

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – DECEMBER 14, 2011 - 7:30 P.M.

Mayor Heymann called the meeting to order at 9:17 p.m.

1. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record and published on January 9, 2011 and to the Press Journal and published on January 13, 2011, 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 present were the following:

Mayor Sophie Heymann
Councilpersons John C. Glidden, Jr., Alissa Latner, John Kashwick, Arthur Dolson
and Victoria Amitai
Borough Administrator, Quentin Wiest
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Deputy Police Chief, Dennis Kaine

The following persons were absent:

Councilman David Barad

3a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the following Consent Agenda Items minus Item Nos.14 and 20 was made by Councilman Kashwick, seconded by Councilwoman Latner and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai.

4. INTRODUCTION OF THE FOLLOWING ORDINANCES – PUBLIC HEARING – SINE DIE MEETING - TUESDAY, 01/03/12 @ 7:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Borough Attorney 11/30/11):

- a. ORDINANCE NO. 2011:1111, "AN ORDINANCE REVISING CHAPTER 142, PARKS AND PLAYGROUNDS, OF THE BOROUGH'S CODE"
- b. ORDINANCE NO. 2011:1112, "AN ORDINANCE TO CHANGE THE NAMES OF CERTAIN PARKS AND PARKLANDS WITHIN THE BOROUGH OF CLOSTER"

Mayor Heymann noted that there are two ordinances because it is simpler and more accurate to split same into two transactions.

RESOLUTIONS

5. TRANSFER RESOLUTION NO. 3 (Requested by Administrator 12/8/11)
TO BE PREPARED BY CFO
6. BILL RESOLUTION – DECEMBER 15, 2011
TO BE PREPARED BY DEPUTY TREASURER
7. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$1,471.50 TO ERIC MC GUIRE C/O JOHN R. LLOYD, ESQ, FOR TAX COURT JUDGMENT RENDERED 11/18/11 DUE TO 2010 REAL ESTATE TAX OVERPAYMENT FOR BLOCK 2304 LOT 32 (Received from Tax Collector 11/28/11)
8. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$2,007.13 TO ERIC MC GUIRE C/O JOHN R. LLOYD, ESQ, FOR TAX COURT JUDGMENT RENDERED 11/10/11 DUE TO 2011 REAL ESTATE TAX OVERPAYMENT FOR BLOCK 2304 LOT 32 (Received from Tax Collector 11/28/11)

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9. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$2,645.08 TO RAY JO HOMES & ESTATES, LLC FOR BLOCK 403 LOT 26 DUE TO REDUCTION IN REAL ESTATE ASSESSMENT – TAX COURT JUDGMENT RENDERED 10/14/11 (Received from Tax Collector 11/28/11)
 10. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$68,265.92 TO M&D ASSOCIATES, P.O. BOX 196, HAWTHORNE, NJ 07507, FOR THE REDEMPTION OF TAX SALE CERTIFICATE #08-00001 ISSUED AT TAX SALE HELD 6/19/08 FOR 2007 DELINQUENT TAXES RE BLOCK 612 LOT 15, 95 OAK STREET (Received from Tax Collector's office 12/6/11)
 11. RESOLUTION AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE PURSUANT TO N.J.S.A. 54:5-52.1 FOR BLOCK 2101 LOT 1, PREVIOUSLY ISSUED TO COLUMBIA BANK DATED 10/1/10 (Original Certificate No. 10-00006) (Received from Tax Collector's office 12/6/11)
 12. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE REFUND CHECK IN THE AMOUNT OF \$20,229.71 TO U.S. BANK-CUST/SASS MUNI VI dtr FOR REDEMPTION OF TAX SALE CERTIFICATE #11-00005 FOR BLOCK 2404 LOT 8, 19 VIVIAN LANE, RE 2010 DELINQUENT TAXES; AND A CHECK IN THE AMOUNT OF \$25,000.00 FOR PREMIUM PAID AT TAX SALE HELD 6/30/11 FOR REDEMPTION OF SAID CERTIFICATE (Received from Collector's office 12/8/11)
 13. LIQUOR LICENSE RENEWAL RESOLUTION NO. 3
 - ~~14.~~ RESOLUTION ACCEPTING THE BID FOR 2011 DEMONSTRATOR SUBMITTED BY W. E. TIMMERMAN, CO., INC. OF WHITEHOUSE, NJ, IN THE AMOUNT OF \$168,000 AND THE EXTENDED WARRANTY IN THE AMOUNT OF \$2,335.00 FOR A TOTAL AMOUNT OF \$170,335.00 RECEIVED AT BID OPENING FOR "ONE NEW AND UNUSED OR ONE 2011 OR NEWER DEMONSTRATOR BROOM STREET SWEEPER WITH BELT CONVEYOR AS SPECIFIED OR EQUAL" HELD 12/8/11 @ 11 A.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Administrator 12/8/11)
 15. RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY PURCHASE ORDER FROM "CLEAN COMMUNITIES RESERVE" UNDER ACCOUNT NOS. 1-01-41-701-000-200 AND 1-01-41-701-000-201 IN AN AMOUNT NOT TO EXCEED \$25,500.00 PAYABLE TO KEN'S TREE CARE FOR DEBRIS REMOVAL AND DISPOSAL SERVICES AS RESULT OF THE 10/29/11 SNOW STORM DECLARED BY THE GOVERNOR TO BE A STATEWIDE STATE OF EMERGENCY (Received from Administrator 12/8/11)
 16. RESOLUTION RATIFYING THE EMERGENCY AWARD BY THE BOROUGH ADMINSTRATOR OF A PURCHASE ORDER FROM "STREETS AND ROADS/OTHER EXPENSES" ACCOUNT NO. 1-01-26-290-000-020, IN AN AMOUNT NOT TO EXCEED \$12,550.00 TO PESH-E-LECTRIC, INC. FOR TRAFFIC SIGNAL REPLACEMENT SERVICES AS RESULT OF A 11/25/11 TRAFFIC ACCIDENT AT THE INTERSECTION OF KNICKERBOCKER ROAD AND HIGH STREET (Received from Administrator 12/8/11)
- Mayor Heymann noted that this is an insurance item and the money would be refunded by the insurance company.
17. RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS PURSUANT TO N.J.S.A. 40A:11-12a FOR A PERIOD TO EXPIRE ON 3/31/12 UNLESS AN EARLIER EXPIRATION DATE IS INDICATED AS FOLLOWS: Commodity/Service: Park & Playground Equipment & Parts; Vendor: Marturano Recreation Co., Brook 35 Park, 2130 Rt 35, Bldg B/STE 222, Sea Girt, NJ 08750; State Contract #: A59052; Max. Amt.: \$9455.04; AND Commodity/Service: Protective Clothing and Equipment; Vendor: AAA Emergency Supply Co., 635 North Broadway, White Plains, NY 10603; State Contract #: A76365; Max. Amt.: \$5023.00 (Received from Administrator 12/8/11)
 18. RESOLUTION PROCLAIMING THE MONTH OF DECEMBER AS ST. MARY'S CHURCH MONTH CELEBRATING THEIR 100TH ANNIVERSARY (Received from Mayor's office 12/2/11)

