

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – SEPTEMBER 26, 2018 - 7:30 P.M

Mayor Glidden called the meeting to order at 9:41 p.m.

1. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Annual Notice of Meetings which was published in The Record and The Star Ledger on January 6, 2018, was 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.

2. ROLL CALL

The following persons were present

Mayor John C. Glidden, Jr.

Councilpersons Scott Devlin, Alissa Latner, Dolores Witko, Joseph Yammarino, Jannie Chung
and Victoria Amitai

Borough Administrator, Arthur Braun Dolson

Borough Attorney, Edward T. Rogan

Borough Clerk, Loretta Castano

Borough Engineer, Nick DeNicola

Chief of Police, Dennis Kaine

3. MAYORAL PRESENTATION(S)

4. PRESENTATION(S)

5. MAYORAL APPOINTMENT(S) TO THE FOLLOWING BOARDS/COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Environmental Commission				
Associate Member	<u>Steve Lopez</u> <i>(Non-acceptance of re-appointment)</i>	<u>NO APPOINTMENT</u>	1 Year	31-Dec-18
Associate Member	<u>Shucui Zhu</u> <i>(Non-acceptance appointment)</i>	<u>NO APPOINTMENT</u>	1 Year	31-Dec-18

Mayor Glidden said he hoped to have a new member to the Commission by next meeting.

6a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda minus Item Nos. 13, 18, 22b and 22c was made by Councilwoman Latner, seconded by Councilwoman Chung and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

RESOLUTIONS

7. RESOLUTION APPROVING ISSUANCE OF AD INTERIM PERMIT NO. 4 FOR PLENARY RETAIL CONSUMPTION LIQUOR LICENSE NO. 0207-33-006-009 (CINEMEX)
8. RESOLUTION APPROVING ISSUANCE OF AD INTERIM PERMIT NO. 4 FOR PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE NO. 0207-44-008-005 (CLOSTER WINE & SPIRITS, INC.)
9. RESOLUTION GRANTING APPROVAL FOR SUBMISSION OF GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RAILROAD AVENUE, NAUGLE STREET AND OLD CLOSTER DOCK ROAD PROJECT (Received from Borough Administrator 9/21/18)
10. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN REMAINING PLANNING BOARD ENGINEERING ESCROW FUNDS TO TWO (2) NAMED APPLICANTS FOR SATISFACTORY COMPLETION OF ALL REQUIRED IMPROVEMENTS, PER PLANNING BOARD PROFESSIONALS' DETERMINATION; AND ALL FEES DUE FOR SERVICES RENDERED HAVE BEEN RECEIVED (Received from Deputy Treasurer 9/18/18)
11. RESOLUTION APPROVING SETTLEMENT OF TAX APPEALS FOR THE YEARS 2017 AND 2018: CHAN & LEE v. BOROUGH OF CLOSTER (Received from Borough Attorney 9/19/18)
12. RESOLUTION APPROVING SETTLEMENT OF TAX APPEAL FOR THE YEAR 2018: ZIPSE CL ASSOC LLC v. BOROUGH OF CLOSTER (Received from Borough Attorney 9/19/18)

- 13. RESOLUTION *AMENDING* RESOLUTION FIXING BASE SALARIES FOR 2018 (Received from Assistant Chief Financial Officer 9/19/18)
- 14. RESOLUTION OPPOSING PROPOSED RATE INCREASE BY SUEZ WATER (Received from Borough Attorney 9/20/18)
- 15. RESOLUTION *AMENDING* ORIGINAL RESOLUTION APPROVED 9/12/18 AUTHORIZING MAYOR AND CLERK TO EXECUTE 2018 THROUGH 2020 SNOW PLOWING AGREEMENT WITH THE COUNTY OF BERGEN (Received from Borough Administrator 9/20/18)
- 16. RESOLUTION TRANSFERRING UNEXPENDED BALANCES FROM POLICE OUTSIDE EMPLOYMENT FROM S3G GROUP TO PBA LOCAL 233 C/O CLOSTER POLICE DEPARTMENT (Received from Assistant Chief Financial Officer 9/20/18)
- 17. RESOLUTION AUTHORIZING PERMISSION TO HOLD 11TH ANNUAL MacBAIN FARM FEST (Received from Borough Attorney 9/21/18)
- 18. ~~POSSIBLE~~ RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AGREEMENT BETWEEN THE BOARD OF EDUCATION AND THE BOROUGH OF CLOSTER REGARDING POLICE DEPARTMENT ACCESS TO REAL TIME VIDEO FEED OF SECURITY CAMERAS (Received from Borough Attorney 9/21/18 – Waiting for input from Chief of Police)
 Borough Attorney asked that this resolution be carried to the next meeting.

MOTIONS

- 19. MOTION APPROVING THE FOLLOWING MINUTES – ABSTENTION: WITKO
 - a. REGULAR MEETING HELD SEPTEMBER 12, 2018
 - b. WORK SESSION HELD SEPTEMBER 12, 2018
- 20. MOTION APPROVING THE FOLLOWING APPOINTMENTS TO BOARDS AND COMMISSIONS NOT MADE AT THE REORGANIZATION MEETING HELD 1/2/18 (Not made to date):

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Food and Assistance Board				
Member	<u>Katie McDermott</u>	<u>NO APPOINTMENT</u>	2 Years	31-Dec-19
Member	<u>VACANT</u>	<u>NO APPOINTMENT</u>	2 Years	31-Dec-19

- 21. MOTION APPROVING THE FOLLOWING APPOINTMENTS TO BOARDS AND COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Historic Preservation Commission				
Alternate No. 2	<u>Ellen Lutvak</u> <i>(Declined appointment)</i>	<u>NO APPOINTMENT</u>	2 Years	31-Dec-19
Improvement Commission				
Member	<u>Andrew Albaum</u> <i>(Non-acceptance of re-appointment)</i>	<u>NO APPOINTMENT</u>	2 Years	31-Dec-19

- 22. REPORTS
 - a. FIRE CHIEF – JANUARY 2018 TO AUGUST 2018 (Received from Chief Lupardi 9/18/18)

22b. MOTION RESCINDING THE FOLLOWING MOTION APPROVED AT THE REGULAR MEETING HELD AUGUST 22, 2018: “MOTION GRANTING APPROVAL FOR JOEYS FUND INC. TO CONDUCT AN ON-PREMISE 50/50 CASH RAFFLE AT THE 4th ANNUAL CHARITY CLASSIC CAR SHOW TO BE HELD AT ST. MARY’S CHURCH, 20 LEGION PLACE, ON SATURDAY, 9/29/18, FROM 11:00 A.M. TO 4 P.M.; DRAWING TO BE HELD AT 2:00 P.M. (RAIN DATE: 10/6/18, FROM 11:00 A.M. TO 4 P.M.) Completed Application filed 8/13/18”

22c. MOTION RESCINDING THE FOLLOWING MOTION APPROVED AT THE REGULAR MEETING HELD AUGUST 22, 2018: “MOTION GRANTING APPROVAL FOR JOEYS FUND INC. TO CONDUCT AN ON-PREMISE DRAW RAFFLE FOR MERCHANDISE AT THE 4th ANNUAL CHARITY CLASSIC CAR SHOW TO BE HELD AT ST. MARY’S CHURCH, 20 LEGION PLACE, ON SATURDAY, 9/29/18, FROM 11:00 A.M. TO 4 P.M.; DRAWINGS TO BE HELD BETWEEN 12:00 P.M. AND 3:00 P.M. (RAIN DATE: 10/6/18, FROM 11:00 A.M. TO 4 P.M.) Completed Application filed and appropriate fees paid 8/13/18”

6b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

13. RESOLUTION *AMENDING* RESOLUTION FIXING BASE SALARIES FOR 2018 (Received from Assistant Chief Financial Officer 9/19/18)

Motion of approval was made by Councilman Yammarino, seconded by Councilwoman Latner and declared carried by Mayor Glidden upon the following affirmative votes Councilpersons Latner, Witko, Yammarino, Chung and Amitai. Councilman Devlin abstained.

