

MAYOR AND COUNCIL  
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – JUNE 10, 2009 - 7:30 P.M.

Mayor Heymann called the meeting to order at 7:30 p.m.

1. PLEDGE OF ALLEGIANCE

Mayor Heymann invited all to join in the Pledge of Allegiance.

2. OPEN PUBLIC MEETINGS ACT STATEMENT

Mayor Heymann declared that the meeting was being held in compliance with the provisions of the Open Public Meetings Act.

3. ROLL CALL

Those present were the following:

Mayor Sophie Heymann  
Councilpersons John C. Glidden, Jr., Thomas Hennessey, John Kashwick, David  
Barad (7:49 p.m.) and Cynthia Tutoli  
Borough Administrator, Quentin Wiest  
Borough Attorney, Edward T. Rogan  
Borough Clerk, Loretta Castano  
Borough Engineer, Nick DeNicola  
Chief of Police, David Berrian  
Tax Collector, Maria Passafaro

Those absent were:

Councilwoman Victoria Amitai

Also present in the audience were: Leonard Sinowitz, Zoning Officer, Paul Demarest, Land Use Coordinator/Zoning Board of Adjustment, James Whitney, Property Maintenance Officer, Former Councilpersons, Linda Albelli and Jack Kelly

4. PUBLIC HEARING OF AMENDMENT NO. 2 TO THE MUNICIPAL BUDGET @7:30P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

This Amendment was introduced at the Regular Meeting held 5/27/09 and was published in the Press Journal on 6/4/09 as stated in the printer's affidavit of publication. Reprint of this Amendment was posted on the Municipal Bulletin Board, in accordance with statutory requirements, and copies have been made available to the general public.

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

Motion approving Amendment No. 2 to the Municipal Budget was made by Councilman Kashwick, seconded by Councilman Glidden and declared carried by Mayor Heymann upon the affirmative vote of Councilman Glidden, Hennessey, Kashwick and Tutoli.

5. ADOPTION OF 2009 MUNICIPAL BUDGET, AS AMENDED, @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD

Motion adopting the 2009 Municipal Budget, as amended, was made by Councilman Kashwick, seconded by Councilman Glidden and declared carried by Mayor Heymann upon the affirmative vote of Councilman Glidden, Hennessey, Kashwick and Tutoli.

6. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCES @7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

The following Ordinances were introduced at the Regular Meeting held 5/13/09 and were published in the Press Journal on 5/21/09 as stated in the printers affidavit of publication. Reprint 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. No. 2009:1041, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 48 OF THE CLOSTER CODE AND CLARIFYING ORDINANCE NO. 2009:1026 REGARDING PERSONNEL POLICIES

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At this time, Mayor Heymann confirmed with the Borough Attorney that there was further discussion on this ordinance and; therefore, she would hold same and not ask for a motion to adopt this ordinance.

b. No. 2009:1042, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 103 OF THE CODE OF THE BOROUGH OF CLOSTER REGARDING FENCES”

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

Motion approving adoption of Ordinance No. 2009:1042 was made by Councilman Kashwick, seconded by Councilman Hennessey and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Hennessey, Kashwick and Tutoli.

c. No. 2009:1043, “AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$68,100.00 FROM BERGEN COUNTY MUNICIPAL PARK IMPROVEMENT & LAND ACQUISITION PROGRAM FOR PARK AND HISTORIC PRESERVATION IMPROVEMENTS”

Mayor Heymann declared a public hearing and explained that this ordinance provides for the grant and matching funds to the grant appropriated by the Bergen County Freeholders.

Steve Isaacson, 97 Columbus Avenue, questioned the improvements covered by this grant. Mayor Heymann said that the grant includes improvements to the parks and playgrounds, a change of the adult gym equipment from High Street to Ruckman Park, and a bathroom. He questioned the cost for moving the equipment from High Street where the Mayor had wanted same. Mayor Heymann said that the grant would cover the services of the DPW for the move; and that originally it was felt that High Street would be a secluded location for the equipment, but because there is no parking, the equipment is not being used in addition to the isolated location. The equipment would be located along the track at Ruckman Field. The playground equipment at Memorial Field would be improved; and the bathroom facilities would be located at Mollicone Park. Mr. Isaacson questioned the expenditure of funds on luxury items that have never existed in Closter.

Linda Albelli, 353 High Street, noted that Ruckman Field is looking cluttered and no regard has been given to public safety since that area was a designated landing zone for the North Star helicopter. Mayor Heymann answered that the center of the field has not been touched and are as lavish as they ever were. Councilman Glidden advised that a helicopter can still land at the field and that the recent improvements have not restricted same.

Motion approving the adoption of Ordinance No. 2009:1043 was made by Councilman Glidden, seconded by Councilman Hennessey.

ROLL CALL VOTE:	Mr. Glidden	Yes	Mr. Kashwick	No
	Mr. Hennessey	Yes	Mrs. Tutoli	No

TIE VOTE: 2-2

Mayor Heymann voted Yes.

CARRIED: 3-2

At this time, Mayor Heymann explained that of the \$136,000, half is coming from the County which is dispersed every year by the County and the matching funds are Closter Open Space funds that do not impact the taxes any further than the 1% devoted to open space. Because of the County contribution, we are spending 50 cents for every dollar being expended.

d. No. 2009:1044, “A CAPITAL ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$150,000.00 FOR WEST STREET SECTION IV IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF CLOSTER AND TO APPROPRIATE \$150,000 FROM A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT “

Mayor Heymann declared a public hearing and explained that the ordinance is a catch up ordinance for a program that has been completed.

Jack Kelly, 132 Herbert Avenue, questioned which program had been completed. Mayor

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Heymann answered that West Street Section 4 has been completed. Borough Engineer answered that there is a 2010 grant application to complete West Street up to High Street; and the program was started because of the condition of the road which is used as a truck route and can be completed with State funds. Herbert Avenue is part of the truck route through town and same was improved with Department of Transportation funding in 1994 up to the curve. The curve up to the railroad tracks would be completed this year. Mayor Heymann explained that the Borough is not spending the \$150,000 but making the monies available to pay the bills and the monies would be repaid through a Department of Transportation grant less the engineering costs which are at 8%.