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MOTIONS

19. MOTION APPROVING THE FOLLOWING MAYOR AND COUNCIL MINUTES
(Distributed via e-mail on 12/2/11) NO ABSTENTIONS:

- a. REGULAR MEETING OF NOVEMBER 21, 2011
- b. WORK SESSION OF NOVEMBER 21, 2011

- ~~20.~~ MOTION APPOINTING THE FOLLOWING INDIVIDUAL TO FILL THE FOLLOWING
NON-SALARIED APPOINTMENTS MADE AT THE FOLLOWING MEETINGS (Which
have not been accepted as of the time of preparation of this Agenda)

<u>OFFICE</u>	<u>MEETING</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRATION</u>
IMPROVEMENT COMMISSION Member	<u>Reorg.1/04/11</u>	_____	2 Year	12/31/12

21. MOTION APPROVING RAFFLES APPLICATION FOR TEMPLE BETH-EL OF
NORTHERN VALLEY TO CONDUCT CASINO NIGHT AT 221 SCHRAALENBURGH
ROAD ON SATURDAY, 3/31/12, FROM 7 P.M. TO 11:30 P.M. (Completed Application
filed and appropriate fees paid)
22. MOTION APPROVING RAFFLES APPLICATION FOR CLOSTER ELKS LODGE #2304 TO
CONDUCT ON-PREMISE 50/50 CASH RAFFLE ON SATURDAY, 1/28/12 AT 148
RAILROAD AVENUE, FROM 7:30 P.M. TO 12:00 A.M.; DRAWING TO BE HELD AT
11:45 P.M. (Completed Application filed and appropriate fees paid)
- 22a. MOTION GRANTING APPROVAL FOR THE LUBAVITCH ON THE PALISADES TO
CONDUCT A MENORAH LIGHTING EVENT ON 12/20/11 AT RUCKMAN PARK; AND
TO ERECT A DISPLAY MENORAH ON THE FRONT LAWN OF BOROUGH HALL ON
12/19/11, TO BE REMOVED 12/29/11 (6. M.L. 11/3/11 - Approval received from Risk
Management Consultant 12/13/11)
23. REPORTS
- a. DEPUTY CHIEF OF POLICE – NOVEMBER 2011 (Received 12/08/11)
 - b. CONSTRUCTION OFFICIAL – NOVEMBER 2011 (Received 12/09/11)

- 3b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

14. RESOLUTION ACCEPTING THE BID FOR 2011 DEMONSTRATOR SUBMITTED BY
W. E. TIMMERMAN, CO., INC. OF WHITEHOUSE, NJ, IN THE AMOUNT OF \$168,000
AND THE EXTENDED WARRANTY IN THE AMOUNT OF \$2,335.00 FOR A TOTAL
AMOUNT OF \$170,335.00 RECEIVED AT BID OPENING FOR “ONE NEW AND UNUSED
OR ONE 2011 OR NEWER DEMONSTRATOR BROOM STREET SWEEPER WITH BELT
CONVEYOR AS SPECIFIED OR EQUAL” HELD 12/8/11 @11 A.M. OR AS SOON
THEREAFTER AS THE MATTER MAY BE HEARD (Received from Administrator 12/8/11)

Jesse Rosenblum, 65 Knickerbocker Road, questioned the number of bidders and was advised by the Borough Administrator that only one was received and the manufacturer of the machine is Elgin. He said there are other manufacturers but Elgin dominates the market; and because of the way the specifications are written other manufacturers do not want to compete. After review, it was felt that Elgin is the best product; and the DPW Superintendent has suggested that the rear part of the current machine be removed and converting the remainder to another use.

Motion to approve Consent Agenda Item No. 14 was made by Councilwoman Amitai, seconded by Councilwoman Latner and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai.

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24. 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)

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

25a. Motion approving cancellation of the Regular Meeting of December 28, 2011 was made by Councilwoman Amitai, seconded by Councilman Glidden and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai.

25b. Motion approving the following Resolution at 9:34 p.m. was made by Councilwoman Amitai, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai.

OMNIBUS OPEN PUBLIC MEETINGS ACT RESOLUTION authorizing the governing body pursuant to N.J.S.A. 10:4-12 to exclude the public from the next portion of the meeting in order to permit the governing body to discuss per N.J.S.A. 10:4-12(b)(7), "Pending or anticipated litigation or contract negotiations" 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 matter which should be within 12 weeks.

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

Councilman Glidden offered the following three resolutions:

25c. RESOLUTION APPOINTING DENNIS KAINÉ AS CHIEF OF THE CLOSTER POLICE DEPARTMENT, PURSUANT TO BOROUGH CODE CH. 50-28.2, EFFECTIVE 1/1/2012. Said resolution was seconded by Councilwoman Latner and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai. (Swearing in ceremony to take place at the Reorganization Meeting to be held 1/3/2012.)

25d. RESOLUTION APPOINTING JAMES WINTERS AS LIEUTENANT OF THE CLOSTER POLICE DEPARTMENT, PURSUANT TO BOROUGH CODE CHAPTER 50-28, EFFECTIVE 1/1/2012. Said Resolution was seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai. (Swearing in ceremony to take place at the Reorganization Meeting to be held 1/3/2012)

25e. RESOLUTION APPOINTING PATROLMAN DIPPOLITO, PATROLMAN NICOLETTI, PATROLMAN BRUECK AND PATROLMAN CONWAY AS SERGEANTS OF THE CLOSTER POLICE DEPARTMENT, AND PATROLMAN MC TIGUE AS DETECTIVE SERGEANT OF THE CLOSTER POLICE DEPARTMENT, PURSUANT TO BOROUGH CODE CHAPTER 50-27, EFFECTIVE 1/1/2012. Said resolution was seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai. (Swearing in ceremony to take place on 1/11/2012)

Borough Administrator noted that the final Bill Resolution would be needed for payroll and payment of bills for the end of the year.

