

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – JANUARY 9, 2019 - 7:30 P.M

Mayor Glidden called the meeting to order at 8:36 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 published as the Notice of Early 2019 Meetings in The Record and Star Ledger on December 18, 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
and Jannie Chung
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

The following persons were also present:

Chief Financial Officer, Joseph Luppino
Tax Collector/Assistant Chief Financial Officer, Maria Passafaro

The following persons were not present:

Councilwoman Victoria Amitai
Borough Administrator, Arthur Braun Dolson

3. MAYORAL PRESENTATION(S)

4. PRESENTATION(S)

- a. PRESENTATION OF CERTIFICATE OF ACHIEVEMENT BY “WE DO OF BERGEN COUNTY” TO COUNCILWOMAN JANNIE CHUNG (Requested 11/14/18) – This presentation was held during the Work Session.

5. MAYORAL APPOINTMENTS TO BOARDS AND COMMISSIONS (Not made at the Reorganization Meeting held 1/2/19):

| <u>OFFICE</u> | <u>INCUMBENT</u> | <u>MAYOR GLIDDEN'S APPOINTMENT</u> | <u>TERM</u> | <u>EXPIRES</u> |
|----------------------------------|--------------------|------------------------------------|-------------------------|----------------|
| *Environmental Commission | | | | |
| Associate Member | <u>Jeffrey Lee</u> | <u>NO APPOINTMENT</u> | 1 Year | 31-Dec-19 |
| *Shade Tree Commission | | | | |
| Alternate No. 2 | <u>Tsun Tam</u> | <u>NO APPOINTMENT</u> | 4 Years (Unexp. Tam) | 31-Dec-19 |

6a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda 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 and Chung.

RESOLUTIONS

- 7. RESOLUTION ENDORSING PARTICIPATION IN VALLEY MEDICAL GROUP POLICY RENEWAL 2019 (Alcohol & Drug Testing) Received from Administrator’s Office 12/17/18
- 8. RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE (SPARKILL-PALISADES) MUTUAL AID AND ASSISTANCE AGREEMENT (Received from Administrator’s Office 12/19/18)
- 9. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$100.00 TO KAREN ADLER DUE TO WITHDRAWAL OF BOARD OF HEALTH APPLICATION TO OPERATE A DAY CARE/NURSERY SCHOOL (Received from Assistant Chief Financial Officer 12/31/19)

CLOSTER MAYOR AND COUNCIL
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10. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A REFUND OF UCC CONSTRUCTION PERMIT FEE FROM THE CURRENT TREASURY FUND IN THE AMOUNT OF \$190.00 TO CLARKSTOWN HEATING & AIR CONDITIONING CO. FOR UCC CONSTRUCTION PERMIT #20180505 PAID ON 12/3/18 PER EMAIL FROM THE CONSTRUCTION CODE OFFICIAL APPROVING A PARTIAL REFUND OF FEES (Received from Deputy Treasurer 12/31/18)
11. RESOLUTION AUTHORIZING DEPUTY TREASURER TO RELEASE AND RETURN PLANNING BOARD APPLICATION FEES IN THE AMOUNT OF \$550.00 TO APPLICANT HUIBO TIAN, PAID ON 11/27/18, RECEIPT # 1750 DUE TO WITHDRAWAL OF APPLICATION (Received from Deputy Treasurer 12/31/18)
12. RESOLUTION AUTHORIZING DEPUTY TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$47,052.54 **AND** ISSUE A RETURN OF PREMIUM FROM ESCROW IN THE AMOUNT OF \$93,500.00 TO TRYSTONE CAPITAL ASSETS, LLC FOR THE REDEMPTION OF TAX SALE CERTIFICATE #16-00006 FOR PROPERTY LOCATED AT 308 HARRINGTON AVENUE, BLOCK 1312, LOT 8, SOLD AT THE MUNICIPAL TAX SALE HELD ON 6/8/16 FOR 2015 DELINQUENT TAXES (Received from Tax Collector 1/2/19)
13. RESOLUTION AUTHORIZING THE HIRING OF OEM DEPARTMENT EFFECTIVE JANUARY 1, 2019 (Received from Assistant Chief Financial Officer 1/3/19)

Councilman Devlin questioned the retirement status of Mr. Winters but said he would vote yes on the resolution.

MOTIONS

14. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 1/3/19) - NO ABSTENTIONS:
 - a. SINE DIE MEETING HELD JANUARY 2, 2019
15. MOTION APPOINTING BOROUGH PROFESSIONALS NOT MADE AT REORGANIZATION MEETING HELD 1/2/19 – RESOLUTION TO BE PREPARED BY BOROUGH ATTORNEY

| <u>OFFICE</u> | <u>INCUMBENT</u> | <u>APPOINTEE</u> | <u>TERM</u> | <u>EXPIRES</u> |
|----------------------------|---|-----------------------|-------------|----------------|
| Qualified Purchasing Agent | <u>Sean Canning</u> <u>The Canning Group</u> | <u>NO APPOINTMENT</u> | 1 Year | 31-Dec-19 |

16. MOTION APPROVING THE FOLLOWING **SALARIED** APPOINTMENTS NOT MADE AT THE REORGANIZATION MEETING HELD 1/2/19:

| <u>OFFICE</u> | <u>INCUMBENT</u> | <u>APPOINTEE</u> | <u>TERM</u> | <u>EXPIRES</u> |
|---|------------------|-----------------------|-------------|----------------|
| Temporary and Part-Time Clerical | | | | |
| (Finance) | <u>VACANT</u> | <u>NO APPOINTMENT</u> | 1 Year | 31-Dec-19 |

17. MOTION APPROVING THE FOLLOWING APPOINTMENTS TO BOARDS AND COMMISSIONS NOT MADE AT THE REORGANIZATION MEETING HELD 1/2/19:

| <u>OFFICE</u> | <u>INCUMBENT</u> | <u>APPOINTEE</u> | <u>TERM</u> | <u>EXPIRES</u> |
|---|-----------------------|-----------------------|----------------------------|----------------|
| Food and Assistance Board | | | | |
| Member | <u>VACANT</u> | <u>NO APPOINTMENT</u> | 2 Years (Unexp. Vacant) | 31-Dec-19 |
| Member | <u>VACANT</u> | <u>NO APPOINTMENT</u> | 2 Years (Unexp. Vacant) | 31-Dec-19 |
| Historic Preservation Commission | | | | |
| Alternate No. 2 | <u>VACANT</u> | <u>NO APPOINTMENT</u> | 2 Years (Unexp. Vacant) | 31-Dec-19 |
| Improvement Commission | | | | |
| Alternate No. 2 | <u>Mor Gil Hefetz</u> | <u>NO APPOINTMENT</u> | 2 Years | 31-Dec-20 |

