

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

REGULAR MEETING MINUTES – WEDNESDAY, JUNE 26, 2019 - 7:30 P.M

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

-1. PLEDGE OF ALLEGIANCE

Having commenced the Regular Meeting before the Work Session, Mayor Glidden invited all to join in the Pledge of Allegiance at this time.

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 9, 2019, 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
Interim Borough Administrator, Edward Hynes
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola
Chief of Police, Dennis Kaine

Mayor Glidden announced that the first item of business to be addressed before the large audience this evening was the appointment of the incoming Chief of Police. He referred to Consent Agenda Item No. 10 and asked for a motion of approval.

RESOLUTION APPOINTING JOHN MC TIGUE TO THE POSITION OF CHIEF OF POLICE (Received from Borough Attorney 6/20/19)

Motion of Approval 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.

Mayor Glidden extended his gratitude to Chief Dennis Kaine who he informed has been with the Closter Police Department for 34 years. He said that Closter has the best Police Department in Bergen County. Councilwoman Chung noted that a good leader inspires people to have confidence; and there is no doubt in anyone's mind that Chief Kaine has established that. A great leader inspires people to have confidence in themselves and that is what Chief Kaine has done. This is a moment to celebrate not only his leadership but the confidence he has passed on.

3. MAYORAL PRESENTATION(S)

4. PRESENTATION(S)

a. SWEARING IN OF JOHN MC TIGUE TO THE POSITION OF CHIEF OF POLICE

Councilwoman Latner gave the background of John McTigue noting that he started his law enforcement career as a dispatcher with the Northern Valley Interboro Radio and eventually joining the Closter Police Department. He was subsequently put on loan to the Bergen County Narcotics Unit; and in 2011, he was assigned to the Detective Bureau and in 2012 promoted to Sergeant. In 2016 he was promoted to Lieutenant in charge of Operations. When submitting his resume for that position, his accomplishments were too long to list. He has received numerous awards; and over the years he has been a great representative of the Closter Police Department. She extended congratulations on his final promotion to Chief of Police.

At this time, Mayor Glidden swore in John McTigue as Chief of the Closter Police Department. The Mayor and Council extended their congratulations and the public offered a round of applause. Chief McTigue thanked all the policemen for coming this evening, said he looked forward to working with all of them and the Mayor and Council for a long and prosperous relationship.

At 7:50 p.m., Motion was made by Councilwoman Latner, seconded by Councilwoman Witko to adjourn the Regular Meeting and go into the Work Session. Said motion was declared unanimously carried by Mayor Glidden with no objections voiced by the Council members.

Mayor Glidden resumed the Regular Meeting at 8:48 p.m. and continued with the Agenda.

5. MAYORAL APPOINTMENTS TO BOARDS AND COMMISSIONS (Not made to date)

<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
Associate Member	<u>Grace Whitney</u> <i>Appt. Member RM 6/12/19</i>	<u>NO APPOINTMENT</u>	1 Year (Unexp. Whitney)	31-Dec-19
*Planning Board				
Alternate No. 1	<u>Melissa Corso</u> <i>(Resigned 3/11/19)</i>	<u>NO APPOINTMENT</u>	2 Years (Unexp. Corso)	31-Dec-20
*Shade Tree Commission				
Alternate No. 2	<u>Tsun Tam</u>	<u>NO APPOINTMENT</u>	4 Years (Unexp. Tam)	31-Dec-19

ORDINANCES

6. PUBLIC HEARING AND ADOPTION OF THE FOLLOWING ORDINANCE @ 8:00 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

This Ordinance was introduced at the Regular Meeting held 5/22/19, and was published in The Record issue of 5/28/19, as stated in the printer’s affidavit of publication. Reprint of this Ordinance was posted on the Municipal Bulletin Board in accordance with statutory requirements, and copies have been made available to the general public.

ORDINANCE NO. 2019:1258, “AN ORDINANCE DESIGNATING 189/203 HICKORY LANE A HISTORIC LANDMARK AND AMENDING CHAPTER 200, ZONING ATTACHMENT 3, DESIGNATION OF HISTORIC LANDMARKS”

Borough Attorney advised that there is an issue with dates; and because it is a zoning ordinance to be provided to surrounding municipalities, the ordinance needs to be carried to the next meeting.

Motion was made by Councilwoman Witko, seconded by Councilwoman Latner to adjourn the public hearing on Ordinance No. 2019:1258 to the next meeting which was declared unanimously carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

7. INTRODUCTION OF THE FOLLOWING ORDINANCES - PUBLIC HEARING AND ADOPTION – 7/24/19 @ 8 P.M. OR AS SOON THEREAFTER AS THE MATTER MAY BE HEARD:

a. ORDINANCE NO. 2019:1255, “AN ORDINANCE TO AMEND CODE CHAPTER 48, PERSONNEL POLICIES” (Received from Borough Attorney 6/20/19)

Motion to introduce was made by Councilman Devlin, seconded by Councilwoman Witko and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

b. ORDINANCE NO. 2019:1259, “AN ORDINANCE AMENDING CHAPTER 108, FLOOD DAMAGE PREVENTION” (Received from Borough Attorney 6/19/19)

Motion to introduce was made by Councilman Devlin, seconded by Councilwoman Latner and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

c. ORDINANCE NO. 2019:1260, “AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$21,400.00 FROM OPEN SPACE, RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND FOR PARK, FARMLAND, AND HISTORIC PRESERVATION IMPROVEMENTS TO THE LUSTRON HOUSE” (Received from Borough Attorney 6/20/19)

Motion to introduce was made by Councilman Yammarino, seconded by Councilman Devlin and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

d. ORDINANCE NO. 2019:1261, “AN ORDINANCE TO AMEND CODE CHAPTER 171, STREETS AND SIDEWALKS, ARTICLES IV, SIDEWALK CONSTRUCTION AND ARTICLE VI, STREET EXCAVATIONS” (Received from Borough Attorney 6/20/19)

Motion to introduce was made by Councilwoman Amitai, seconded by Councilman Devlin and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

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- e. ORDINANCE NO. 2019:1262, “AN ORDINANCE TO AMEND CODE CHAPTER A301, FEES AND DEPOSITS, SUB-SECTION C, CONSTRUCTION OFFICE, PARAGRAPH (1) (w), PRIVATE WALKWAYS” (Received from Borough Attorney 6/20/19)

Motion to introduce was made by Councilman Yammarino, seconded by Councilwoman Amitai and declared carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai.

8a. VOTE ON CONSENT AGENDA ITEMS

Motion approving the Consent Agenda minus Item No. 10; with the addition of Item Nos. 12a and 18a 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.

Councilman Yammarino abstained from voting on Item Nos. 16, 17 and 18.

