

CAUCUS MEETING

August 2, 2018

A REGULAR SCHEDULED CAUCUS MEETING of the Mayor and Council of the Borough of Carlstadt was held in the Caucus Room of the Borough Hall, 500 Madison Street, Carlstadt, New Jersey on Thursday, August 2, 2018 at 7:00 P.M.

Mayor Craig Lahullier asked Claire Foy, Borough Clerk to call the roll: Mayor Craig Lahullier, Councilmen Robert Zimmermann, David Stoltz, Richard Bartlett and Joseph Emerson were present. Councilman William Roseman arrived at 7:50 P.M. Councilman James Lenoy was absent.

Mayor Lahullier led all present in the Pledge of Allegiance to the Flag.

Mayor Lahullier – This meeting has been called pursuant to the Open Public Meetings Law and in accordance with Section 5 of the Open Public Meetings Act, adequate notice of this meeting having been provided in the annual notice schedule which contained the time, date and location of the meeting, copies of which were sent and advertised in the following official newspapers of Carlstadt: The Record on January 6, 2018 and the Herald News on January 6, 2018 a copy of which is on the Bulletin Board in the Borough Hall and a copy on file in the office of the Borough Clerk.

EXECUTIVE SESSION MEETING ACT RECESS INTO CLOSED SESSION

WHEREAS, it is necessary for the Governing Body of the Borough of Carlstadt to conduct an executive session closed to the public in order to discuss one or more of the following subjects: legal matters

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt hereby moves to go into executive session in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et. Seq. for the purpose of discussing one or more of the following subjects: legal matters

AND, BE IT FURTHER RESOLVED that the public will be informed either later this evening after reconvening the public meeting or at a future public meeting said date is not predictable at the present time.

AND, BE IT FURTHER RESOLVED that the matters discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

Mayor Lahullier entertained a motion to go into closed session at 7:00 P.M. On motion by Zimmermann, seconded by Bartlett, unanimous on call of roll of those present.

The meeting went back into open session at 8:00 P.M. with the following members in attendance: Mayor Lahullier, Councilmen Zimmermann, Stoltz, Bartlett, Emerson and Roseman.

CAUCUS MEETING

August 2, 2018

Page 2

Gregory Polyniak of Neglia Engineering read his report for the month regarding projects that are being done in the Borough of Carlstadt and is on file in the office of the Borough Clerk.

Robert Ceberio of RCM Ceberio LLC read his report for the month and is on file in the office of the Borough Clerk.

The Samuels brothers attended regarding their property at 99 Amor Avenue and Ordinance No. 18-7.

Frank Covelli of PIA spoke to the Council and said he has never seen as many claims as you had last year. You did get all of your reinsurance back. This was almost \$800,000.00.

Mr. Covelli went over the package he came up with for the Borough of Carlstadt insurance related. Mayor Lahullier said basically what you are suggesting is either Option 2 or 3 from Nation Wide Insurance. The Mayor and Council decided to go with Option 3. Mr. Covelli said he will get a resolution to give to Claire, the Borough Clerk by the next meeting in two weeks.

**CONSENT AGENDA
RESOLUTION NO. 2018-201**

WHEREAS, the Borough of Carlstadt is a Participating Member of Bergen County Aggregate Energy Procurement Cooperative Pricing System (hereinafter referred to as #206BCPS), eligible thereby to obtain natural gas and/or electricity supply services for its own use through one or more contracts to be awarded to natural gas or electricity suppliers following said bids for natural gas or electricity supply services pursuant to the aggregation program; and

WHEREAS, the #206BCPS from time to time during the Effective Period solicits bids for natural gas and/or electricity supply service through an energy aggregation program in which the County of Bergen will act as Lead Agency of the #206BCPS in accordance with the “Local Public Contracts Law,” N.J.S.A.40A:11-11, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49. (“EDECA”) and the regulations promulgated thereunder; and

WHEREAS, the County of Bergen as the Lead Agency for the #206BCPS, is preparing to issue a Request for Bid for natural gas supply services on behalf of the #206BCPS pursuant to the Local Public Contracts Law and EDECA; and