Motion approving adoption of Ordinance No. 2009:1044 was made by Councilman Hennessey, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Hennessey, Kashwick and Tutoli.

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

Jack Kelly, 132 Herbert Avenue, questioned the Pascack Valley Hospital situation. Mayor Heymann answered that she had attended the meeting and the area was very well represented. The arguments were comprehensive and cogent and the issue rests with the State Commission. She could not discuss the issues before the State Commission but she expressed herself at the meeting that the hospital was a necessary adjunct to our needs.

Councilman Barad entered the meeting at this time.

Mr. Kelly questioned the 2009 Budget total and was advised by Mayor Heymann that same was \$13,758,570 and at this point in time no payments have been deferred. Compensation, sick leave and vacation time for the employees have been included in the budget in addition to salary increases. Relative to funding for the Recreation Commission, Mayor Heymann explained that an item was misconstrued during budget review keeping the Commission from receiving \$18,000; and the final account for the Commission is no more than last year which was \$35,000. Councilman Glidden advised that in the course of budget deliberations, it was thought that \$18,000 was left over from last year's budget. Subsequent to that it was determined that the money had been earmarked and spent; and, therefore, the 2009 budget was revised to \$35,000.

Mayor Heymann explained that the utility cost is a balancing act inasmuch as the cost has risen 14% in one case and 18% in another but we are affecting some major savings by using different methodology such as replacing bulbs with more efficient bulbs and checking the telephone system. These savings will balance in a very large extent the additional cost of the utilities this year. Fuel costs are high but not as high as last year; and we are putting in some major new controls on the dispensation of gasoline and diesel. Relative to the Municipal Debt Service, Mayor Heymann advised that the debt service for 2009 is \$1,140,292 or approximately 8% of the budget and the 2008 figure was \$1,093,000 and the increase is due to the annual increase in the bond principal payment.

Steve Isaacson, 97 Columbus Avenue, advised that Norwood is considering charging an extra \$100 per night game at their fields and he suggested that Closter consider same. He noted that the Building Department is self-sufficient and felt that the Recreation Commission should do the same. He reminded Councilman Glidden that he had requested the Recreation receivable amount for last year; and Councilman Glidden responded that he was not coming up with a number but he had suggested that the new Borough Administrator would provide the figures. Mayor Heymann explained that the taxes pay for services and there are a large number of residents that appreciate these services. Mr. Isaacson said even with all of the recreational facilities and services, his house value decreased this year.

Mr. Isaacson questioned the authorization resolution for the sign for Mr. Tillman that was placed at Memorial Field inasmuch as he was not a resident of the Borough; and according to the web, he was shot by his own soldiers. Mayor Heymann answered that there is a resolution on the record for the Tillman sign originally; and the Recreation Commission chose to replace the sign, which does not have to come before the Mayor and Council.

Mr. Isaacson cited the disappearance of transparency in the Borough noting that Signature Properties is the main owner of Closter Plaza; and Mayor Heymann answered that the Irani Family owns 100% of the Plaza.

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Linda Albelli, 353 High Street, questioned why the Tillman sign was replaced since same was expensive. Mayor Heymann explained that the sign was replaced with money from the Recreation Commission fundraising and has nothing to do with the Borough. In answer to Councilman Glidden, Ms. Albelli explained the impetus behind the Tillman sign.

Ms. Albelli referred to the repaving of portions of High Street without replacing the curb and Mayor Heymann's response was that the County should be contacted on this matter. She said the County advised her that the Borough is responsible for curb replacement. Borough Engineer said that only the curbing that was in the budget could be replaced at that time; and the Borough did not follow through on the curb program the following year.

Jack Kelly, 132 Herbert Avenue, noted that he had asked Mr. Oettinger and Mr. Potterton at that time not to install the Tillman sign because he knew the family who felt there was something wrong with the reported death of Mr. Tillman. He felt the sign should be removed.

Diane Larsen, 29 John Street, questioned how there could be an \$18,000 oversight for the Recreation Commission when the Borough has a financial encumbrance system in place. Councilman Glidden explained that the figure showed up as not being spent; and, therefore, it was removed erroneously from the budget. Mayor Heymann said that the purchase order was placed in December 2008 for a long array of athletic equipment that was delivered in 2009. The Council saw a purchase order that did not have the detail of the items; and at the time, we were not aware that it was a bona fide purchase order. When a bona fide purchase order was given to the Council, the error was rectified.

Ms. Larsen referred to an OPRA request for the names and titles of those persons working for the Borough. Mayor Heymann explained that the request was for names to be included in the salary schedule matching the title and that a document such as this does not exist. She invited Ms. Larsen to come to her office at which time she would provide the names and titles.

Hugh Johnson, 107 Demarest Avenue, referred to a question from Lt. Kevin Doerr relative to a \$10,000 lump sum payment to John DiStefano and the investigation. Mayor Heymann said the calculations were made, the check was drawn and the sum was expended. According to the calculations, he had that coming to him. Neither she nor anyone else on this Council had anything to do with that particular dispersion. The check was drawn in its proper order through the Finance Office. The check is signed automatically.

Mr. Johnson referred to an OPRA request for the unemployment insurance payment to John DiStefano, which according to his legal counsel is illegal if the particular person is under criminal investigation. He cited discrepancies and blanks on the unemployment form, including his last day of work, date of separation, reason for separation, request for 401K or company pension or retirement benefits, date for type of payment, but noted that the form was signed by the Mayor on 2/9/09. Mayor Heymann said that neither she, the Council, any municipality or employer has jurisdiction over unemployment. She said she only signed as to the fact that the paper came to Closter and that we were in receipt of the information. Mr. Johnson noted that Mr. DiStefano received the maximum payment of \$15,184 even though he is being investigated for a crime.