RESOLUTIONS

- 9. RESOLUTION APPROVING SETTLEMENT OF TAX APPEALS FOR THE YEARS 2018 AND 2019: MANDELBLATT v. BOROUGH OF CLOSTER (Received from Borough Attorney 6/14/19)
- ~~10. RESOLUTION APPOINTING JOHN MC TIGUE TO THE POSITION OF CHIEF OF POLICE (Received from Borough Attorney 6/20/19)~~
- 11. RESOLUTION URGING THE STATE LEGISLATURE TO EXTEND THE 2% CAP ON POLICE AND FIRE ARBITRATION CONTRACT AWARDS (As amended to add Senate President Stephen Sweeney and Assembly Speaker Craig Coughlin) (Requested by Borough Attorney 6/20/19)
TO BE PREPARED BY BOROUGH ATTORNEY (Received from Borough Attorney 6/26/19)
- 12. RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE NO. 0207-33-006-009 (CINEMEX NJ, LLC) FOR THE 2018-2019 LICENSE TERM (Subject to Borough Attorney review and approval) Approval received from Borough Attorney 6/26/19
- 12a. AUTHORIZING THE ISSUANCE OF AN AD INTERIM PERMIT FOR THE 2019-2020 LICENSE TERM FOR PLENARY RETAIL CONSUMPTION LICENSE NO. 0207-33-006-009 - CINEMEX NJ, LLC t/a CMX, 130 Vervalen Street (Approval Received from Borough Attorney 6/26/19)

MOTIONS

- 13. MOTION APPROVING THE FOLLOWING MINUTES (Distributed 6/20/19): NO ABSTENTIONS
 - a. REGULAR MEETING HELD JUNE 12, 2019
 - b. WORK SESSION HELD JUNE 12, 2019
- 14. MOTION APPROVING THE FOLLOWING NON-SALARIED APPOINTMENTS TO BOARDS AND COMMISSIONS:

<u>OFFICE</u>	<u>INCUMBENT</u>	<u>APPOINTEE</u>	<u>TERM</u>	<u>EXPIRES</u>
Board of Health				
Alternate No. 2	<u>Benjamin Latner</u>	<u>NO APPOINTMENT</u>	2 Years (Unexp. Latner)	31-Dec-19
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				
Class C Member	<u>Erik Lenander</u> <i>Resigned due to appointment as Qualified Purchasing Agent</i>	<u>NO APPOINTMENT</u>	4 Years (Unexp. Lenander)	31-Dec-19
Alternate No. 2	<u>VACANT</u>	<u>NO APPOINTMENT</u>	2 Years (Unexp. Vacant)	31-Dec-19

- 15. MOTION APPROVING RAFFLES APPLICATION FOR CLOSTER ANIMAL WELFARE SOCIETY (CLAWS), P.O. BOX 172, CLOSTER, NJ 07624, TO CONDUCT OFF-PREMISE 50/50 CASH RAFFLE; DRAWING TO BE HELD AT PETCO, 59 VERVALEN STREET, CLOSTER, NJ 07624, ON 12/15/19 AT 6 P.M. (Completed application filed and appropriate fees paid 6/20/19)
- 16. MOTION GRANTING APPROVAL FOR BPOE #2304 CLOSTER LODGE, 148 RAILROAD AVENUE, CLOSTER, NJ 07624, TO CONDUCT AN ON PREMISE 50/50 CASH RAFFLE AT 148 RAILROAD AVENUE ON SATURDAY, 10/19/19, FROM 6 P.M. TO 11:00 P.M., DRAWING TO BE HELD AT 10 P.M. (Completed Application filed and appropriate fees paid 6/20/19)

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17. MOTION GRANTING APPROVAL FOR BPOE #2304 CLOSTER LODGE, 148 RAILROAD AVENUE, CLOSTER, NJ 07624, TO CONDUCT AN ON PREMISE DRAW RAFFLE FOR MERCHANDISE AT 148 RAILROAD AVENUE ON SATURDAY, 10/19/19, FROM 6 P.M. TO 11:00 P.M., DRAWINGS TO BE HELD FROM 9 P.M. TO 10 P.M. (Completed Application filed and appropriate fees paid 6/20/19)
18. MOTION GRANTING APPROVAL FOR BPOE #2304 CLOSTER LODGE, 148 RAILROAD AVENUE, CLOSTER, NJ 07624, TO CONDUCT AN OFF-PREMISE 50/50 CASH RAFFLE AT 148 RAILROAD AVENUE ON SATURDAY, 10/19/19, FROM 6 P.M. TO 11:00 P.M., DRAWING TO BE HELD AT 10 P.M. (Completed Application filed and appropriate fees paid 6/20/19)
- 18a. MOTION GRANTING APPROVAL FOR BLOCK PARTY TO BE HELD ON JAY’S COURT ON THURSDAY, 7/4/19, BEGINNING AT 12 NOON AND RUNNING UNTIL 2 A.M. ON 7/5/19 TO ALLOW THE CHILDREN TO SEE AN OUTDOOR MOVIE CELEBRATING THE COUNTRY’S BIRTHDAY; AND FOR THE STREET TO BE BLOCKED OFF FROM TRAFFIC (8. M.L. 6/27/19 / distributed to Governing Body on 6/26/19)
19. REPORTS
(None received at the time of preparation of this Agenda)
- 8b. VOTE ON ITEMS REMOVED FROM THE CONSENT AGENDA
20. 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.

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

Councilwoman Witko advised that there was a death at Van Sciver over the weekend and the staff worker had to perform CPR. She said that our Police Department was wonderful and very helpful in calming everyone. Ms. Witko also noted that she had electrical work done at her house, after the permit was issued in Haworth and the inspection was done; but subsequently the inspector told her friend who was at the house that he knows the contractor and his work is good. Mayor Glidden related the same thing happened at his house when a water heater was installed and the inspector never showed up and said he would discuss same with the Mayor of Haworth.

- 21a. Motion adopting the following Resolution to go into closed session at 8:58 p.m. was made by Councilwoman Latner, seconded by Councilman Yammarino and declared unanimously carried by Mayor Glidden upon the affirmative vote of Councilpersons Devlin, Latner, Witko, Yammarino, Chung and Amitai:

OMNIBUS OPEN PUBLIC MEETINGS ACT RESOLUTION authorizing the governing body pursuant to N.J.S.A. 10:4-12 to exclude the public from the next portion of the meeting in order to permit the governing body to discuss per N.J.S.A. 10:4-12(b)(4), A Collective bargaining agreement; 10:4-12(b)(7), “Pending or anticipated litigation or contract negotiations”; and N.J.S.A. 10:4-12(b)(8), “A matter involving public employees”; and that the items under discussion in the closed meeting would be disclosed to the public at the conclusion of the matter which should be within 12-15 weeks.

Mayor Glidden resumed the Regular Meeting at 9:30 p.m.

Mayor Glidden asked for a motion approving the following resolution:

- 12b. RESOLUTION TO EXTEND AN OFFER OF EMPLOYMENT TO FRANCIS J. LEDDY, JR. AS MUNICIPAL COURT JUDGE FOR AN UNEXPIRED 3-YEAR TERM (GEIGER) TO 12/31/19, SUBJECT TO NEGOTIATIONS ON SALARY

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

22. ADJOURNMENT

Motion to adjourn the Regular Meeting at 9:32 p.m. was made by Councilwoman Latner, seconded by Councilwoman Witko and declared unanimously carried by Mayor Glidden.

Provided to the Mayor and Council on
July 4, 2019 for approval at the
Regular Meeting to be held
July 10, 2019

Loretta Castano, RMC
Borough Clerk

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

Approved at the Regular Meeting held July 10, 2019
Consent Agenda Item No. 21a

BOROUGH OF CLOSTER

RESOLUTION INTRODUCING ORDINANCE NO. 2019:1255

BE IT RESOLVED, that an Ordinance entitled:

AN ORDINANCE TO AMEND CODE CHAPTER 48, PERSONNEL POLICIES

be introduced and pass first reading and that the Mayor and Council of the Borough of Closter does hereby fix July 24, 2019, at 8:00 P.M., or as soon thereafter as the matter may be reached, at the Borough Hall, 295 Closter Dock Road, Closter, New Jersey, as the time and place for the hearing of all persons interested therein; and where said hearing will be given thereon, in accordance with the law.


