agenda. Two consumption licenses are waiting for further action by the applicants for the investigatory phase and they are 540 Young LLC (formerly The Rec) and Topside. Retail Holdings is a special application which has been referred to the Borough Attorney for further review and discussion with the Division of Alcoholic Beverage Control and the applicant's attorney due to the new concept provided. We have not received any further word regarding the pocketed/inactive *distribution* license of A&P and we are

7. REPORTS (Continued)

B. BOROUGH CLERK (Continued)

waiting further word about this (since it is in bankruptcy).

Ms. Castano reported we have never had this many liquor licenses in limbo which is due in part to The changes taking place since Whole Foods is coming to our town.

4) STATUS REPORT RE 2016 MEETING DATES – The Annual Meeting Notice was published in The Record and Star-Ledger on 1/7/16 with no changes requested.

5) STATUS REPORT RE 2015 ORDINANCES FOR CODIFICATION
(Nos. 2015:1184 to 2015:1200) - CODE SUPPLEMENT NO. 22 – Borough Clerk informed we received an estimate from General Code and are in the process of preparing a requisition for payment which she will discuss with the Borough Administrator.

6) REPORT RE ELECTIONS

a. NORTHERN VALLEY REGIONAL HIGH SCHOOL DISTRICT SPECIAL SCHOOL ELECTION TO BE HELD 3/8/16 (2. M.L. 12/31/15) –As this was previously discussed, Ms. Castano explained she will be forwarding any information she receives to the governing body for their information.

7) REPORT – Borough Clerk reminded that the Bergen JIF will be holding their Elected Officials' Training Seminar in Bergen County @ 6 p.m. on 2/10/16 in the Council Chambers before the next regularly scheduled Council Meeting. Mr. DeJoseph informed he would be providing sandwiches at this meeting.

C. CHIEF OF POLICE

1) REPORT – Chief Kaine reported there were no major issues with the snowstorm. They worked with the DPW and Building Department to make sure all the intersections were cleared. There were a few complaints that were taken care of today. He reported he sent an email regarding the Department's first NARCAN save this afternoon. A young male overdosed on heroin and the officers rushed in and gave him a couple of shots and he came to; and it was amazing. Councilman Di Dio commended the Department on their heroic actions. In response to Councilwoman Latner, the Chief said those individuals have been disciplined through Mahwah Communications and suspensions were effected.

Regarding Public Safety, the Committee met at 1 Railroad Avenue in December; and Ms. Latner wanted to report back on the public safety claims that were being made that they were all able to see that the facility is being run very well and they all felt reassured as to the operations.

Mayor Glidden commended the DPW for their service during the blizzard. He said our streets were far more clear than our neighboring towns.

D. MAYOR

1) STATUS REPORT RE FOLLOWING GRANTS: Mayor Glidden reported there was a grant for the Lustron House previously applied for in the amount of \$20,000 and that has been modified to \$24,999.

a. FILED

1. NEW JERSEY TRANSIT 5310 GRANT PROGRAM TO INITIATE FUNDING FOR THE TRANSPORTATION ASSISTANCE PROGRAM IN THE BOROUGH OF CLOSTER (Authorized at RM 4/22/15) – Mayor Glidden expects a response in the first quarter.

2. NEW JERSEY DEPARTMENT OF TRANSPORTATION FY2015 DISCRETIONARY AID APPLICATION FOR CEDAR LANE PROJECT IN THE AMOUNT OF \$180,000 (Authorized RM 4/22/15) – The Mayor reported we have not gotten a response back on this grant as of yet. He questioned if there was anything we needed to be doing and the Administrator informed he and the Borough Engineer have been following up on same also with no response.