Mr. Johnson cited a letter to Mayor Heymann from COAH regarding the incomplete Substantive Certification petition and requesting submission of documents. Mayor Heymann said that the letter crossed the information that the Borough had submitted in a timely fashion and that the Borough is covered and in compliance with COAH regulations at this time.

Diane Larsen, 29 John Street, cited the unemployment form for John DiStefano that has a section for the reason the employee was let go other than lack of work, which was left blank. She noted that an OPRA request had been submitted for the form relative to the dismissed DPW worker; and same was not received which she assumed was because that section was filled out; and, therefore, he was not receiving unemployment. Mayor Heymann said she would research this matter; but if that is the case, she did not read the form fully before signing off and that was a mistake.

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In answer to Mr. Johnson, Borough Attorney said that he has looked into the unemployment issue; and it was his determination that the same could be a cause to contest unemployment but it is not automatic. He said that he had just become aware of the form in question tonight and the Personnel Committee indicated that they were not aware of the unemployment form.

8. COMMUNICATIONS

a. MAIL LIST – MAY 28, 2009 – Mayor Heymann reviewed the correspondence distributed on this date and asked if any member of the Council wished to address any matter or provide any comments.

The following item was removed by the following individual: Borough Clerk removed Item No. 9.

Item No. 9 – Received 5/27/09, dated 5/22/09 from Mark Vangieri, Administration and Solid Waste Program Planning Manager, Bergen County Utilities Authority, to Borough Clerk c: Municipal Administrator, Municipal Recycling Coordinator re Bergen County District Waste Management Plan Amendment Notice of Municipal Requirement Violation. Borough Clerk explained that she had faxed and mailed a certified copy of Ordinance No. 2009:1034, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 169, SOLID WASTE, which was adopted on March 11, 2009 to Mark Vangieri on May 27, 2009 and copied the Mayor and Council, Borough Attorney, Recycling Coordinator and Administrator

b. MAIL LIST – JUNE 4, 2009 – Mayor Heymann reviewed the correspondence distributed on this date and asked if any member of the Council wished to address any matter or provide any comments.

No one wished to have anything removed.

9. OPEN MEETING TO PUBLIC FOR COMMUNICATION ITEMS ONLY  
(Subject to 5-minute per By-Laws General Rule No. 10)

Mayor Heymann opened the meeting to the public for communication items only.

10a. REVIEW OF CONSENT AGENDA ITEMS  
(PROCEDURE TO BE EXPLAINED BY MAYOR HEYMANN)

Mayor Heymann explained the procedure and reviewed the items on the Consent Agenda and asked if any member of the Council or public wished to remove or discuss an item.

ORDINANCES AND RESOLUTIONS

11.\* INTRODUCTION OF THE FOLLOWING ORDINANCES – PUBLIC HEARING – 7/8/09 @ 7:30 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2009:1045, “BOROUGH OF CLOSTER, BERGEN COUNTY, NEW JERSEY, A SUPPLEMENT TO THE 2009 SALARY ORDINANCE”

b. ORDINANCE NO. 2009:1046, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 48 OF THE CODE OF THE BOROUGH OF CLOSTER CODE AND CLARIFYING ORDINANCE NO. 2009:1026 REGARDING PERSONNEL POLICIES”

At this time, Mayor Heymann explained that this was the ordinance to substitute the one she had pulled earlier in the evening. (Ordinance No. 2009:1041)

c. ORDINANCE NO. 2009:1047, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 170, STORMWATER MANAGEMENT”

12.\* BILL RESOLUTION – JUNE 15, 2009  
TO BE PREPARED BY DEPUTY TREASURER

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- 13.\* POSSIBLE APPOINTMENT(S) OF SALARIED EMPLOYEES (NOT MADE AT THE REORGANIZATION MEETING HELD 1/5/09) RESOLUTIONS TO BE PREPARED BY ACTING ADMINISTRATOR/TREASURER (Adjourned from RM 1/14/09; 1/28/09; 2/11/09; 2/25/09; 3/11/09; 3/25/09; 4/6/09; 4/22/09; 5/13/09; 5/27/09):

<u>OFFICE</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
DEPUTY TAX COLLECTOR	_____	1 Year	12/31/09
DESK DISPATCHER			
FULL TIME	_____	1 Year	12/31/09
POLICE MATRON	_____	1 Year	12/31/09
SCHOOL CROSSING GUARD	_____	1 Year	12/31/09
TREASURER	_____	1 Year	12/31/09

- 14.\* RESOLUTION AUTHORIZING THE (DEPUTY) TREASURER TO RETURN THE REMAINING ESCROWS IN THE AMOUNT OF \$1,275.17 TO NBC STUDIOS, LAW AND ORDER UNIT, CHELSEA PIERS, PIER 62, SUITE 305, NEW YORK, NY 10011 FOR POLICE TRAFFIC DIRECTOR SERVICES IN COMPLIANCE WITH LOCAL FINANCE NOTICE 2000-14 (Received from Chief of Police 6/3/09)

Mayor added the word Deputy and the Borough Clerk informed that the Resolution has to be amended to indicate the Deputy Treasurer.

- 15.\*—RESOLUTION IN SUPPORT OF NEW JERSEY LEGISLATIVE BILLS S-2503 AND A-2872 (9. M.L. 5/21/09)

- 16.\* RESOLUTION APPOINTING NICOLE HENRY AS DISPATCHER TRAINEE, A PER DIEM POSITION, FOR A PERIOD NOT TO EXCEED 180 DAYS AT AN HOURLY RATE OF \$12.17, EFFECTIVE 6/1/09 (Received from Chief of Police 5/26/09)

- 17.\* RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$31,138.35 PAYABLE TO R. ROTHMAN, 41 GRAND AVENUE, ENGLEWOOD, NJ 07632 (OUTSIDE LIENHOLDER) FOR REDEMPTION OF TAX SALE CERTIFICATE #08-9. RE BLOCK 2404 LOT 18, 626 CLOSTER DOCK ROAD (Received from Tax Collector 5/28/09)

THE BOROUGH OF CLOSTER

- 18.\* RESOLUTION GRANTING APPROVAL FOR ~~RECREATION COMMISSION~~ TO APPLY FOR A GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS RE 2009 RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES (Received from Mayor's office 5/29/09)

Mayor Heymann explained that the Agenda should read granting approval for the Borough to apply for a grant for the Recreation Commission.