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

Adopted: June 26, 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 June 26, 2019.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION INTRODUCING ORDINANCE NO. 2019:1259

BE IT RESOLVED, that an Ordinance entitled:


AN ORDINANCE AMENDING CHAPTER 108, FLOOD DAMAGE PREVENTION

be introduced and pass first reading and that the Mayor and Council of the Borough of Closter does hereby fix July 24, 2019, at 8:00 P.M., or as soon thereafter as the matter may be reached, at the Borough Hall, 295 Closter Dock Road, Closter, New Jersey, as the time and place for the hearing of all persons interested therein; and where said hearing will be given thereon, in accordance with the law.

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


Adopted: June 26, 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 June 26, 2019.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION INTRODUCING ORDINANCE NO. 2019:1260

BE IT RESOLVED, that an Ordinance entitled:


AN ORDINANCE APPROPRIATING A SUM NOT TO EXCEED \$21,400.00 FROM OPEN SPACE, RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND FOR PARK, FARMLAND, AND HISTORIC PRESERVATION IMPROVEMENTS TO THE LUSTRON HOUSE

be introduced and pass first reading and that the Mayor and Council of the Borough of Closter does hereby fix July 24, 2019, at 8:00 P.M., or as soon thereafter as the matter may be reached, at the Borough Hall, 295 Closter Dock Road, Closter, New Jersey, as the time and place for the hearing of all persons interested therein; and where said hearing will be given thereon, in accordance with the law.

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: June 26, 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 June 26, 2019.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION INTRODUCING ORDINANCE NO. 2019:1261

BE IT RESOLVED, that an Ordinance entitled:


AN ORDINANCE TO AMEND CODE CHAPTER 171, STREETS AND SIDEWALKS, ARTICLES IV, SIDEWALK CONSTRUCTION AND ARTICLE VI, STREET EXCAVATIONS

be introduced and pass first reading and that the Mayor and Council of the Borough of Closter does hereby fix July 24, 2019, at 8:00 P.M., or as soon thereafter as the matter may be reached, at the Borough Hall, 295 Closter Dock Road, Closter, New Jersey, as the time and place for the hearing of all persons interested therein; and where said hearing will be given thereon, in accordance with the law.

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


Adopted: June 26, 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 June 26, 2019.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION INTRODUCING ORDINANCE NO. 2019:1262

BE IT RESOLVED, that an Ordinance entitled:


AN ORDINANCE TO AMEND CODE CHAPTER A301, FEES AND DEPOSITS, SUB-SECTION C, CONSTRUCTION OFFICE, PARAGRAPH (1) (w), PRIVATE WALKWAYS

be introduced and pass first reading and that the Mayor and Council of the Borough of Closter does hereby fix July 24, 2019, at 8:00 P.M., or as soon thereafter as the matter may be reached, at the Borough Hall, 295 Closter Dock Road, Closter, New Jersey, as the time and place for the hearing of all persons interested therein; and where said hearing will be given thereon, in accordance with the law.


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

Adopted: June 26, 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 June 26, 2019.

 Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER

RESOLUTION APPROVING SETTLEMENT OF TAX APPEALS FOR THE YEARS 2018 AND 2019: MANDELBLATT v. BOROUGH OF CLOSTER

WHEREAS, the taxpayers, Lowell and Miche Mandelblatt, appealed the assessments levied on Block 2102, Lot 37.02 for the years 2018 and 2019 in actions in the Tax Court of New Jersey bearing docket nos. 012791-2018 and 004352-2019; and

WHEREAS, the subject property's street address is 42 McCain Court; 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 \$1,464,500.00 to \$1,400,000.00, and the assessment on the property for 2019 shall be reduced from \$1,477,600.00 to \$1,400,000.00; 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; and

WHEREAS, the assessor is of the opinion that the revised valuations are 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 and 2019 tax appeals captioned Mandelblatt 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
Councilman Devlin			✗			
Councilwoman Latner		✗	✗			
Councilwoman Witko			✗			
Councilman Yammarino			✗			
Councilwoman Chung			✗			
Councilwoman Amitai	✗		✗			

Adopted: June 26, 2019

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 June 26, 2019.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

**RESOLUTION APPOINTING JOHN MC TIGUE TO THE POSITION OF
CHIEF OF POLICE**

WHEREAS, with the announced retirement of Chief Dennis Kaine, a vacancy will be created in the position of Chief of Police, Borough of Closter, as of July 1, 2019; and

WHEREAS, the Mayor and Council believes it is in the best interest to fill the vacancy in the position of Chief of Police within the Closter Police Department for a smooth transition; and

WHEREAS, the Governing Body has undertaken interviews and has considered other highly qualified candidates; and

WHEREAS, Lt. John McTigue has been found to be qualified for promotion and appointment to the position of Chief of Police; and

WHEREAS, at the Public Meeting held June 26, 2019, the Governing Body considered all recommendations and approved the appointment and determined that Lt. John McTigue be sworn in as Chief of Police on June 26, 2019 with an effective date of service July 1, 2019; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Closter that the appointment of Lt. John McTigue to the rank of Chief of Police in the Closter Police Department, effective July 1, 2019 and shall be sworn in on June 26, 2019.

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: June 26, 2019

Attest: Loretta Castano
Loretta Castano, RMC, Municipal Clerk

Approved: John C. Glidden
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 June 26, 2019.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN

Resolution Urging the State Legislature to Permanently Extend the 2% Cap on Binding Interest Arbitration Awards

WHEREAS, local municipalities require specific tools to address the rising cost of municipal government; and

WHEREAS, previous legislation imposing the 2% cap contained a sunset provision while the 2% property tax levy remained permanent for municipalities and school boards; and

WHEREAS, the temporary 2% cap on police and fire arbitration contract awards was an effective tool to control increasing salary costs and provided a solution to assist local governments in keeping property taxes down and costs under control; and

WHEREAS, the failure of the legislature to extend the 2% cap on binding interest arbitration awards in December 2017 has inequitably altered the collective bargaining process in favor of labor and at the expense of property taxpayers; and

WHEREAS, the 2% cap on binding interest arbitration awards established clear parameters for negotiating reasonable success or contracts that preserved the collective bargaining units process and took into consideration the separate and permanent 2% tax levy cap; and

WHEREAS, failure to renew and permanently extend the 2% cap on binding interest arbitration awards is unsustainable without increasing property taxes or eliminating essential services; and

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Closter urges the State Legislature to permanently require a 2% cap on Binding Interest Arbitration; and


BE IT FURTHER RESOLVED, that a copy of this Resolution is forwarded to Assemblywoman Holly Schepisi, Assemblyman Robert Auth, and State Senator Gerald Cardinale, the Commissioner of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey and the League of Municipalities and Assembly Speaker Craig Coughlin and Senate President Stephen Sweeney.


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

Adopted: June 26, 2019

ATTEST:

APPROVED:


Loretta Castano, Borough Clerk


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 held June 26, 2019.