25f. Therefore, motion approving the following resolution was made by Councilman Glidden, seconded by Councilman Kashwick and declared carried by Mayor Heymann upon the affirmative vote of Councilpersons Glidden, Latner, Kashwick, Dolson and Amitai:

RESOLUTION AUTHORIZING THE DEPUTY TREASURER TO PAY BILLS DUE IN THE NORMAL COURSE OF BUSINESS DURING THE MONTH OF DECEMBER INCLUDING BUT NOT LIMITED TO PAYROLL UPON THE APPROVAL OF THE BOROUGH ADMINISTRATOR AND CHIEF FINANCIAL OFFICER

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26. ADJOURNMENT

Motion to adjourn the Regular Meeting at 10:16 p.m. was made by Councilman Glidden, seconded by Councilman Kashwick and declared unanimously carried by Mayor Heymann.

Provided to the Mayor and
Council via e-mail on
December 22, 2011 for
approval at the Sine Die Meeting
to be held January 3, 2012

Loretta Castano, RMC
Borough Clerk

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

Approved at the Sine Die Meeting held January 3, 2012
Consent Agenda Item No. 13a.

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – DECEMBER 14, 2011 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session at Borough Hall on Wednesday, December 14, 2011. Mayor Heymann called the meeting to order at 7:33 p.m.

1. PLEDGE OF ALLEGIANCE

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

2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was sent to The Record for publication on January 9, 2011 and The Press Journal for publication on January 13, 2011, posted on the Municipal Clerk's bulletin board and has remained 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

Those present were the following:

Mayor Sophie Heymann
Councilpersons John C. Glidden, Jr., Alissa Latner, John Kashwick, Arthur Dolson
and Victoria Amitai
Borough Administrator, Quentin Wiest
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Deputy Police Chief, Dennis Kaine

Those persons absent were:

Councilman David Barad

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF DECEMBER 1, 2011 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. Item No. 3 was removed by Councilman Kashwick; Item No. 15 was removed by Jesse Rosenblum.

Item No. 3: Received 11/18/11, dated 11/16/11 from Pam Scaglione, 82 Robinhood Avenue re Second request re lighting at George Potterton Memorial Field; first letter dated 7/14/11 (attached)

Councilman Kashwick questioned who would be responding to this letter. Mayor Heymann explained there have been many inquiries regarding lighting at the parks. She informed at this point there has never been an incident due to insufficient lighting; but parents and friends are concerned because the lighting is not good most of the time at some of the parks. At one time they were getting complaints that we were leaving lights on and wasting power when nobody was there; now we're getting complaints there is not enough light. Councilman Kashwick noted his only concern was that Ms. Scaglione was going to receive a response. Mayor Heymann reiterated she understood but said she would like some guidance as to what they want to tell her in response. Councilman Glidden questioned if the letter was forwarded to the Recreation Commission and Mayor Heymann agreed to do same. Councilman Kashwick voiced his opinion that the Mayor and Council as a whole should be responding

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to her and Councilman Glidden agreed but suggested he would like to hear from Recreation before they proceed. Councilwoman Latner agreed with Councilman Kashwick that a letter should be sent informing Ms. Scaglione of the steps they are taking, such as forwarding the letter to the Recreation Commission, until such time as they are able to provide a response to her concerns. In response to Councilwoman Latner, Mayor Heymann explained the complaints have been very specific about certain areas in the parks. Councilman Kashwick voiced his opinion that the parks were not meant to be used 24 hours a day. Mayor Heymann said she appreciated the suggestion and would get a letter out in response.

At this time, the Borough Clerk requested the Mayor forward her a copy of the response due to the fact that the original letter was never received in her office. She explained that she received a request for a block party, but no other letter was attached and she does not know where it went. Mayor Heymann responded she did not know either as she makes a practice of routinely responding to these kind of requests all the time. She reassured this letter would be answered.

Steve Isaacson, 97 Columbus Avenue, questioned if there were regulations in place as to when the parks are supposed to close, for example when there are signs posted saying “parks close at dusk”. He voiced his opinion that the Borough should not be responsible for paying for lighting for 30 kids to use. Mayor Heymann explained the parks do not close at dusk because they play a lot of the games at dusk. In response to the Mayor, Deputy Chief Kaine voiced his understanding that there is a Borough ordinance that says parks close at 11 p.m. Mr. Isaacson questioned if there was a way to close the back parking lots so people are forced to use the street where there is active lighting. Mayor Heymann said she would check the ordinance and get back to him regarding same. Mr. Isaacson said he doesn’t feel there should be that many people and that many cars at the park to have to light the fields until 11 o’clock. Mayor Heymann explained we do light the ball fields at Ruckman Field and that is paid for by the teams that are playing there – not the Borough; in regards to other parks, she is not aware and would have to look into it.

Item No. 15: Received 11/28/11 hand del’d, dated 11/28/11 from Jesse Rosenblum, 65 Knickerbocker Road re Two Family Conversions Out-of-Control: A Closter Menace

Jesse Rosenblum, 65 Knickerbocker Road, explained he sent a list of about 500 homes that were here in 1940 when zoning came in. He said most of these homes do not qualify for a two family conversion. Mr. Rosenblum explained as follows: For example, on Jane Street there are a dozen homes that were here in 1940 but the conditions of the limiting schedule would not allow any of them to convert because they’re all small lots, much smaller than 12,500 sq. ft. But, because the Zoning Board is approving every conversion that doesn’t meet the requirements, it makes all 500 available for conversion. So if let’s say on the West side you have 300 homes that could convert and you have 4 or 5 on certain streets it’s going to knock real estate values down - because who wants to buy a house on a street that has a large number of rentals. And, of course, those that have homes that they wish to sell will probably have trouble getting a good price because the buyers are going to see that’s a rental, and x number of cars in the driveway and so it could become a big problem.

Mayor Heymann complimented Mr. Rosenblum on the list he compiled and offered that it was very helpful. She pointed out that they get 3-4 requests for conversions within a year and she is quite certain that 500 will not be converted. Mayor Heymann voiced her opinion that the effort that he made is commendable and the points he is making are valid; and she is sure the Boards are taking that into consideration.

Mr. Rosenblum pointed out that right now on the Zoning Board Agenda there are half a dozen requests and he is sure there will be more coming. He said he believes the Borough Attorney would agree that if the Zoning Board keeps approving applicants who don’t meet the conditions, at some time in the

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future if they turn somebody down, they can go to court and sue for discrimination. He said the Board is setting up a pattern where whether you meet the qualifications or not, you get approved. Mayor Heymann said that as she is sure he is aware, the Board of Adjustment is quite autonomous as far as the Borough is concerned. She thinks he has made his point to the Planning Board and the Zoning Board. Mr. Rosenblum informed he does not speak to the Zoning Board but wanted the Governing Body to be aware of the pending problem.