THE DEPUTY

- 19.\* RESOLUTION AUTHORIZING /TREASURER TO ISSUE A REFUND CHECK TO FIRST AMERICAN REFUNDS DEPARTMENT, 1 FIRST AMERICAN WAY, WESTLAKE, TX 76262 IN THE AMOUNT OF \$4,147.34 FOR BLOCK 1719 LOT 15 DUE TO COUNTY BOARD JUDGMENT (Overpayment by Attorney & First American RE Tax Service 2<sup>nd</sup> Quarter 2009) Received from Tax Collector 6/3/09)

Mayor Heymann advised that this item should read Deputy Treasurer. Borough Clerk advised the Resolution has to be corrected to so indicate this.

- 20.\* RESOLUTION AUTHORIZING MAYOR AND CLERK TO SIGN INTERLOCAL AGREEMENT BETWEEN HARRINGTON PARK AND CLOSTER FOR SHARED SERVICES OF GASOLINE AND DIESEL FUEL FOR FIVE (5) CALENDAR YEARS TO BE PREPARED BY BOROUGH ATTORNEY

- 20a.\* 2009 – 2010 LIQUOR LICENSE RENEWALS

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MOTIONS

- 21.\* MOTION APPROVING THE FOLLOWING NON-SALARIED APPOINTMENTS (NOT MADE AT THE REORGANIZATION MEETING HELD 1/5/09) Adjourned from RM 1/14/09;1/28/09; 2/11/09; 2/25/09; 3/11/09; 3/25/09; 4/6/09;4/22/09; 5/13/09; 5/27/09:
- | <u>OFFICE</u>                              | <u>APPOINTEE</u> | <u>TERM</u>              | <u>EXPIRATION</u> |
|--|------------------|--------------------------|-------------------|
| BOARD OF HEALTH<br>ALT. NO. 2              | _____            | 2 Year un-<br>expired to | 12/31/09          |
| HISTORIC PRESERVATION<br>COMMISSION/MEMBER | _____            | 4 Year                   | 12/31/12          |
| IMPROVEMENT COMMISSION<br>MEMBER           | _____            | 2 Year un-<br>expired to | 12/31/09          |
| MEMBER                                     | _____            | 2 Year                   | 12/31/10          |
| ALT. NO. 2                                 | _____            | 2 Year                   | 12/31/10          |
| RECREATION COMMISSION<br>ASSOCIATE MEMBER  | _____            | 1 Year                   | 12/31/09          |
| **SHADE TREE COMMISSION<br>ALT. NO. 2      | _____            | 2 Year                   | 12/31/10          |
- \*\* Mayoral Appointment

- 22.\* POSSIBLE MOTION APPOINTING \_\_\_\_\_ TO SERVE AS MEMBER OF THE HISTORIC PRESERVATION COMMISSION FOR AN UNEXPIRED 4-YEAR TERM (REIMERS) TO 12/31/09 (13. M.L. 3/5/09) (Adjourned from RM 2/25/09; 3/11/09; 3/25/09; 4/6/09; 4/22/09; 5/13/09; 5/27/09)

- 23.\* APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES (Distributed 6/4/09) ABSTENTION: AMITAI  
 a. REGULAR MEETING OF MAY 27, 2009  
 b. WORK SESSION OF MAY 27, 2009

- 24.\* GRANTING APPROVAL FOR THE CLOSTER CHAMBER OF COMMERCE TO CONDUCT THE 2009 SIDEWALK SALE IN THE BOROUGH ON THE FOLLOWING DATES AND TIMES: THURSDAY AND FRIDAY, 7/23/09 AND 7/24/09 FROM 9 A.M. TO 9 P.M., AND SATURDAY, 7/25/09, FROM 9 A.M. TO 6 P.M. (5 M.L. 5/28/09/Approval received from Risk Management Consultant 5/21/09)

- 25.\* POSSIBLE APPROVAL FOR GRADUATION PARTY TO BE HELD ON SMALL PORTION OF CUL DE SAC IN FRONT OF HOME AT 70 PRINCETON STREET ON 6/20/09 FROM 3 P.M. TO 10 P.M.; RAIN DATE: 6/21/09 (5. M.L. 6/4/09)

- 25a.\* MOTION APPROVING THE FOLLOWING APPLICATIONS AS NEW MEMBERS OF THE KNICKERBOCKER HOOK AND LADDER COMPANY OF DEVON M. PESCE AND JON K. STEIER (Completed application received 6/8/09)

- 25b.\* GRANTING APPROVAL FOR BOROUGH CLERK TO SIGN STATE OF NEW JERSEY, OFFICE OF THE ATTORNEY GENERAL, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF ALCOHOLIC BEVERAGE CONTROL, APPLICATION FOR SPECIAL PERMIT FOR SOCIAL AFFAIR FOR CLOSTER BPOE 2304, 148 RAILROAD AVENUE, CLOSTER, NJ 07624, TO DISPENSE MALT ALCOHOLIC BEVERAGES IN THE REAR OF THE BUILDING ON 8/22/09 FROM 12 P.M. TO 9:00 P.M./23/09 FROM 7:00 P.M. TO 11:00 P.M. TO RAISE FUNDS FOR CHARITABLE PURPOSES (Application received 6/8/09)

- 26.\* ACCEPTANCE OF THE FOLLOWING MONTHLY REPORTS:  
 a. CONSTRUCTION OFFICIAL - MAY 2009 (Received 6/1/09)

At this time, Chief Berrian advised he had asked previously that Item No. 16 be removed; but after discussing same with the Tax Collector, he requested that it be restored to the Consent Agenda. Maria Passafaro explained that in order for this individual to be paid, this item has to be approved, after which the termination can take place.

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The following items were removed from the Consent Agenda by the following individuals: Mayor Heymann previously removed the following Consent Agenda Items: 13, 15, 21 and 22.