- 22b. MOTION RESCINDING THE FOLLOWING MOTION APPROVED AT THE REGULAR MEETING HELD AUGUST 22, 2018: “MOTION GRANTING APPROVAL FOR JOEYS FUND INC. TO CONDUCT AN ON-PREMISE 50/50 CASH RAFFLE AT THE 4th ANNUAL CHARITY CLASSIC CAR SHOW TO BE HELD AT ST. MARY’S CHURCH, 20 LEGION PLACE, ON SATURDAY, 9/29/18, FROM 11:00 A.M. TO 4 P.M.; DRAWING TO BE HELD AT 2:00 P.M. (RAIN DATE: 10/6/18, FROM 11:00 A.M. TO 4 P.M.) Completed Application filed 8/13/18”

- 22c. MOTION RESCINDING THE FOLLOWING MOTION APPROVED AT THE REGULAR MEETING HELD AUGUST 22, 2018: “MOTION GRANTING APPROVAL FOR JOEYS FUND INC. TO CONDUCT AN ON-PREMISE DRAW RAFFLE FOR MERCHANDISE AT THE 4th ANNUAL CHARITY CLASSIC CAR SHOW TO BE HELD AT ST. MARY’S CHURCH, 20 LEGION PLACE, ON SATURDAY, 9/29/18, FROM 11:00 A.M. TO 4 P.M.; DRAWINGS TO BE HELD BETWEEN 12:00 P.M. AND 3:00 P.M. (RAIN DATE: 10/6/18, FROM 11:00 A.M. TO 4 P.M.) Completed Application filed and appropriate fees paid 8/13/18”

Borough Attorney advised that this is a charity that has had events the last several years; and as part of the show, they have raffles. As part of the application, the proceeds would be given to St. Mary’s Church but the signs indicated that the proceeds would go to assist families with expenses associated with treating sick children and help with costs from different forms of blood treatments. Some of the other signs say different things; and the website says something different. He commended the Borough Clerk and Deputy Borough Clerk for noting the differences. The applicant was notified of the problem with the application and his attorney was notified. Borough Attorney said he contacted the applicant’s attorney on September 12th. He said the attorney advised him that the raffle would not be held; and as of today, the application indicates one thing and an advertisement indicates another. The Borough Clerk’s office contacted the State and got a rather indeterminate answer if the raffle would be allowed. The application had been approved initially assuming the two would be brought in compliance.

Motion approving Motions 22b and 22c was made by Councilwoman Latner, seconded by Councilwoman Witko and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

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

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

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

Motion approving the following Closed Session Resolution at 9:55 p.m. was made by Councilwoman Latner, seconded by Councilman Yammarino and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

- 24a. OMNIBUS OPEN PUBLIC MEETINGS ACT RESOLUTION authorizing the governing body pursuant to N.J.S.A. 10:4-12 to exclude the public from the next portion of the meeting in order to permit the governing body to discuss per N.J.S.A. 10:4-12(b)(7), A matter falling within the attorney-client privilege” and N.J.S.A. 10:4-12 (b)(8), A matter involving public employees”; and that the items under discussion in the closed meeting would be disclosed to the public at the conclusion of the matters which should be within 8-10 weeks.”

Mayor Glidden resumed the meeting at 10:30 p.m.

Motion approving FAB subject to being apprised of the destination was made by Councilwoman Latner seconded by Councilwoman Amitai and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

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

25. ADJOURNMENT

Motion to adjourn the meeting at 10:35 p.m. was made by Councilwoman Latner, seconded by Councilwoman Amitai and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council on
October 4, 2018 for approval at the
Regular Meeting to be held
October 10, 2018

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held October 10, 2018
Consent Agenda Item No. 23a

**BOROUGH OF CLOSTER
COUNTY OF BERGEN, NEW JERSEY**

**RESOLUTION NO. 4
AUTHORIZING THE ISSUANCE OF AN AD INTERIM PERMIT**

WHEREAS, the Liquor Licenses within the Borough of Closter expire on June 30th of each year; and

WHEREAS, certain Licensees have applied for renewal but have been unable to obtain a Tax Clearance Certificate from the Division of Taxation; and

WHEREAS, the Licensees may apply for a temporary permit to continue operation under the Liquor License pending receipt of the Tax Clearance Certificate;

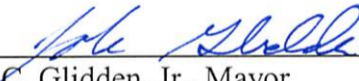
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that the Borough of Closter does not object to the issuance of an Ad Interim Permit to the following Licensee:

<u>LICENSEE</u>	<u>LICENSE NO.</u>
CINEMEX NJ, LLC t/a CMX 130 Vervalen Street	0207-33-006-009

Councilperson	Motion	Second	Yes	No	Absent	Abstain
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			
Councilwoman Chung		X	X			
Councilwoman Amitai			X			

Adopted: September 26, 2018

APPROVED:



 John C. Glidden, Jr., Mayor

ATTEST:



 Loretta Castano, Borough Clerk

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held September 26, 2018.

 Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
COUNTY OF BERGEN, NEW JERSEY**

**RESOLUTION NO. 4
AUTHORIZING THE ISSUANCE OF AN AD INTERIM PERMIT**

WHEREAS, the Liquor Licenses within the Borough of Closter expire on June 30th of each year; and

WHEREAS, a certain Licensee, holding License No. 0207-44-008-004 has properly applied for renewal, has received Tax Clearance from the Division of Taxation on May 15, 2018 and has paid renewal fees to the Division of Alcoholic Beverage Control on April 24, 2018 and the Borough of Closter on May 7, 2018; and

WHEREAS, a Change in Corporate Structure was filed with the Borough and sent to the Division of Alcoholic Beverage Control and provided to the Detective Bureau for review and approval on November 20, 2017; and

WHEREAS, the paperwork for completion of the Change in Corporate Structure has not yet been approved by the Police Department; and

WHEREAS, good faith efforts have been made on the part of the Licensee to clarify the required paperwork for the completion of the investigation regarding the Change in Corporate Structure; and

WHEREAS, the Licensee may apply for a temporary permit to continue operation under the Liquor License pending receipt of approval from the Police Department regarding the Change in Corporate Structure, at which time the governing body may act upon the renewal for the 2018-2019 License Term;

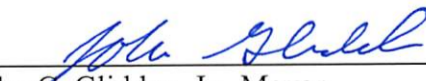
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter that the Borough does not object to the issuance of an Ad Interim Permit to the following Licensee:

<u>LICENSEE</u>	<u>LICENSE NO.</u>
Closter Wine & Spirits, Inc. t/a Gary's Wine 67 Vervalen Street (Closter Plaza)	0207-44-008-004

Councilperson	Motion	Second	Yes	No	Absent	Abstain
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			
Councilwoman Chung		X	X			
Councilwoman Amitai			X			

Adopted: September 26, 2018

APPROVED:



John C. Glidden, Jr., Mayor

ATTEST:



Loretta Castano, Borough Clerk

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held September 26, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

RESOLUTION AUTHORIZING APPROVAL TO SUBMIT GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RAILROAD AVENUE, NAUGLE STREET AND OLD CLOSTER DOCK ROAD PROJECT

GRANT ID: MA-2019-RAILROAD AVE., NAUGLE ST. & OLD CLOSTER DOCK ROAD-00278

WHEREAS, the Borough of Closter is eligible through the New Jersey Department of Transportation for certain grants; and

WHEREAS, the Borough of Closter has determined that repairs are necessary for Railroad Avenue, Naugle Street and Old Closter Dock Road; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough of Closter to make an application for grant monies.

NOW, THEREFORE BE IT RESOLVED, that Council of the Borough of Closter formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Administrator or Borough Engineer are hereby authorized to submit an electronic grant application identified as MA-2019-Railroad Ave., Naugle St. & Old Closter Dock Road-00278 to the New Jersey Department of Transportation on behalf of the Borough of Closter.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Closter, and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.


Councilperson	Motion	Second	Yes	No	Absent	Abstain
Councilwoman Amitai			X			
Councilwoman Chung		X	X			
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			

Adopted: September 26, 2018

ATTEST:


Loretta Castano, Borough Clerk

APPROVED:


John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held September 26, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

WHEREAS, the Planning Board professionals have inspected the improvements required under the granted approvals: and

WHEREAS, the Planning Board professionals have determined that all required improvements have been satisfactorily completed and all fees due for services rendered have been received for application at

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Applicant</u>	<u>Amount</u>
704	22	49 Robinhood Ave	LG Beta I, LLC	\$269.69
1402	9	7 Primrose Lane	L&H Contractors Inc.	\$44.24

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that the Deputy Treasurer is hereby authorized to release and return the remaining Engineering escrow funds of \$313.93 to the applicants.

Councilperson	Motion	Second	Yes	No	Absent	Abstain
Councilman Yammarino			X			
Councilwoman Latner	X		X			
Councilman Devlin			X			
Councilwoman Witko			X			
Councilwoman Chung		X	X			
Councilwoman Amitai			X			


Adopted: September 26, 2018

ATTEST:



Loretta Castano, Borough Clerk

APPROVED:



John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held September 26, 2018

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION APPROVING SETTLEMENT OF TAX APPEALS FOR THE YEARS 2017 AND 2018: CHAN & LEE v. BOROUGH OF CLOSTER

WHEREAS, the taxpayers, Brian Chan and Cecilia Lee, appealed the assessments levied on Block 2404, Lot 24 for the years 2017 and 2018 in actions in the Tax Court of New Jersey bearing docket nos. 012828-2017 and 012738-2018; and

WHEREAS, the subject property's street address is 674 Closter Dock Road; and

WHEREAS, the taxpayers and the assessor have agreed to compromise the appeals on the following terms: The assessment on the property for 2018 shall be reduced from \$690,300.00 to \$650,000.00, but there shall be no reduction in the assessed value for 2017; and

WHEREAS, the taxpayers have agreed that the refund due as a result of this settlement shall be satisfied through a credit applied against future real estate taxes due on the property in 2018; and

WHEREAS, the assessor is of the opinion that the revised valuation is consistent with the true value of the property;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter, County of Bergen, State of New Jersey that:

The proposed settlement for the 2017 and 2018 tax appeals captioned Chan & Lee v. Borough of Closter as hereinbefore set forth is approved, and the Borough Attorney or a member of his firm is authorized to execute all documents necessary to effectuate its terms.