At this time, the Borough Attorney informed in follow up to the question posed earlier by Mr. Isaacson, that Chapter 142 , “Parks and Playgrounds” § 2, “Hours closed; hours of use” indicates there shall be no loitering or staying in parks between 10:30 p.m. and 6 a.m.

b. MAIL LIST OF DECEMBER 8, 2011 - Mayor Heymann asked if any member of the Council or public wished to address any matter or provide any comments. Item No. 4 was removed by Councilman Kashwick; Item No. 9 was removed by Jennifer Rothschild.

Item No. 4: Received 12/05/11, dated 12/01/11 from Marc Votto, 551 Closter Dock Road, to Mayor re Informing of traffic and noise issues on Closter Dock Road in Alpine and Closter and requesting assistance to help alleviate the problems

Councilman Kashwick questioned if Deputy Chief Kaine received a copy of this letter regarding several suggestions to alleviate traffic on Closter Dock Road and read aloud from the letter. He questioned if any of that would be a legal thing to do. Deputy Chief responded that it is a County Road and is not in our jurisdiction. Mayor Heymann informed she will respond to this letter as well if that is the Council’s desire. Councilman Dolson explained the traffic used to be worse years ago when the trucks all parked at Weyerhaeuser so as a 40 year resident of the road, it is a pleasure now as compared to then.

Item No. 9: Received 12/08/11, dated 12/08/11 from Jennifer Rothschild, Chair, Closter Historic Preservation Commission re Report on Designation Hearing for the Centennial AME Zion Church

Jennifer Rothschild, 32 Hickory Lane, explained she did not know if this required printed Resolutions and said the outcome of this letter is a request that the Council forward the Nomination to the Planning Board. In response to Mayor Heymann, she explained the Nomination procedure.

The Borough Attorney explained that if the Council is in agreement with the recommendation what they should do is have a Resolution ready for the next meeting referring it to the Planning Board pursuant to the ordinance. In response to Mayor Heymann, he informed a consensus this evening was sufficient as no vote is to be taken at this time.

Councilman Glidden questioned how long the research has been ongoing for this particular designation. Ms. Rothschild responded it has been about a year and they voted on it at the last meeting. They wanted to get it to the Council as soon as possible to move it along because the process is lengthy. 100% of the Commission supports the designation in addition to the Minister of the church.

In response to Mayor Heymann’s request for a consensus regarding the designation, no objections were voiced. The Borough Attorney informed he would prepare the Resolution for the next meeting.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of December 14, 2011)

At this time, Mayor Heymann referred to the subject of special needs housing on the three lots on Van Sciver Street that was discussed at the last meeting. She introduced Tom Toronto, the CEO of United Way and Shari DePalma, Executive Director of the Madeline Corporation and background

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literature on their partnership was provided to the governing body. The partnership was formed to expand the development of affordable housing in all areas including special needs. Six units of this type of housing have recently opened in Allendale and a second project has broken ground. We would work closely with the Borough and there would be no cost to the Borough. The State now encourages local preference for individual units. He said that he has inspected the property in question and felt that same could accommodate a low intensity use and could help the Borough to deploy the Municipal Housing Trust Fund. The project would provide additional affordable housing and the existing Municipal Housing Trust Fund could be used, with some of the funds returned to the Borough through the purchase of the property by a not-for-profit organization. Local leadership would be needed in addition to ongoing stewardship. Taxes would be paid that would cover the municipal portion of the tax bill. The non-profit organization would be established as a 501-C3 organization, funds would be contributed by the Municipal Housing Trust Fund in order to buy back the property in question from the Borough and additional funds could be obtained from State and Federal Agencies.

The Closter site, which is a merging of the three lots, could accommodate six units with 8 to 10 bedrooms and this small type of development is encouraged by the State. There could be two one-story wings with a community center in the middle. He provided pictures of the projects that have been constructed or are under construction. Ongoing service relationships are provided and integration with the community is actively sought. Selection of the tenants is provided following affirmative marketing and the tenant must have a diagnosis in addition to being able to live independently. The process includes tenant and family interviews including income qualifications.

The Van Sciver property is close to Spectrum for Living and staff could be leveraged in addition to the close proximity to transportation and ability to walk. The construction budget would be \$1.2 to \$1.4 million in addition to \$235,000 for land acquisition. The tenants have Section 8 housing vouchers that pay the rent and 30% of working income is also required. Rent provides for maintenance of the facility, property management and other expenses associated with the project. The State of New Jersey holds the mortgage but is not paid back as long as the project continues to operate as the intended use for a 30-year period. The State does audit the books and takes 25% of the net operating income back to the State. He did not believe there would be any risk to the Borough on a financial basis. Depending on the financing, a reverter clause would be provided to pay the mortgage but the property is deed restricted for the use. Councilwoman Amitai said that other properties, that are not green, should be explored.

Steve Isaacson, 97 Columbus Avenue, questioned the required buffer zone between the industrial and residential area and was advised 75 feet but the properties would have to be transferred to the affordable housing district. Mr. Isaacson expressed concern about a wall being constructed around the property and the effect on any neighbors. He asked if the three building lots across the street had been considered and Mayor Heymann noted that same was private property while the property in question is owned by the Borough. Borough Administrator said that in the past, the asking price for the residential properties was extremely high.

In answer to questions from Jesse Rosenblum, 65 Knickerbocker Road, Tom Toronto advised that the properties in Ramsey bordered commercial properties. He said he was familiar with the Closter property and noted the truck traffic but the building site would be toward the south of the property and there would be adequate sight line for vehicles entering and exiting the property. There is a dwelling near the north side of the property that would not be purchased. He said that the reverter clause that was included in Spectrum and Vantage could be incorporated for the Van Sciver property. A deposit to the Borough's escrow account could be arranged to discuss with the Borough's planners the advisability of merging the lots and expanding the affordable housing zone. Borough Attorney advised that there would be no need for a public sale of the property because it is in the public's interest to have this type of use; and the area is zoned for this type of use.

Steve Isaacson, 97 Columbus Avenue, expressed concern for people walking on West Street to get downtown and felt Railroad Avenue would be used because it is shorter but has heavy truck traffic. Mayor Heymann said there are partial sidewalks from Van Sciver to West Street but not further downtown.