WHEREAS, by joining the #206BCPS, the Borough of Carlstadt agreed to purchase natural gas and/or electricity needed for its own use during the Effective Period through any electricity or natural gas supplier(s) awarded a contract, unless it opts in or out prior to the beginning of a new supply contract in accordance with the terms of the Cooperative Pricing Agreement previously executed between the parties, it being understood that the Lead Agency is responsible for compliance with the provisions of Local Public Contracts Law; and

WHEREAS, to facilitate the award of an aggregate supply contract for natural gas the County of Bergen as Lead Agency for the #206BCPS anticipates any award to become effective on the first meter read date on or after January 1, 2019, upon the expiration of the existing contract;

WHEREAS, the Borough of Carlstadt is desirous of continuing its participation and acknowledges that the Lead Agency of the BCCPS (Bergen County) will enter into a master contract with the winning supplier(s) on behalf of the entire BCCPS, including the Borough of Carlstadt;

WHEREAS, the Mayor and Council have reviewed the attached proposed Participation Response Form for the BCCPS 2018 Natural Gas Bid and the required account information and find it satisfactory.

NOW, THEREFORE BE IT RESOLVED by the governing body of the Borough of Carlstadt, New Jersey, that:

1. The Borough of Carlstadt hereby approves and authorizes the execution of the BCCPS 2018 Natural Gas Bid Participation Response Form in the form and content attached hereto.
2. #206BCPS is authorized to continue to bid to obtain natural supply services at any time during the Effective Period, including - for example - a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and
3. This Resolution shall take effect immediately upon passage.
4. The Borough Clerk be and hereby is authorized and directed upon execution of the Participation Response Form to forward it to CES Procurement Operations via fax or email by no later than August 3, 2018.

The authorization provided to the County of Bergen pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5), Administrative Code (N.J.A.C. 5:34-7.1) shall be valid until the Cooperative Pricing System expires. Any rescission or expiration of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

RESOLUTION NO. 2018-202

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF CARLSTADT, IN THE COUNTY OF BERGEN, NEW JERSEY, DESIGNATING A \$9,948,933 BOND ANTICIPATION NOTE, DATED JULY 27, 2018 AND PAYABLE JULY 26, 2019, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

CAUCUS MEETING

August 2, 2018

Page 4

WHEREAS, the Borough of Carlstadt, in the County of Bergen, New Jersey (the "Borough"), desires to designate a \$9,948,933 Bond Anticipation Note, dated July 27, 2018 and payable July 26, 2019 (the "Note"), as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code");

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Carlstadt, in the County of Bergen, New Jersey, as follows:

SECTION 1. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b) (3) of the Code.

SECTION 2. It is hereby determined and stated that (1) the Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2018.

SECTION 3. It is further determined and stated that the Borough has, as of the date hereof, issued the following tax-exempt obligations (other than the Note) during the calendar year 2018, viz:

<u>Amount</u>	<u>Dated – Due</u>
\$1,000,000 BANS	4/12/18 - 7/27/18

SECTION 4. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, the Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 5. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2018 dated as of the date of delivery of the Note.

SECTION 6. This resolution shall take effect immediately upon its adoption.

RESOLUTION NO. 2018-203

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the Meadowlands Area YMCA be granted permission to hold a raffle on Thursday, October 18, 2018 from 6:00 P.M. to 8:00 P.M. at IL Villaggio, 651 Route 17 North, Carlstadt, NJ 07072 for which the application, fee and findings and determination sheet shall be forwarded to the Legalized Games of Chance Control Commission.

RESOLUTION NO. 2018-204

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the following street opening deposit be refunded from the Trust Account as approved by the Construction Code Official:

Permit # 118 \$1,000.00

James & Denise Feely
515 Tenth Street
Carlstadt, NJ 07072

RESOLUTION NO. 2018-205

WHEREAS, Adila Enterprise, LLC DBA Danaro Limousine has made application to the Borough of Carlstadt for one additional limousine license; and

WHEREAS, the application has been filed together with the requisite fee, and proof of insurance and Power of Attorney as required under N.J.S.A. 48:16-14 and 16 and vehicle and driver information as required by the ordinance to the satisfaction of the Borough Clerk.