10b. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda minus Item Nos. 13, 15, 21 and 22 was made by Councilman Glidden, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Hennessey, Kashwick, Barad, and Tutoli.

27. REVIEW AND VOTE ON ITEMS REMOVED FROM CONSENT AGENDA

28. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING BODY

a. CONTINUED DISCUSSION RE PARKING SPACE FEE (Requested by Mayor 1/18/08)  
RM 9/10/08

At this time, Dr. Barad referred to the unemployment form that Mr. Johnson had addressed and noted that instructions on the unemployment form are listed on the back of the form which were not included on his copy. He suggested that the instructions be reviewed to determine if some of the areas that were blank were included in those instructions. Borough Attorney said that he did not have a copy of the instructions but would obtain same for review.

Mayor Heymann noted that Item No. 28a has been on the Agenda for a long time and she said there should be discussion on the use of the parking space fee and a new methodology for parking spaces in the Borough. She requested that the item be removed from the Agenda pending the receipt of further information.

Motion to recess the Regular Meeting at 8:40 p.m. was made by Councilman Glidden, seconded by Councilman Kashwick and declared unanimously carried by Mayor Heymann.

Mayor Heymann resumed the Regular Meeting at 9:17 p.m. and asked for a motion to go into closed session.

Motion approving the following resolution was made by Councilman Glidden, seconded by Councilman Barad and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Hennessey, Kashwick, Barad, and Tutoli:

28a. 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)(4), "A collective bargaining agreement"; 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)(8), "A matter involving public employees; and that the items under discussion in the closed meeting would be disclosed to the public at the conclusion of the contract negotiations, litigation and matter which should be within 8 weeks.

Mayor Heymann resumed the Regular Meeting at 10:15 p.m.

29. DISCUSSION OF PUBLIC COMMENTS OR ANY OTHER TIMELY MATTER, IF APPROPRIATE

Motion was made by Councilman Barad, seconded by Councilwoman Tutoli authorizing the Borough Attorney to proceed with the litigation on File Bank for retrieval of the boxes. Said motion was declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Hennessey, Kashwick, Barad and Tutoli.



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30. ADJOURN

Motion to adjourn the Regular Meeting at 10:15 p.m. was made by Councilman Glidden, seconded by Councilman Hennessey and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council on  
June 18, 2009 for approval at the Regular  
Meeting to be held June 24, 2009.

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Loretta Castano, RMC  
Borough Clerk

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

Approved at the Regular Meeting held June 10, 2009  
Consent Agenda Item No. 16a.

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WORK SESSION NOTES – JUNE 10, 2009 - 7:30 P.M.

Mayor Heymann called the meeting to order at 8:49 P.M.

1. ROLL CALL

Those present were the following:

Mayor Sophie Heymann  
Councilpersons John C. Glidden, Jr., Thomas Hennessey, John Kashwick, David  
Barad and Cynthia Tutoli  
Borough Administrator, Quentin Wiest  
Borough Attorney, Edward T. Rogan  
Borough Clerk, Loretta Castano  
Borough Engineer, Nick DeNicola  
Chief of Police, David Berrian  
Ambulance Corps, Chief Jean Marie Varni  
Tax Collector, Maria Passafaro

The following persons were absent: Councilwoman Victoria Amitai

2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT

Mayor Heymann advised that the meeting was being held in compliance with the provisions of the Open Public Meetings Act.

3. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY

1) REPORT – Borough Attorney advised he researched the 22 Susan Drive house to address the issue if a proper added assessment had been done, and it was done last year for an 18 month period of time and had been reassessed at \$892,700. An additional 6 months was paid at that time for 2007 and a full 12 months was paid for 2008. The books look to be current. The Mayor questioned the books not showing this when she had received it. Borough Attorney advised the books did show it and \$892,700.00 is the assessment, and it looks to be up to date now.

As an update, Borough Attorney advised he was unable to attend due to trials, however, he contacted the Bergen County Agricultural Board re the Abram Demaree House; the Board was in town today to conduct an inspection with the Mayor and other borough officials and he will follow-up with them regarding the drainage issue and the signage issue. He hopes to have a more detailed report by the next meeting but he said they are on top of it; and it was addressed by an on site visit of certain members of the Farm Board in person.

Borough Attorney advised he has items for Closed Session and they are regarding the Collective Bargaining Agreement, contract negotiations and personnel.

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B. BOROUGH ENGINEER

1) STATUS REPORT RE WEST STREET PROJECT (Bid Awarded to Arnold's Roads RM 2/25/09/\$114,215) – Borough Engineer reported the 2009 Local Aid Project for Section 4 has been completed; and they are waiting for the contractor to sign the vouchers, at which time they will submit the final payment vouchers to the Borough in concert with the final change order and final estimate, to hopefully occur before the next meeting.

2) REPORT – Re the status of the paving program in town, Borough Engineer reported they completed one section of town consisting mainly of the college streets, i.e. Harvard, Yale, Princeton and Ann Arbor. They are currently working off the Ruckman Road corridor – Garry, Venus, North Star and Buzzoni. Up to Venus, Venus is halfway done and the rest will probably be done tomorrow or by early next week. Mr. DeNicola advised he submitted a proposal to the town for the sidewalk program for the Federal Aid Project: Harrington Avenue, Cedar Lane and Storig Avenue. He advised he needs to be authorized, though he knows he was verbally authorized and anticipates it will be on the next agenda.

4. REPORTS

A. BOROUGH ADMINISTRATOR

1) STATUS REPORT RE 2009 MUNICIPAL BUDGET – Mr. Wiest reported that with the Mayor and Council's adoption of the budget this evening, they will be loading the final budget numbers in the municipal software within the next day or two. He advised he will be holding a department head meeting on Friday, so they will be talking about the implications of the final budget at that time as well as purchasing procedures they hope to be following in light of the budgetary numbers.