4. INTRODUCTION OF THE FOLLOWING ORDINANCES – PUBLIC HEARING – SINE DIE MEETING - TUESDAY, 01/03/12 @ 7:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD (Received from Borough Attorney 11/30/11):

- a. ORDINANCE NO. 2011:1111, “AN ORDINANCE REVISING CHAPTER 142, PARKS AND PLAYGROUNDS, OF THE BOROUGH’S CODE”
- b. ORDINANCE NO. 2011:1112, “AN ORDINANCE TO CHANGE THE NAMES OF CERTAIN PARKS AND PARKLANDS WITHIN THE BOROUGH OF CLOSTER”

Jennifer Rothschild, Historic Preservation Commission Chair, said that Councilman Kashwick had suggested renaming the Vervalen Tract to Lenapehoking (Preserve) with which the Commission totally agreed. Other suggestions were Henry Mandle, who was a philanthropist and founding member of Temple Beth El and a contributor to the Closter Library and Nature Center. The other suggestion was Sophie Speake Maples who started affordable housing in Closter in addition to being active in the Nature Center. Mayor Heymann said that the Ordinance Committee has been working on this subject for some time; and she thanked the Commission for their suggestions.

RESOLUTIONS

15. RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY PURCHASE ORDER FROM “CLEAN COMMUNITIES RESERVE” UNDER ACCOUNT NOS. 1-01-41-701-000-200 AND 1-01-41-701-000-201 IN AN AMOUNT NOT TO EXCEED \$25,500.00 PAYABLE TO KEN’S TREE CARE FOR DEBRIS REMOVAL AND DISPOSAL SERVICES AS RESULT OF THE 10/29/11 SNOW STORM DECLARED BY THE GOVERNOR TO BE A STATEWIDE STATE OF EMERGENCY (Received from Administrator 12/8/11)

Mayor Heymann noted that as of yesterday, the County has been included in the FEMA repayments; and that the expense incurred by the Borough would be repaid to a very large extent. Our staff has been very diligent in documenting expenses.

18. RESOLUTION PROCLAIMING THE MONTH OF DECEMBER AS ST. MARY’S CHURCH MONTH CELEBRATING THEIR 100TH ANNIVERSARY (Received from Mayor’s office 12/2/11)

Mayor Heymann read the proposed resolution.

6. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY

1) SUSTAINABLE DEVELOPMENT ORDINANCE (Requested by Borough Attorney 4/6/11) – The Borough Attorney reported they received a blank Resolution from the Planning Board a couple of weeks back and they never got it. He spoke to the Planning Board Attorney again late last week and to Rose in the Planning office; and apparently that Resolution has not been finalized yet. He informed he will carry this item until after the next Planning Board meeting to see if it is complete. The Planning Board Attorney had wanted to make some changes to it and he will likely report that at their next meeting; so Mr. Rogan hopes soon we will have that before us for consideration.

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – DECEMBER 14, 2011 - 7:30 P.M.

6. PROFESSIONAL REPORTS (Continued)

A. BOROUGH ATTORNEY (Continued)

2) REPORT – The Borough Attorney informed he handed out a year-end report summarizing the legal work that has been done this past year. He is happy to report that the Borough, legally, was successful in all grievances, all arbitrations and all litigations for the calendar year 2011.

Mr. Rogan informed there are two matters still pending in Superior Court:

a. Closter Plaza lawsuit portion challenging our ordinance change – Everybody is aware that this has been stayed by both bankruptcies of A & P and Closter Plaza; and there have been no new dates on that. Mr. Rogan voiced his opinion that they will have to wait until they both come out of bankruptcy. He read in the paper that A & P is coming close and working on it; and Closter Plaza seemingly might be coming out in the next couple of months. He explained that once a party to a lawsuit files for bankruptcy, then everything stops until the bankruptcy court permits the lawsuit to go forward. Two of the 4 parties were not able to go forward.

b. Schmidt vs. Borough of Closter: Mr. Rogan reported that a portion of this case has been remanded to the Zoning Board. He attended that meeting a couple of weeks back to represent the interest of the Borough's Zoning Officer. As of this date there are no further court dates scheduled. Depending on what happens at the Zoning Board level, the case may or may not just go away; but if it is not resolved at the Zoning Board level, that will be the only case pending.

B. BOROUGH ENGINEER

The Borough Engineer reported he sent out a Status Report last week and noted since that time he has an update regarding one item.

1) STATUS REPORT RE 2009 SAFE STREETS TO SCHOOL SIDEWALK PROJECT NJDOT \$275,000 - Authorization to proceed rec'd 8/9/11; Awarded to Marini Bros. Construction Co., Inc. at RM 10/12/11

2) STATUS REPORT RE HERBERT AVENUE IMPVTS., SECTION 4 (2011 NJDOT Municipal Aid - \$145,846; Closter - \$5,000), MEMORIAL FIELD BASKETBALL COURT IMPROVEMENTS (2009 Bergen County Open Space Trust Fund \$37,500/Closter Open Space Trust Fund \$37,500) AND RUCKMAN ROAD IMPROVEMENTS & CRACK SEALING (remaining Funds from 2009 Road Improvement Program - \$51,895) Contract awarded (RM 4/26/11) to AJM Contractors

3) STATUS REPORT RE DREDGING AND RESTORATION OF RUCKMAN POND, BLOCK 1901, LOT 1 (RM 6/8/11) – The Borough Engineer reported last week we received the NJDEP Permits for the dredging. Upon doing so, they immediately got back to the Bergen County Mosquito Control Commission who is in charge of dredging the pond; and the use of their staff and equipment will save the Borough a significant amount of money. After speaking to the Commission, they expressed that they are swamped; and there is a real possibility that this project will not go forward in 2012. Mr. DeNicola contacted the Mayor who contacted people at the County and State levels so, hopefully, that will help. Due to the storms and the project backlog they currently have, the outlook is not good.

4) REPORT – Mr. DeNicola informed he had nothing further to report.

7. REPORTS

A. BOROUGH ADMINISTRATOR

1) STATUS REPORT RE BOROUGH WEB SITE – The Borough Administrator informed he had nothing new to report regarding the Borough web site. He previously reported speaking to Mr. (Kevin) Whitney about getting the Minutes up to date and that has considerably improved over the past few months since the issue was first raised. He has asked Kevin to work with the assistants that work with the various Boards to a knowledge level where they could post the Minutes to the web site; but that has not happened yet. He will encourage him to do so shortly.