Loretta Castano, Borough Clerk

BOROUGH OF CLOSTER
COUNTY OF BERGEN, NEW JERSEY

**RESOLUTION AUTHORIZING RENEWAL OF
 PLENARY RETAIL CONSUMPTION LIQUOR LICENSE NO. 0207-33-006-009
 FOR THE 2018-2019 LICENSE TERM**

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

WHEREAS, the Licensee had properly applied for a renewal, had paid renewal fees to the Division of Alcohol Beverage Control on June 1, 2018 and the Borough of Closter on June 4, 2018; and

WHEREAS, the Licensee has applied for renewal but had been unable to obtain a Tax Clearance Certificate from the Division of Taxation for the 2018-2019 License Term; and

WHEREAS, the Licensee has been applying for an Ad Interim permit to continue operation under the Liquor License pending receipt of the Tax Clearance Certificate;

WHEREAS, the Division of Taxation has issued an Alcoholic Beverage Retail Licensee Clearance Certificate for Renewal for the Fiscal Year 2019 (7/2018 to 6/2019) dated June 17, 2019;

WHEREAS; the applicant is qualified to be licensed per standards established by Title 33 of the New Jersey Statutes regulations promulgated thereunder and pertinent Borough Ordinances;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Closter in the County of Bergen and the State of New Jersey, that the renewal of the following license for the sale and consumption of alcoholic beverages, pursuant to N.J.S.A. 33:1-1, et. seq. for the Fiscal Year 2019 (7/2018 to 6/2019) commencing July 1, 2018 and ending June 30, 2019 be and the same is hereby approved and authorized:

<u>NAME AND ADDRESS</u>	<u>LICENSE NUMBER</u>
CINEMEX NJ, LLC t/a CMX 130 Vervalen Street Closter, NJ 07624	0207-33-006-009

BE IT FURTHER RESOLVED, that the aforesaid license shall be issued for use at the indicated location as shown on the application, in the name of the Borough of Closter; and the Borough Clerk be and she is hereby designated as the municipal official to sign, attest and deliver the said license certificate on behalf of the Borough of Closter, to the aforesaid licensee and upon compliance by said licensee with all other applicable statutes, ordinances and regulations for the Fiscal Year 2019 (7/2018 to 6/2019) commencing July 1, 2018 and ending June 30, 2019.

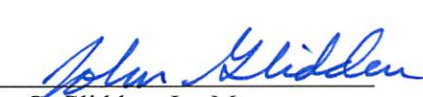
Councilperson	Motion	Second	Yes	No	Absent	Abstain
Councilman Devlin			X			
Councilwoman Latner		X	X			
Councilwoman Witko			X			
Councilman Yammarino			X			
Councilwoman Chung			X			
Councilwoman Amitai	X		X			

Adopted: June 26, 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 held June 26, 2019.

**BOROUGH OF CLOSTER
COUNTY OF BERGEN, NEW JERSEY
RESOLUTION NO. 1
AUTHORIZING THE ISSUANCE OF AN AD INTERIM PERMIT
FOR THE 2019-2020 LICENSE TERM**

WHEREAS, the Division of Alcoholic Beverage Control's renewal term for all Liquor Licenses in the State of New Jersey is July 1 to June 30 inclusive; and

WHEREAS, a certain Licensee has applied for renewal for the 2019-2020 license term, has paid renewal fees to the Division of Alcoholic Beverage Control on April 24, 2019 and the Borough of Closter on April 24, 2019; and

WHEREAS, the Division of Taxation has issued an Alcoholic Beverage Retail Licensee Clearance Certificate for Renewal for the Fiscal Year 2020 dated May 14, 2019; and

WHEREAS, the Borough Clerk's office has been notified of numerous changes including new parent company ownership which commenced in 2018 with no formal paperwork filed to date in the Municipal Clerk's office; and

WHEREAS, the Borough Clerk's office has been in direct contact with the Division of Alcoholic Beverage Control Licensing Bureau regarding these matters which are presently being reviewed; and the Licensing Bureau has offered direct guidance to the Licensee on same with no response; and

WHEREAS, the Borough of Closter reserves the right to perform due diligence on any reported changes, and the Police Department must be granted sufficient time to perform its investigation and approve any paperwork and/or changes; and

WHEREAS, the municipality has not received any paperwork as of this date and is unable to renew the License for the 2019-2020 License Term under these circumstances; and

WHEREAS, the Licensee may apply for a temporary permit to continue operation under the Liquor License pending receipt of all outstanding paperwork from the Licensee and receipt of report from the Detective Bureau that it has been found to be in order.

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:

LICENSEELICENSE NO.

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			
Councilwoman Amitai	X		X			

Adopted: June 26, 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 held June 26, 2019.

Loretta Castano, Borough Clerk

MAYOR AND COUNCIL
BOROUGH OF CLOSTER

WORK SESSION NOTES – WEDNESDAY, JUNE 26, 2019 - 7:30 P.M.

The Mayor and Council of the Borough of Closter held a Work Session on Wednesday, June 26, 2019. Mayor Glidden called the meeting to order at 7:50 p.m.

1. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed during the Regular Meeting.

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 Annual Notice of Meetings which was published in The Record and The Star Ledger on January 9, 2019, 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, Jannie Chung
and Victoria Amitai
Interim Borough Administrator, Edward Hynes
Borough Attorney, Edward T. Rogan
Borough Clerk, Loretta Castano
Borough Engineer, Nick DeNicola

The following person(s) were not present:

Chief of Police, Dennis Kaine

a. MAIL LIST OF JUNE 13, 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 Councilwoman Latner; Item No. 8 was removed by Borough Attorney; Item No. 6 was removed by Borough Clerk.

Item No. 10: Received 06/12/19, Dated No Date, from Donna J. Vellekamp, Esq. to Borough of Closter Municipal Clerk, for Applicant Ron Fermano re Notice of Planning Board hearing scheduled to be held on 6/27/19 @ 8 p.m. re application for soil moving permit for 29 Hawthorne Terrace, Block 510, Lot 16

Councilwoman Latner noted this property is right across the street from her and asked the Borough Attorney if she needed to recuse herself from any future votes concerning this property. He advised that since she was notified as a property owner she would have to recuse herself; however, this is a Planning Board application and should not be coming before the governing body. Councilwoman Latner asked Councilwoman Amitai for details on the application and was informed the house was demolished some time ago and has become overgrown so they are receiving complaints about it; but they will be coming before the Planning Board for soil movement to build a house. Borough Attorney advised Councilwoman Amitai not to get into the merits of the application in this forum as we cannot have a legislative discussion on an application before the Planning Board. He informed Councilwoman Latner that she still retains her rights as a property owner, but as a governing body member, she cannot participate in deliberations on same. In answer to the Mayor, Councilwoman Latner informed she would be unable to attend the Planning Board meeting tomorrow evening to hear the case.

Item No. 8: Received 06/11/19, Dated No Date, from Stephen Fritzky, Civil Engineer, Stantec Consulting Services, Inc., to Leslie Weatherly re NJDEP Wetlands LOI Renewal for Former A&P Shopping Center, Closter, NJ; Requesting a 5 year extension of the existing NJDEP Letter of Interpretation – Line

CLOSTER MAYOR AND COUNCIL

WORK SESSION NOTES – WEDNESDAY, JUNE 26, 2019 – 7:30 P.M.

Verification (LOI) for property located at Block 1006, Lots 25 & 26; **AND** Requesting the Mayor sign the NJDEP Application enclosed as the adjacent properties are owned by the Borough of Closter – **COMPLETE APPLICATION AND MAP ON FILE IN BOROUGH CLERK’S OFFICE** (Copy to Board of Health, Environmental Commission, DPW Superintendent)

Borough Attorney explained this is a recurring request from Stantec Consulting Services regarding the Stop & Shop property which has historically had environmental issues; and informed the Borough owns adjacent property so every 5 years they come to the governing body to ask to renew permission to continue the cleanup. This is not anything new, the condition should be getting better over time so they are asking for permission to access our property to get to theirs. If there are no objections, he will prepare a Resolution for the next meeting; and then the Mayor can execute the renewal.