2) STATUS REPORT RE BOROUGH WEBSITE – Administrator advised he has begun assessing the web site. There are items he can find on the Closter website that he cannot even find on the website in his home town, so he thinks it has some advantages that he doesn't see where he lives, but he thinks we can certainly make it better, and he's been discussing that with Kevin Whitney. He stated that obviously the pacing item for all websites is the ability to develop information that is relevant and timely to the community. We have some ideas about how to work on that going forward. Mr. Wiest welcomed suggestions from the Council and the public as he is very much interested in having a great website serve the people of Closter. He thinks it can be a great source of community pride; but it can also be a great source of community information that anyone would like to get out to the public and make it readily available. He added that this is the way most people get their information and communicate these days. Administrator stated he hopes all will be supportive of our efforts going forward.

3) STATUS REPORT RE FOLLOW UP WITH FILE BANK FOR STORAGE OF RECORDS (Requested by John DiStefano at WS 10/6/08)  
Borough Administrator advised he thinks this may be a more appropriate item for Closed Session, so he does not wish to comment in regard to this right now.

4) REPORT RE INSURANCE ITEM(S) FOR FOLLOW UP: Administrator stated he started reviewing renewal documents for the JIF for 2010; and he has started to meet with Department Heads regarding equipment schedules. There were quite a few changes in the equipment schedules that were presented to him as well as the personnel schedules that have to be provided to the JIF. So they will be finalizing that for approval and filing with Joint Insurance

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Fund within the coming month.

Lastly, Mr. Wiest thanked everybody for the warm welcome he's gotten in town; both from official members of the Borough family as well as townspeople. Everybody he's met has been welcome, friendly and open speaking with him; and he appreciates it and wanted to thank everyone for the warm welcome. Councilman Glidden thanked him for his first report.

5) REPORT – Administrator had nothing further to report.

B. BOROUGH CLERK

1) STATUS REPORT RE 2009 APPOINTMENTS – Borough Clerk reported they are currently in the process of updating the cards to concur with all the appointments of Borough Boards and Commissions. She will be sending memos to all Borough Boards and Commissions to inform us of their membership to use as a cross reference. Arlene is up to this challenge as she has gotten us from 2006, 2007 and 2008; and we are now working on 2009 in coordination with Financial Disclosure Statements to aid the Chairman of the Board of Ethics.

2) STATUS REPORT RE 2009 OATHS OF OFFICE – Borough Clerk stated she is still following through from the Reorganization Meeting of 2009 and moving forward.

3) STATUS REPORT RE 2009 LICENSES – The Borough licenses are current.

a. LIQUOR LICENSE RENEWALS REPORT – Borough Clerk reported that tonight on the Agenda they have renewal of 6 of the 13 licenses; the other 7 licensees have not complied with all of the requirements. This is a slow process and catch up usually occurs at the second meeting in June; but due to the current economic climate, responses are even slower than usual. She will be contacting the 7 licensees to remind them of their responsibilities and let them know that this second meeting is where they should have everything finalized. If they have not obtained Tax Clearance Certificates, the license cannot be renewed. The cost for renewal of the 2009-2010 licenses are as follows: Consumption license - \$2,400; Distribution license - \$1,920; Club license - \$188.

4) REPORT RE 2009 MEETING DATES – The meeting dates are current.

5) REPORT RE PRIMARY ELECTION HELD 6/2/09 FROM 6 A.M. TO 8 P.M.

Borough Clerk reported there was a very small turnout at this election; everyone is aware of it which was statewide. What happened in Closter was since there were no candidates listed on the ballot for the Democrats, there was a right for them to have write-ins, and there were a sufficient number of write-ins at the Primary. She had to inform the two individuals who were the write-ins, who are present this evening, Jack Kelly and Linda Albelli, that there had been a sufficient number of write-ins for them, and they could either accept or decline by filling out a form and filing it with the County Clerk's Office, Elections Division. They complied within the 7 day filing period and their names will appear on the November ballot. Councilman Glidden asked what the minimum number of write-ins required was and stated six and Borough Clerk concurred.

6) REPORT – General Code – General Code has successfully placed on our Web site the Ordinances we have adopted from 2008 to date. Borough Clerk informed having received a telephone call from General Code inquiring when we planned to request codification of these ordinances. She reported having customarily requested codification in June, but this hasn't been done in over a year and a half. Ms. Castano informed General Code she would check with the Mayor and Council and follow through with requesting a price quote for same.

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She reported that Ordinance Nos. 2008:1004 to 2009:1034 are on the website. We now have up to Ordinance No. 2009:1044, and once adopted they should be codified. She asked for the Mayor and Council feelings as to whether they would like them just listed on the website, or if they would prefer to have them in a Code Book. The approximation was \$5,000.00 - \$6,000.00 when we did codify, and that was at a time when we did not have as many as we have now. Councilman Glidden asked the Borough Administrator if he thought we could just get away with having the code on the website. Borough Clerk explained that we could not, but General Code would be nice enough to post it online until it was codified. Councilman Kashwick stated he thought the Clerk's office had funds for that purpose in the budget.

Mayor Heymann voiced her opinion that General Code is giving the option to leave it and codify it as part of the web; and it doesn't have to be printed. Borough Clerk explained that if that were the case, she would not have received the follow up phone call. Borough Attorney recommended both print and online be done because there are people who still do not have the internet; and it will be available if somebody wants to buy the code, and some applicant wants to come in and get the Zoning Code. Mayor Heymann explained that in the past they have always taken the code off the internet when the code book wasn't updated. As an example, she explained having had Rose Mitchell print Chapter 200, "Zoning", which was on the internet and not complete in the code book. Ms. Mitchell duplicated for the entire Zoning Board of Adjustment and Planning Board so they would have that code up to date in hard copy; so it can be done. Borough Attorney advised that he doesn't doubt that it can be done. Borough Administrator advised that if we're going to just put the code on the internet, it demands a level of rigor that he can't say at this meeting that we're prepared for. He is in line with Counsel that at this point, we still need a hard copy.