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

- 2) STATUS REPORT RE FOLLOWING INSURANCE MATTER(S):
 - a. Report re follow up of insurance requirements for use of Senior Center (WS 10/26/11) – Mr. Wiest informed he had nothing to report.
 - b. Report re follow up of following Mail List requests:
 1. Lubavitch on the Palisades (6. M.L. 11/3/11) request to place Menorah in front of Borough Hall from 12/18 through 12/30 (to be amended to 12/21/11 – 12/28/11) and to conduct Menorah lighting event 12/20/11 @ 7 p.m.) – Mr. Wiest reported the Lubavitch has completed the insurance requirements and have accepted the alternate location for the Menorah lighting as discussed at the last Mayor and Council Meeting (the corner of Ruckman and Piermont Roads).
 2. American Cancer Society (3. M.L. 11/10/11) request to conduct 25th Annual George Washington Bridge Challenge partially through the Borough on 6/10/12 – Mr. Wiest informed he had nothing to report.
 3. American Diabetes Association (7. M.L. 11/10/11) request to conduct Tour de Cure partially through the Borough on 6/3/12 – Mr. Wiest informed he had nothing to report.
- 3) STATUS REPORT RE COORDINATION OF ADVERTISEMENT OF BIDS FOR VARIOUS EQUIPMENT AND IMPROVEMENTS (RMA 10/13/10) – The Borough Administrator reminded he has reported in the past they are pretty well complete with the items that were originally authorized under the various equipment and improvement authorizations. He will review the list before the next meeting for completeness but believes at this time all of the requirements have been fulfilled.
- 4) FOLLOW UP REPORT RE ROLL OFF TRUCK (Contract received 6/23/11)
Mr. Wiest informed he spoke with Mr. Dahle yesterday, who believes we should have the truck by the end of the year or shortly thereafter. The chassis is at the outfitter now; and the body is being installed, which is good news because we would like to have that on hand for the winter season.
- 5) REPORT RE PRICE QUOTES RECEIVED FOR JANITORIAL SERVICE AND MAINTENANCE OF THE SENIOR CENTER GROUNDS (Approved RM 6/8/11) – Mr. Wiest reported this is an old item; and janitorial service has been contracted for the Senior Center.
- 6) STATUS REPORT RE PREPARATION OF SPECIFICATIONS FOR ADVERTISEMENT OF BIDS FOR SANITATION/TRASH COLLECTION (RM 1/26/11) – Mr. Wiest informed he completed the specifications some time ago and is reviewing them right now for possible other alternatives they might include with the bids. Right now they are targeting advertising on or about the end of the year with bid acceptance some time in March because they are required to be 60 days out in the public after the advertisement.
- 7) STATUS REPORT RE DEMOLITION OF 131 WEST STREET – Mr. Wiest reported they have issued the purchase order for the demolition today. There was some delay in getting the insurance papers from the contractors but those have been received and approved. He requested the contractor inform him when the demolition occurs as some additional paperwork is pending. He anticipates the work being completed shortly.
- 8) REPORT RE STATUS OF PREPARATION OF SPECIFICATIONS FOR THE PURCHASE OF A STREET SWEEPER (RM 9/27/11) – The Borough Administrator reported there is a Resolution on the Agenda this evening with regard to the purchase of a street sweeper. He noted that they did take a price on a new as well as a demonstrator model. The new model was almost \$11,000 more than the demonstrator model that we are seeking to purchase. In a comparison of the model from 2011 and the new model from 2012 there doesn't seem to be any meaningful product enhancements so we are recommending the purchase of the demonstrator. It has very low mileage and very limited engine hours; and we think it is an appropriate purchase.

7. REPORTS (Continued)

A. BOROUGH ADMINISTRATOR (Continued)

9) REPORT RE REQUEST FROM RECREATION COMMISSION (4. M.L. 11/17/11) TO REMOVE “DANGEROUS TREES” IN THE PARKS – Mr. Wiest reported he toured the site at Memorial Park where concern was raised regarding dangerous trees with Mr. Fuchs. Mr. Fuchs provided a letter based upon his observations from the ground. Three different trees that are in the area of the playground we noted and he needs to forward this letter to the Recreation Commission for review. He requested that he be informed of any additional parties that should receive a copy so they can review it in detail.

10) REPORT RE FOLLOW UP OF REQUEST BY CONSTRUCTION OFFICIAL FOR APPOINTMENT OF BACK-UP ELECTRICAL INSPECTOR ON PER DIEM BASIS (1.M.L. 12/1/11/WS 11/21/11) – Mr. Wiest informed he provided a job description for an electrical inspector per diem to serve as back up because we have a lot of additional work coming in these days. The description was provided to Mr. Sartori (Construction Official) who was reviewing that this afternoon and will advise. Once he is comfortable with that, it will be posted on the website to circulate word in the community.

11) REPORT – Mr. Wiest reported on the following items:
a. We have received prices for Repair Work on the Horn House and he is ready to award a purchase order for the roofing and siding work that needs to be done; and is awaiting insurance papers from the contractor. This is a contractor that had never obtained a Business Registration Certificate from the State of New Jersey because he has not typically done work for a public entity in the past; but they are going through the process now, and that should be completed in a couple of days.

b. Mr. Wiest could not recall if it has been discussed in the past but informed there is an absolute need for a new roof on the MacBain Farm farmhouse. It was brought to his attention by John McCaffrey and Mary Mayer some time ago. They have had a couple of contractors who provided quotes; and they will be making a recommendation shortly. This looks like it should come in around \$8,000 to \$10,000. There is also some additional work that needs to be performed on the chimney, so we may need some masonry work that needs to be done around the same time as the roof. He requested that if anyone has additional information about this to please let him know. He said neither Mr. McCaffrey nor Mary Mayer is aware of any time in the past that the roof has been replaced; and it does seem to be pretty old, so this work needs to be done now in order to secure the outside of the house.

At this time, Mr. Kashwick requested an update on the status of the website enhancements that have been discussed recently. Mr. Wiest reported that he believes at different times people participated in the online demonstration of some of the enhancements. He thinks it would be good for the people who have participated to have a conference call to discuss what our interest might be going forward. He said some things could be selected that would be advantageous to the community. Mr. Kashwick affirmed he would like to proceed with same; and Mr. Dolson informed he has not had the opportunity to view the presentation yet. Mr. Wiest said they are pretty flexible in scheduling the web demos so there should not be a problem scheduling another time. He reminded that these items are applications that get attached to your existing website by including links to the web based applications to give the public additional tools when they get to the website. He thinks this is interesting and we have to pay for these things so we need to decide what we would like to pay for.

At this time, the Borough Clerk recommended placing on the Regular Meeting Agenda an approval for the Lubavitch to conduct their activities at Ruckman Park. The Borough Attorney affirmed same and suggested a verbal Resolution be completed because the Council has not yet approved that location; it has only been discussed at this point.