Item No. 6: Received 06/09/19, Dated 06/09/19, from Malka Baker, Escape New York Routes Director, 2019, New York Cycle Club, to Loretta Castano, Chief Kaine, DPW Superintendent, Borough Administrator, Mayor re Request for permission to partially route their 25th Annual Charitable Bicycle Ride, Escape New York, through the Borough on 9/25/19 between the hours of 7:30 a.m. until 5:00 p.m.; NO Certificate of Insurance or Hold Harmless Agreement (Copy to Chief Kaine, DPW Superintendent, Risk Management Consultant)

Borough Clerk explained this is a customary request; and explained there is coordination between the Police Department and DPW; and since it requires insurance approvals, it will be placed on the Administrator’s Work Session Report for follow through. Mayor Glidden asked if they provide Certificate of Insurance and Hold Harmless Agreement every time even though they just cut through a part of the Borough and Borough Clerk affirmed same.

b. MAIL LIST OF JUNE 20, 2019 - Mayor Glidden asked if any member of the Council wished to address any matter or provide any comments. Item No. 1 was removed by Councilwoman Latner; Item No. 2 was removed by Councilwoman Amitai; Item Nos. 5 and 8 were removed by Borough Clerk.

Item No. 1: Received 06/13/19, Dated 06/13/19, from Councilwoman Alissa Latner, to Mayor and Council;
c: Borough Clerk, Borough Attorney re Municipal Resolution in Support of Electric Vehicles

Councilwoman Latner reminded she had forwarded this to the governing body and acknowledged there was some discussion on same. Councilman Devlin explained that this Resolution only mentions electric vehicles but he feels that hydrogen vehicles deserve to be included. He said it is a fuel cell that you put hydrogen in and that creates electricity that powers the car; they are very popular in Europe and California. New Jersey will get its first hydrogen fueling station next year in Lodi. In answer to the Mayor, he informed he has driven one of these vehicles and would like to include same in the Resolution as they produce zero emissions - only water.

Item No. 2: Received 06/13/19, Dated 06/13/19, from Patrick J. Sinwich, Communications Officer, NJDEP Bureau of Communications and Response Services, A310notification@dep.nj.gov to icastano@closternj.us, sam.yanovich@njlincs.net re NJDEP A310 Incident Notification – Communication Center ID:19-06-12-2028-03 (Closter Boro/Bergen County) re Suspected Hazardous Substance Discharge Notification for property located in the area of 81 Ruckman Road on 6/12/19; Transformer failed causing release – Repairs and clean up in progress – Responsible Party: Orange and Rockland Utilities (Copy to Board of Health, Construction Official, Environmental Commission)

Councilwoman Amitai asked where this location was; and Borough Engineer explained it is across the street and south from the DPW near the car wash somewhere. The Mayor said it is near the Goldfish Swim School building.

Item No. 5: Received 06/17/19, Dated 05/16/19, from Zoning Board of Adjustment, to Governing Body, Planning Board re 2017 & 2018 Merged Annual Report

Borough Clerk acknowledged receipt of this report we have been waiting for which is the 2017 & 2018 Merged Annual Report. It is customarily provided annually for governing body review. Borough Attorney explained this is a statutory requirement from the Board which intends to point out to both the Planning Board and Mayor and Council issues that the Zoning Board has dealt with that they believe certain legislative actions could help alleviate some of those issues in the future. It is a very important

CLOSTER MAYOR AND COUNCIL

WORK SESSION NOTES – WEDNESDAY, JUNE 26, 2019 – 7:30 P.M.

planning tool the governing body can use; there is no requirement to change anything but it highlights current trends in the town. As these would be zoning changes, the Planning Board has the right to make recommendations to the Mayor and Council; and they have the option discuss same themselves at the full body or Ordinance Committee level. In answer to Councilman Devlin, the Borough Attorney informed it is a statutory requirement. Councilman Devlin asked if this tracked commercial changes or what the Zoning Board thinks should be changed; and Mr. Rogan informed it is a bit of both. He said they should be addressing (decisions on applications and appeals for variances) that have become an ongoing issue for good or for bad; and then the Planning Board and Council can make a decision as to whether or not to change anything or leave them the same or make modifications based on current trends. Mr. Rogan affirmed it also includes observations at the Zoning Board's discretion. Councilwoman Amitai advised that the Planning Board is analyzing this report during the reexamination and the Borough Attorney was pleased to hear same.

Item No. 8: Received 06/19/19, Dated 06/13/19, from Lisa Katz, Closter Bootery, 226 Closter Dock Road re Requesting, on behalf of the Closter Merchants, for permission to hold the annual Sidewalk Sale on Thursday, 7/25/19, and Friday, 7/26/19, from 9 a.m. to 9 p.m. and Saturday, 7/27/19, from 9 a.m. to 6 p.m.; informing each merchant will provide a Hold Harmless Agreement and Certificate of Insurance; **AND** requesting fees be waived for participants; **AND** requesting permission to hang a **banner** (*sign permit required*) across Vervalen Street in early July; list of participants to be provided with all necessary paperwork once registration for the event is complete (Copy to Construction Official, Chief of Police, DPW Superintendent; Risk Management Consultant)

Borough Clerk noted they will be working on the required approvals for the Sidewalk Sale so it can be approved at the next meeting. Mayor Glidden asked if anyone objected to the sign over Vervalen Street. Councilwoman Amitai said she feels it should be used more frequently for Borough events but said they have had a lot of problems trying to get it hung.

c. MAIL LIST OF JUNE 27, 2019 – Borough Clerk informed there is a timely correspondence on the upcoming Mail List and asked that it be addressed. She explained it is a request to hold a modest block party on Jay's Court on July 4 from 12 Noon through July 5 to 2 a.m. to show a children's movie; and to have the street blocked to general traffic. She invited Mr. Correa from the audience to speak on this item.

Andrew Correa, 5 Jays Court, asked for the opportunity for the kids to play safely in the cul-de-sac and let the neighbors get to know each other. It is generally a safe location with the exception of landscapers turning around in it. He said they will have water balloon fights and small fireworks with barbeque and then they will show a movie for the kids later in the night.

Councilwoman Chung asked if all of the neighbors have been invited and asked permission; and Mr. Correa explained there were two residences in the cul-de-sac that they have not as they don't have any small children. He said this is all new for him and he is not sure what the protocol would be but is happy to address any questions or concerns. Councilwoman Chung voiced her opinion that all of the neighbors should be afforded the invitation so they have the opportunity if they have any objections to having the party. No objections were voiced to this request; and Mayor Glidden asked for a Motion to be added to the Regular Meeting Agenda. Borough Attorney requested that in the future the request be made several weeks ahead of time so there can be a formal written Resolution.

At this time, Mayor Glidden informed he would be deviating from the Agenda to open the meeting for public comment:

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

Sophie Heymann, 14 Garry Road, thanked everyone for the resolutions on the Agenda for the Lustron House. She said her task today was to give information about the MacBain Farm. She presented the governing body with some fresh picked organic young lettuce from the farm. As a Member of the

CLOSTER MAYOR AND COUNCIL
WORK SESSION NOTES – WEDNESDAY, JUNE 26, 2019 – 7:30 P.M.

Environmental Commission, she reported they will be meeting with their volunteers this Saturday and opening to the public on July 3rd; but as they are not sure they will have enough coverage, the farm will be open less hours than in previous years. Mayor Emeritus Heymann asked that everyone broadcast that the Farm will be open as per usual on Wednesday, Saturday and Sunday from 9 a.m. to 1 p.m.; closed from 1 p.m. to 4 p.m.; and open again from 4 p.m. to 6 p.m. She informed another change they are making is to require identification with a photo ID because they've been getting inundated with people coming and giving false addresses. They all feel that Closter taxpayers pay for and work the farm; and Closter's residents should be getting the benefits of it. Mayor Emeritus Heymann invited all to come out and volunteer on any of their open dates; and asked that if they could not personally attend, to see if any of their family members could help out. She noted that any volunteers from neighboring towns are allowed to pick as residents.

