

The February 2, 2005 Workshop Meeting of the West Milford Township Council was called to order at 7:30 p.m. by Mayor Joseph DiDonato.

Mayor DiDonato advised that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Workshop meeting was advertised in the Herald News in its issues of December 19, and December 26, 2004; copies were provided to the Suburban Trends, The Record, the Star Ledger, and Greenwood Lake News and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

Pledge of Allegiance

Roll Call

Present: Councilmembers Paul Bailey, Joseph Elcavage, William Gervens, Robert Nolan, Carmen Scangarello, James Warden, and Mayor Joseph DiDonato.

Absent: None.

Also Present: Township Administrator Richard Kunze, Township Clerk Kevin J. Byrnes, and Township Attorney William J. DeMarco.

Meetings

Mayor Joseph DiDonato noted the future meeting schedule:

- a. February 5, 2005 - 9:00 A.M. - Budget Workshop
- b. February 9, 2005 - 7:00 P.M. - Budget Workshop
- c. February 10, 2005 - 7:30 P.M. - Regular Meeting
- d. February 12, 2005 - 9:00 A.M. - Budget Workshop
- e. February 16, 2005 - 7:30 P.M. - Workshop
- f. February 26, 2005 - 9:00 A.M. - Budget Workshop

Public Comments

Several residents addressed the Council regarding matters of concern.

Councilman Bailey moved to close Public Comments.

Moved: Bailey Second: Scangarello

Voted Aye: Bailey, Elcavage, Gervens, Nolan, Scangarello, Warden.

Voted Nay: None.

Motion carried.

Items For Discussion

The following items were discussed by the Mayor, Township Council and Township Administrator:

- a. Bids - Dump Truck w/Plow
Bikeway - Section 2
- b. Bobby Lane - ROW dedication (Attorney) and Performance Bond Release
- all requirements completed.
- c. Garden State engineering - 319 Grant Formal Agreement
- d. Grant - Wonder Lake (new Resolution) - Rec'd \$19,000
- e. Caretaker Agreement Westbrook Park
- f. Contract for Local Public Health Services Pompton Lakes
- g. Resolution - Brown's Point Permit (PAL Carnival)
- h. Resolution Opposing A-3529 to Allow Public Employees to Receive
Workers Comp and Disability Retirement Payments
- i. Professional Services Agreement 2005 Auditor Contract - Councilman
Nolan suggested that the Council receive quotes on this item
next year.
- j. Professional Services Agreement - Knapp
- k. Bubbling Springs fees increase and salary adjustments - Ordinance
introduction February 10th. meeting.
- l. Cultural Heritage Grant to accept lesser amount
- m. Stormwater Pollution Prevention Team - Public Notice Coordinator
- n. Resolution Authorizing the Payment of Bills

Councilman Gervens moved to approve and sign the Greenwood Lake Weed Harvesting Agreement.

Moved: Gervens Second: Bailey

Voted Aye: Bailey, Elcavage, Gervens, Nolan, Scangarello, Warden.

Voted Nay: None.

Motion carried.

Township Attorney

Township Attorney William DeMarco advised the Council regarding the Governor's Executive Order No. 69 as it relates to releasing certain information, noting that the Township is not required to release information in police matters, and then only by request and under certain guidelines.

Township Clerk's Report

No report.

Council Comments

The Mayor and Members of the Council made comments on Government matters.

Executive Session

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 2nd day of **February** 2005, that:

1. Prior to the conclusion of this **Workshop Meeting**, the Township Council shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):

- () b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
- () b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- () b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
- () b. (4) A collective bargaining agreement including negotiations.
- () b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
- () b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
- (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
- () b. (8) Personnel matters.
- () b. (9) Deliberations after a public hearing that may result in penalties.

2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

 Moved: Bailey Seconded: Scangarello
 Voted Aye: Bailey, Elcavage, Gervens, Nolan, Scangarello, Warden.
 Voted Nay:None.
 Resolution adopted.