COUNCILPERSON	MOTION	SECOND	YES	NO	ABSENT	ABSTAIN
Councilwoman Amitai			X			
Councilwoman Chung		X	X			
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			

Adopted: September 26, 2018

Attest: Loretta Castano
Loretta Castano, RMC, Municipal Clerk

Approved: John C. Glidden, Jr.
John C. Glidden, Jr., Mayor

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter at the Meeting held on September 26, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION APPROVING SETTLEMENT OF TAX APPEAL FOR THE YEAR 2018: ZIPSE CL ASSOC LLC v. BOROUGH OF CLOSTER

WHEREAS, the taxpayer, Zipse CL Assoc LLC, appealed the assessment levied on Block 1312, Lot 19 for the year 2018 in an action in the Tax Court of New Jersey bearing docket no. 006735-2018; and

WHEREAS, the subject property’s street address is 224-228 Closter Dock Road; and

WHEREAS, the taxpayer and the assessor have agreed to compromise the appeal on the following terms: The assessment on the property for 2018 shall be reduced from \$1,027,100.00 to \$900,000.00; and

WHEREAS, the taxpayer has agreed that the refund due as a result of this settlement shall be satisfied through a credit applied against future real estate taxes due on the property; and

WHEREAS, the assessor is of the opinion that the revised valuation is consistent with the true value of the property;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter, County of Bergen, State of New Jersey that:

The proposed settlement for the 2018 tax appeal captioned Zipse CL Assoc LLC v. Borough of Closter as hereinbefore set forth is approved, and the Borough Attorney or a member of his firm is authorized to execute all documents necessary to effectuate its terms.

COUNCILPERSON	MOTION	SECOND	YES	NO	ABSENT	ABSTAIN
Councilwoman Amitai			X			
Councilwoman Chung		X	X			
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			

Adopted: September 26, 2018

Attest: Loretta Castano
Loretta Castano, RMC, Municipal Clerk

Approved: John C. Glidden, Jr.
John C. Glidden, Jr., Mayor

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter at the Meeting held on September 26, 2018.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY, NEW JERSEY
AMENDING RESOLUTION FIXING BASE SALARIES FOR 2018**

WHEREAS, the Mayor and Council of the Borough of Closter have adopted Ordinance 2018:1242 providing for base salaries and compensation for Borough Employees not covered by bargaining unit contracts; and adopted the original Resolution dated September 12, 2018; Agenda number 15 and due to computation inaccuracies, the ensuing titles and salaries will be fixed for the calendar year 2018;

WHEREAS, the Ordinance provides ranges of minimum and maximum base salaries for the various departments and positions specified therein; and

WHEREAS, the Mayor and Council do desire to establish the base salary and compensation for the year 2018 unless otherwise noted for certain employees of the Borough of Closter; and

WHEREAS, said base salary amounts will be prorated in the event that an employee only serves a portion of the year in a covered position; and


NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter wishes to **amend** the base salaries for the employees mentioned below, retroactive to January 1, 2018 be and are hereby set as follows:

<u>Office and Position</u>	<u>Amount</u>
Construction, Zoning & Land Use	
Code Enforcement Official (Trees)	\$ 60.11/hr.
Building Inspector	8,037.09
Electrical Sub-code Official	16,074.18
Electrical Inspector	10,994.74
Plumbing Sub-code Official	25,986.20

Councilperson	Motion	Second	Yes	No	Absent	Abstain
Councilman Devlin						X
Councilwoman Latner		X	X			
Councilwoman Witko			X			
Councilman Yammarino	X		X			
Councilwoman Chung			X			
Councilwoman Amitai			X			


Adopted: September 26, 2018

ATTEST:



 Loretta Castano, Borough Clerk

APPROVED:



 John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough Of Closter at the Regular Meeting held September 26, 2018.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

RESOLUTION OPPOSING PROPOSED RATE INCREASES BY SUEZ WATER

WHEREAS, the Suez Water Company has petitioned the Board of Public Utilities for an increase in their rates for residential water service; and

WHEREAS, if the proposed is adopted as presented, the monthly fixed service charge for a one-family home will increase by \$7.12 or 80%, and the monthly consumption rate for a one-family home with a 5/8" meter will increase by 8.5% per ccf; and

WHEREAS, for the average one-family home using 9 ccf or 6,732 gallons of water per month, the proposed increase on a monthly water bill will increase to 16.15%, which is an increase of \$8.03; and

WHEREAS, the annual average aggregate increase to a one-family home using a 9 ccf or 6,732 gallons of water per month will be \$96.36; and

WHEREAS, cost of living is already high in New Jersey; and

WHEREAS, while the Mayor and Council encourage all Closter residents to use this precious natural resource wisely and to conserve water whenever possible, such a significant increase for Closter residents and especially those on fixed incomes, could result in an unhealthy rationing of water usage in an effort to reduce the cost; and

WHEREAS, such a significant increase by Suez Water in the cost of a basic necessity is unreasonable and unconscionable in this economic environment.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Closter hereby oppose the proposed increase by Suez water; and

BE IT FURTHER RESOLVED, that the Closter Governing Body calls upon the Board of Public Utilities to temper the rate increase, and more particularly, the 80% increase to the monthly service charge; and

BE IT FURTHER RESOLVED, that the Closter Borough Clerk is hereby directed to forward a copy of this resolution to the Honorable Jacob S. Gertsman, Administrative Law Judge for the Public Hearing; the Board of Public Utilities; Senator Gerald Cardinale; Assemblywoman Holly Schepisi; Assemblyman Robert Auth; and all Northern Valley municipalities.

COUNCILPERSON	MOTION	SECOND	YES	NO	ABSENT	ABSTAIN
Councilwoman Amitai			X			
Councilwoman Chung		X	X			
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			

Adopted: September 26, 2018

Attest: *Loretta Castano*
Loretta Castano, RMC, Municipal Clerk

Approved: *John C. Glidden, Jr.*
John C. Glidden, Jr., Mayor

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter at the Meeting held on September 26, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION AUTHORIZING MAYOR AND CLERK TO EXECUTE 2018 THROUGH 2020
SNOW PLOWING AGREEMENT WITH THE COUNTY OF BERGEN**

WHEREAS, the County of Bergen is authorized, pursuant to N.J.S.A. 27:16-33 to cause snow to be plowed from the County owned or County controlled roads; and

WHEREAS, there is a mutual benefit to the County and to the Borough of Closter that the Borough provide snow plowing services on County roads located within the Borough of Closter; and

WHEREAS, the County of Bergen has in place a two year snow plowing program effective 2018 through 2020 whereby the County would agree to compensate the Borough of Closter for conducting said snow plow operations on County roads; and

WHEREAS, the Borough Attorney has reviewed this agreement and, subject to the Borough providing to the County of Bergen a hold harmless agreement and certificate of insurance, finds the agreement to be in order.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter, State of New Jersey that:

1. The Mayor and Borough Clerk are hereby authorized to execute an agreement forwarded to the Borough of Closter by cover letter dated August 30, 2018 and that the Borough Administrator forward the agreement to the attention of Tom Connolly at Bergen County Operations Division, 220 East Ridgewood Avenue, Paramus, New Jersey 07652 along with the required certificate of insurance naming the County of Bergen as an additional insured with respect to the services performed under this contract and evidencing the minimum limits of insurance coverage set forth in the agreement. (see attached Exhibit "A" attached hereto).

COUNCILPERSON	MOTION	SECOND	YES	NO	ABSENT	ABSTAIN
Councilwoman Amitai			X			
Councilwoman Chung		X	X			
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			

Adopted: September 26, 2018

APPROVED BY:


John C. Glidden, Jr. Mayor

ATTEST:


Loretta Castano, Borough Clerk

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter on September 26, 2018.

Loretta Castano, Borough Clerk

EXHIBIT A



ABD 9/27/11



COUNTY OF BERGEN – SHARED SERVICES AGREEMENT – SNOW PLOWING/SALTING

THIS AGREEMENT made on the _____ day of _____, 2018 by and between the COUNTY OF BERGEN, a body politic and corporate of the STATE OF NEW JERSEY, acting by and through the Director of Public Works, hereinafter referred to as the "County" and _____, a municipal corporation of the STATE OF NEW JERSEY, herein referred to as the "MUNICIPALITY."

WHEREAS, The Board of Chosen Freeholders of the County of Bergen is authorized by N.J.S.A. 27:16-33, to cause snow to be plowed from the County owned or County controlled roads; and

WHEREAS, it is the desired plan of the County to employ the services of the Municipality for snow plow operations and salting on county roads located within the Municipality for a period of two snow seasons.

NOW, THEREFORE, for the consideration hereinafter stated, the parties hereto agree as follows:

(1) The Municipality agrees that it will furnish the necessary equipment and personnel required to perform snow plowing operations on County roads located within the Municipality for the two winter seasons commencing October 1, 2018, and ending April 30, 2020.