18. MOTION APPROVING RAFFLES APPLICATION FOR PROJECT GRADUATION NV DEM INC, 150 KNICKERBOCKER ROAD, DEMAREST, NJ 07627 TO CONDUCT ON-PREMISE 50/50 CASH RAFFLE FROM 7:00 P.M. TO 11:00 P.M. ON 1/31/19 AT BPOE 2304 CLOSTER LODGE, 148 RAILROAD AVENUE, CLOSTER, NJ 07624; DRAWING TO BE HELD AT 11 P.M. (Completed application filed and appropriate fees paid 12/18/18)

CLOSTER MAYOR AND COUNCIL
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19. MOTION GRANTING APPROVAL FOR ISSUANCE BY POLICE DEPARTMENT OF THE FOLLOWING HAWKERS AND PEDDLERS LICENSE FOR CALENDAR YEAR 2019, PER BOROUGH CODE CH. 127 (Received from Chief of Police 1/3/19):
- a. PERMIT NO 19-01 – FOR ANDREW G. MALAFIS, AMA CATERING, 638 WILDWOOD ROAD. W, NORTHVALE, NJ 07647, TO OPERATE CATERING TRUCK FOR SALE OF COFFEE, SNACKS, SODAS, SUBJECT TO APPROVAL BY THE BOARD OF HEALTH

20. REPORTS

- a. CONSTRUCTION OFFICIAL – DECEMBER & YEAR END 2018 (Received 12/31/18)
b. CHIEF OF POLICE – DECEMBER 2018 (Received 1/9/19)

6b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA

21. 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.

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

Motion approving the following Closed Session Resolution at 8:42 p.m. 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 and Chung.

- 22a. 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 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 10-12 weeks.

Mayor Glidden resumed the Regular Meeting at 9:00 p.m.

23. ADJOURNMENT

Motion to adjourn the Regular Meeting at 9:00 p.m. was made by Councilwoman Latner, seconded by Councilman Devlin and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council on
January 17, 2019 for approval at the
Regular Meeting to be held
January 23, 2019

Loretta Castano, RMC
Borough Clerk

Prepared by Carol A. Kroepke
utilizing recording and Borough Clerk’s
notes

Approved at the Regular Meeting held January 23, 2019
Consent Agenda Item No. 17a

BOROUGH OF CLOSTER
COUNTY OF BERGEN, NEW JERSEY

**RESOLUTION ENDORSING PARTICIPATION IN
 VALLEY MEDICAL GROUP POLICY RENEWAL 2019**

WHEREAS, the Borough of Closter works to provide its employees with assistance through numerous programs that enhance the lives of its employees;

WHEREAS, the Borough of Closter has a policy for alcohol and drugs abuse testing of applicants and/or employees and requires alcohol and drug testing services from the Valley Medical Group, and;

WHEREAS, Valley Medical Group (VMG) has provided the most competitive rates for comprehensive coverage, and;

WHEREAS, the Borough of Closter has reviewed the coverage and services provided through the Valley Medical Group at the Mayor and Council Meeting held on January 09, 2019, and;

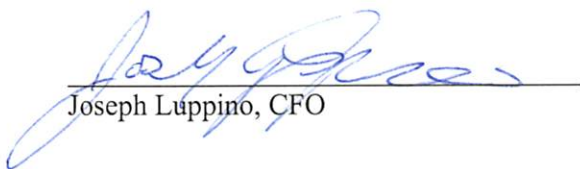
NOW, THEREFORE, BE IT FURTHER RESOLVED the Mayor and Council of the Borough of Closter have determined that the Valley Medical Group would be of benefit to borough and to its employees, and;

NOW, THEREFORE, BE IT FURTHER RESOLVED the Mayor of Closter is authorized to execute the renewal of the Valley Medical Group, 15 Essex Road, Suite 506, Paramus, New Jersey 07652 as the program for alcohol and drug testing services with a renewal period of 01/01/19 to 12/31/19.

CERTIFICATE OF AVAILABILITY OF FUNDS

I, Joseph Luppino, Chief Financial Officer of the Borough of Closter, hereby certify, pursuant to NJSA 40A:9-140.1, et seq. and NJAC 5:30.4, that the funds are available to the Borough of Closter for calendar year 2019.

Dated: January 09, 2019

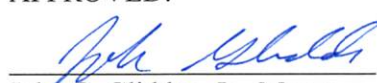

 Joseph Luppino, CFO

| 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: January 09, 2019

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 on January 09, 2019.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
THE MUTUAL AID AND ASSISTANCE AGREEMENT**

WHEREAS, representatives of the Fire Department have recommended to the Governing Body that the Borough enter into a Mutual Aid and Assistance Agreement with the Sparkill-Palisades Fire District, NY; and

WHEREAS, a copy of the aforementioned agreement is attached hereto as Exhibit A; and

WHEREAS, the Governing Body of the Borough of Closter has determined that it is in the best interests of the residents of the Borough of Closter to enter into the aforementioned agreement; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter, County of Bergen, State of New Jersey that the Mayor is hereby authorized to execute the Mutual Aid and Assistance Agreement dated November 6, 2018 with the Sparkill-Palisades Fire District, NY attached hereto as Exhibit A.

| 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: January 9, 2019

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 January 9, 2019.

Loretta Castano, Borough Clerk

EXHIBIT A

2000

JOHN PAULDING ENGINE COMPANY, INC.

MICHAEL A. YANNAZZONE, JR.
CHIEF OF DEPARTMENT

JOHN F. McCULLOUGH
ASSISTANT CHIEF

RANDY WEBER
CAPTAIN

EST. 1901



INC. 1912

BRIAN DeBONIS
PRESIDENT

FRANK PAGLIAROLI
VICE PRESIDENT

SPARKILL - PALISADES FIRE DISTRICT

WILLIAM J. SULLIVAN, CHAIRMAN OF THE BOARD OF FIRE COMMISSIONERS

MUTUAL AID AND ASSISTANCE AGREEMENT

WHEREAS: It is the intention of the undersigned municipalities, its Fire Departments and respective Fire Companies, to enter into a mutual aid and assistance program pursuant to law as may be amended or modified by the following provisions in this agreement.

