

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING AGENDA – JUNE 23, 2010 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to the Press Journal and The Record and published in both newspapers on January 7, 2010, posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL
4. PROCLAMATIONS, PRESENTATIONS, MOMENTS OF SILENCE
5. ADOPTION OF MUNICIPAL BUDGET, AND RELATED RESOLUTIONS, @ 7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD

The Municipal Budget was introduced at the Regular Meeting held 5/12/10 and the Municipal Budget Summary was published in the Press Journal issue of 5/20/10, as stated in the printer's affidavit of publication. Reprint of the Summary was posted on the Municipal Bulletin Board in accordance with statutory requirements and copies have been made available to the general public. On 5/17/10, the Borough Clerk hand delivered a copy of the Municipal Budget to the Library Director in accordance with N.J.S.A. 40A:4-8 for public inspection.

The Public Hearing was held at the Regular Meeting of 6/9/10; and at that time, the Adoption was adjourned to this meeting.

6. INTRODUCTION OF AMENDMENT TO 2010 MUNICIPAL BUDGET – PUBLIC HEARING - 7/14/09 @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Requested by Administrator 6/16/09) - TO BE PREPARED BY AUDITOR
7. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

The following Ordinance was introduced at the Regular Meeting held 5/26/10 and was published in the Press Journal on 6/3/10 as stated in the printer's affidavit of publication. Reprint of this Ordinance was posted on the Municipal Bulletin Board in accordance with statutory requirements and copies have been made available to the general public:

- a. ORDINANCE NO. 2010:1069, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 169, ARTICLE 88, TRANSFER STATION, OF THE CODE OF THE BOROUGH OF CLOSTER”

- 8a. VOTE ON CONSENT AGENDA ITEMS

INTRODUCTION OF ORDINANCES (WITH PUBLIC HEARING DATE SPECIFIED)

RESOLUTIONS

9. BILL RESOLUTION – JUNE 30, 2010
TO BE PREPARED BY DEPUTY TREASURER
10. RESOLUTION NO. 2 RE RENEWAL OF 2010-2011 LIQUOR LICENSES
11. RESOLUTION AUTHORIZING PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE NO. 0207-33-003-005 FROM TO CHIH SHYANG CORPORATION T/A PEKING DUCK HOUSE RESTAURANT, 411 PIERMONT ROAD, TO GJEVUKAJ RESTAURANT CORP.
TO BE PREPARED BY BOROUGH ATTORNEY

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – JUNE 23, 2010 – 7:30 P.M.

8a. VOTE ON CONSENT AGENDA ITEMS (Continued)

RESOLUTIONS (Continued)

12. *POSSIBLE* APPOINTMENT(S) OF SALARIED EMPLOYEES (NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/10; RM 1/13/10; 1/27/10; 2/10/10; 2/24/10; 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10; 5/26/10; 6/9/10) - RESOLUTIONS TO BE PREPARED BY ADMINISTRATOR

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
DEPUTY BOROUGH CLERK	_____	1 Year	12/31/10
CONSTRUCTION OFFICIAL	_____	4 Year	12/31/13
DEPUTY TAX COLLECTOR	_____	1 Year	12/31/10
DESK DISPATCHER			
FULL TIME	_____	1 Year	12/31/10
PERMANENT CLERICAL FLOATER	_____	1 Year	12/31/10
POLICE MATRON	_____	1 Year	12/31/10
**QUALIFIED PURCHASING AGENT	_____	1 Year	12/31/10
SCHOOL CROSSING GUARD			
PART TIME	_____	1 Year	12/31/10

**Permissive (1b. Mail List 12/23/09 – recommended Borough Attorney review)

13. RESOLUTION AUTHORIZING THE DEPUTY TREASURER TO ISSUE CHECK IN THE AMOUNT OF \$32,183.31 TO ROTHMAN REALTY CORP. PROFIT SHARING AT 411 GRAND AVENUE, ENGLEWOOD, NJ, AS WELL AS A RETURN OF PREMIUM PAID AT TAX SALE IN THE AMOUNT OF \$21,600.00 FOR REDEMPTION OF TAX SALE CERTIFICATE #09-1, RE BLOCK 308 LOT 23, 65 BETHANY CIRCLE (Received from Tax Collector 6/17/10)
14. RESOLUTION AUTHORIZING THE BOROUGH OF CLOSTER TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C.72 (Received from Auditor 6/8/10) (Adjourned from RM 6/9/10)
15. RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH BOSWELL ENGINEERING RELATING TO THE PROVISION OF ENGINEERING SERVICES FOR PERMIT APPLICATION FOR THE CLOSTER COMPOST FACILITY (Discussed at W.S. and RM of 6/9/10/Adjourned to this meeting)