(2) The Municipality, through the Superintendent of Public Works or other designated official, will have complete supervision of snow plow operations. The Municipality agrees it will commence plowing of County roads simultaneously with operation on municipal streets once snow reaches a minimum depth of two (2) inches, and it appears that snowfall will continue. The Municipality agrees to keep the County Snow Control informed of the progress of the snow plowing operations.

(3) The Municipality agrees that it shall defend and save the County of Bergen harmless from any and all claims that may be filed either in equity or law, arising from the performance of this Agreement, and that it shall secure and maintain throughout the duration of this Contract, comprehensive Automobile Liability insurance in an amount not less than \$1,000,000 CSL (combined single limit) and general liability insurance in an amount not less than \$1,000,000 per occurrence and Umbrella Excess Liability Insurance in an amount not less than \$4,000,000 per occurrence. The Municipality further agrees that the County of Bergen shall be provided a Certificate of Insurance naming the County of Bergen as an additional insured with respect to services performed under this Contract, and evidencing the minimum limits of insurance coverage set forth in this Agreement.

(4) The County will compensate the Municipality for conducting said snow plow operations at a rate of one hundred and ten dollars (\$110) per hour of active plowing. The County will not be required to pay for standby time. To receive prompt payment, Municipality agrees to submit County of Bergen Direct Vouchers within five (5) days after completion of snow plowing of each storm. Municipality understands and agrees that the County will not pay vouchers submitted more than thirty days after the storm. The County may audit the Municipality's records to confirm the information set forth in the Voucher and the payment due to Municipality for each storm.

(5) The County will, during the term of this agreement, continue to provide the Municipality with salt consistent with the past practice, sufficient to allow the Municipality to salt the County roads in the same manner and whenever weather conditions are such that the Municipality salts its municipal streets.

IN WITNESS WHEREOF, the parties hereto have hereunto executed this Agreement in the manner provided by law, the day and year after above written.

(Name of Municipality)
BY: _____
(signature)
Title: _____
Date: _____
Attest: _____

COUNTY OF BERGEN
BY: _____
James J. Tedesco, III, County Executive, or
Julien X. Neals, Acting County Administrator
Date: _____
Attest: _____

Admin
Chung/Public Works

1. Mail List
9/6/18

Loretta Castano

From: Connolly, Tom <TConnolly@co.bergen.nj.us>
Sent: Friday, August 31, 2018 8:09 AM
To: ronkistner@Allendalenj.gov
Cc: nwehmann@alpinenj.org; swehmann@alpinenj.org; boroadmin@bergenfield.com; admin@bogotaonline.org; boroclerk@closternj.us; adolson@closternj.us; lweatherly@closternj.us; bnasuto@cresskillboro.org; crosman@demarestnj.org; trichards@dumontboro.org; dmicci@eas
Subject: Snow Plowing Agreement 2018-2020
Attachments: 20180830 Connolly cover letter to towns for snowplowing.pdf

*Copy to Administrator
Sept. DPW
amy
9/6/18*

Dear Administrators,

Attached is a copy of the new Snow Plow Agreement. Please also find a letter with the new rate information for the 2018-2020 snow seasons. I will also be forwarding this information to your DPW Superintendents. If you need any other information you can email me or call me at 201-336-7676. Thank you.

Tom Connolly
County Road Supervisor



**COUNTY OF BERGEN
DEPARTMENT OF PUBLIC WORKS
OPERATIONS DIVISION**

220 East Ridgewood Avenue, Suite 205, Paramus, NJ 07652
(201) 336-7675 • Fax (201) 336-7684

James J. Tedesco, III
County Executive

Raymond Dressler
Director of Public Works

August 30, 2018

RE: 2018-2020 Snow Plowing Agreements

Dear Administrator,

Attached is a copy of our Municipal Snow Plowing Agreement for the 2018-2020 snow plowing seasons. Please be advised that this contract will run for two consecutive snow seasons. In response to requests from some of the towns, the county has raised the operating rate to \$110.00 per hour and has eliminated standby pay. There now is only one rate as the county has not supplied plows or plow parts in a few years. Control of the plowing of county roads in your municipality would come under the supervision of your Superintendent of Public Works. Please mail or email all snow plowing invoices to Billy Theis at wtheis@co.bergen.nj.us.

It is our recommendation that municipalities commence plowing county roads simultaneously with operation on municipal streets, that is, generally when snow reaches a depth of two (2) inches, and that it is apparent that snowfall will continue.

Please print out three (3) copies of the agreement, have the Mayor sign all three and return to: Tom Connolly at Bergen County Operations Division, 220 East Ridgewood Avenue, Paramus, NJ 07652 as soon as possible with a copy of your governing body's authorizing resolution. One (1) completed copy will be returned to you for your records after the County Executive or the County Administrator signs the agreements. The executed copy will be mailed to you. If you have any questions regarding the agreement, please call me at 201-336-7676 or email me at tconnolly@co.bergen.nj.us.

I will also be sending this letter and the agreement to your DPW Superintendent.

Sincerely,

Tom Connolly
County Road Supervisor

**RESOLUTION TRANSFERRING UNEXPENDED BALANCES FROM POLICE
OUTSIDE EMPLOYMENT FROM S3G GROUP TO PBA LOCAL 233 C/O
CLOSTER POLICE DEPARTMENT**

WHEREAS, the Borough of Closter has received monies from S3G Group, LLC for traffic control and sent an email to the Chief of Police requesting that the remaining funds of their escrow account be donated to the PBA Local 233; and

WHEREAS, the Assistant Chief Financial Officer wishes to close the account and disburse a check to PBA Local 233 at the vendors request;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Closter authorizes the Deputy Treasurer to close the escrow account for S3G Group and send the remaining funds payable to PBA Local 233, C/O Closter Police Department.

(Vendor's request and financial documentation attached)


Councilperson	Motion	Second	Yes	No	Absent	Abstain
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			
Councilwoman Chung		X	X			
Councilwoman Amitai			X			

DATE: September 26, 2018

ATTEST:


Loretta Castano, Borough Clerk

APPROVED:


John C. Glidden, Jr., Mayor

Certified to be a true copy of Resolution adopted by the Mayor and Council of the Borough of Closter at the Regular Meeting held September 26, 2018.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION AUTHORIZING PERMISSION TO HOLD 11TH ANNUAL
MacBAIN FARM FEST**

WHEREAS, at the public meeting held on September 12, 2018 the Governing Body reviewed and discussed a request of the Borough’s Environmental Commission seeking permission to hold the 11th Annual MacBain Farm Fest at the MacBain Farm located at 203 Hickory Lane, Borough of Closter on October 13, 2018 with a scheduled rain date of October 14, 2018; and

WHEREAS, the property located at 203 Hickory Lane, Borough of Closter is owned by the Borough of Closter; and

WHEREAS, the event will take place from 3:00 p.m. to 5:00 p.m. on either October 13, 2018 or it’s rain date, October 14, 2018; and

WHEREAS, the request was discussed by the Governing Body and the Governing Body determined that it was in the best interests of the residents of the Borough and good cause has been shown to continue the Annual Farm Fest.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter, County of Bergen, State of New Jersey that:

Permission is granted authorizing the Environmental Commission to host the 11th Annual MacBain Farm Fest on October 13, 2018 between the hours of 3:00 p.m. and 5:00 p.m. and to arrange for a rain date for the event on October 14, 2018 between the hours of 3:00 p.m. and 5:00 p.m. at the MacBain Farm located at 203 Hickory Lane, Closter, New Jersey.

COUNCILPERSON	MOTION	SECOND	YES	NO	ABSENT	ABSTAIN
Councilwoman Amitai			X			
Councilwoman Chung		X	X			
Councilman Devlin			X			
Councilwoman Latner	X		X			
Councilwoman Witko			X			
Councilman Yammarino			X			

Adopted: September 26, 2018

Attest: 
Loretta Castano, RMC, Municipal Clerk

Approved: 
John C. Glidden, Jr., Mayor

Certified to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Closter at the Meeting held on September 26, 2018.

Loretta Castano, Borough Clerk

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – SEPTEMBER 26, 2018 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session on Wednesday, September 26, 2018. Mayor Glidden called the meeting to order at 7:30 p.m.

1. PLEDGE OF ALLEGIANCE

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

2. PROVISIONS OF OPEN PUBLIC MEETINGS ACT STATEMENT

This meeting is called pursuant to the provisions of the Open Public Meetings Act of the State of New Jersey, was included in the Notice of Meetings which was published in The Record and the Star Ledger on January 6, 2018, was posted on the Municipal Clerk's bulletin board and has remained continuously posted as the required notices under the Statute. In addition, a copy of the notice is and has been available to the public and is on file in the office of the Municipal Clerk.

3. ROLL CALL

The following persons were present:

Mayor John C. Glidden, Jr.
Councilpersons Scott Devlin, Alissa Latner, Dolores Witko, Joseph Yammarino,
Jannie Chung and Victoria Amitai (7:40 p.m.)
Borough Administrator, Arthur Braun Dolson
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

At this time, Mayor Glidden deviated from the Agenda and opened the meeting to the public.