Mayor Emeritus Heymann informed Councilwoman Amitai let her know that the Borough is planning to pay for defibrillators for the Senior Center. Mrs. Amitai disagreed and said she asked what was going to be done about that in addition to the fence that is supposed to be mandated to be around the generator. Ms. Heymann said the fence is necessary for safety reasons. In answer to the Borough Attorney, Mrs. Amitai said it was on a flyer or request that was handed out at the last Senior Citizens meeting two weeks ago by Bill Brewster. Ms. Heymann said she was not aware; and, therefore, did not want to speak to same.

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

5. REVIEW AND DISCUSSION OF CONSENT AGENDA ITEMS FROM REGULAR MEETING
(Refer to Regular Meeting Agenda of June 26, 2019)

Mayor Glidden asked if any Member of the Council wished to discuss any item on the Consent Agenda. Councilman Devlin referred to Item No. 11.

Borough Clerk requested the addition of Item No. 12a.

*11. RESOLUTION URGING THE STATE LEGISLATURE TO EXTEND THE 2% CAP ON POLICE AND FIRE ARBITRATION CONTRACT AWARDS (Requested by Borough Attorney 6/20/19)
TO BE PREPARED BY BOROUGH ATTORNEY (Received from Borough Attorney 6/25/19)

Councilman Devlin requested the addition of Assembly Speaker Craig Coughlin and Senate President Stephen Sweeney because although we've been receiving requests on the Mail List regarding the Path to Progress Reports, the 2% cap is not included in same. No objections were voiced to the Borough Attorney in regards to the addition of both to the Resolution.

*12. RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE NO. 0207-33-006-009 (CINEMEX NJ, LLC) FOR THE 2018-2019 LICENSE TERM
(Subject to Borough Attorney review and approval) Approval received from Borough Attorney 6/26/19

Borough Clerk explained that as Item No. 12 is a renewal for 2018-2019, it was necessary for the addition of 12a to authorize an Ad Interim Permit for Cinemex to continue to operate until all outstanding obligations are satisfied for the 2019-2020 License Term. Borough Attorney informed the Clerk had distributed a copy of the Resolution to all at the dais at the start of the meeting.

*12a. AUTHORIZING THE ISSUANCE OF AN AD INTERIM PERMIT FOR THE 2019-2020 LICENSE TERM FOR PLENARY RETAIL CONSUMPTION LICENSE NO. 0207-33-006-009 CINEMEX NJ, LLC t/a CMX, 130 Vervalen Street (Approval received from Borough Attorney 6/26/19)

6. COMMITTEE REPORTS

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

1) REPORT RE FINANCE COMMITTEE MEETINGS – Councilman Yammarino reported both the Finance and Technology Committees have outstanding issues to address and he will have further reports in the future on same.

2) REPORT RE TECHNOLOGY COMMITTEE MEETINGS

3) LIAISON REPORTS – Councilman Yammarino reported on the following:

a. Historic Preservation Commission – There are two (2) ordinances on the Agenda this evening; one for historic designation of the MacBain Farmhouse and the other allocating Open Space funds for Lustron House improvements. Jeanne Stella will be filling one of the vacancies on the Commission, so he has asked her to fill out one of those forms. The Commission asked him to inquire with the Council as to the designation of Village School; and although he's not aware that anything changed, they wanted to do their due diligence. Mayor Glidden reminded everyone that historic designation will not be entertained until we have an idea of how it's going to look; but we have committed to having a Member of the Historic Preservation Commission involved in the process. He reminded there are certain constrictions that come with designation prior to completing the building and financing and grants; and that could interfere with the process.

b. Recreation Commission – Everyone may have received an email from Jim Oettinger about Tommy LaStella, who is a former Closter native and plays for the LA Angels; has been nominated for the American League All Stars and voting takes place online. He believes a separate email was sent regarding the Wall of Fame that is to be put up at the Closter Library by Eagle Scout Thomas Lee. Mr. Yammarino explained the Wall of Fame is for longtime Closter residents who have done a lot to shape the Community and the Hall of Fame is for famous individuals.

B. PUBLIC SAFETY - LATNER (CHUNG/YAMMARINO)

1) REPORT RE PUBLIC SAFETY COMMITTEE MEETINGS

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

a. Board of Education – NVRHS – The high school had their graduation last week.

b. Library Board of Trustees – She reminded the Board does not meet in the Summer. She was pleased to report the Book Sale raised almost \$2,400 and she again thanked George and Billy Reissner and Walter Johnson because they are the volunteers that made that happen. Councilwoman Chung asked if the proceeds from that sale are earmarked for any particular use; and Mrs. Latner said she was not sure but would inquire about same. An appropriation was approved to upgrade the camera system and J & B Lock will be installing it. There were questions regarding percentage increases for the Library employees as they have 3% budgeted; so there's plenty of room; but as soon as they know, they will be fixing that. Mrs. Latner discussed a robotics program that has had overwhelming response. A lot of the parents have offered to purchase and donate a lot of the equipment as they only anticipated a small amount of kids and it turned out to be very popular. Whatever is not covered, they will open up a PayPal account within the Library fund and deposited into the Friends account so they could put money in that goes straight to the Library for the program. In addition to parent donations, the Library will raise money on its own. The Library is setting up a summer Spanish program for kids and the summer reading theme is space. The upcoming vote to dissolve net lender monies by BCCLS was discussed and Closter would spend less money on materials if they change the current system. The satellite passport program is working out so well that Ruth Rando will be asking the County if they can come once a month.

C. PUBLIC WORKS - CHUNG (AMITAI/LATNER)

1) REPORT RE PUBLIC WORKS COMMITTEE MEETINGS – Councilwoman Chung requested the creation of a position of Assistant to the DPW Superintendent. In the past, when he had been away for a period of time we would pass a Resolution temporarily assigning someone to that role. She said she has always felt there was a need to have a second in command because the Superintendent carries a big role in this town; and it would be a benefit to the whole town. She has asked the Borough Attorney to create a Resolution; and asked if anyone had any questions or objections. Councilman Devlin said when it came down to the consideration of the Police Chief and other promotions, Closter chose to still have them in the labor contracts and Mrs. Chung affirmed same. Mayor Glidden asked if she had any individual in

6. COMMITTEE REPORTS (Continued)

C. PUBLIC WORKS - CHUNG (AMITAI/LATNER) (Continued)

1) REPORT RE PUBLIC WORKS COMMITTEE MEETINGS (Continued)

mind; and Mrs. Chung informed they would advertise for the position and would be open to any current employees and from the outside. Mayor Glidden asked if anyone had any objections; and Mr. Devlin said his only objection would be keeping that position in the labor contract because they're going to be leading and managing employees, he feels they should be part of management and not part of the staff – the same concern he has with the Police Department and the extra ranks that we have. Borough Attorney advised he has a call in to the Teamsters to ask a general question to make sure they don't have a concern with it; and he hasn't gotten a return call yet. For purposes of posting the position, he can have a Resolution ready for the next meeting. He asked if we wanted to get involved in salaries; and Mrs. Chung said she has asked for a salary range based on her local research a min-max of \$95,000 to \$105,000/\$110,000 based on comparables in the area; but agreed it could be negotiated once we find a candidate. Councilman Devlin asked if the labor contract would have to be renegotiated; and Mr. Rogan advised that was why he called the Teamsters. If they are okay with it, maybe we could just do an amendment – it's not renegotiating but more like an addendum. Mr. Devlin said if the members are getting something, then we should be getting something in return. Borough Attorney agreed that was a policy decision.