Borough Clerk explained as follows: The Clerk's office maintains the Code Book and will continue to do so; prior to the Code book being included on the Web Site, her office would order 50 supplements and would update all the books; after a period of time, with less help, they distributed the supplements requesting that the recipients update their code books; that did not work; therefore, they ordered only five (5) supplements which were placed in two of the Clerk's code books; one for the Borough Attorney, one for the Mayor and one for the Administrator. Currently we have been referring everyone else to the website.

Borough Attorney voiced concern regarding what happened with the Closter Plaza application when they came and got an old Zoning Code book, and prepared their application based on ordinances that had been changed. Ms. Castano explained that in the past they knew they should be referred to the Borough Clerk for the hard copy, but with so many transitions now, very few people know the Borough Clerk's office maintains the Code Book. The Borough Attorney has a book, the Mayor has a book, and there are two others; and when Mr. Wiest came on board he asked for a book and she loaned him a copy for the present time; and then we will order one. She questioned whether there would be a sufficient amount in the budget to cover the cost of codifying the volume of ordinances we have at this point.

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Paris Grant – Borough Clerk advised she has heard nothing further from the County; she received an inquiry from our Administrator for a copy of the Grant and the Concorde Assessment, which she anticipated providing to him before the end of the week.

FDS – Borough Clerk advised the second batch was sent to the Local Finance Board by June 3, 2009; currently some are coming in sporadically; and it was agreed she will be forwarding the next batch by certified mail, return receipt, after they are reviewed by the Chairman of the Board of Ethics.

League Conference – Ms. Castano reported having received on June 1, 2009 the Annual Conference Hotel Reservation letter. She hasn't followed through as yet since we are trying to get a ballpark figure from everybody. Mayor Heymann informed she sent an e-mail to Ms. Castano who informed the list was not final not having the dates, and once it is finalized, she can follow through on it. The easier way in many instances would be, as with hers and Maria's, they can go through their organizations in order to obtain a better rate. Mayor Heymann voiced her understanding that she thought the list was final; and the Clerk apologized if she misunderstood the e-mail because the Mayor said there may be more. Borough Clerk advised she would attempt to book Caesars for the Department heads and the Sheraton for the Mayor and Council members.

C. CHIEF OF POLICE

1) REPORT – Chief Berrian stated he had no report.

D. MAYOR

At this time, Mayor Heymann pointed out that we have a new board up on the Council Chambers wall that has been donated by the Lion's Club; there is a similar one downstairs by the front entrance. The intention here was, and just to give an idea, Bobbie Bouton Goldberg, who did the entire display at the Library just put up what is there now to give the people an indication of what it looks like. But the Library display, you all recall, West Street and Harrington Avenue and our precious Victorian buildings from that era which are beautifully framed are going to be set up here permanently on this board and the one downstairs to maintain a wonderful exhibit that was created by The Historic Commission and for which The Historic Commission got an annual award from the County Historic Commission for Historic Display. Hopefully by the next Council meeting the one up here will be matching the one downstairs.

On the grants, Mayor explained she wanted to go over a few, and noted that as she read in the mail list tonight, the CDBG Grant of \$7,000.00 was granted to Closter. Borough Clerk questioned where the Mayor saw that on her agenda in order to coordinate it with the Agenda items. Mayor Heymann Mayor stated that it is new and she would provide it to the Borough Clerk later. Borough Clerk asked if this would be under Grants Filed and Mayor Heymann reiterated that she would give the spreadsheet to her later. The \$7,000.00 CDBG Grant was only advertised in today's mail list and the Mayor is just referring to that again and that's all the information she has right now. In response to the Borough Clerk's request, the Mayor informed it would be under Grants Awarded.

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Mayor Heymann advised as Borough Engineer pointed out earlier, the Borough has applied for a grant for West Street , Section 5, for \$150,000.00; that is a DOT Grant that we do not have to match, except for engineering fees and that is a grant that is filed. The Mayor stated those are the new things she wanted to point out. She also wanted to point out that Leslie Weatherly is maintaining a spreadsheet on the grants to indicate at what level they are -- meaning when they have been applied for, when they have been granted, and after they have been granted, the process, the accounting process and the bidding process and the status all along the way. So she can share that with all.

1) STATUS REPORT RE FOLLOWING GRANT APPLICATIONS:

a. GRANTS FILED

1. GREEN COMMUNITIES 2008 APPLICATION FOR \$4,500 WITH A MATCHING SUM FROM CLOSTER IN THE AMOUNT OF \$1,500 (Requested by Mayor Heymann 11/7/07)
2. COMMUNITY DEVELOPMENT GRANT OF ~~\$140,000~~ \$205,000.00 FOR A. D. ACCESSIBLE BATHROOMS IN TWO PUBLIC PARKS (SHAUBLE AND MOLLICONE) RM 9/24/08 - Mayor requested at WS 10/6/08 that this addition be made to her Report in the amount of \$210,000.00.

b. GRANTS AWARDED

1. BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND & HISTORIC PRESERVATION TRUST FUND; DUE 7/7/06; FILED BY COUNCILMAN KASHWICK - 50% LOCAL MATCH REQUIRED? - ACQUISITION OF FLAMM PROPERTY END OF RUCKMAN ROAD/HOMANS AVENUE- \$500,000 AWARDED 7/11/07 FOR BLOCK 1308, LOTS 3 AND 4, 37 HOMANS AVENUE (8.M.L.7/26/07)
2. BERGEN COUNTY OPEN SPACE TRUST FUND - 2004 FUNDING ROUND FOR MUNICIPAL PARK IMPROVEMENT AND LAND ACQUISITION PROGRAM (50% local match); APPLICATION DEADLINE: 10/29/04 (8.M.L.8/26/04) (~~\$190,000.00~~ \$120,000.00 for Recreational Trails Program/RM10/27/04 - \$120,000 Recommended Award - County Public Hearing 5/26/05)
3. NATIONAL TRAILS RECREATION PROGRAM - \$25,000 (local match of \$10,000 required) filed 12/15/05 - \$6,500/Match \$2,800
4. ANJEC GRANT - \$20,000 requested/\$6,000 received
5. SUPER VALUE, INC./PUBLIC ENTITY GRANT - \$6,600.00 awarded for Hazardous Discharge Site Remediation – 121 Schraalenburgh Road, Block 502 Lot 3 (14. M.L. 7/3/08)