Tim Adriance, (Chairman of the Historic Preservation Commission) 86 E. Main Street, Bergenfield, New Jersey, reported on several issues before the Historic Commission noting that his daughter taught her first class on 9/11 to persons who were not born at that time; and he referred to the history of Closter in the post World War II period. We have an opportunity to tell that story with the Lustron House. We have a dedicated group of volunteers working with the Commission to provide programming and displays so that the House can be opened up as a museum dedicated to this period of our and our parents lifetime. Heritage tourism brings in dollars but at this time there is no heat in the building and no Certificate of Occupancy.

Councilwoman Amitai entered the meeting at 7:40 p.m.

We could get one under provisions in the Building Code; and a letter was sent by former Mayor Sophie Heymann to the Mayor and Council requesting funding for the Lustron House in order to move the restoration forward especially the installation of the heating system. He suggested that the Historic Preservation Commission be designated as the Coordinator for the activities of the Lustron House.

Mr. Adriance referred to the Village School and the request to cite it as an historic site; and noted that the State and County Registers only protect sites from government not from other matters. If you want to preserve something, it must be done on the local level; and we have the means to do so. Mayor Glidden said the Governing Body wishes to see the façade of the school preserved; and he cited a letter on this subject which noted that no construction or altering of the property other than remediation would occur prior to full discussion by the Mayor and Council. He said the Borough has closed on the property and we are waiting for the Bergen County Housing Authority so that they can be engaged in the project prior to the designation.

CLOSTER MAYOR AND COUNCIL

WORK SESSION NOTES – SEPTEMBER 26, 2018 – 7:30 P.M.

Relative to the Lustron House and the heat, Borough Administrator said the HVAC contractor was in the house last Friday and has provided a proposal of ideas that could be considered in addition to a proposal from Erik Lenander to be discussed. The Building Department inspectors have inspected the house for occupancy eligibility and the report on same has been sent to all involved. The report contained five or six simple steps of all that needs to be done to complete the process of making the building usable and then there must be a designation of change of use of public assembly. Borough Attorney noted that the change of use has been done and the Building Inspector has requested that the Joint Insurance Fund re-inspect the house due to the change in use.

In answer to Councilwoman Chung, Mr. Adriance said funds can come from a trust fund, Open Space funds, Historic Preservation and Recreation. On the County level, funds are through tax dollars and in the case of the Mayor and Council they would have to release the funds for the project.

Former Mayor Sophie Heymann referred to the Open Space Fund and said it can be accessed at any time through an ordinance and does not impact the budget. A resolution was passed last May and there should be a resolution specifically for the Lustron House. She noted that the building hardscape should be addressed. She cited the expenses for the house so far. She referred to the Environmental Commission and noted that some of the requests have not been taken care of as yet such as additional trail maps, trail clean up and additional boardwalks. The gazebo at the Farm has not been completed as yet; and same needs a roof and a table for which she is requesting money. Borough Attorney noted that he would review the issue of the need for an ordinance.

Michael Pisano referred to a house at One County Road as a fine example of history and he thanked everyone for their support on the Lustron House but he has not seen the report from the Building Inspector. Relative to the sidewalk, Borough Attorney said he spoke to the Construction Official who said, depending on the issue, a temporary certificate depending on the repair that is needed during which same must be addressed. It would not stop the house from opening.

Jayne Rubinfeld-Waldron, 20 Piermont Road, said the Historic Preservation Commission sent out a letter to the residents of Closter and received a positive response. She noted that we are not going to be here forever; we don't know what the next Council will be approving or what the next Historic Preservation Commission will be doing. She knows that if the developers go out of our hands to the Bergen County Housing Authority, she imagines that their priorities are not going to be the same as ours. So she is here to request that it be designated before that time so the Borough still has some control.

Mayor Glidden explained, as he told Tim Adriance, nothing is going to happen there until the Council does take up the historic designation request. There is a difficult problem with this project what we have been working on for the last three years. Three years ago he formed a COAH Committee to study and react to the State requirements for affordable housing in Closter. We came across the Village School and agreed to purchase it so we could put affordable housing there and that was acceptable to the State of New Jersey and the courts. We had to pay \$3.5 Million for that property to get it back from the owner which is a lot of money. Now the building has to be constructed and we are counting on the Bergen County Housing Authority to do it. And if you understand the way affordable housing is constructed and how it is paid for, it's a little different than market rate rental housing because you have a much higher income level which can support the debt that is required to construct that building. In an affordable housing situation, that money isn't there; and what we have to do is work very closely with Bergen County Housing Authority to make sure that there is enough money to complete the project. We cannot burden the residents of Closter with additional capital monies to put into that building, but we may have to do so. That is why we are working with the Housing Authority to determine what they can do and what they are capable of doing. If for some reason the designation is unacceptable to the Bergen County Housing Authority, we have two options: go to somebody else to construct it OR pay for a large part of it ourselves. The last part really scares him. So, he is unwilling to consider designation at this time until we obtain further information from the Bergen County Housing Authority. He believes all the members of the Council agree that is the best approach, but we also all agree we want to see the façade of the building preserved and the history of the building preserved. We are in a very difficult situation. Bergen County Housing Authority is moving a lot

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – SEPTEMBER 26, 2018 – 7:30 P.M.

slower than we would like; and we haven't gotten any response to them yet for any designs. We started talking to them over 2 ½ years ago. They gave us a letter of indication that they were interested in the project but they said they were not going to expend time and effort until we took care of the remediation of the asbestos and we took control of the asset. Now that it has happened, we need to find out what the cost of construction is going to be; and we cannot do anything about a historic designation until we know that because it would be exposing the Borough to untold costs.

Alexandra Dunn, 330 Knickerbocker Road, referred to the cost of living and taxes in Closter and the need for senior discounts. She cited the cost of day care and other expenses facing the residents. She said prices at all the businesses have been raised. She understands the tax increase for schools but felt that it could be done cheaper. Mayor Glidden expressed support for her view but in terms of municipal facilities, we have done everything we can and believe we have been successful in keeping increases below 2%. We have discussed decreases in expenses and we live in the highest area in the United States.

Steve Isaacson, 97 Columbus Avenue, noted that his children have not learned anything about Closter's role in the revolutionary war in school nor have they visited any historic places. People who have an attachment to historic places in town are no longer living in Closter and have been replaced by people from foreign countries or New York City; and they could care less about the history of Closter. Children should be taught about the revolutionary war and history. He referred to the Village School and the cost of the purchase and said the cost of each unit after the construction should be reviewed. Borough Attorney explained the calculation of the Village School which would be less than \$140,000 per unit and below affordable housing averages. Councilwoman Latner cited the problem of not meeting the mandate on affordable housing.

Mr. Isaacson referred to the Environmental Commission, which he noted was passive recreation and the Recreation Commission is active recreation which gets money whenever they want it. Nothing has been done since the Environmental Commission asked for money a year ago for improvements to a Borough park. He cited the Mac Bain Farm Fest in October and hoped everyone would attend. He said the Mac Bain Farm should be designated historic. He said there is going to be a recession and there should be concern on the part of the Council. He said a resolution against the Meadowlands power plan should be reviewed. He asked if any consideration has been given to changing the Agenda so that the public can speak earlier. He referred to the sale of pot in Closter and felt we should come out against it.

Joel Zelnik, 65 Chestnut Avenue, referred to the Lustron House which was built for returning residents from World War II and it pained him to see the stonewalling of the efforts of volunteers. We have a treasure in Closter.

Karen Garguilo, 207 West Street, cited a letter she sent to Mayor Glidden relative to political signs. Mayor Glidden said it has been a difficult situation inasmuch as we cannot go on private property to remove the signs if erected prior to 30 days before the election. Some signs that are on public property have been removed; and he referred to the letter he had placed on the Borough website "RE: Borough of Closter Sign Ordinance – Election Signs" urging everyone to read the ordinance on election signs. Ms. Garguilo said she is leaving her sign up since she felt the ordinance is unenforceable and unconstitutional; and if someone comes and takes down the sign, she would be contacting the ACLU.

Michael Kafer, 261 Parsells Lane, referred to the sign ordinance and said he understood the purpose but felt it makes it easier for political bodies. The problem is that the enforcement is inconsistent requiring the enforcement official to determine whether a sign is political or commercial or religious. Too much discretion is being given to the official; and you are encroaching on people's right of expression. The town has not been sued nor have any citations been issued; and he suggested that the ordinance be reviewed so that the discretion is not left to the enforcement official. In answer to Mayor Glidden, Mr. Kafer suggested the word speech be defined in the ordinance and that signs can be put up all the time such as commercial signs. Election signs should be defined. Borough Attorney cited the history of the sign ordinance and advised that the Borough would not be entering on private property to remove signs, but on public property and rights-of-way which are different and can be regulated by the Borough. In answer to Councilwoman

Amitai, Borough Engineer said the right-of-way is 10 feet from the curb; and Borough Attorney said that this must also be discussed.

As no one else wished to be heard, Mayor Glidden continued with the Work Session Agenda.