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7. REPORTS (Continued)

D. MAYOR (Continued)

3. BERGEN COUNTY OPEN SPACE TRUST FUND FOR THE RUCKMAN PARK WALKING PATH LIGHTING PROJECT IN THE AMOUNT OF \$137,500.00 (Authorized RM 8/26/15) - Mayor Glidden said this will be done by June.
4. 2016 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FOR SENIOR TRANSPORTATION SERVICES IN THE AMOUNT OF \$6,000 (Authorized RM 9/21/15) – The Mayor said this will be by mid-year.
5. NJ DEPARTMENT OF TRANSPORTATION FOR THE VERVALEN STREET IMPROVEMENT PROJECT – GRANT AGREEMENT #MA-2016-VERVALEN STREET-00196 (Authorized RM 10/14/15) – Mayor Glidden said this should be done by

Spring; and reiterated that the Engineer advised it should be completed by October 1st.

b. AWARDED

1. 2016 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FOR CLOSTER SENIORS ACTIVITIES IN THE AMOUNT OF \$6,000 (Authorized RM 9/21/15) \$2,000 awarded - Contract Number: PS-CLOSTERSR15; Term of Contract: 7/1/15 – 6/30/16 (8. M.L. 1/7/16)

c. TO BE FILED

1. To be announced by Mayor

2) REPORT – Mayor Glidden reported he was notified that a lease was signed at the Plaza for KidVille which is a place for play dates and activities for children infant to 6 years old. He informed he has continued ongoing meetings and discussions with Chamber of Commerce. They will come make a presentation to the Mayor and Council regarding some items discussed at the Joint Meeting. They also briefly discussed the possibility of returning to angle parking and whether or not it can be done so it can be either done or taken off the table. The Mayor said he has received three complaints about the Northern Valley Press leaving the newspapers at the end of everyone's driveways and they are not picked up with no owner present or abandoned. They accumulate and we need to decide if we're going to do anything about that. In response to the Mayor, Borough Attorney said we have a list of foreclosures which don't necessarily mean they are abandoned but said we could put a list together. Dr. Barad suggested a registry for residents to inform when they will be out of town.

Mayor Glidden informed the New Jersey Business and Industry Association (NJBIA) does a Good Neighbor Award annually and he would be submitting a nomination for Stop and Shop.

The Mayor said he would like to request in the Regular Meeting a Resolution authorizing the investigation of alternate polling locations.

8. COMMITTEE REPORTS

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

1) STATUS REPORT RE CLOSTER WEBSITE – Mr. Stabile reported as of 2016 there are a few links that reference and link to individuals no longer appointed which requires updating. Kevin Whitney is aware of the problems and he asked that any changes be sent to himself or to Kevin directly.

2) REPORT – Mr. Stabile reported the Finance Committee has not met but they will set up a meeting today for later this week or early next week.

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

1) REPORT – Councilwoman Latner informed she would like to discuss looking to hire a couple of patrolmen and requested a Closed Session regarding same. She asked the Chief of Police to stay to discuss same in terms of personnel.

Mrs. Latner informed the Fire Department has posed a question to her which she would like to pass along. They questioned why their uniform allowance was being taxed on their W-2 forms because they pay for their own. Why are they putting in \$700 and only getting credit for \$600. Borough Administrator said he would review same with her.

8. COMMITTEE REPORTS (Continued)

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

Councilwoman Latner reported there have been a lot of programs at the Library and named a few. She reminded the Audit Report was handed out so everyone could see it and she said when the Finance Committee meets she wanted them to be apprised of what happened in the past. There has been \$30,000 underfunded; and after discussions with the Borough, \$10,000 installments were to be made once a year for 3 years to make up for that. She said the Library has been working to cut costs and they have seen some savings by the new Children's Librarian not taking medical benefits.

Mrs. Latner passed around a flyer for the Little Shop of Horrors show being put on at the High School and she invited all to attend.

Mayor Glidden wished to note the Firemen's Installation Dinner has been rescheduled for February 13th.