WHEREAS: This agreement is intended to supersede any earlier agreements which may have been signed by the parties hereto.

WHEREAS: This agreement shall be by and between the following boroughs, towns, municipalities, Fire Departments and Companies and the parties agree to be bound thereby.

Sparkill-Palisades Fire District - New York

Borough of Closter - New Jersey

WHEREAS: This agreement shall become effective upon execution by all the parties hereto and shall remain in effect as to those parties unless and until a signator herein shall in writing notify all the remaining parties of its intention to be released from further obligations pursuant to the agreement and this intent to withdraw from the mutual aid and assistance program by given on thirty (30) day written notice. The agreement thereafter shall remain in full force and effect as regards the remaining signators herein.

THEREFORE: The parties hereto have formed a mutual aid and assistance program which upon proper request, transfer apparatus, equipment and personnel between the territories of the undersigned for the purpose of firefighting, covering up, drills and other emergency conditions as may reasonably require the aid and assistance of some or all of the parties hereto.

WHEREAS: The call for aid shall be limited to and regulated by the total resources as prepared by each Fire Department and made part hereof.

THEREFORE: The following terms and conditions shall be made part of the agreement:

520 Route 340, P.O. Box 223, Sparkill, New York, 10976 (845)359-1324 (845)359-5169(Fax)
SparkillPalisadesFire@msn.com www.sparkillpalisadesfd.com

FIRST: In the event of an emergency, the Chief or incident commander of any municipal Fire Department which Department is a signator of this agreement or the Mayor of any municipality may request from the Chief or head of the Fire Department of any other municipality, which is a signator of this agreement, assistance to protect life or property outside the normal territorial limits of the Department to which such request is directed. Further, the Chief or head of any Department may request of the Chief or head of any other member Fire Department, its firefighters and apparatus upon reasonable notice to be agreed upon by the parties, for a drill or drills as may be deemed necessary or proper.

SECOND: The call for assistance or aid by any Department for emergency or drill must in all cases be transmitted through the dispatcher. Whenever possible, the Department so requesting shall issue route instructions, location of hazard, to direct the responding departments to its desired position.

THIRD: The Fire Chief or his designated assistant or assistants of the borough requesting aid shall be in charge of the scene and operation.

FOURTH: Any material change in the total resources as made a part hereof must be communicated immediately by telephone to each other member Department and within one (1) week thereafter confirmed in writing.

FIFTH: Full insurance coverage must be carried by all parties hereto.

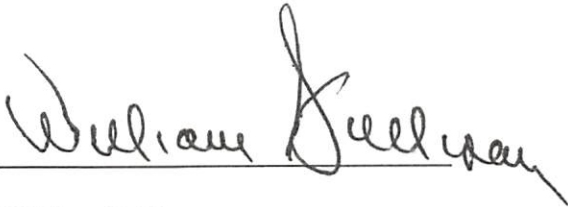
SIXTH: There shall be semi-annual meetings of the Department and at each meeting there must be representation by a responsible officer of each Fire Department, which officer is authorized to act on behalf of his respective Department. The scheduling of the regular meetings shall hereafter be mutually agreed upon.

SEVENTH: There shall be no charge imposed against any member municipality receiving assistance for the apparatus, equipment or personnel responding from any other member municipality.

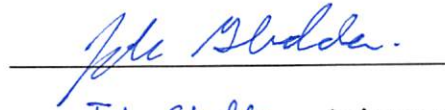
EIGHTH: If any member of such other Fire Department shall, in rendering such assistance, suffer any casualty or death, he or his designee or legal representative shall be entitled to all rights and privileges, workman's compensation, insurance benefits or other benefits to which such member would be entitled if such casualty or death occurred in the performance of his duties in the municipality or other territorial jurisdiction rendering such assistance.

NINTH: Should any party hereto fail to meet its obligations pursuant to this agreement and after proper investigation it is found that the department has repeatedly or deliberately or willfully violated the spirit and purpose of this agreement by its failure to properly respond or conduct itself in responding, they shall be dropped from this mutual aid and assistance program upon unanimous vote of the remaining members after written notice is sent to the accused member of the intent to drop said member. The written notice must be sent to all signators to this agreement setting forth the charges in detail. Thereafter, the accused party at a special meeting of all parties may present its position and/or defense of the charges. At that meeting or thereafter as the parties may agree, a vote to dismiss shall be called for.

Nov WHEREFORE: The undersigned have set their hands and seals this 6 day of
Nov, 2018 and agree to fulfill the spirit and letter of this agreement as provided for herein.



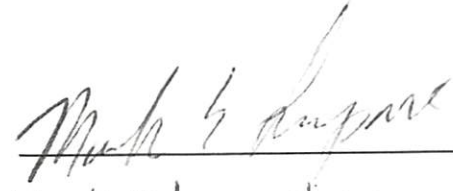
William Sullivan
Chairman, Board of Fire Commissioners
Sparkill-Palisades Fire District - NY



John Glidden (print name)
Authorized Official
Borough of Closter - NJ



Michael Yannazzone, Jr.
Chief of Department
Sparkill FD



Mark E. Luparello (print name)
Chief of Department
Closter FD

**BOROUGH OF CLOSTER
RESOLUTION
REFUND OF FEES PAID TO THE HEALTH DEPARTMENT**

WHEREAS, Ms. Karen Adler submitted check #99 in the amount of \$200.00 for the payment of a License from the Board of Health;

WHEREAS, the Applicant has withdrawn her application to operate a day care/nursery school and requested refund to the Licensing official;

WHEREAS, the submitted plans were reviewed by the Board of Health R.E.H.S. and payment is due of \$100.00;

WHEREAS, the Assistant CFO is desirous to clear the overpayment of record,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter, County of Bergen, New Jersey, that the Deputy Treasurer is herewith authorized to issue a refund check to: **Karen Adler** in the amount of **\$100.00**.

| | | |
|-----------------------|---|---------------|
| PROPERTY OWNER | ADDRESS | AMOUNT |
| Karen Adler | 214 West Main Street Bergenfield, NJ 07621 | \$100.00 |

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

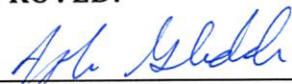
Adopted: January 9, 2019

ATTEST:



Loretta Castano, Borough 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 Regular meeting on January 9, 2019.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

WHEREAS, the following applicant has paid an UCC Construction permit#20180505 fee on December 3, 2018 with the Construction Code Department. The Construction Official has approved a partial refund in the amount of \$190.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter that the Deputy Treasurer is hereby authorized to refund UCC Construction permit fee from the Current Treasury Fund to:

Clarkstown Heating & Air Conditioning Co.
95 South Pearl Street
Pearl River, NY 10965

(Email received from Construction Code Department)

| 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: January 9, 2019

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 January 9, 2019.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY
RESOLUTION**

WHEREAS, the following applicant on November 27, 2018 paid \$550.00 receipt#1750 for an application fee with the Closter Planning Board

Huibo Tian
800 Park Avenue
Fort Lee, NJ 07024

WHEREAS, the application has been withdrawn to the Board, and the application fee has been released by the Board professionals:

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 \$550.00 to the applicant

| Councilperson | Motion | Second | Yes | No | Absent | Abstain |
|----------------------|--------|--------|-----|----|--------|---------|
| Councilman Devlin | | | X | | | |
| Councilwoman Latner | X | | X | | | |
| Councilman Yammarino | | X | X | | | |
| Councilwoman Witko | | | X | | | |
| Councilwoman Chang | | | X | | | |
| Councilwoman Amitai | | | | | X | |


Adopted: January 9, 2019

ATTEST:

APPROVED:



Loretta Castano, Borough Clerk



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 January 9, 2019

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
BERGEN COUNTY**

**RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES TO
OUTSIDE LIENHOLDER**

WHEREAS, at the Municipal Tax Sale held on 8th day of June 2016, a lien was sold on Block **1312**; Lot **8**, also known as 308 Harrington Avenue in Closter, New Jersey for 2015 delinquent taxes, and,

WHEREAS, this lien, known as **Tax Sale Certificate #16-00003**, was sold to MTAG, as Cust for Ebury Fund 1 NJ, LLC and thereafter assigned to Trystone Capital Assets, LLC and,

WHEREAS, *the property owner* has affected redemption of said property of TSC #16-00003 in the amount of \$47,052.54;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Closter, County of Bergen, New Jersey that the **Deputy Treasurer** is authorized to issue a check in the amount of **\$47,052.54** and **\$ 93,500.00** for **Premium Paid at Tax Sale to Trystone Capital Assets, LLC** for redemption of said certificate.

| 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: January 9, 2019

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 January 9, 2019.

Loretta Castano, Borough Clerk

**BOROUGH OF CLOSTER
COUNTY OF BERGEN**

RESOLUTION AUTHORIZING THE HIRING OF OEM DEPARTMENT

WHEREAS, the Mayor and Council of the Borough of Closter appointed the following individuals at the Reorganization meeting on January 2, 2019 in the Borough’s Office of Emergency Management; and

WHEREAS, Borough Administrator and Mayor has reviewed the qualifications and recommended the appointments to the following positions *effective January 1, 2019*:

**James B. Winters – OEM Coordinator - \$6,770.82 per annum
Kevin Whitney – Deputy OEM Coordinator – \$1,693.55 per annum
William Dahle III – Deputy OEM Coordinator – \$1,693.55 per annum**


WHEREAS, the above salaries are established within the authority of Ordinance 2018:1242,

NOW THEREFORE BE IT RESOLVED, the Mayor and Council are hereby authorizing the appointments of the above referenced individuals and their respective salaries effective January 1, 2019.

| 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: January 9, 2019

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 January 9, 2019.

Loretta Castano, Borough Clerk

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – JANUARY 9, 2019 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session on Wednesday, January 9, 2019. 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 published as the Notice of Early 2019 Meetings in The Record and Star Ledger on December 18, 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.

3. ROLL CALL

The following persons were present:

Mayor John C. Glidden, Jr.
Councilpersons Scott Devlin, Alissa Latner, Dolores Witko, Joseph Yammarino and Jannie Chung
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Chief Financial Officer, Joseph Luppino
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

The following persons were also present:

Tax Collector/Assistant Chief Financial Officer, Maria Passafaro

The following persons were not present:

Councilwoman Victoria Amitai
Borough Administrator, Arthur Braun Dolson

Mayor Glidden deviated from the Agenda and asked that the following presentation, listed on the Regular Meeting Agenda, be made at this time:

PRESENTATION(S)

- a. PRESENTATION OF CERTIFICATE OF ACHIEVEMENT BY "WE DO OF BERGEN COUNTY" TO COUNCILWOMAN JANNIE CHUNG (Requested 11/14/18)

Julia Vitola, representing We Do of Bergen County said that Councilwoman Chung is hard working, persistent and honest. The organization is proud to present this Certificate of Achievement to Councilwoman Chung. The public offered a round of applause.

4. REVIEW AND DISCUSSION OF COMMUNICATION ITEMS

- a. MAIL LIST OF DECEMBER 20, 2018 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 12 was removed by Councilwoman Witko.

Item No. 12: Received 12/17/18, Dated No Date, from Vicki Sidrow, MPA, President & CEO, Vantage Health System re Annual Report 2018 – Announcement of Vicki Sidrow's retirement after 33 years

Councilwoman Witko announced Vicki Sidrow would be retiring on March 31, 2019, there will be a party in her honor at Seasons on April 23, 2019 at 6 p.m. and she hopes the governing body can attend. In answer to Mayor Glidden, Councilwoman Witko informed that Dave Griffith would be Ms. Sidrow's successor.

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b. MAIL LIST OF JANUARY 3, 2019 – Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 10 was removed by Mayor Glidden.

Item No. 10: Received 12/28/18, Dated 12/28/18, from Beth Ravit, PhD, Co-Director, Center for Urban Environmental Sustainability (CUES) Assistant Research Professor, DEP, School of Environmental & Biological Sciences, Rutgers University re Closter Nature Center baseline report prepared by Dr. Jay Kelly (discussed at WS 12/12/18) Copy to Environmental Commission

Mayor Glidden explained there was a presentation on the fence at the Work Session held 12/12/18; and it was determined the cost would be around \$50,000. At this time, he invited any comments on the subject now that we have received the report from Dr. Kelly. He reminded that a suggestion had been made to have Marc Gussen (Naturalist) conduct a tour of the Nature Center to point out the deer issues; and he urged the governing body to schedule those tours.

Steve Isaacson, 97 Columbus Avenue, asked who can apply for usage of the Open Space money. Mayor Glidden explained it is the Council's prerogative as to how the monies are spent. Borough Attorney said it is only for municipal property; and although the Nature Center is leased by a private entity, it is still owned by the Borough.