7. REPORTS (Continued)

B. BOROUGH CLERK

- 1) STATUS REPORT RE 2011/2012 APPOINTMENTS
 - a. 2011 – Ms. Castano reported 2011 Appointments are current.
 - b. 2012 APPOINTMENTS – Borough Clerk reported a memo was sent 10/21/11 to all Borough Boards and Commissions asking for response by 11/14/11; and as of today, we have almost all of them with the exception of one outstanding. That Board recently had a meeting; and we are waiting for a response to enable us to proceed. Ms. Castano reported there are also two name changes for the 2012 Reorganization appointments: The Parking Authority now known as the Parking Reserve; and the Local Assistance Board now known as the Food and Assistance Board.
- 2) STATUS REPORT RE 2011 OATHS OF OFFICE – Ms. Castano reported Oaths of Office are current.
- 3) STATUS REPORT RE 2011/2012 LICENSES
 - a. 2011 LICENSES – Borough Clerk reported this evening we finally have the renewal of two more liquor licenses which have been a long journey. We do have one more outstanding which requires a special ruling – Modern Bar LLC. When she attended the League Conference she spoke to someone from A.B.C. who informed this could go on indefinitely.
 - b. 2012 LICENSES – Ms. Castano reported that renewal letters were sent 11/14/11 for regular licenses with payment due 12/10/11. At this time, all Borough licenses are current. Renewal letters were sent for Limousine/Livery licenses on 12/5/11 and we expect a response by 12/21/11.
- 4) STATUS REPORT RE 2011/2012 MEETING DATES
 - a. 2011 MEETING DATES – Borough Clerk reported these are current.
 - b. 2012 MEETING DATES – Ms. Castano reported a memo was sent to Borough Boards and Commissions on 10/7/11 for response by 12/2/11 to enable us to prepare the Annual Notice of Meetings to be published in The Record and Star Ledger no later than 1/10/12. As of today we have received responses from all but one Board which was scheduled to meet 12/13/11; and once we receive that, we will be able to finalize the initial Notice to be published in both The Record and Star Ledger regarding the first two weeks of January 2012. Ms. Castano said she missed the Press Journal because our legals are very difficult to locate in The Record as they are scattered and the Press Journal had them easily accessible.
- 5) STATUS REPORT RE FINANCIAL DISCLOSURE STATEMENTS
- 6) STATUS REPORT RE PAPERLESS PACKETS – Borough Clerk reported we are still waiting on paperless packets. We are aware that the laptops were delivered – there was a large stack in the Board of Health and now they are gone, so she expects something is happening with them. Mr. Wiest informed that Mr. Whitney originally took one unit to set up as a model; and more recently, he took the rest to work on. Ms. Castano said she is pleased because this is a day she never thought would happen.
- 7) REPORT RE OPENING HELD 12/7/11 @ 10:30 A.M. RE REQUEST FOR QUALIFICATIONS FOR PROFESSIONAL CONTRACT POSITIONS IN THE BOROUGH OF CLOSTER, COUNTY OF BERGEN (Notice posted on Web Site 11/14/11) – Borough Clerk reported the opening was held on 12/7/11 at 10:30 a.m. and copies have been provided to the Mayor and Council, Borough Attorney, Borough Administrator and Chairmen of the Planning Board and Zoning Board of Adjustment for follow through.
- 8) REPORT
 - a. REPORT RE LEAGUE CONFERENCE HELD 11/15/11 TO 11/18/11 – Ms. Castano reported her initial hesitation to attend the conference in Atlantic City this year due to its timing just before Thanksgiving and the end of the year preparations. She found that the sessions this year were excellent. She reported they were able to speak directly to those officials who are involved in all of those difficult subjects that have become exasperating. The seminars on GRC/OPRA and the OPEN PUBLIC RECORDS ACT were very informative. The Division of Alcoholic Beverage Control had a booth and it was excellent to be able to go and ask questions one on one. Pay-to-Play was

7. REPORTS (Continued)

B. BOROUGH CLERK (Continued)

another session she sat in on and also got to speak to Earl Babb from General Code. As far as OPRA is concerned, she is requesting at this time that the Department Heads be deputized so that we can have quicker access. A request for a record will go directly to the persons deputized instead of having to come through the Clerk's office and responses should always be forwarded back to the Clerk's office so that we can be aware of those requests. The Borough Attorney agreed and said in 2012 he would definitely recommend putting together a Resolution for same. In response to Mayor Heymann, he explained that there is a very limited amount of time to get the response out; and the way things are going with everything going through the Borough Clerk's office, they have to review it and see what department it needs to go to and then forward it for response. The days are critical with that type of request; and he voiced his opinion that it be handled directly from the source. In response to Mayor Heymann, the Borough Clerk reminded that as soon as OPRA was instituted, we had legal action with Jesse Rosenblum; and the Borough Attorney reminded we won that case.

b. CODIFICATION – Ms. Castano reported that on 12/5/11 she e-mailed adopted Ordinance Nos. 2011:1094 to 2011:1110 to General Code to be listed on our Web Site as “Ordinances Not Yet Codified”. At the end of the year after adoption of the two ordinances scheduled for public hearing at the Sine Die Meeting to be held 1/3/12, we will send the request for Codification as Supplement No. 18.

c. 21. M.L. 12/1/11 - Norcross Bill (S-3104) “Common Sense Shared Services Act” – Ms. Castano reported this item received a lot of attention from Municipal Clerks. This Bill recommends that tenured Municipal Clerks, Chief Financial Officers, Assessors, Tax Collectors, Public Works Managers and Municipal Treasurers may be removed from office for cause/the cause being a Shared Services Agreement or Joint Contract for joint meeting between municipalities. It is not moving as quickly as we had anticipated, but there have been a lot of responses by the Associations supporting those tenured municipal officials.

d. BONDS/BOND ANTICIPATION NOTES – Ms. Castano reported today our Administrator hand delivered all the paperwork involved in the Bond Anticipation Notes and Bonds for follow through by our Bond Counsel. At the next Council meeting, it must be noted in the Minutes of the Meeting the following: Sale of \$580,000 Borough of Closter Special Emergency Notes and \$840,000 Bond Anticipation Notes.

C. CHIEF OF POLICE

1) DEPUTY CHIEF REPORT – Deputy Chief Kaine reported there was a home invasion this morning at a residence on Closter Dock Road and Fifth Street. He said it was a targeted house and two white males attacked the homeowner and tied him up before looking for certain items in the house. We are still investigating and there are no suspects. Last Saturday we had a cabbie rob a resident after she was transported from New York City – it was in the newspaper. We put out a local alarm; and police in Englewood Cliffs stopped the car; the suspect was placed under arrest and charged with robbery, theft and assault. In response to Mrs. Latner the Deputy Chief explained that the individuals were looking for certain items in the house – it was not a random act.