C. PUBLIC WORKS - CHUNG (LATNER/STABILE)

1) REPORT – Councilwoman Chung reported the DPW Committee has not had a chance to meet yet. She noted she spoke to Councilwoman Latner (former Liaison) today; and Ms. Chung feels it is important to debrief after the storm.

D. ORDINANCES - BARAD (CHUNG/AMITAI)

1) REPORT RE ORDINANCE COMMITTEE MEETINGS – Councilman Barad reported the Ordinance Committee did not meet this month but they plan to do so in early February. He anticipates a report for the next meeting once they have reorganized and prepared their agenda.

2) REPORT – Dr. Barad reported from the Shade Tree Commission they are short a Member because Mr. Stabile was elected to the Council so they are looking for a replacement. Jennifer Anderson from Metropolitan Farms had expressed an interest; and he reached out to her but has not heard back yet. The Commission wanted to note an interesting program called opentreemap.org because one of the issues they have had for many years is tracking of planting and seedlings. This program is like Google Maps and it can be customized as it is a subscription service that could possibly be shared with other towns to reduce costs.

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

1) REPORT RE PERSONNEL COMMITTEE MEETINGS – Councilman Di Dio reported they did not have a Human Resources meeting this month; and there are no concerns or issues to report. He said there are a few pending issues on which they are waiting legal advice.

2) REPORT – Mr. Di Dio reported Tenakill Middle School is taking online midterm exams and the results will be given to parents shortly.

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

1) REPORT – In the absence of Councilwoman Amitai, no report was provided.

9. OLD BUSINESS

10. NEW BUSINESS

Borough Administrator thanked the Police Department, Fire Department and Ambulance Corps noting there were no issues for them during the storm. He said thank you to the Department of Public Works for the great job they did and for the resident's patience.

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

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – JANUARY 27, 2016 – 7:30 P.M.

Steve Isaacson, 97 Columbus Avenue, addressed the following items:
He said it was his ideal that the Swim Club be taken over by the High School years ago. He cited the change in the open session in Demarest to 5 minutes for discussion about laws and ordinances and 10 minutes for any member of the public for anything the public wishes to discuss. He suggested that Closter consider this in addition to changing the public portion to the beginning of the meeting as it used to be. He said the DPW did a great job even cleaning the bus stops. He noted that the State has mandated that bee hives cannot be prohibited and this supersedes Borough law. He referred to the Environmental Commission minutes wherein Sophie Heymann stated that the COAH obligation was 120 to 689 units; and Mayor Glidden said that the figure is not correct since we are waiting to hear from our Master and the Courts. Borough Attorney noted that the number is the Fair Housing Consortium contention. He noted that Suez Water wants an 18% rate increase and the farm needs water. Explaining that there is a well there, he suggested that the well be rehabbed rather than using water from Suez.

Relative to the trees on Wendy Lane, Mayor Glidden said same is a larger issue so that a written legal opinion has been requested from the Borough Attorney. It is a difficult issue that takes time to research and Borough Attorney said he would have a preliminary report by the next meeting.

Regarding the Church on West Street, Mr. Isaacson noted that fires happen and there should be fire alarms in the building. He questioned the percentage of taxes that come from businesses; and the Borough Administrator noted that same was 10%. Mr. Isaacson said that Closter is a residential town and we should not be fostering business; and Mayor Glidden said improving downtown is not to attract more business, it is to increase investment in downtown and make it a more vibrant area. Mr. Isaacson continued that he is concerned about zoning for Piermont Road and Trautwein Farm. He said the Borough is giving into business. Borough Attorney said even though businesses do not pay the bulk of the taxes, they do not have children going to school. The Borough loses money on residential properties with children going to school whereas businesses are dollar for dollar.

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

Motion to adjourn the Work Session at 9:14 p.m. was made by Councilman Di Dio, seconded by Councilman Stabile and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council on
February 4, 2016 for approval at the
Regular Meeting to be held
February 10, 2016.

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 February 10, 2016
Consent Agenda Item No. 13b.