Mr. Isaacson urged the Council to remember what is going on at the MacBain Farm, which is also a Borough property. He recalled they have spent several thousand dollars putting up fences every year and every year they have to be maintained. He voiced his opinion that \$50,000 is just the tip of the iceberg because every year you have to maintain that fence; and it will be way more than \$50,000. He recalled the Demaree Farm also installed a lot of deer fencing on their farm; and it is so cost prohibitive, the owner doesn't want to maintain it anymore. Mr. Isaacson pointed out this is the Nature Center – it is nature. Either you kill all the deer or put up a fence; and they will trash everybody else's property because they have to eat. It's just a fact of life. He said if they think \$50,000 is the solution to their problem, he feels it is something they shouldn't even get involved with because we're talking about the undergrowth. The fact that this is a private organization leasing public land, he doesn't feel this is the best use for public tax dollars. He likened the fencing to President Trump's border wall proposal. He noted his wife said the deer were the cause of the tick problem; and he explained to her it was the mice; and he asked if the Council planned to put up small screening to keep the mice out. He urged them to look really hard at this before they commit what will ultimately be an increasing amount of money to build a fence to keep the deer out of what is rightfully theirs. They were here way before we were.

Mr. Isaacson suggested a moment of silence for Alfred Baffa, who passed away yesterday. Mayor Glidden informed he planned to do so and explained Mr. Baffa was the Principal of Hillside School and he passed from a heart event. Mr. Isaacson explained it was due to complications from cancer.

At this time, Mayor Glidden asked for a MOMENT OF SILENCE to honor the passing of Al Baffa, the beloved Hillside School Principal.

After the moment of silence, Mr. Isaacson explained that he was voicing his opinion based on his experience as a Member of the Environmental Commission with the same issue at the MacBain Farm. He said the deer find ways around it, over it and under it.

Mayor Glidden said he is not completely sure where he stands on it; and he's not sure he has all the information and facts on it; and he urged the Council to all see Marc for a tour prior to taking up further discussions on the matter. He suggested they all go together so they can see it and ask questions collectively. Councilwoman Latner said she went on a hike once and Marc was pointing out the areas that used to be a certain way and she said she could see the difference. The Mayor voiced his concern that Mr. Isaacson brought up a good point that the deer have been around for a long time; but on the other hand, they have multiplied tenfold over the past few years; and we must address it.

Mr. Isaacson informed that Rockleigh had a bow hunt – but no guns. He said if they conducted one for a couple of weeks, it could potentially provide a lot of meat for the homeless and at dinners at the Nature Center.

Mayor Glidden said they will continue to discuss the issue because the Nature Center does need an informed answer soon.

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of January 9, 2019)

Mayor Glidden asked if any member of the Council wished to remove any item for discussion. Item No. 13 was referred to by Councilman Devlin.

13. RESOLUTION AUTHORIZING THE HIRING OF OEM DEPARTMENT EFFECTIVE JANUARY 1, 2019
(Received from Assistant Chief Financial Officer 1/3/19)

In answer to Councilman Devlin relative to the part-time position, Borough Attorney said the hours would have to be tracked; and for every 30 hours worked, he would be entitled to sick time. Mr. Devlin noted that Mr. Winters used to work for the Police Department so this job was done in conjunction with that position but now he is retired. Mr. Rogan said he did not know how the hours would be tracked; and noted that the new law applies to part time, full time and temporary workers; and that he could not speak to the number of hours these positions would be as he does not have that information.

At this time, Mayor Glidden noted that the Borough Administrator had a medical procedure today and will return in a couple of days.

Chief Financial Officer asked for clarification; and Mr. Devlin said the job description, how many hours per week; or is there a schedule or is it just for emergency situations. He informed he would put it in writing to the Borough Administrator since that was probably easier.

6. PROFESSIONAL REPORTS

A. BOROUGH ATTORNEY – Borough Attorney referred to the Developer’s Agreements and informed he recently spoke to Paul Demarest, Land Use Coordinator for the Zoning Board, and nothing has been done on these yet by the Board Attorney. Mr. Rogan informed there are still ongoing issues with the Wiggers property; and he is going to talk with them about that because he did have a request that the Council consider filing something in Court for noncompliance. He will need further information from the Zoning Board. The Municipal Prosecutor had asked the Board to hold off on fines because the Judge got tired of hearing these repeated fines; but he feels that it may be time for the governing body to jump in on this because it has been in non-compliance for years at this point. Now that there is an approval, everybody believed that was going to resolve the issue; and the only way we got them to the table the last time was when they sued the Borough and we actually made them go. The Borough was a party to that in addition to the Zoning Board; and part of our settlement was that they would be filing an Application before the Zoning Board and presumably, complying with their terms and conditions. They did file the Application but they are not complying with the terms and conditions; and the business is still operating in a Residential Zone. The Borough went to the extreme step of saying we would allow them to use the paper street behind them to actually effectuate the plan that they had in place; and the Borough did everything it was supposed to do; and apparently the property owner has not done that yet.

- 1) REPORT RE STATUS OF ZBA DEVELOPER’S AGREEMENT FOR CRIMMINS, BLOCK 1203/LOT 5, 49 JOHN STREET AND BLOCK 1202/LOT 7, 40 JOHN STREET (2. M.L. 1/25/18)
- 2) REPORT RE STATUS OF ZBA DEVELOPER’S AGREEMENT FOR WIGGERS, BLOCK 1203/LOTS 1, 2, 3 & 4, 51 & 63 JOHN STREET (14. M.L. 4/19/18)
- 3) STATUS REPORT RE ZBA DEVELOPER’S AGREEMENT FOR PIERMONT ROAD CLOSTER, LLC, BLOCK 1608, LOT 1, 597 PIERMONT ROAD (7. M.L. 10/25/18)
- 4) REPORT RE PREPARATION OF CONTRACTS FOR BOROUGH PROFESSIONALS (Appointed at Reorganization Meeting held 1/2/19) - Mr. Rogan reported that Resolutions and

contracts for the appointment of all Borough Professionals from the Reorganization Meeting have been completed and the contracts were mailed out. We expect to have them back in the next couple of weeks.

- 5) REPORT RE 2018 UNFINISHED BUSINESS
 - a. Resolution Naming Playground at Ruckman Park after Mayor Emeritus Sophie Heymann (Discussed at RM 9/12/18) – In answer to the Borough Clerk, the Borough Attorney informed he would have a Resolution for the next meeting.