CAUCUS MEETING

August 2, 2018

Page 6

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, County of Bergen, State of New Jersey that the application of Adila Enterprise, LLC to operate one additional limousine license at 321 Tenth Street, Carlstadt, NJ 07072 be and hereby is approved for VIN#05144.

AND, BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to issue the license to operate one additional limousine at the above referenced location for the period of one year, commencing August 3, 2018 and ending on August 3, 2019 and a Certificate of Compliance with the requirements of N.J.S.A. 48:16-14 and 16, through the period indicated on the proof of insurance as submitted with the application.

RESOLUTION NO. 2018-206

RESOLUTION ADOPTING SCHOOL CROSSING GUARD POLICY HANDBOOK

WHEREAS, the Mayor and Counsel has determined that there is a need for policies and procedures to ensure that School Crossing Guards are aware of the duties and procedures for hiring, training and supervision related to their position.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council that the School Crossing Guard Policy Handbook attached hereto is hereby adopted and effective immediately.

BE IT FURTHER RESOLVED that these policies and procedures shall apply to all Borough Crossing Guards in addition to the policies and procedure of the general Borough Employee Policy Manual.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough Crossing Guard employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Mayor and Council.

BE IT FURTHER RESOLVED that the Governing Body and all managerial/supervisory personnel are responsible for these employment practices. The Chief of Police and the Supervising Officer shall assist Administration in the implementation of the policies and procedures in this manual.

RESOLUTION NO. 2018-207

WHEREAS, TMCJ, LLC, 463 Barell Avenue, 2nd Floor, Carlstadt, NJ 07072 has made application to the Borough of Carlstadt to renew three (3) limousine licenses; and

WHEREAS, the application has been filed together with the requisite fee, and proof of insurance and Power of Attorney as required under N.J.S.A. 48:16-14 and 16 and vehicle and driver information as required by the ordinance to the satisfaction of the Borough Clerk.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, County of Bergen, State of New Jersey that the application to renew three (3) limousine licenses for TMCJ, LLC, at 463 Barell Avenue, 2nd Floor, Carlstadt, NJ 07072 be and hereby is approved for VIN # 53165, #36685 and #58743 nunc pro tunc.

AND, BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to renew the three (3) licenses to operate three (3) limousines at the above referenced location for the period of one year, commencing August 1, 2018 and ending on August 1, 2019 and a Certificate of Compliance with the requirements of N.J.S.A. 48:16-14 and 16, through the period indicated on the proof of insurance as submitted with the application.

RESOLUTION NO. 2018-208

BE IT RESOLVED, by the Mayor and Council of the Borough of Carlstadt that a handicapped parking space is hereby approved at the following location:

1. 548 Jefferson Street

all in accordance with the requirements as stated in Chapter 10-3.10 and with the recommendation of the Police Chief of the Carlstadt Police Department.

BE IT FURTHER RESOLVED that said location shall be added to the certified list of designated handicapped parking spaces.

RESOLUTION NO. 2018-209

WHEREAS, notification was received that the following handicapped parking spaces are no longer needed and should be removed from these locations:

1. 544 Garden Street
2. 601 Seventh Street
3. 327 Seventh Street

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the Borough Clerk notify the DPW to remove the above mentioned handicapped parking spaces and that the Police Chief remove same from the certified list of handicapped parking spaces.

RESOLUTION NO. 2018-210

**RESOLUTION APPROVING AND AUTHORIZING
RIGGINS FIELD IMPROVEMENT FUNDING WITHIN ITS 2019 BUDGET**

WHEREAS, the Borough of Carlstadt has utilized over the years the cooperative use of the East Rutherford Riggins athletic and recreation fields; and

WHEREAS, those Riggins athletic and recreational fields are in need of improvement for public, health, safety & welfare reasons; and

WHEREAS, the Carlstadt Governing Body agrees to assist with the cost of those improvements to be reflected in its 2019 municipal budget,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey, hereby approve the allocation of \$250,000 in its 2019 budget for the above contemplated improvements to the Riggins athletic and recreation fields, subject to the project implementation in 2019 and the continued reasonable use of said Riggins fields by Carlstadt residents and recreation programs.