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

a. MAIL LIST OF SEPTEMBER 13, 2018 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 1 was removed by Borough Clerk; Item No. 2 was removed by Councilwoman Latner; Item No. 14 was removed by Councilwoman Amitai.

Item No. 1: Received 09/06/18, Dated 09/06/18, from Daniel L. Steinhagen, Esq., Beattie Padovano, LLC re Copy of letter to Zoning Board of Adjustment informing of resignation as Zoning Board Attorney for a one-year term to 12/31/18 (Distributed 9/7/18)

Borough Clerk reported that the Resolution authorizing the Fair and Open Process for a Zoning Board Attorney was approved at the Regular Meeting held 9/12/18 and the RFP was posted on the website on 9/13/18. The opening was held on Tuesday, 9/24/18, at 11:30 a.m. and one proposal was received, which was forwarded to the Mayor and Council, Borough Attorney, Borough Administrator and Zoning Board of Adjustment. We are waiting for their process for appointing someone as there is an extremely short turn-around time due to the late date of the notice received.

Item No. 2: Received 09/07/18, Dated 09/07/18, from Annette Vasiloff, Chairperson, Food & Assistance Board re Request for permission to place approximately 18-20 reusable yard signs throughout the Borough to advertise the 6th Annual Town-Wide One Day Only yard Sales on Saturday, 10/13/18 (Copy to Zoning Officer) Distributed 9/7/18

Councilwoman Latner questioned if the ordinance was being enforced in regards to some of these signs in light of all of the previous discussions regarding signs the past few meetings. She noted there is also a request from the Palisades Country Day Camp in addition to this one; and there are a lot of signs, so we could be littered with a lot of signs and she wanted to make note of it in light of recent discussions. Borough Attorney made a suggestion, based on the inconsistency over the past year or so, that since the Food and Assistance Board and Palisades Country Day Camp are at least asking permission, which is a step in the right direction, that the Mayor and Council consider at least a voice vote and memorialize it at the next meeting. He voiced his opinion that receiving a late request was better than not receiving one at all. The Mayor and Council have already approved the Food Pantry's event; but that request didn't include the signs. At least they are making a good faith effort and both parties have requested signs in the past that have been approved. He feels that we should recognize the people that are trying to comply as we try to move in the right direction as opposed to people who didn't even bother to ask permission from the governing body; but it is up to the Council. Councilwoman Chung voiced her opinion we should enforce upon organizations that put up signs without requesting permission. Borough Attorney said there should be discussion about that because, if we aren't going to enforce the ordinance, he's not sure why it's there. Mrs. Chung feels that if we are approving these signs, then we should be enforcing the ones that are put up without authorization. Mr. Rogan suggested a possible transition period for people who became complacent that they didn't have to apply. He said for the most part all of these are well-intended charitable organizations or community based organizations, but he thinks if the Council is of the mind that we should start reinforcing these ordinances, we need to give them warnings and tell them that from now on, the number of days ahead a request needs to be made just like it used to be. Mayor Glidden asked a broad question inasmuch as the Food Pantry didn't specify where the signs would be and the Borough Attorney said they should be pinned down in his opinion. Borough Administrator informed there are two (2) signs involved with this event: the resident who signs up to participate has a sign in their yard and the Food Pantry would like to have signs advertising the sale which will not be specifically located in front of a house. Mayor Glidden asked if we are going to be enforcing our ordinance, should we be asking our Property Maintenance Officer to remove signs that are posted on Borough property without having been given approval. Mr. Rogan advised that is a policy question but voiced his opinion that if they are not approved, they should be removed. Councilwoman Amitai voiced her support for enforcing the ordinance. Councilman Devlin noted there have been signs in several parts of town that have been there forever and

CLOSTER MAYOR AND COUNCIL

WORK SESSION NOTES – SEPTEMBER 26, 2018 – 7:30 P.M.

the Mayor agreed. Borough Attorney advised enforcement must be consistent and agreed with Mrs. Chung that if a sign is removed, it should be with a notice. Mr. Rogan restated that if there are unapproved signs on Borough or public property they should be removed but agreed there should be an amnesty period for other signs. Borough Engineer advised that the Building Department should be aware of the right-of-way widths of the road because they vary; so they need to use discretion and look at the tax maps and err on the side of caution; and the Borough Attorney agreed saying that could be an issue. Mayor Glidden noted they were still in the Work Session; and asked for a consensus as to whether the Council feels they should be directing the Property Maintenance Officer to remove signs on public property. No objections were voiced and the Mayor asked the Borough Administrator to request the property Maintenance Officer to remove any unauthorized signs from Borough property. Mr. Dolson voiced his confusion as there appeared to be conflicting responses and clarified for Councilman Devlin that the resident does not own the property between the sidewalk and the street – that is the Borough right-of-way. Mr. DeNicola explained the property owner maintains that right-of-way land but the Borough owns it. Mrs. Amitai said it is a job to monitor the signs; and it is time consuming; and they could pop up here and there; and unless somebody reports it, the Building Department may not notice it; and again we will have people angry at us for not picking it up; and we should have, so it's not so easy. Mayor Glidden said there is a consensus of the Council and suggested there be a meeting with the Property Maintenance Officer to give him proper instructions. Borough Attorney said right now there are mostly political signs on private property and a few religious signs; and they need to be careful about those. Mrs. Amitai voiced her frustration that when people from out of town come post signs, they don't come back to pick them up. Councilwoman Witko noted there were signs from Andiamo in every town; and they're all still there; and the Mayor agreed. Mrs. Amitai suggested it may be far-fetched but asked if the DPW could pick up the signs like the Andiamo ones. Mr. Rogan reiterated he thinks that notice should be given, such as a form letter; and if they are repeat offenders, we notify them at the conclusion of the one year and let them know that. In answer to Mrs. Amitai, he said Andiamo should also receive a letter; and there are only a few events that are the main culprits, probably less than half a dozen. Mr. Dolson noted there are signs up right now for a car show at St. Mary's that haven't been approved. In answer to Mrs. Chung the Borough Attorney said there will be an amnesty period included and that the Building Department keeps the signs for a certain period of time after they remove them. Mr. Devlin referred to large signs and asked if they were permissible and the Mayor said if they were not, he has probably been breaking the law for years; and Borough Attorney informed the sign ordinance spells out the permissible sizes.

Item No. 14: Received 09/12/18, Dated 09/12/18, from Saddle Brook Township Clerk to Bergen County Clerks re Certified copy of Resolution No. 918-196, adopted 9/6/18 Opposing Construction of North Bergen Liberty Generating Gas-fired Power Plant (Copy to Board of Health, Environmental Commission)

Councilwoman Amitai spoke to Captain Bill Sheehan this morning and informed he is still adamantly opposed to this as it is 18th century archaic technology; and there are better things available now to accomplish this.

b. MAIL LIST OF SEPTEMBER 20, 2018 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item Nos. 2 and 13 were removed by Councilwoman Amitai; Item No. 9 was removed by Councilwoman Latner; Item No. 14 was removed by Borough Clerk; Item No. 15 was removed by Councilman Devlin.

Item No. 2a: Received 09/14/18, Dated 09/14/18, from Marc N. Schriecks, Deputy Chief of Staff, County Executive James J. Tedesco III, to Bergen County Clerks re Bergen Bites Back – Mosquito Breeding Season is NOT Over Yet (Copy to Board of Health) Posted on Municipal Clerk's Bulletin Board 9/20/18

Councilwoman Amitai noted the amount of rainfall we have had lately and said around the house where she lives there is a park where the water got very deep and it was right near where the water feeds into a stream and is also part of the watershed as per the sign that sits in front of her house; which has not been fixed yet. She asked that another note be sent to those people. She explained it is always wet there and said there are always mosquitos there. Even today there is still about 6 inches of water; and it is a grassy area well kept by the DPW as they mow it every 2 weeks. She's nervous about the West Nile Virus mosquitos breeding in this area as a result of the water. In answer to Mayor Glidden, she asked that since the County sprays, could they come again although she doesn't necessarily want the spray but she doesn't

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want them breeding either. Perhaps it could be filled in with a couple of truckloads of dirt; and she clarified she was talking about Willow Park. Mrs. Amitai noted that Piermont Road gets water down from Hickory Lane and there are several big puddles in heavy rains. The Mayor asked her to speak with the Borough Engineer to see what can be done about these issues.

Item No. 9: Received 09/17/18, Dated 08/27/18, from Jim Oettinger, Director, Closter Recreation Commission, to Senator Gerald Cardinale, 39th Legislative District; c: Mayor John C. Glidden Jr. re Response to Senator Cardinale's letter dated 8/12/18 Informing of potentially toxic chemicals being sprayed on athletic fields without sufficient notifications to the public that can harm children and adults and requesting local consideration for taking action (see also 6. M.L. 8/23/18) Reassuring that their "practices are the same used at schools throughout the state and which are approved and recommended by state guidelines" (Copy to Recreation Director, Board of Health, DPW Superintendent)

Councilwoman Latner wanted to commend Jim Oettinger on his response to Senator Cardinale's letter. She felt it was an educational response and learned a lot from it.