6) REPORT – Borough Attorney wanted to update the Council regarding **COAH** which is still not done yet. He informed we did get the Judge to sign an extension for immunity and also schedule a date for the **FINAL COMPLIANCE HEARING**, which will be **February 19, 2019 at 9 a.m.** At that time, the Judge will

A. BOROUGH ATTORNEY (Continued)

review all of the efforts and undertakings of the Council since the Compliance Order was entered; and that is substantially all of the ordinances that we went back and forth on with the Planning Board and were recently adopted and published. Also, we'll review the Spending Plan and the new Housing Plan and the status of Village School. Hopefully after that hearing, (the Judge) will grant us Final Compliance which will give us immunity from any type of Builder's Remedy suits up until 2025. All of the interested parties – everybody that was in the litigation as well as the COAH list that the State issues have all received certified letters attaching a copy of the Order and his cover letter telling them about it. Any one of them has the right to come (to the hearing) and question whether our Plan was followed and whether we did everything the Judge ordered us to do and with the terms of the Settlement Agreement. During this entire time, he has been in contact with the Special Master and the two attorneys that were involved in the case; and it appears so far that there is no objection from Josh Bauers, the attorney for Fair Housing, or Frank Petrino, the attorney for the Corner Farm. They both seem to be satisfied with the ordinances that were adopted; and no one has raised any issues lately. Early on, the Special Master did have issues with the wording of the Corner Farm (ordinance) as he wanted it to be more broad; however, the Corner Farm attorney agreed to our language, so he thinks the Special Master will drop that objection. We all had concerns about that particular property because it's the only property as part of our Plan that is located in the Residential Zone; and we were trying to do as much as we could to protect the residential character of that area, especially as it applies to west and north of the property. He reiterated the Mr. Petrino has indicated to him that he had no objections to what was proposed and what was adopted. He thinks that is all positive.

B. BOROUGH ENGINEER

- 1) STATUS REPORT RE SWIM CLUB PHASE II CONTAMINATION INVESTIGATION (Authorized RM 7/9/14) – Borough Engineer reported a proposal was submitted to the Borough in March 2018; and he voiced his understanding that the details are being worked out as far as the plans for the property prior to proceeding. Mayor Glidden advised it is now working through the budget process.
- 2) STATUS REPORT RE FOLLOWING PB DEVELOPER'S AGREEMENT:
 - a. BLOCK 1607/LOT 1 & BLOCK 1310/LOT 2 (CLOSTER MARKETPLACE (EBA) LLC AND CENTENNIAL AME ZION CHURCH) (Approved RM 4/22/15) Mr. DeNicola reported this project is coming to an end with all site improvements completed. There will be a Maintenance Bond posted before we release the Performance Bond which the Applicant has not done yet.
- 3) STATUS REPORT RE 2018 BOROUGH PAVING PROGRAM & NJ DEPARTMENT OF TRANSPORTATION FOR THE HOMANS AVENUE (SECTION 5) PROJECT (MA-208-Homans Avenue (Section 5) – 00020) Approved RM 9/13/17 - Notification of Award in the amount of \$220,000 rec'd 5. M.L. 3/1/18/Notice to Bidders published in The Record on 5/24/18 - Bid Opening held 6/8/18 @ 11:30 a.m./Contract awarded RM 6/13/18 to D&L Paving Construction in the Base Bid amount of \$549,452.20 – Borough Engineer reported this project has been completed; and the final paperwork has been submitted to the Administrator for payment. With the final Change Order, the project came in about \$4,000 less than the award. He believes everything went well; and he is looking forward to next year's plan. He requested this item be removed from future agendas. In answer to the Mayor, he informed the next Local Aid project will include Railroad Avenue to Naugle Street, from Naugle Street to Closter Dock Road and then back to Harrington Avenue. Mr. DeNicola informed that in discussions with the DPW Superintendent and Administrator, they are considering Legion Place and O'Shaughnessey Lane for the Road Program next year, which is the combination of Local Aid and Borough funds. He will be submitting a proposal for this work at the next meeting or the one after.
- 4) STATUS REPORT RE EMERGENCY REPAIRS TO BE MADE AT DWARSKILL BRIDGE ON BLANCH AVENUE ALONG THE NORWOOD BORDER (Old Business -WS 5/23/18) Mr. DeNicola voiced his understanding that the Borough Attorney was going to speak to Neglia Engineering because they wanted to do one last search of the records in hopes of finding something that the County owns the bridge; but he doesn't think they'll find anything either way. At some point we're going to have to meet with the County and discuss it and settle it one way or another.
- 5) STATUS REPORT RE MS4 STORMWATER OUTFALL MAPPING (Authorized RM 8/22/18) – Borough Engineer reported Boswell is in the process of performing this work and they should be getting their crews out there this winter when the vegetation is down. The report is due at the end of the year to the DEP.
- 6) REPORT – Mr. DeNicola informed the foregoing items concluded his report.

7. REPORTS

A. BOROUGH ADMINISTRATOR - In the absence of the Administrator, no report was provided for the following items:

- 1) STATUS REPORT RE FOLLOWING INSURANCE MATTER(S):
 - a. Mail List requests re Insurance: (None at this time)
- 2) STATUS REPORT RE FOLLOWING CONTRACTS:
 - a. SHARED SERVICES:
 - 1) COUNTY OF BERGEN for THE SHORT TERM EMERGENCY SHARING OF FIRE APPARATUS (Approved RM 8/22/18)
 - 2) 2018 THROUGH 2020 SNOW PLOWING AGREEMENT (Approved RM 9/26/18)
- 3) STATUS REPORT RE FOLLOWING GRANTS:
 - a. FILED
 1. 2019 NEW JERSEY DEPARTMENT OF TRANSPORTATION LOCAL AID GRANT 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) Approved RM 9/26/18
 2. 2019 NEW JERSEY DEPARTMENT OF TRANSPORTATION LOCAL FREIGHT IMPACT FUND (LFIF) GRANT FOR THE RAILROAD AVENUE PROJECT (Grant ID LFIF-2019-Railroad Avenue-00001) Approved RM 12/20/18
 - b. AWARDED - To be announced by Administrator
 1. STATUS REPORT RE FY 2018-2019 BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT IN THE AMOUNT OF \$4,500.00 FOR SENIOR WELLNESS (Notification of Award rec'd 18. M.L. 10/4/18)
 2. NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION HAZARDOUS DISCHARGE SITE REMEDIATION FUND GRANT FOR CLOSTER SWIM CLUB, BLOCK 1805, Lot 1 (Application #P44873 in the amount of \$66,800.00)
 3. 2017 BERGEN COUNTY OPEN SPACE TRUST FUND MATCHING GRANT FOR THE RUCKMAN PARK WALKING PATH LIGHTING PROJECT PHASE II IN THE AMOUNT OF \$29,532.00 (Authorized RM 6/28/17)
 - c. TO BE FILED - To be announced by Administrator
 - 4) REPORT RE BID OPENING TO BE HELD 1/17/19 FOR COMPOSTING AND RELATED SERVICES (Approved RM 12/12/18) Published in The Record on 1/1/19/Posted on Borough web site www.closternj.us on 1/3/19
 - 5) REPORT RE 2018 UNFINISHED BUSINESS
 - a. MEL/JIF Land Use Liability Joint Meeting with Planning Board and Zoning Board of Adjustment (Discussed at WS 7/11/18)
 - 6) REPORT