MOTIONS

16. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed 6/17/10) ABSTENTION: AMITAI:
- a. REGULAR MEETING OF JUNE 9, 2010
 - b. WORK SESSION OF JUNE 9, 2010
17. MOTION APPROVING THE FOLLOWING NON-SALARIED APPOINTMENTS (NOT MADE AT THE REORGANIZATION MEETING HELD 1/4/10; RM 1/13/10; 1/27/10; 2/10/10; 2/24/10; 3/10/10; 3/24/10; 4/14/10; 4/28/10; 5/12/10; 5/26/10; 6/9/10:

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION			
Member	_____	2 Year	12/31/11
*SHADE TREE COMMISSION			
Member (Ryan)	_____	5 Year un-	
(3. M.L. 3/11/10)		expired to	12/31/11
* <i>Mayoral Appointment</i>			

18. MOTION APPOINTING _____ TO SERVE AS ZONING BOARD OF ADJUSTMENT ALTERNATE. NO. 3 FOR A 2-YEAR UNEXPIRED TERM (IAFRATE) TO 12/31/10 (3. M.L. 5/27/10) (Adjourned from RM 6/9/10)

CLOSTER MAYOR AND COUNCIL
 REGULAR MEETING AGENDA – JUNE 23, 2010 – 7:30 P.M.

8a. VOTE ON CONSENT AGENDA ITEMS (Continued)

MOTIONS (Continued)

19. MOTION APPROVING/DENYING THE FOLLOWING APPLICATIONS FOR HAWKER & PEDDLER PERMIT TO OPERATE A CATERING TRUCK ON RAILROAD AVENUE ONLY, SUBJECT TO APPROVAL BY THE BOARD OF HEALTH (Received from Chief of Police 6/17/10):

- a. NO. 2010-003 FOR ANDREW G. MALAFIS, 125 DAVIS DRIVE, RIVER EDGE, NJ 07661, TO OPERATE CATERING TRUCK FOR SALE OF FOOD, COFFEE, SODAS
- b. NO. 2010-004 FOR JOSE A. DESOUSA, 110 MC CULLOUGH ROAD, WASHINGTON, NJ 07882, TO CONDUCT LUNCH TRUCK CATERING FOR SALE OF COFFEE, COLD DRINKS, HOT DOGS, HAMBURGERS, PASTRY AND COOKIES

20. MOTION APPOINTING THE FOLLOWING INDIVIDUALS TO FILL THE FOLLOWING APPOINTMENTS MADE AT THE REORGANIZATION MEETING HELD ON 1/4/10 (Which have not been accepted as of the time of preparation of this Agenda):

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION Member	_____	2 Year un- expired to	12/31/10
*SHADE TREE COMMISSION Alternate No. 2	_____	4 Year un- expired to	12/31/11
<i>*Mayoral Appointment</i>			

REPORTS

21. ACCEPTANCE OF THE FOLLOWING REPORTS:
 (None at time of preparation of this Agenda)

8b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

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

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

24. ADJOURNMENT

ALL BUSINESS WILL TERMINATE AT 11:00 P.M.

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION AGENDA – JUNE 23, 2010 - 7:30 P.M.

1. PLEDGE OF ALLEGIANCE
2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to the Press Journal and The Record and published in both newspapers on January 7, 2010, posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL
4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS
 - a. MAIL LIST OF JUNE 10, 2010
 - b. MAIL LIST OF JUNE 17, 2010
5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of June 23, 2010)
6. COMMITTEE REPORTS
 - A. FINANCE AND TECHNOLOGY - DOLSON (GLIDDEN/ KASHWICK)
 - 1) STATUS REPORT RE CLOSTER WEBSITE
 - 2) REPORT
 - B. PUBLIC SAFETY - GLIDDEN (DOLSON/LATNER)
 - 1) REPORT
 - C. PUBLIC WORKS - LATNER (AMITAI/GLIDDEN)
 - 1) REPORT
 - D. ORDINANCES - BARAD (KASHWICK/AMITAI)
 - 1) REPORT RE ORDINANCE COMMITTEE MEETINGS
 - 2) REPORT
 - E. HUMAN RESOURCES - KASHWICK (BARAD/DOLSON)
 - 1) REPORT RE PERSONNEL COMMITTEE MEETINGS
 - 2) REPORT
 - F. PRIVATE CONSTRUCTION, LAND USE, ZONING ENFORCEMENT & NEW BUILDINGS – AMITAI (BARAD/DOLSON)
 - 1) REPORT
7. OLD BUSINESS
8. NEW BUSINESS

CLOSTER MAYOR AND COUNCIL
WORK SESSION AGENDA – JUNE 23, 2010 - 7:30 P.M.