Item No. 13: Received 09/20/18, Dated 09/20/18, from Little Ferry Borough Clerk to Bergen County Municipal Clerks re Certified copy of Resolution No. 297 adopted 9/11/18 Opposing Construction of the North Bergen Liberty Generating Power Plant

Councilwoman Amitai said she wouldn't repeat what she said earlier on the last Mail List but suggested the Council consider passing a Resolution on this. Mayor Glidden informed he would support this Resolution because the power plant will be supplying New York and not in any way benefitting New Jersey. She reiterated Captain Bill Sheehan said he wouldn't support this power plant in New York or New Jersey because better technology is available. Mayor Glidden requested the Borough Attorney prepare a Resolution for the next meeting.

Item No. 14: Received 09/20/18, Dated 09/20/18, from Amy Ko-Tang, Marketing Director, Palisades Country Day Camp, 248 Herbert Avenue re Request for permission to place 18" x 24" lawn signs on sidewalks around town from 10/11/18 to 10/27/18 (no locations specified) to advertise Family Fall Festival and Open House to be held on Saturday, 10/20/18, from 10 a.m. to 9 p.m.; Rain Date: 10/21/18 (Copy to Risk Management Consultant, Zoning Officer)

Borough Clerk informed that no locations were included in this request; and Borough Attorney said same needs to be provided. Ms. Castano noted the event is coming up soon; and said same would need to be approved at the next meeting. She further explained that in the past, it was our policy to inform people to request permission at least a month in advance so we had sufficient time to process the requests and gather all necessary information. In answer to Councilwoman Amitai, she informed there was no application for these requests. Councilwoman Chung and Mrs. Amitai agreed that a form would be a good idea going forward. Mayor Glidden voiced his opinion that this request should be denied this year for not providing sufficient time for processing and the Borough Clerk informed she would write them a letter.

Item No. 15: Received 09/20/18, Dated 09/20/18, from Sophie Heymann, Environmental Commission Member re Requesting Capital Ordinance for previously agreed to repairs and upgrades

Councilman Devlin questioned what the process was for expenditures since the money was already approved and appropriated. Borough Attorney informed he would review same and report back as it was his understanding it was by Resolution; but he will look into same. Mr. Devlin asked if the Finance Committee approved these; and Mr. Rogan explained there are competing interests every year; and the full Mayor and Council ultimately determine which projects are approved for allocation. In answer to the Mayor, he informed he would find out before the next meeting but said he was not aware that an ordinance was required.

c. MAIL LIST OF SEPTEMBER 27, 2018 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments.

Item No. 4: Received 09/24/18, Dated 09/24/18, from Mayor Glidden to Loretta Castano re Forwarded email dated 9/24/18 from Jeanne Stella, 279 Demarest Avenue re to the Mayor and Council re Political Signs (Distributed 9/26/18) This matter was discussed earlier in the meeting.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of September 26, 2018)

Mayor Glidden asked if any member of the Council wished to remove any item for discussion. Councilwoman Chung referred to Item No. 13; Councilwoman Latner referred to Item No. 18.

13. *RESOLUTION AMENDING RESOLUTION FIXING BASE SALARIES FOR 2018* (Received from Assistant Chief Financial Officer 9/19/18)

In answer to Councilwoman Chung, Borough Administrator advised that these employees were inadvertently raised 2%; and the resolution indicated that all salaries should be raised 3%. In answer to Councilman Devlin, Borough Administrator said the health care costs are prorated for each quarter of the year and the rate would be different after July 1st because the State is on a fiscal year basis; and it does not affect the pension.

18. *POSSIBLE RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AGREEMENT BETWEEN THE BOARD OF EDUCATION AND THE BOROUGH OF CLOSTER REGARDING POLICE DEPARTMENT ACCESS TO REAL TIME VIDEO FEED OF SECURITY CAMERAS* (Received from Borough Attorney 9/21/18 – Waiting for input from Chief of Police)

In answer to Councilwoman Latner, Chief Kaine advised that several cameras have been installed in each school and are waiting for connection to Police Headquarters.

6. COMMITTEE REPORTS

A. FINANCE AND TECHNOLOGY – YAMMARINO (DEVLIN/WITKO)

- 1) REPORT RE FINANCE COMMITTEE MEETINGS – No report.
- 2) REPORT RE TECHNOLOGY COMMITTEE MEETINGS – No report.
- 3) LIAISON REPORTS – Councilman Yammarino reported on the following:
 - a. Historic Preservation Commission – Sophie Heymann was sworn in; and there is still one (1) seat open. They spoke about the (Village) School, Lustron House and (Mac Bain) Farm.
 - b. Recreation Commission – They already talked about the fields and treatments during the Mail List discussion.

At this time, Councilman Yammarino said he had one (1) item to discuss in Closed Session.

B. PUBLIC SAFETY - LATNER (CHUNG/YAMMARINO)

- 1) REPORT RE PUBLIC SAFETY COMMITTEE MEETINGS – Councilwoman Latner reminded they already spoke with the Chief about cameras in the schools.
- 2) LIAISON REPORTS – Mrs. Latner reported on the following:
 - a. Board of Education – She congratulated the Northern Valley High School Marching Band Instructors, band members and staff as they all received awards at the US Band Competition. Northern Valley Demarest High School has been okay but there has been some mold remediation at Old Tappan. As of now, there are only a few areas remaining; the rest have been remediated.
 - b. Library Board of Trustees – There is a meeting tonight which she is unable to attend; but she stopped by earlier to get some information. She reported that Fall programs for all ages are in full swing. The Board requested she speak to the Borough Attorney as they are still working on their policy for part-timers in terms of the recent laws passed; and would like to have a recent policy. Mr. Rogan requested she send the sample policies to him for review as he has been making similar changes for a number of private clients in addition to the Ordinance Committee. Mrs. Latner said there has been some discussion as to the unresolved future of the BCCLS delivery system. The current service is running satisfactorily, but they still need to determine future costs for individual libraries moving forward. There have been webinars on the subject because it all depends on the number of books going out and coming in. She affirmed to Councilwoman Chung that this was the delivery between BCCLS libraries; and we happen to provide a lot of books to other towns, which will be discussed tonight. Mrs. Latner mentioned the Stigma Free meetings and suggested same for the Mayor's newsletter if Mrs. Chung had any information; and the Mayor asked that they provide anything to Leslie for inclusion.

6. COMMITTEE REPORTS (Continued)

C. PUBLIC WORKS - CHUNG (AMITAI/LATNER)

- 1) REPORT RE PUBLIC WORKS COMMITTEE MEETINGS – No report.
- 2) LIAISON REPORTS – Councilwoman Chung reported on the following:
 - a. Fire Department – There have been a lot of discussions on how to create better relationships between the community and the Fire Dept. volunteers. She doesn't feel that a lot of the community could even name one member of the Department; and she thinks it is important not only for fundraising, but for community familiarity. They see the Police Officers all the time, but they don't really get to interact with the Fire Department volunteers; so they discussed doing baseball cards like the Police Department did. The structure would have to be different for collection, like events at the Fire House where kids can go to collect the cards; and give people a reason to go there and meet the volunteers. Mrs. Chung said the initial hurdle is money because it is not cheap according to Chief Kaine; and he said it was about \$3,000 for the Police cards. In answer to Mrs. Latner, he said they were considering doing just the six (6) trucks because the volunteers turn over rapidly; and it could be at least half of that cost. Mayor Glidden supported the idea and asked the Borough Administrator to look into funding.
 - b. Zoning Board of Adjustment – No report.
 - c. Northern Valley Greenway – They had their Stakeholder meeting tonight; and she bumped into Councilpersons Latner and Devlin. She thought it was great with maps of every town up and they started identifying areas of concern and making notes. They are in the initial stages of data collection and from here they will come up with three (3) different scenarios and provide a report probably early next year. At that point, they will have another Stakeholder meeting and ask for input based on the report. Councilwoman Latner voiced her sentiments that it was a great meeting and very exciting to see things happening.
- 3) Special Mayoral Assignment – Stigma Free (WS 6/27/18) – She has not advertised much on this as of yet because a Resolution still needs to be passed making it a Borough Committee; so she wasn't sure how to recruit members because it is not yet formal. She wanted to ask the Council this evening tonight to make it a formal Borough Committee. Councilwoman Amitai supported passing a Resolution and the Mayor asked for the names of the members so a Resolution can be prepared. At last night's meeting, they broke up into groups and nominated and voted on Member and Student chairs for the Committee; and they can always be changed if it is premature. Councilwoman Latner wanted to express that it is great the committee has taken off the way it has; and it is very impressive. Mrs. Chung reported that as October is Stigma Free Month, they have invited several speakers on suicide prevention, anxiety and stress among our children based on student feedback.

