

The 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 Aim Community News in its issues of December 14, 2003 and December 21, 2003; copies were provided to the Suburban Trends, The Record, North Jersey Herald & News, 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, Patricia Lotz-Moore, Carmelo Scangarello and Mayor Joseph DiDonato.

Absent: Councilman Dennis Kirwan.

Also Present: Acting Township Administrator Kevin J. Byrnes and Township Attorney William J. DeMarco.

Meetings

Mayor Joseph DiDonato noted the future meeting schedule:

September 1, 2004 - 7:30 P.M. - Regular Meeting
September 9, 2004 - 7:30 P.M. - Workshop
September 15, 2004 - 7:30 P.M. - Regular Meeting
September 30, 2004 - 7:30 P.M. - Workshop

Township Administrator's Report

Township Administrator Kevin J. Byrnes reported on the following matters:

Robert Adelhock transfer of Lakeview Pub Liquor License to Trillick LLC
t/a Lakeview Pub & Liquors at the same location
Girl Scout Gold Award project - Mural on Coffee House outside wall
Award the 2004 Crack Sealing contract through Morris County Cooperative Purchasing
Mt. Laurel project - Dewberry proposal \$30,5000
Parking Penalty
Bobby Lane
Crescent Road bridge
Commercial garbage collection contract Change Order
Council Meeting schedule change
Proposed Office Transition Zone Ordinance
Proposed amendment to Chapter 18 Section 8.1 Performance Guarantees
Proposed budget committee
Building Standards Board appointment - Jim Lupo
Resolution to accept a NJDEP grant
Creative Playground lease agreement
2004 Road Resurfacing program Phase I

Davenport/Cross Roads Bridge closing
Guide Rail contract

Mayor's Report

Mayor DiDonato reported on the following:

Administrator interviews
Survey of Township information systems and software needs
Minutes/recordings in lieu

Township Council Reports

The Township Council reported as follows:

Councilman Bailey - no report.

Councilman Elcavage

Progress of Communication Consultant proposals

Councilman Gervens

Transportation and Senior Committee contract issues
Fire truck insurance issue
Negotiations regarding weed harvesting

Councilwoman Lotz-Moore

Fire truck replacement and insurance concerns
Fire truck repair issues
Scheduled DPW meeting
Beautification/Recycling Committee members
Recycling compost issues
Clean Communities grant monies

Councilman Scangarello - No report.

Township Attorney

Township Attorney William DeMarco had no report.

Township Clerk's Report

None.

Public Comments

Mayor Joseph DiDonato opened the meeting to the public who wished to speak on matters of concern.

Several residents addressed the Township Council with matters of concern:

Highlands Bill
Administrative Code Ordinance spelling errors
CD's in place of Minutes is not open government

Councilman Elcavage moved to close the Petitions & Requests of Public.
Moved: Elcavage Second: Bailey
Voted Aye: Bailey, Elcavage, Kirwan, Lotz-Moore, Scangarello.
Voted Nay: None.
Motion carried.

Executive Session

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 26th day of August, 2004 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, subsection (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.
- (X) 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.
- () b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
- (X) 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: Elcavage

Seconded: Bailey

Voted Aye: Bailey, Elcavage, Gervens, Lotz-Moore, Scangarello.

Voted Nay: None.

Resolution adopted.

Present: Councilmembers Paul Bailey, Joseph Elcavage, William Gervens, Patricia Lotz-Moore, Carmelo Scangarello, and Mayor Joseph DiDonato.

Absent: Councilman Dennis Kirwan.

Also Present: Acting Township Administrator Kevin J. Byrnes and Township Attorney William J. DeMarco.

Items discussed during the Executive Session were as follows:

Administrator's report on the status of the PBA/SOA arbitration and the terms of a possible settlement

Councilman Elcavage moved to adjourn the executive session.

Moved: Bailey

Seconded: Lotz-Moore

Voted Aye: Bailey, Elcavage, Gervens, Lotz-Moore, Scangarello.

Voted Nay: None.

Executive Session adjourned.

Adjournment

Councilman Bailey moved to adjourn the Workshop meeting at 9:10 p.m.

Moved: Bailey

Seconded: Elcavage

Voted Aye: Bailey, Elcavage, Gervens, Lotz-Moore, Scangarello.

Voted Nay: None.

Meeting adjourned.

MAYOR JOSEPH DIDONATO
PRESIDING OFFICER

KEVIN J. BYRNES
TOWNSHIP CLERK