9. OPEN MEETING TO THE PUBLIC FOR ANY MATTER PER NJSA 10:4-12(A) SUBJECT TO A 5 MINUTE LIMIT PER GENERAL RULE NUMBER 10) EXCEPT FOR ITEMS SCHEDULED FOR PUBLIC HEARING AT THE REGULAR MEETING
10. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE
11. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY
12. ADJOURNMENT

MAIL LIST
JUNE 10, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	06/04/10	06/01/10	Lorraine L. McMackin, Borough Clerk, Borough of Norwood to Loretta Castano	*Resolution in Support of the Immediate Repeal of Kyleigh's Law		
2.	06/04/10	06/03/10	Jean M. Pelligra, Borough Clerk, Borough of Maywood to Loretta Castano	*a. Resolution in Opposition to Repealing Bergen County Blue Laws b. Resolution in Support of Millionaire's Fair Tax Legislation		
3.	06/04/10	06/03/10	Lt. Dwane Razzetti, County Coordinator, County of Bergen Department of Public Safety, Divison of Emergency Management to Loretta Castano	*Agreement - County of Bergen and Borough of Closter Automated Emergency Telephone Alerting Service (C3), Resolution No. 10-406		Borough Attorney Borough Administrator
4.	06/07/10	No Date	Avraam and Morela Russo, 260 Parsells Lane	*Letter requesting permission to have Rockland Electric Company install a utility pole on lot at 260 Parsells Lane (Copy to Mayor Heymann, Quentin Wiest 6/7/10)		Borough Attorney
5.	06/07/10	06/03/10	Arnold & Irina Warmbrand to Borough Clerk	*Notice of Meeting to Property Owners for Planning Board Application for Major Soil Movement approval for addition to a single family dwelling on property located at Block 802, Lot 4, 14 Storig Avenue, to be held 6/24/10 @8 p.m.		Amitai/Planning
6.	06/08/10	06/03/10	Assemblywoman Charlotte Vandervalk, 39 th District, New Jersey General Assembly	*Acknowledgment of receipt of copy of the Mayor and Council's Resolution Urging the Legislature to Amend the Open Public Records Act to Address Various technical Issues and supporting reform of same		
7.	06/08/10	06/03/10	David M. Watkins, Esq., Attorney for Applicant to Borough Clerk	*Notice that the Planning Board will hold a Public Meeting on 6/24/10 @ 8:00 p.m. re application for Avraam Russo, Block 2305, Lot 12, commonly known as 260 Parsells Lane		Amitai/Planning
8.	06/08/10	06/07/10	Rev. Paul A. Cannariato, Pastor, Church of St. Mary	*Letter requesting permission to install signs at three named intersections (Copy to Zoning Officer)		
9.	06/07/10	06/07/10	Lori Grifa, Commissioner, State of New Jersey, Department of Community Affairs	*Letter introducing Governor Christie's Cap 2.5 amendment and inviting all to visit the Governor's official website to view list of supporters and sign petition in support of same		
10.	06/07/10	06/07/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alerts Re: a. I. Ethics Training Available from NJLM II. June Grant Page Posted - Correction III. Board of Public Utilities' Clean Energy Program - Local		

	06/08/10	06/08/10		Government Energy Program IV. 2010 Federal Directory b. I. FY 2011 Hazard Mitigation Assistance Program II. Make Sure Your Management Team Reads the League Magazine! c. S-1 Posted For Senate Vote, Thursday, June 10	
11.	06/09/10	06/09/10			
	06/08/10	06/01/10	Barbara Maldonado, Borough Clerk, Borough of Little Ferry to Borough Clerk	*Resolution in Support of the Immediate Repeal of Kyleigh's Law	
12.	06/09/10 Hand del'd	06/09/10	Ronit Slotsky, PhD, and Noa Slotky, 8 Arthur Court ,to Mayor	*Letter written by Noa Slotky requesting the installation of sidewalks on Closter Dock Road at the edge of Henmar Drive enroute to Tenakill School with enclosed signature list in support of same (Copy to Chief Berrian)	
13.	06/09/10	06/03/10	Valerie Coniglio, Clerk to the Board of Chosen Freeholders, to Governor Chris Christie c: Bergen County Municipalities	*a. Certified copy of Resolution No. 849 adopted 6/2/10 opposing unfunded Mandates b. Certified copy of Resolution No. 853 adopted 6/2/10 opposing to State Budget cuts to Library Funding for Municipal Public Libraries	
14.			Valerie Coniglio, Clerk to the Board of Chosen Freeholders, to Municipal Clerk	*Notice of Introduction of the following Ordinances on 6/2/10 - Public Hearing 7/14/10 @7:30 p.m.: a. 10-12 : BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$4,198,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$3,988,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF THE COST THEREOF b. 10-12 : BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS FOR THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,681,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,596,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF THE COST THEREOF	
14. Cont				c. 10-14 : BOND ORDINANCE PROVIDING FOR ROADWAY IMPROVEMENTS FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$653,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$620,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF THE COST THEREOF d. 10-15 : BOND ORDINANCE PROVIDING FOR VARIOUS	