B. BOROUGH CLERK

- 1) REPORT RE 2019 APPOINTMENTS – Borough Clerk reported that 134 Appointments were made at the Reorganization Meeting held 1/2/19 and we are following through with sending Oaths of Office. Several appointments not made are being carried on the Regular Meeting Agenda.
- 2) REPORT RE 2019 OATHS OF OFFICE – No report.
- 3) STATUS REPORT RE 2019 LICENSES – Ms. Castano reported 2019 Borough Licenses are current. We still have the ongoing issue with Cinemex for their 2018-2019 Liquor License renewal because they still do not have Tax Clearance.

We have received a complete 12-Page Application for Person-to-Person Transfer of an active liquor license, which is pending approval from the Detective Bureau before we move forward with that process.

- 4) REPORT RE 2019 MEETING DATES – Borough Clerk reported 2019 Meeting Dates are current. The 2019 Annual Meeting Notice was sent to The Record and the Star-Ledger and published today (1/9/19). A copy of the notice was forwarded to the Chairs of all Boards and Commissions and Departments and to Kevin Whitney for posting on the Borough website.

- 5) REPORT RE CODIFICATION OF 2018 ORDINANCES – Ms. Castano reported in 2018 thirteen (13) ordinances were adopted by the governing body; with the exception of one which was not adopted. Six (6) adopted ordinances were sent to General Code which have been posted on the Borough website at no cost to us. The remaining seven (7) ordinances will be sent for posting on the website once the 20-day estoppel period has passed. We anticipate sending a request for estimate for Code Supplement No. 25 in early February.

B. BOROUGH CLERK (Continued)

6) REPORT RE 2017/2018 UNFINISHED BUSINESS – Borough Clerk reported on the following codified Ordinances:

a. Ordinance No. 2017:1225 (Amending Chapter 3, Administrator) removed all duties and responsibilities and referred to a job description. It is anticipated that the Ordinance and Legislative Committee will be providing a job description so that we can have that incorporated in compliance with the ordinance.

b. Ordinance No. 2018:1244 Amending (Chapter 127-6) Hawkers and Peddlers licenses, which created a “Do Not Knock” registry and involves a lot of steps. We need to inform the public that they are entitled to have their name on the registry and provide them with stickers to prove they are registered. She voiced her understanding that this is only for peddlers and not for persons entitled to exercise their First Amendment rights but we do not have any procedures established. She asked if the Clerk’s office should start the process or would the Ordinance Committee be reviewing it with the Chief of Police. Borough Attorney informed he had something he can submit to all parties for review.

7) REPORT – Ms. Castano reported 228 OPRA Requests were filed in the Clerk’s Office in 2018; a total of 55 more than in 2017. We thought as they year progressed there would be less; but it is now more complicated because we have a lot of environmental firms sending requests asking us to do their investigatory work for them so they don’t have to be coming to ask questions of each department to get what they need. She said we are always reminding them that they have to ask for specific records. Councilman Devlin voiced his understanding the request has to be for an item not researching. Ms. Castano affirmed same and said they we do not assess a special service charge because we ask them to fine tune their request by contacting each department to find out what they’re looking for. A lot of the time they are too far away from here to come to Borough Hall to come look at records. Borough Attorney explained we send out a *Mason v. Hoboken* letter explaining that it’s not specific enough and they need to get more specific. He reiterated what the Borough Clerk said that at that point a lot of them just go away but others come back with a specific document. Ms. Castano informed out of the total there were 10 for the Assessor for property record cards, which could be obtained by making a phone call to that department directly and getting an immediate response. There were 60 Motor Vehicle Report requests for accident reports from what we refer to as “ambulance chasers” to assist their business. There were 26 for the Construction Official where they are asking for a great deal of information and 26 included with other departments. Her expectation is that the number will be increasing rather than decreasing every year most of this being at no cost since the information can be sent via e-mail or fax.

C. CHIEF OF POLICE

1) REPORT – Chief Kaine informed he sent the Monthly Police Report today and noted it was a busy year. He reported the State Chief’s Association has given us a date of 2/3/19 for re-accreditation onsite where they will review the facilities, policies, records and matters of that nature. The Chief said this will be the Department’s 3rd Re-accreditation, which is performed every 3 years. Mayor Glidden explained that our insurance costs are lower as a result of this designation.

The Chief reported the Borough was awarded 2018 Body Armor Grant in the amount of \$2,319.17 so we can apply that to next year’s body armor replacement program. Officers Archer and Kelly graduated the Police Academy on 12/13/18. Officer Kelly was the top gun in the Academy class; and he was the best shot of the approximately 80 Cadets. Officer Archer came out 2nd in the Iron Man which consisted of swimming, 1,000 push-ups and 1,000 sit-ups, running and shooting. He said we picked two (2) good candidates.

Chief Kaine reported that at the Rabies Clinic held last weekend two chip readers and a cage were donated to the Department. They had mandated active shooter training; and the movie theater gave us permission to use it while it was closed; so the entire Department was able to do the whole scenario. We were able to put a movie on and do the training in the dark. Bergen County Swat found out how good it was; and they had the procedure the other day as well. School drills are ongoing; and we had a complete evacuation at both schools and they worked out perfect. We borrowed a drone from another town; and the Public Safety Committee was able to see it from an aerial view. Councilwoman Latner said it was very impressive. The Department was supposed to conduct drills tomorrow; but in light of Mr. Baffa’s passing, we will reschedule for later in the month.

D. MAYOR

1) REPORT – Mayor Glidden informed he had no report this evening. At this time, he requested a Closed Session for contracts; and Councilwoman Latner informed she had a contract item as well.