2) LIAISON REPORTS

a. Board of Health – The rabies clinic was held this past weekend and was a huge success and well attended.

b. Zoning Board of Adjustment – No report.

c. Northern Valley Greenway – Seth Ungar orchestrates a Happy Hour every month at The Hill and it has been coinciding with our Council meetings; but during the summer she thinks it may be on a week with no meeting. Everyone receives a ticket for a free drink and it's a forum everyone can come down and meet other members and ask questions or address concerns.

3) Special Mayoral Assignment – Stigma Free (WS 6/27/18) – They are working on a Summer Campaign to be outdoors involving kids. They came up with doing a presentation for the kids at the Summer Rec program and make it a carnival style event. They reached out to Camp Director Adam Sidrow, he approves of the concept but would sit down with others to work out the kinks. The Committee would like to do a travelling show and visit all of the camps. In answer to Councilwoman Latner, she informed they have recruited a few new members who will be taking on a leadership role when that happens in the Fall.

D. ORDINANCES - DEVLIN (WITKO/AMITAI)

1) REPORT RE ORDINANCE & LEGISLATIVE COMMITTEE MEETINGS – Councilman Devlin reported the Ordinance Committee did have a meeting and you can see some of the fruits of that on today's Agenda. We have the personnel ordinance for consideration and noted there are two slight changes from the last version. The first is vacation for new employees – and he thanked Councilwoman Chung for bringing it up – that the previous version capped vacation at two weeks with no increases over time so that has been changed to 2 weeks for the first 5 years; and at 6 years it would go up to 3 weeks. The second change is the cap on the "super extra" vacations that can never be taken and is only paid out when you leave has been capped at a lifetime cap of 90 days and would take effect 1/1/2020. That was a small change they made based on the comments received in the past.

Mr. Devlin noted the road opening ordinance is on for introduction and is a product of a meeting with the Borough Engineer, DPW Superintendent, Police Department, Councilwoman Amitai, himself and the Construction Official. It will strengthen the road opening ordinance which will allow the Building Department and DPW to require more from contractors and others that perform services opening our roads. There is a strong prohibition against doing this in the winter time and when it's hard to fill the roads because the temperature affects the setting.

Councilman Devlin explained the sidewalk ordinance brings inspections in house. Prior to this, if a sidewalk inspection needed to be done, you would pay \$300 to Boswell for the inspection and the fees will now stay in the Borough to help defray costs and property taxes.

6. COMMITTEE REPORTS (Continued)

D. ORDINANCES - DEVLIN (WITKO/AMITAI) (Continued)

1) REPORT RE ORDINANCE & LEGISLATIVE COMMITTEE MEETINGS (Continued)

Mr. Devlin was pleased to have these on the Agenda; and said it helps to have in-person meetings and not invite the Borough Administrator. The Committee continues to work on the tree ordinance which is halfway finished; and we are waiting for the Borough Attorney to lay it out on paper, then they'll have a common feedback session and forward it to other involved Boards for comment. They also continue to work on the North Parking Lot ordinance to tighten that up to make sure there is turnover in parking.

2) LIAISON REPORTS

a. Environmental Commission (Voting member) – He reminded the volunteer meeting will be held Saturday; and he asked the IT Coordinator to post the information on our website. Tomorrow there will be a walk at Schauble Park for the governing body to look at some of the various complaints received about things going on there that shouldn't be. The Environmental Commission will meet us there at 6:30 p.m.

b. Shade Tree Commission (Voting member) – They had a meeting and Construction Official Jack Peters has been very helpful. When doing a major construction or renovation, the Shade Tree Commission is supposed to let them know where the Shade Trees are to be planted and what kind they are supposed to be, but it has not been enforced. They held a meeting and Mr. Peters has affirmed the Commission will receive copies of the plans to provide the required input.

E. HUMAN RESOURCES – WITKO (CHUNG/LATNER)

1) REPORT RE PERSONNEL COMMITTEE MEETING(S) – Councilwoman Witko reported the Human Resources Committee interviewed four (4) candidates for the Judge opening and made their recommendation to the Mayor. If anyone would like to see the resume, she has it. Mayor Glidden asked that the issue be discussed further in Closed Session.

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

a. Board of Education – Closter Public Schools – She has not been able to attend the Board meetings but she plans to go to the one in July. She assumes they will be introducing the new Superintendent and Principal at that meeting.

b. Fire Department – They had a total of ten (10) incidents for the month of May with 170 total personnel hours for the month. At the same time in 2018 there were 32 incidents and 525 personnel hours. Mayor Glidden noted they are always asking for new members and inquired about the volunteer status – if it was critical or anything. Mrs. Witko said she was not aware of any issues and said the recently got some new members and will ask at the next meeting. She informed she would be unable to attend the next meeting as she will be out of town.

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

1) REPORT RE CONSTRUCTION DEPARTMENT MEETING(S) – Councilwoman Amitai reported the Building Department met; and they have a lot of issues to talk about. The first issue is that they need more hours for their Code Enforcement/Property Maintenance person; and the Construction Official is asking that the governing body hire a temporary part-time employee to work only on Saturdays. He would then dovetail his inspections for CCO with the Fire Inspections which are also done on Saturdays so the resident doesn't have to stay home two (2) separate days but just the one to get both inspections completed. She explained that this would free up Mr. Whitney to do more of the Code Enforcement that we need downtown. Regarding Code Enforcement, she sent a note to the DPW Superintendent this morning regarding an issue that the CIC discussed and it has already been done, so she offered kudos to Mr. Dahle. He fixed the sign at Hagen Park and also got the weeds out of the downtown area on Closter Dock Road. Mayor Glidden asked her to coordinate with the Borough Administrator in terms of the hours. Mrs. Amitai asked if anyone objected to this proposal which is longer hours for Code Enforcement. Councilman Devlin asked if we would be advertising the position and do it the right way just to make sure that we're not hiring someone's son; and Mrs. Amitai said more than likely as they do not have anyone in particular in mind for the position. Mayor Glidden voiced his opinion that Mr. Devlin made a valid point.

6. COMMITTEE REPORTS (Continued)

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

1) REPORT RE CONSTRUCTION DEPARTMENT MEETING(S) (Continued)

Mr. Devlin asked if there was money in the current Budget for this position; and Mrs. Amitai said the Construction Official had informed her they did. Councilwoman Chung asked if this was going to just be a part-time position; and Mrs. Amitai affirmed it would be regular part-time every Saturday; and said Mr. Whitney is 12 hours per week. Mrs. Chung asked if Mr. Whitney would be interested in more hours or if it was an option and Mrs. Amitai said they could look into it.

On the subject of Subcode Officials, Councilwoman Amitai recalled that one of our employees had come to the Council as one of his vouchers was over his allotted hours, so he couldn't get paid for April. With that in mind, she asked the Council to consider extending the number of hours for the Subcode Officials, though it does not need to be 10 hours per official they previously had during the construction of the Plaza; but maybe they could cap it at 5. They only use it when they need to and it's at straight pay – not time and a half. She informed she sent copies of the last four (4) (Resolutions) to the Borough Attorney. Mr. Rogan informed it is was his understanding that this was a budgetary issue; and he was waiting to hear back from the Chief Financial Officer. Mrs. Amitai said she was unaware of same. He voiced his concern that it appears as though they are trying to make this a blanket thing and he thought it was a one-time deal for that special Good Friday inspection. He didn't realize it was a request for the rest of the year. In answer to Mrs. Amitai, he explained those Resolutions were passed as an exception during the active construction of the Closter Plaza; and said those were only temporary to cover the anticipated required inspections and extra hours that the Subcode Officials would have to work. When that activity stopped, the overage allowance stopped and was not passed in 2018 or 2019. Mrs. Amitai said we need to consider Village School coming on and Borough Attorney said that is at least two years away. She noted the new school coming on Piermont Road and construction downtown and voiced her opinion it's not exactly a sleepy town at the moment; and asked what they should do when they need to do inspections and they run over their hours. Mayor Glidden asked Mrs. Amitai to work with Interim Borough Administrator on same. Councilwoman Chung asked if the increase is being requested because there's an anticipated increase or an actual increase in need. Mrs. Amitai explained this is the first time they've gone over this year – one guy one time; which is why she suggested a Resolution allowing up to 10 hours. One official worked 52 hours last year which was one hour a week over; and another worked 34 hours, so there's no need to go over to the 10 hours but she feels they should have a little slack. Mrs. Chung asked if it had to go up to even 5 because of one incident in the past two years; and Mrs. Amitai said she doesn't really know and we won't know until it happens. She said it's not as if we're giving them extra money; it's only allowing them to do what they need when the need arises. Mayor Glidden informed this is something he wants Mr. Hynes to look into. Borough Attorney informed that could have been addressed in that Department's Budget and built in extra money for unanticipated, emergencies, or sickness or whatever the case may be; and he doesn't know that we need to have an ordinance as opposed to telling them to build it into next year's Budget.