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6. RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH  
DISABILITIES GRANT AWARD \$10,000 (for all persons with varying disabilities in  
the NVRS District /7. M.L. 9/11/08)

7. FY 2007 NATIONAL TRAIL RECREATION GRANT - \$25,000 - \$10,000  
MATCH FOR TRAIL MAINTENANCE

c. GRANTS TO BE FILED

- 2) STATUS REPORT RE RESOLUTION CALLING FOR CHANGES TO OPRA  
APPROVED BY NJS LEAGUE OF MUNICIPALITIES
- 3) REPORT

4. OLD BUSINESS

a. STATUS REPORT RE KIDDIE SOCCER/POSSIBLE POLICY ESTABLISHED BY  
RECREATION COMMISSION RE USE OF BOROUGH PARKS (Discussed at W.S. 11/12/08)

Mayor Heymann advised she does not have any further business at this time, and asked if  
there was any old business anyone would like to bring up. There was no response.

5. NEW BUSINESS

Mayor Heymann asked if there was any new business that anybody wanted to bring up.  
There was no response.

6. ANY OTHER MATTER WHICH MAY PROPERLY COME BEFORE THE GOVERNING  
BODY

7. OPEN MEETING TO THE PUBLIC

Mayor Heymann asked if the public had anything further they wanted to add.

Hugh Johnson, 107 Demarest Avenue, explained he had written a passionate letter to the  
Northern Valley Press and was disappointed at the outcome as very few people were here this  
evening. He was embarrassed by the apathy but explained he has not given up. Secondly, he  
referred to the depressions in Closter Plaza by the PNC which are starting to go down further and  
need to be addressed. Mayor Heymann stated they have been. Councilman Glidden asked which  
PNC; and in response, Mr. Johnson stated on the island on Vervalen Street; and there are two of  
them; and one is about 12 feet in. Councilman Glidden asked if he meant the old PNC and Mr.  
Johnson advised yes by the exit.

Mr. Johnson asked what the Mayor and Council are going to do about the unemployment  
insurance and what is their plan. He stated the Borough Attorney said it was, if he can phrase it  
right, an area of concern. Borough Attorney advised his research indicated it may be a reason to  
deny unemployment, but it's not an automatic thing.



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Mr. Johnson questioned as follows: As far as the \$10,000 is concerned, what is the Borough going to do, take it back; are the Mayor and Council at least going to be informed because no one seems to know about that. Mr. Johnson stated this is a strong Council weak Mayor form of government; and in Closter it apparently is the reverse. The Mayor is strong and the Council is weak. Mr. Johnson advised that's all he's going to say about that.

In his letter, it came to his attention he spoke to a woman who lost her house to a fire on Memorial Field. She said she spoke to Sophie. Mayor stated it was another outrageous lie Mr. Johnson has produced, and Mr. Johnson stated it was not a lie and the Mayor hung up on the woman. Mayor Heymann advised the facts are that she went to large extremes to help the individual in every possible way that was available to her, as far as the Borough is concerned, she even recommended her to specific agencies, the agencies went out of their way to try to help her, and the woman refused the help. And then for Mr. Johnson to then quote that the Mayor wasn't helping her was extremely unfair. Mr. Johnson asked if the Mayor hung up on the woman and she said no, she went to a lot of trouble which the Mayor can document.

He stated the woman wasn't satisfied and she doesn't have a house. Borough Attorney advised the woman can come down to explain to the Mayor and Council. Mr. Johnson stated the Mayor has a house on 14 Garry; the woman doesn't have a house. She doesn't have any insurance. Mayor Heymann stated she pays her insurance, and it's not her fault the woman didn't pay hers. Mr. Johnson stated she misplaced the bill; and the least the Mayor could do is show her compassion. The Mayor stated she did and Mr. Johnson retorted that she showed compassion for John DiStefano and the least she could do was show it to her too.

Mayor Heymann informed that what he needs to know is she showed compassion and spent a lot of time with her, with her mother, her father and her sister, who was a former Girl Scout of hers from way back. She did her very best and went out of her way; it is not her responsibility to assure the woman follows up on those things, and she spent a great deal of time and never hung up on her, so please go back and check his facts.

He asked if the woman was going to be homeless. Mayor Heymann explained she is not homeless now and she can always stay at her parent's house in Closter, which is most likely what a lot of people need to do at this time. He stated the Mayor needs to be more compassionate.

8. DISCUSSION OF PUBLIC COMMENTS, IF APPROPRIATE

At this time, Dr. Barad explained that both he and Councilwoman Tutoli are going through requisitions and just have some questions regarding the phone bills to call to Mr. Wiest's attention. He asked that perhaps he can provide a report by the next session.

Mayor Heymann stated she believes they previously decided that they needed to review telephone purveyors; and there may be a better way to handle telephone bills. Councilman Barad explained it wasn't just the bills. It's hard to understand because by appearance there's uneven use of cell phones among individual employees. Mayor Heymann voiced her understanding that the Chief of Police could probably explain the cell phones. Chief Berrian was surprised and the Mayor reminded that he is the one who originally explained it to her. Councilman Barad said he is not looking to discuss this now but he wanted to bring it up. Chief Berrian said all he knows is they have two sets of cell phones. She reminded him he mentioned calls were being placed on her name and his name. Chief Berrian recalled same and the Mayor stated he doesn't have to go into it now.

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9. ADJOURNMENT

Motion to adjourn the Work Session at 9:17 p.m. was made by Councilman Glidden, seconded by Councilman Barad and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and Council on June 18, 2009 for approval at the Regular Meeting to be held June 24, 2009.

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Loretta Castano, RMC  
Borough Clerk

Prepared by Arlene Corvelli  
utilizing recording and Borough  
Clerk's notes

Approved at the Regular Meeting held June 10, 2009  
Consent Agenda Item No. 16b.