				<p>IMPROVEMENTS FOR THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,701,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$2,565,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF THE COST THEREOF</p> <p>e. 10-16: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$14,200,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$13,490,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF THE COST THEREOF</p> <p>f. 10-17: BOND ORDINANCE PROVIDING FOR VARIOUS DEPARTMENT OF PUBLIC WORKS IMPROVEMENTS, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$8,712,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$8,276,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF THE COST THEREOF</p>	
15.	06/09/10	06/07/10	David M. Watkins, Esq., Attorney for Applicant to Borough Clerk	*Notice that the Planning Board will hold a Public Meeting on 7/7/10 @ 8:00 p.m. re application of Capital Young Properties, LLC, Block 1205, Lot 8, commonly known as 10 Railroad Avenue	Amitai/Planning
16.	06/10/10	06/04/10	Anthony Fontana, Bureau Chief, Bureau of Transfer Stations & Recycling Facilities, State of New Jersey Department of Environmental Protection, Solid & Hazardous Waste Management Program, Bureau of Transfer Stations & Recycling Facilities, to George D. Cascino, P.E., P.P. c: Mark Vangieri, Bergen County Recycling Coordinator; Richard Wierer, Bergen County Solid Waste Management Official; Municipal Clerk, Borough of Closter; Joseph Miele, Miele Sanitation,	*Administrative and Technical Notice of Deficiency, Application for Renewal & Modification of a Recycling Center General Approval for Class B Materials, Miele Sanitation, Block 1205, Lots 3.01, 10 & 11, Borough of Closter, Bergen County, Facility ID No.: 197012; Permit No.: CBG100002 & CBG100003 (Copy to William Dahle, III)	Borough Attorney
17.	06/10/10	06/09/10	David M. Watkins	*Watkins - 102 Blanch Avenue, Closter , N.J.; Block 1402, Lot 24 Request for immediate removal of property identified as No. 32 on "Privately - Owned Potential Open Space & Recreation Resources"; and "Private-Owned Potential Open Space & Recreation Resources,	

				STREAM ROW'S ONLY" (Copy to Michael Hakim. Environmental Commission)	
18.	06/10/10	06/10/10	Michael Kaine, Editor @ Verizon, NJ, to Borough Clerk	*Community Update	Barad/TV Advisory Committee

MAIL LIST

JUNE 17, 2010

NO.	DATE REC'D	DATE	FROM	SUBJECT	COPY ATTACHED	AGENDA/COMMITTEE/ LIAISON
1.	06/15/10	06/03/10	Valerie Coniglio, Clerk to the Board of Chosen Freeholders, to Municipal Clerk	Notice of Adoption of the following Ordinances on 6/2/10: a) 10-10 : AN ORDINANCE PROVIDING FOR THE INSTALLATION AND OPERATION OF AUTOMATIC TRAFFIC CONTROL SIGNALS AT LODI - MAYWOOD - ESSEX STREET & DRIVEWAYS - # 99 W. ESSEX STREET / NATIONAL GUARD COMPLEX b) 10-11 : GUARANTY OF BCIA BONDS (Pooled Loans) (8. M.L. 5/27/10)		
2.	06/16/10	06/14/10	Dennis McNerney, Bergen County Executive, to Mayor	*Notification that the Borough of Closter's Application for 2010 Community Development Block Grant Funds for Barrier Free Curb Cuts in the amount of \$50,000 has been approved for inclusion in Bergen County's 2010 Consolidated Plan submitted to the Department of Housing and Urban Development		Mayor/Grants
3.	06/16/10	06/11/10	John DiMaio, Assemblyman, 23 rd District, Hunterdon and Warren Counties, to Mayor	*Letter informing of Assembly Bill 2555 which provides that municipalities can fund public libraries as they deem adequate and removing the statutory 1/3 of a mill required appropriation; and requesting a Resolution expressing the Borough's position - Copy of A-2555 enclosed for review (Copy to Ruth Rando)		Latner/Library
4.	06/16/10	06/16/10	James Anzaldi, President, NJS League of Municipalities, Mayor, Clifton	*13th Annual Elected Officials Hall of Fame		
5.	06/16/10	06/16/10	William G. Dressel, Jr., Executive Director, NJS League of Municipalities, to Municipal Clerks	*League Alert Re CORRECTED WEBSITE for <u>S-1</u> Summary		
6.	06/17/10	06/15/10	Susan Connelly, RMC, Borough Clerk, Borough of Dumont to Loretta Castano	*Resolution in Support of the Immediate Repeal of Kyleigh's Law		

ALSO DISTRIBUTED:

Unapproved Minutes of Regular Meeting held June 9, 2010

Unapproved Minutes of Work Session held June 9, 2010