Councilwoman Amitai thanked the Ordinance Committee for the sidewalk and curb ordinance. She reported the Building Department is still asking for more hours for Rose (Mitchell, Technical Assistant/Planning) on Wednesday because only one person is there; and it's hard to move the desk and the phones at the same time. She assumes she will speak with Mr. Hynes on this issue as well and Mayor Glidden affirmed same. She reported there are currently two (2) different escrow rates for Zoning and Planning Applications. so they would like to try and marry them so they are the same rates for both Boards for Applications and Professionals. The Construction Official is working on a sustainable building checklist.

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

a. Planning Board (Voting member) – They have a very heavy workload tomorrow with five (5) soil moving applications plus a big project on Closter Dock Road. The Reexamination Committee will be meeting again shortly. She realizes we are getting late with their deadline and noted they are waiting on paperwork from Caroline Reiter.

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6. COMMITTEE REPORTS (Continued)

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

2) LIAISON REPORTS (Continued)

b. Improvement Commission (Voting member) – The Hoe Down was held and she thanked all who assisted and volunteered. They need to do something to beef up the attendance. They are thinking to combine their diversity project with the Tree Lighting Service in December – in other words, what all of the cultures in our community do to celebrate.

c. Senior Citizens – She will double check with Bill Brewster regarding the request for a defibrillator; and they thought it was in the Budget; but she will check with Mr. Hynes. Regarding the fence around the generator, she asked who would be doing that because it is supposed to be a mandate and the Library got one. Borough Attorney said he has never heard about that and the Mayor agreed. In answer to Mrs. Amitai, the Borough Engineer said it sounds like something the DPW can do if it's just a fence. She said she would speak to Mr. Hynes regarding same.

G. MAYOR'S LIAISON REPORT

a. Ambulance Corps – No report.

b. Borough Engineer – No report.

c. Northern Valley Mayor's Association – They had one breakfast meeting that he attended with very interesting speakers and there is another meeting coming up.

At this time, Mayor Glidden informed he had several items for Closed Session. He wanted to take the opportunity to welcome new interim Borough Administrator Ed Hynes, who has been here now for a week; and said he likes what he has seen so far.

7. OLD BUSINESS

a. CONTINUED DISCUSSIONS RE THE FOLLOWING:

- 1) 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, WS 1/9/19, WS 1/23/19, WS 2/13/19, WS 2/27/19, WS 3/13/19, WS 3/27/19, WS 4/10/19, WS 5/8/19, WS 5/22/19 and WS 6/12/19)

Borough Engineer voiced his recollection that the Borough Attorney has a letter in to the County; and Mr. Rogan informed he still has not received a response.

At this time, Councilwoman Latner referred to Old Hook Road and asked the Borough Engineer what the problem was in terms of the paving as it is causing very long delays. Mr. DeNicola said he was not sure but the County should be milling the roads before they pave them like that; and it's been that way for about 2 weeks already. In answer to Councilman Devlin, he said it is unrelated to assisted living as every once in a while the County mills and repaves the roads.

Borough Engineer referred to the COAH ordinances passed by the Borough; and in order to implement those ordinances, we need to revise the Zoning Map; so he will be submitting a proposal for that work which should only take 6-8 hours.

Mr. DeNicola informed for the 2020 Local Aid Application, they will be submitting Eckerson Avenue, Storig Avenue, and possibly Cedar Lane between Knickerbocker Road and Harrington Avenue, depending on the estimates, to see if that fits in the program. He said that Resolution should be on the Agenda for the next meeting. Councilman Devlin questioned if there would only be a Local Aid Application; and asked about Safe Routes to School and other programs. Borough Engineer explained we have a freight application for Railroad Avenue right now; and informed the Borough does not have any ordinances that require Complete Streets which requires all applications to consider all aspects of

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transportation. The Borough, at the last time of investigation, did not want to pass the ordinance because there are extra costs involved with that. In regards to Safe Routes to School, we had one in 2008; and it took about four (4) years to implement it with all of the federal red tape; so, unless it's a hefty project like half a million dollars, it's not really worth it for a \$200,000 project. In answer to Mr. Devlin, he informed it is not free – it comes with a lot of strings attached.

b. UNFINISHED BUSINESS

- 1) STATUS OF RESIGNATION OF JUDGE PETER GEIGER AS MUNICIPAL COURT JUDGE FOR A 3-YEAR UNEXPIRED TERM TO 12/31/19 DUE TO APPOINTMENT AS SUPERIOR COURT JUDGE (WS 5/8/19, WS 5/22/19 and WS 6/12/19)

Mayor Glidden recalled there was already discussion they have received a recommendation for a new Judge; and said same would be further discussed in Closed Session.

8. NEW BUSINESS

- a. MEMORANDUM FROM JOSEPH LUPPINO, CHIEF FINANCIAL OFFICER, DATED JUNE 6, 2019 RE SALE OF \$5,184,424 BOROUGH OF CLOSTER BOND ANTICIPATION NOTES TO BE READ INTO THE MINUTES AT THIS TIME IN ORDER TO COMPLY WITH N.J.S.A. 40A:2-28 – Mr. Hynes read the following Memorandum into the record:

“MEMORANDUM

TO: Borough Council of the Borough of Closter, New Jersey
FROM: Joseph Luppino, Chief Financial Officer
RE: Sale of \$5,184,424 Borough of Closter Bond Anticipation Notes

In accordance with N.J.S.A. 40A:2-28, the undersigned financial officer of the Borough of Closter hereby reports to the governing body of the Borough of Closter the principal amount, interest rate and maturity of the Notes sold, the price obtained and the name of the Purchaser:

PRINCIPAL AMOUNT:	\$5,184,424
INTEREST RATE:	2.25%
MATURITY DATE:	June 5, 2020
PRICE OBTAINED:	\$5,215,167.63
NAME OF PURCHASER:	BNY Mellon Capital Markets, LLC
NET INTEREST COST:	1.6553%

The undersigned sold the referenced Notes at private sale pursuant to authority granted in Ordinance Nos. 2017-1226, 2017-1233 and 2018:1241 of the Borough. This report is being made to the governing body at the next meeting thereof after such sale in accordance with N.J.S.A. 40A:2-28.

DATED: June 6, 2019

JOSEPH LUPPINO,
CHIEF FINANCIAL OFFICER”

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 informed he took comments from the public earlier in the evening.

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

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12. ADJOURNMENT

Motion to adjourn the Work Session at 8:48 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 July 3, 2019 for approval
at the Regular Meeting to be held
July 10, 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 July 10, 2019
Consent Agenda Item No. 21b