Deputy Chief Kaine reported that Sgt. Al Young and Lt. Kevin Doerr retired effective December 1st. The results of the Sergeant's Exam have been received and forwarded to Mr. Glidden and the Public Safety Committee for review.

Mr. Glidden said it is likely that there will be 5 Patrolmen promoted to the rank of Sergeant to take place in January 2012. He said there is still a lot of work to be done before that occurs.

Mr. Glidden informed that the Public Safety Committee has been very busy the last two months. The interviews for Sergeant took quite a bit of time and we are still in negotiations for a new P.B.A. contract. The next meeting for the contract is scheduled for 12/19/11. They are making progress; and although the actual negotiations cannot be discussed, he offered that so far they have been moving much more pleasantly and quickly than in the past. He is hopeful for an agreement to be

7. REPORTS (Continued)

C. CHIEF OF POLICE (Continued)

reached relatively soon. Also, the Public Safety Committee has gone to great lengths to work with the Police Department to make sure that management is proper and moving forward. After a great deal of thought, and discussion and interviews, the Committee wishes to recommend two positions to the Council at this time: Dennis Kaine to be promoted to Chief of the Closter Police Department and Sgt. James Winters to be promoted to Lieutenant. Those are the unanimous recommendations of the Committee to the Council.

At this time, The Borough Attorney confirmed with Mr. Glidden that he wished to hold a Closed Session after the conclusion of the meeting to update the rest of the Council on the P.B.A. contract negotiations and personnel.

D. MAYOR

Mayor Heymann reported she had no changes regarding grants. She informed Mr. Kashwick that the State Open Space Grants have been released and she would like to talk to him about them.

1) STATUS REPORT RE FOLLOWING GRANTS:

a. FILED

1. 2012 ROID GRANT (REC OPPS FOR INDIVIDUALS WITH DISABILITIES DIFFERENTLY ABLED CHALLENGER RECREATION PROGRAM - \$10,000) Authorization for application RM 6/8/11
2. BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT – LAND ACQUISITION IN THE AMOUNT OF \$283,000 FOR THE PURCHASE OF BLOCK 1805, LOT 1, COMMONLY KNOWN AS THE CLOSTER SWIM CLUB AT BLANCH AVENUE (RM 8/10/11)
3. BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT – MUNICIPAL PARK IMPROVEMENTS – MATCHING GRANT IN THE AMOUNT OF \$40,000 FOR SCHAUBLE AND MEMORIAL PARK IMPROVEMENTS (RM 8/10/11)

b. AWARDED

1. CDBG GRANT APPLICATION (\$20,000) TO IMPROVE ACCESSIBILITY TO THE CLOSTER PUBLIC LIBRARY (RM 8/11/10) (Award received 11.M.L. 7/7/11)
2. 2010 BERGEN COUNTY OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT APPLICATION (Municipal Park Improvement Program/Purchase of Playground Equipment/Memorial Park - \$37,500/match – RM 9/22/10) Authorization to execute contract RM 10/26/11

c. TO BE FILED - To be announced by Mayor

2) REPORT – Mayor Heymann reported the Borough Calendar is ready to be distributed and they are going to include a letter in the calendar requesting the residents provide their cell phone numbers in order to be able to reach them in the event of a power shortage. At this time she circulated the letter for all to see. In response to Mr. Kashwick, the Mayor said there is a special website that lists the numbers that is totally secure. If the resident cannot reach the website, Leslie Weatherly will take the information over the phone.

Mayor Heymann announced that a couple of days ago The Record had an article on the proceedings at the Closter Plaza Shopping Center. The article happened to be factually correct. She has copies of it with her; and it is available on the web in the event people have questions; this is as good a reference as you can have. The Mayor informed she and Quentin (Wiest) also have copies in their offices.

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

Mayor Heymann opened the meeting to the public.

Jennifer Rothschild, 32 Hickory Lane, noted that when she was a Member of the Zoning Board of Adjustment, a request for a variance for a two family home on Van Sciver Street was denied; and one of the main reasons was truck traffic and the concern for the safety of children. She noted that the Menorah has not been placed with the Crèche outside of Borough Hall and also questioned the display at Ruckman Park. Mayor Heymann said that the Menorah would be installed at Borough Hall next week and the Menorah at Ruckman Park would only be placed for the ceremony. She said that a Holiday tree and deer would also be installed. Ms. Rothschild said that the display should be installed simultaneously.

At this time, Borough Attorney advised that there was a consensus this evening for a resolution to be prepared relative to the AME Zion Church for the next meeting.

Steve Isaacson, 97 Columbus Avenue, passed the coin around which he made for the Church of St. Mary and informed he made 500 of them. He clarified that the parish of St. Mary is 100 years old and the church is 50 years old. He thanked the Mayor and Council for inserting the Chamber of Commerce directory in the Borough calendar. He cited a story in the paper about the New Jersey School Board Authority about moving the School Board Election from April to November. He said he spoke to Red and Tan Lines about switching the 84 route and 20 route and provide for the buses to go past Closter Plaza. He said he spoke to Tony Gorga of the Chamber of Commerce about taking part of the Vervalen tract and converting same to parallel parking or installing parking meters for long term parking. In addition, bus shelters could be installed as well as bike racks. He said he spoke to people in the County Engineering Department who felt that same should wait until applications are filed. He cited future and present traffic conditions and noted that part of the Vervalen tract could be clipped off to provide a right turn lane going south onto Piermont Road and eliminating some grassy area to create the lane. Mayor Heymann expressed her support if overflow parking is needed. With the number of applications to be filed, the improvement could be done at no cost to the Borough.

Mr. Isaacson noted that at the last Environmental Commission meeting he suggested a bee garden at the Buzzoni tract. Mayor Heymann said that she has spoken to several beekeepers who would be happy to come to Closter to discuss same.

Jesse Rosenblum, 65 Knickerbocker Road, voiced his understanding that a prior mail list had two letters from the DEP (EnSafe Inc./8 M.L. 10/27/11) regarding pollution at the Capital Hardware site and indicated that two homeowners would not allow the DEP on their property

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

13. ADJOURNMENT

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

Provided to the Mayor and Council
via e-mail on December 22, 2011
for approval at the Sine Die Meeting
to be held January 3, 2012

Loretta Castano, RMC
Borough Clerk

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

Approved at the Sine Die Meeting held January 3, 2012
Consent Agenda Item No. 13b.