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8. OLD BUSINESS

- a. POSSIBLE CREATION OF/AND APPOINTMENTS TO CLOSTER STIGMA FREE COMMITTEE (Discussed at WS 8/11/18 – Requested by Mayor and Borough Attorney)

Mayor Glidden noted that the Borough Attorney has advised that a committee should be appointed; and Councilwomen Chung and Witko volunteered to be on the Committee. Borough Attorney explained he will prepare a resolution for the next meeting.

- b. CONTINUED DISCUSSION RE POSSIBLE ADDITION OF THE MAC BAIN FARM PARK TO THE RECREATIONAL AND OPEN SPACE INVENTORY (ROSI) LIST AND PROPOSED DESIGNATION OF THE MAC BAIN FARM HOUSE AS AN HISTORIC LANDMARK (Discussed at WS 12/20/18)

Mayor Glidden noted that there was a general consensus that only the house be designated historical and the MacBain Farm be put on the ROSI List. Councilman Devlin noted that this was recommended by the Environmental Commission. Borough Attorney to discuss the ROSI list inclusion with the Borough Engineer to be sent to the DEP.

- c. Borough Attorney report re consultation with Borough Engineer re follow up on status of EMERGENCY REPAIRS TO BE MADE AT DWARSKILL BRIDGE ON BLANCH AVENUE ALONG THE NORWOOD BORDER (Requested by Mayor WS 12/12/18 / Discussed at WS 12/20/18)

Borough Engineer said the County is searching the records; and Borough Attorney said that he would discuss the matter this evening in Closed Session.

- d. Borough Administrator to review Open Space Trust Fund and report re \$50,000 request by CLOSTER NATURE CENTER for DEER EXCLUSION FENCE PROJECT (Discussed at WS 12/12/18 / Discussed at WS 12/20/18) Report received from Dr. Beth Ravit - 10. M.L. 1/3/19)

Assistant Chief Financial Officer provided the Trust Fund Balance of \$1,587,744. Beth Ravit, Closter Nature Center, said she had provided the report in addition to an article from Greenbrook showing the enclosure which was installed in 2010 and is now being regenerated. She explained the deer habits and noted that last evening, there were deer between the Nature Center and the Library. In answer to Councilman Devlin, she said because we are not sinking piles in wetlands, the fence is not a permanent structure and can be reused. The fence is constructed in 15-foot sections and is designed specifically for forested areas. The issue is to get the trees past the sapling stage; and when big enough, they can survive the deer. Ideally, the installation should start on April 1, 2019. Mayor Glidden said the Council is looking forward to a tour of the area.

9. NEW BUSINESS

Borough Engineer advised that the SAGE Grant application has been resubmitted and Councilwoman Chung asked the Borough consider hiring a grant writer to help the various departments noting that there is a lot of grant money the Borough could be taking advantage of. She suggested a shared service with other municipalities; and the Chief Financial Officer advised that the grant writer could be hired with a designated fee or on a contingency basis. Mayor Glidden said that the Borough Administrator and Borough Attorney should look into same.

Councilwoman Chung informed that on January 29th from 4:30 p.m. to 8:00 p.m. the NJDOT will be offering a workshop at Northern Valley High School on behalf of the Northern Valley Greenway and will be open to the public. She said she would provide the information to the Mayor for inclusion in the website and newsletter.

Councilman Yammarino said relative to the Wounded Warriors Softball Game, there would be a meeting at the Tenakill School on January 16th at 7:00 p.m. for all interested in being involved.

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

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Dr. David Barad, (26 Kinkaid Avenue) advised that the services for Al Baffa would be held on January 13th at Becker Funeral Home on Kinderkamack Road in Westwood.

In answer to Dr. Barad, Borough Attorney advised that the tree soil moving subject would be the first item discussed at the Ordinance Committee meeting. Dr. Barad informed that New York passed the Styrofoam ordinance and we should consider same. He noted that there was an attempt to tie the ordinance with the plastic bag ban. In answer to Dr. Barad, Borough Attorney said the marijuana ordinance is on the agenda but the legislation has not been passed in Trenton. The new legislation has a provision that automatically repeals all local ordinances. Dr. Barad expressed support for the need for a grant writer.

Nadine Parsells, 6 Laurence Court, cited the “green things” put in the easement by her neighbor; and questioned what the next step would be. Borough Attorney said he spoke to the DPW Superintendent and Borough Engineer on Friday and Monday; and it was confirmed that they are part of the neighbor’s sump pump which appears to be on Borough property and is not proper. He said the neighbor’s position is because it says drainage, it is allowed. He said he does not agree with this interpretation; and he felt the Building Department would give the neighbor time to correct the matter before fines are instituted. He said he would be speaking to the Building Department. Borough Engineer noted that the DPW Superintendent did inspect the pipe and same is clean; so there is no flow problem.

Steve Isaacson, 97 Columbus Avenue, said he believed the New York Styrofoam ordinance gives everyone until July to remove all styrofoam. Mr. Isaacson referred to the Blanch Avenue Bridge, and Borough Engineer said that trucks go from Railroad Avenue by way of the bridge rather than going through town. Mr. Isaacson said the deer problem is not restrictive to Closter; and putting up a fence is not going to change anything; and he suggested that trees be grown on our nursery and transplanted to the Nature Center instead of spending \$50,000 on a fence. Relative to the Greenway, he said you will not see the benefits unless you have been on the Clark Greenway Trail in New York State.

Jim Elling, 263 Summit Street, Norwood, New Jersey, referred to the fence ordinance and Borough Attorney said Councilwoman Amitai has requested that same be included in the next Ordinance Committee Agenda. Because it is a Zoning Ordinance, same must be reviewed by the Planning Board; and, thereafter, the Mayor and Council.

Steve Isaacson, 97 Columbus Avenue questioned the status of the money promised to the Environmental Commission for improvements to the MacBain Farm. Assistant Chief Financial Officer advised that quotations would be needed; and there is no budget on same from the Environmental Commission. The Borough Auditor would be in tomorrow to check on everything before the 2019 roll over. She said that one contact person from the Commission would be preferred. Borough Attorney said eventually the Borough would put the items out to bid, not the Commission.

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

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13. ADJOURNMENT

Motion to adjourn the Work Session at 8:36 p.m. was made by Councilwoman Latner, seconded by Councilman Yammarino and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council
on January 17, 2019 for approval
at the Regular Meeting to be held
January 23, 2019

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held January 23, 2019
Consent Agenda Item No. 17b