RESOLUTION NO. 2018-211

WHEREAS, the Borough of Carlstadt filed an action in the Superior Court of New Jersey seeking a declaratory judgment, also known as a Judgment of Compliance and Repose, that the Borough's Housing Element and Fair Share Plan ("HE/FSP") satisfies its affordable housing obligations under the Fair Housing Act and the New Jersey Constitution.

WHEREAS, Fair Share Housing Center ("FSHC") filed an objecting Answer; and

WHEREAS, the Borough and FSHC have negotiated a settlement of FSHC's objection, subject to approval of the Court; and

WHEREAS, the proposed settlement has been reduced to the attached Settlement Agreement (the "Settlement Agreement"); and

WHEREAS, the Mayor and Council of the Borough of Carlstadt desire to note their approval of the Settlement Agreement and authorize its execution on behalf of the Borough.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt as follows:

1. The Mayor and Council hereby approve the attached Settlement Agreement.
2. The Mayor is hereby authorized to execute the Settlement Agreement on behalf of the Borough with such insubstantial amendments that the Mayor may believe to be in the Borough's best interests.
3. The Mayor, Borough Clerk and Special Council are hereby authorized to take any and all reasonably necessary or advisable action to present the terms of the Settlement Agreement to the Superior Court and seek the court's approval for such settlement and issuance of a Judgment of Compliance and Repose confirming the Borough's compliance with its affordable housing obligation.

On motion by Emerson, seconded by Stoltz, unanimous on call of roll of those present.

**CONSIDERATION OF ORDINANCES
FINAL READING**

ORDINANCE NO. 18-9

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CARLSTADT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Mayor Lahullier entertained a motion to open this ordinance to a hearing of citizens.
On motion by Bartlett, seconded by Zimmermann, unanimous on call of roll of those present.
Mayor Lahullier asked if any citizen wished to be heard on this ordinance.
Mayor Lahullier said to let the record show there are no citizens to speak on this ordinance.
Mayor Lahullier entertained a motion to close this ordinance to a hearing of citizens.
On motion by Bartlett, seconded by Zimmermann, unanimous on call of roll of those present.

RESOLUTION NO. 2018-212

BE IT RESOLVED that the ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CARLSTADT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Zimmermann, seconded by Roseman, unanimous on call of roll of those present.

FIRST READING

ORDINANCE NO. 18-10

AN ORDINANCE AMENDING SCHEDULE XIV OF SECTION 10-8 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, ENTITLED "BUS STOPS"

WHEREAS, pursuant to N.J.S.A. 39:4-8(e) the Governing Body has the authority to set the location of bus stops in and for the Borough of Carlstadt; and

WHEREAS, consistent with the request and recommendation of NJ Transit in their June 4, 2018 communication, the Mayor and Council approves the relocation of a bus stop on Moonachie Avenue (CR 36), eastbound from the near side to the far side at Eastern Way.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Carlstadt that Schedule XIV of Section 10-8 entitled "*Bus Stops*" of the Revised General Ordinances of the Borough of Carlstadt 2002, be and hereby is amended and supplemented with the following:

SCHEDULE XIV

BUS STOPS

a. DELETED Bus Stop:

**Along Moonachie Avenue (CR 36), eastbound, on the southerly side thereof at:
Eastern Way (near side)
Beginning at the westerly curbline of Eastern Way extending 105 feet westerly
therefrom**

b. ADDED Bus Stop;

**Along Moonachie Avenue (CR 36), eastbound, on the southerly side thereof at:
Eastern Way (far side)
Beginning at the easterly curbline of Eastern Way extending 100 feet easterly
therefrom.**

Savings Clause. All other provisions of Chapter X, Section 10-8 and Schedule XIV shall remain in full force and effect.

Repeal of Prior or Inconsistent Ordinance. All ordinances or parts thereof inconsistent herewith are hereby repealed as to such inconsistency only.

Severability. If any section, clause, sentence or other part of this Ordinance or the application thereof to any person or circumstance shall for any reason be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

Effective Date. This Ordinance shall take effect upon approval of the Commission of Transportation and publication as required by law.