D. ORDINANCES - DEVLIN (WITKO/AMITAI)

- 1) REPORT RE ORDINANCE & LEGISLATIVE COMMITTEE MEETINGS – Councilman Devlin reported the Ordinance Committee met this month to consider the personnel ordinance and there are some very serious issues affecting employees. They have been comparing Closter's Un-accumulated Absences to other towns and our's is not as high as some others.
- 2) LIAISON REPORTS – Councilman Devlin reported on the following:
 - a. Environmental Commission (Voting member) – He did not make the last meeting.
 - b. Shade Tree Commission (Voting member) – They are going to be purchasing fifty-three (53) trees that cost \$13,500 and about \$16,500 for planting primarily in District 1; and District 6 will be pruned. He voiced his understanding that the purchase of the trees will come from the Tree Fund and Borough Administrator affirmed same. Mr. Devlin wanted to remind that there is a special fund for the purchase and maintenance of trees that comes from fees collected. He then noted there was no audit of the tree fund in the Audit Report; and informed he was not sure how much money was actually in there. He noted a lot of other special accounts are audited; and Mr. Dolson said he could probably find the amount on the AFS – Annual Financial Statement.

E. HUMAN RESOURCES – WITKO (CHUNG/LATNER)

- 1) REPORT RE PERSONNEL COMMITTEE MEETING(S) – Councilwoman Witko reported the Human Resources Committee met on Monday evening to address a letter from a Borough employee; and they will be meeting with her next Monday to discuss her concerns.

6. COMMITTEE REPORTS (Continued)

E. HUMAN RESOURCES – WITKO (CHUNG/LATNER) (Continued)

2) LIAISON REPORTS – Councilwoman Witko reported on the following:

a. Board of Education – Closter Public Schools – She was unable to make the meeting.

b. Board of Health – There have been ten (10) reported cases of West Nile Virus in Bergen County that resulted in one (1) death in Lodi. They live in a bit of water, so that has been a concern for a lot of people. Councilwoman Chung said she's not sure if it's only her but she's been unable to even go outside for more than an hour without getting bit. She did call the County and asked them to come and spray, but it only lasted for two (2) days. Mrs. Witko reported the Board discussed implementing a program to implant chips in dogs and cats at the next rabies clinic to be held in January; and they asked for something to be included in a future Mayor's newsletter. They are still in discussions regarding the fees because it does take time to do, although the rabies shot is free. They think it might be between \$10-\$20 but nothing is finalized yet. The plan is for the Police Department to have the wand that can read the chip in the event an animal gets lost.

At this time, she thanked everyone for their support through this difficult time; she said it was really great that even though they don't all know each other well, it was nice to be supported.

F. LAND USE AND CONSTRUCTION - AMITAI (DEVLIN/YAMMARINO)

1) REPORT RE CONSTRUCTION DEPARTMENT MEETING(S) – Councilwoman Amitai reported the Building Department has not met in a while, but they have a telephone conference call scheduled for next Tuesday or Wednesday at 12:30 p.m. She said there will be plenty to discuss after tonight's meeting regarding enforcement of signs and other matters.

2) LIAISON REPORTS – Councilwoman Amitai reported on the following:

a. Planning Board (Voting member) – There will be a Planning Board meeting tomorrow night; and she asked the Borough Attorney if he would be able to attend. Mr. Rogan informed he was not made aware of the meeting until earlier this week, and likely would not be able to attend. Mrs. Amitai voiced her concern that she is sure there will be a lot of questions their attorney would not be familiar with answering regarding COAH. The more they read about things with COAH, the more questions they have.

b. Improvement Commission (Voting member) – They met last night and discussed the holiday tree lighting. She had a few questions to relay: If the lighting was on a Saturday instead of a weeknight, could it be done with the Wells Fargo horse and carriage even though the Borough is closed. In answer to the Mayor, she said the last time they had refreshments in the Council Chambers, and they also require electricity. It doesn't have to be in Borough Hall but they would need a Plan B in case of bad weather; and were thinking of asking the Fire Department, but the tree is here. In answer to the Mayor, she said Ann Brewster already informed they would not be able to use the Senior Center because there are too many people scheduled to come. They are looking for an alternate location in case it is needed; but as it will be cold out, they are shortening the ceremony to 2 ½ hours; and Mayor Glidden suggested a rain date. Mrs. Amitai said she doesn't think they can do a rain date with the horse and carriage, so they're trying to keep one date and earlier in the day so they can do the lighting when it gets dark. After some discussion, she agreed it was best to have a rain date. Borough Administrator reminded the group that does the Menorah lighting set up a tent last year and served refreshments right there. In response to Mrs. Amitai, he said he would get in touch with Wells Fargo now that he knows the anticipated date.

G. MAYOR'S LIAISON REPORT – Mayor Glidden reported on the following:

a. Ambulance Corps – He attends all of the meetings and wanted everyone to know we have a dedicated volunteer Corps doing great job of recruiting younger people. They were at the Labor Day festivities; and they always have a vehicle at the High School football games.

b. Borough Engineer – No report.

c. Senior Citizens – He has not attended recent meetings but he plans to attend the next one.

d. Northern Valley Mayor's Association – They do not have meetings in the Summer and the next one is scheduled to be held in October.

7. OLD BUSINESS

- a. Borough Attorney follow up after Work Session of 8/8/18 re:
- 1) Continued discussion regarding signs (briefly discussed at WS 9/12/18 as requested by Councilwoman Chung) – previously discussed.
 - 2) Information re Villa Milagro Vineyards (5. M.L. 7/26/18) – Borough Attorney referred to the Villa Milagro vineyard issue and noted we had received a letter indicating they would be making an application, which he said they were legally allowed to do. Even though So Good does not have a liquor license, the vineyard has the ability to apply to the ABC as long as certain information is provided and meet certain criteria, and a permit can be issued to serve wine at that restaurant.
 - 3) Contact with Property Maintenance Officer – Trees re interpretation of Borough Code Ch. 181 “Tree Preservation and Removal” - Relative to the tree issue, Borough Attorney reviewed the tree ordinance with the Property Maintenance Officer, who did make recommendations for review by the Ordinance Committee. One of the items discussed was the possibility of not issuing any permits unless it is the last phase of the project before any trees are removed. He said he will provide a copy of the recommendations to Dr. Barad.
- b. Borough Administrator follow up after Work Session of 8/8/18 re:
- 1) Request for payment of PILOT fees for 2017 (7. M.L. 7/26/18) - Relative to the request for payment of PILOT fee for 2017, Borough Administrator said it is still an ongoing discussion with the County; but the County had miscalculated our User Friendly Budget on line; and we would be requesting a refund.
- c. Mayor Glidden follow up after Work Session of 9/12/18 re:
- 1) Report re letter sent to Borough of Norwood at request of Borough Engineer regarding status of EMERGENCY REPAIRS TO BE MADE AT DWARSKILL BRIDGE ON BLANCH AVENUE ALONG THE NORWOOD BORDER – Mayor Glidden voiced his understanding that a letter had been sent; and in response to the Borough Engineer’s inquiry, he said he would make a note to call Mr. DeNicola tomorrow to make sure a copy had been forwarded to him.

AT THIS TIME THERE WAS A QUICK POWER SURGE, THE RECORDER SHUT DOWN AND WAS RESTARTED SHORTLY WITHOUT ANY DIFFICULTY; AND A NOISE WAS HEARD REGARDING A POSSIBLE HIT OF A DOWNED TELEPHONE POLE!

Councilwoman Latner thanked the Borough Engineer for his follow up on the trees that were taken down.

8. NEW BUSINESS

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

Mayor Glidden opened the meeting to the public.

Dr. David Barad referred to the law relative to the display of vote count for the General Election; and Borough Clerk advised that the County (Board of Elections) has sent a form to be used by Board workers; and the usage of same would be explained to them during their refresher classes. The form would only include the number of voters who voted in a two-hour time frame throughout the day.

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Relative to the wagon rides, Dr. Barad asked about insurance from Wells Fargo, and Borough Administrator said insurance would be offered by Wells Fargo. Dr. Barad noted there would not be a Planning Board meeting and referred to the Court Order issued by the Judge that is not exactly in agreement. Borough Attorney said the Order might include some additional items but it does make reference to and incorporate the Settlement Agreement. We had agreed to 20% and 20%; and he would review same and have an answer for the Planning Board. Relative to a possible challenge in 2020, Borough Attorney noted if we had entered into the Agreement and did not fulfill the items in the agreement, a potential developer could say the Borough has lost their immunity; and they would be looking at a builder's remedy suit. We would have to show good faith compliance; and we have two years from the date of the settlement to start construction on Village School and a Court in 2020 could potentially be asked to review the progress of the Borough. The settlement includes a requirement that the Borough report annually. The Borough would be held to the realistic development strictly and there has to be strict enforcement over the years to the unmet need provisions.

In answer to Councilwoman Amitai relative to rental units, Borough Attorney said that Round 2 rules would have to be followed as a blueprint according to a previous Supreme Court ruling. The Borough can get up to 25% bonus credits; and we can have as many rentals we want. Our plan maxed out at the 25% bonus credits. The plan was to increase rentals; and, therefore, incentives were given to towns to encourage same.

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

Motion to adjourn the Work Session at 9:40 p.m. was made by Councilwoman Witko, seconded by Councilwoman Chung and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council
on October 4, 2018 for approval at
the Regular Meeting to be held
October 10, 2018

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held October 10, 2018
Consent Agenda Item No. 23b