RESOLUTION NO. 2018-213

BE IT RESOLVED that the ordinance entitled:

**AN ORDINANCE AMENDING SCHEDULE XIV OF SECTION 10-8 OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF "CARLSTADT, 2002 ENTITLED
"BUS STOPS"**

CAUCUS MEETING

August 2, 2018

Page 12

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 16th day of August, 2018 at 7:00 o'clock P.M. or as soon thereafter as the matter can be reached, at the regular meeting place of the Carlstadt Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk, be and she hereby is, authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

On motion by Stoltz, seconded by Zimmermann, unanimous on call of roll of those present.

Mayor Lahullier said we need to ratify the two substitute senior bus drivers. This is for John Perrapato and Steve Venetz. On motion by Bartlett, seconded by Emerson, unanimous on call of roll of those present.

Councilman Emerson motioned to have two Special Police Officers for the football games in East Rutherford, seconded by Stoltz, unanimous on call of roll of those present.

Mayor Lahullier said we received correspondence from John Sanzari who resides at 370 Berry Avenue requesting to host a block party on Berry Avenue between Sixth and Seventh Street on Saturday, August 18, 2018 from 6:00 P.M. to 10:00 P.M.

On motion by Stoltz, seconded by Bartlett, unanimous on call of roll of those present.

Mayor Lahullier said we received correspondence from Erin Hughes, Children's Librarian of the Carlstadt Public Library requesting the use of the Village Green Park on October 17, 2018 from 7:00 P.M. to 8:30 P.M. She is working with the Pearl Observatory to bring telescopes to the park so the children of Carlstadt can see mountains and craters on the moon, view the clouds and moons of Jupiter and see Saturn and its rings. On motion by Stoltz, seconded by Emerson, unanimous on call of roll of those present.

Mayor Lahullier said correspondence was received from Lt. Denise Kimak. The Carlstadt Police Department is hosting the Junior Police Academy on August 20 through August 24, 2018 from 9:00 A.M. to 2:30 P.M. She is requesting permission to use the Council Chambers and Fire Department meeting room during that week. She is also requesting a bus to transport thirty-two children and five adults to the Bergen County Detention Center in Hackensack on Thursday and Liberty State Park in Jersey City on Friday. Mayor Lahullier said whether we have the bus or not we should rent a bus and make sure we can do this for them.

On motion by Zimmermann, seconded by Bartlett, unanimous on call of roll of those present.

Mayor Lahullier said correspondence was received from Jacqueline Diaz, Carlstadt Public School PTA. This is in regards for the 8th grade graduation dance committee. The dance will be held on June 6, 2019 at the Royal Manor in Garfield, NJ. The dance committee would appreciate any donation we would be able to give them. Councilman Stoltz said to make a donation of \$600.00 for the dance committee, seconded by Zimmermann, unanimous on call of roll of those present.

Councilman Emerson mentioned that he received a letter from a softball team who wants to use one of our fields at Lindbergh Field on Interstate Place for their games which goes from August 19 to October 29, 2018. They are a Carlstadt team. They also have their own insurance. All the games will be on a Sunday. On motion by Emerson, seconded by Stoltz, unanimous on call of roll of those present.

**EXECUTIVE SESSION MEETING ACT
RECESS INTO CLOSED SESSION**

WHEREAS, it is necessary for the Governing Body of the Borough of Carlstadt to conduct an executive session closed to the public in order to discuss one or more of the following subjects: personnel and potential litigation

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt hereby moves to go into executive session in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et. Seq. for the purpose of discussing one or more of the following subjects: personnel and potential litigation

AND, BE IT FURTHER RESOLVED that the public will be informed either later this evening after reconvening the public meeting or at a future public meeting said date is not predictable at the present time.

AND, BE IT FURTHER RESOLVED that the matters discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

Mayor Lahullier entertained a motion to go into closed session at 9:44 P.M. On motion by Zimmermann, seconded by Bartlett, unanimous on call of roll of those present.

The meeting went back into open session at 10:45 P.M. with the following members in attendance: Mayor Lahullier, Councilmen Zimmermann, Stoltz, Bartlett, Emerson and Roseman.

Mayor Lahullier entertained a motion to adjourn the meeting at 10:45 P.M. On motion by Stoltz, seconded by Bartlett, the meeting was unanimously adjourned.

APPROVED: _____
CRAIG LAHULLIER, MAYOR

ATTEST: _____
CLAIRE FOY, BOROUGH CLERK