

WORK SESSION

APRIL 14, 2011

“On January 6, 2011, adequate notice of this meeting pursuant to the Open Public Meetings Act has been furnished by inclusion thereof in the Annual Schedule of Meetings for 2011, which has been posted on the bulletin board at Borough Hall, filed with the Borough Clerk, faxed to the Our Town, The Record, The Community News and The County Seat newspapers and distributed to all persons, if any, requesting copies of same pursuant to said Act.”

In case of an emergency or fire alarm, you must evacuate the building by using the exit door immediately to my right at the rear of the room. Occupants must exit the building by using the staircase and not the elevator.

Members of the Governing Body Present: Mayor Eustace, Councilpersons Febre, Bresko, Auriemma, Jengo, Fleischmann, and Savage. Also present were Borough Attorney William F. Rupp, Borough Clerk Jean M. Pelligra, and Borough Administrator Thomas H. Richards.

Steven Sinisi, Attorney for Special Counsel to the Bergen County Utilities Authority, was present to give a brief presentation to the council regarding rain derived infiltration.

Mr. Sinisi explained the responsibilities of the municipality outlined in the BCUA agreement and advised it is the decision of the BCUA to work with the municipalities in lieu of seeking punitive damages relating to the agreement. He stated the effectiveness of the program is to achieve a thirty-percent remediation goal.

Patrick Carberry, P.E., presented the Rain Derived Infiltration/Inflow Reduction and Sanitary Sewer Overflow Elimination Program. Mr. Carberry explained after the BCUA makes the presentation to the municipalities, they will then enter into an agreement with them together with contracts with individual homeowners, adding, both the municipal and BCUA attorneys will be key players in this project.

Mr. Sinisi advised there will be no direct costs to the homeowners or municipalities but pointed out homeowners must volunteer for this program. He explained letters of introduction would be sent out to property owners and all workers would be made to wear identification badges. He stated indirect costs to the municipalities would include the waiving of any permit or road opening fees and police time.

Mayor Eustace stated it will be our responsibility to explain to the public that it is a voluntary program that can solve our long term tax dollar problem with the BCUA.

Mr. Sinisi stated it would be beneficial for the Mayor and Council to allow the BCUA to assist with and supply the materials to be distributed.

Mr. Carberry stated the BCUA agreement has been drafted and copies will go out to all municipal attorneys for their review and input and added it will be called the RDI/I Service Agreement.

Councilperson Auriemma asked if the BCUA opens a street, what would their process be for repaving and if it would be done at the borough's expense.

Mr. Carberry responded if the street has to be opened, there will be a one hundred percent restoration. He explained if the basement floor of a private home is opened to work on the sump pump, this would not be included.

Mr. Sinisi stated this will be a cooperative project and we will be working closely with your DPW Superintendent.

Councilperson Fleischmann referenced the BCUA's report on the 2007 Nor'easter and asked where the relief is from the BCUA when the infiltration is caused by an "Act of God", and added this is overkill because he does not believe sump pumps are putting us over the edge with our sewer bills.

Attorney Rupp stated we have an ordinance in place prohibiting the connection of sump pumps into sanitary sewer lines, and with voluntary compliance to allow us in to view sump pump connections, asked how this issue will be addressed.

Mr. Sinisi responded we are trying to raise awareness especially for those homeowners that do not know their pumps are illegally connected to sanitary sewer lines. He explained this is a multi-faceted assault on several areas that cause infiltration.

Mayor Eustace closed this portion of the meeting and thanked Mr. Sinisi and Mr. Carberry for addressing the council.

Dan Kaufman of Neglia Engineering was present to give the monthly report.

Mayor Eustace asked members of the council if they had any questions on the Engineer's Report.

Councilperson Fleischmann asked if we had received a breakdown of construction costs for each project.

Mayor Eustace and Council President Savage responded we received this information.

Administrator Richards spoke regarding the Fetzer Park project and stated we have not yet received the final documents from Neglia Engineering.

Mr. Kaufman responded we are working with the contractor; however, they are refusing to sign the documents.

1. 2009 NJDEP ECONOMIC RECOVERY PROGRAM

April Update: We are finalizing the construction documents for the project. In addition, the Front-End Specification has been transmitted to the Borough Attorney for review and update based on current changes in bidding regulations. We have clarified with the NJDEP that the project can be bid without the final approved professional contract in place, however the project cannot be awarded with the professional contract in place. Our Construction Management Proposal has been submitted for discussion by the Mayor & Council.

On March 2, 2009 we submitted an application along with contract documents to the NJDEP under the Environmental Infrastructure Financing Program for the abandonment of the Spring Valley Rd Pump Station; the Lincoln Rd and Mendez Rd storm drainage improvements; and the lining of various sanitary sewers along the Coles Brook and Westerly Brook.

The NJEIT application package was resubmitted on March 1, 2010. A request for a jurisdictional determination from NJDEP regarding the permitting of this activity in the floodplain of the brook was submitted on May 24.

July Update: We received a notification from the NJDEP that the work proposed at the Spring Valley Avenue Pump Station can be done using a Flood Hazard Area 'Permit-by-Rule', will not require a general or individual permit application. We are currently working on a Treatment Works Approval application for the installation of the gravity sewer line. We have continuing dialog with NJDEP reviewers, requesting revisions to or clarifications of the loan application, plans and specifications.

August Update: We have completed the Treatment Works Approval application for the installation of the gravity sewer line. The Treatment Works Approval application requires the signatures of Borough officials and a check for \$2,772. We have continuing dialog with NJDEP reviewers, requesting revisions to or clarifications of the loan application, plans and specifications.

September Update: We have a meeting Friday morning (September 10) with the Paramus engineer to discuss details on the sewer connection and the Treatment Works Approval application for the installation of the gravity sewer line. We have received the NJDEP approval of the Project Planning Report. We have continuing dialog with NJDEP reviewers, requesting revisions to or clarifications of the loan application, plans and specifications.

October Update: The Borough of Paramus has requested certain revisions to the plans before they would sign-off on the Treatment Works Approval application for the installation of the gravity sewer line. We are revising the plans to address these comments. The revisions will require NJDEP Flood Hazard Area permitting.

November Update: We are working on the plans and application for the NJDEP Flood Hazard Area permit and TWA permit for submittal in November.

December Update: We submitted revised plans to NJDEP on December 7 for approval as part of the March 2011 funding round. The plans removed the pump station abandonment portion of the project, as the necessary permits for that work would not be in hand by the NJDEP cut-off date.

January Update: We have received preliminary approval on the Environmental Review and the 'Socially and Economically Disadvantaged' / Equal Opportunity sections of the contract documents. Per the NJDEP requirements, we will be submitting to the Borough a proposal for construction management services.

February Update: We have received authorization to bid from the NJDEP via correspondence dated January 31, 2011. Upon final approval from the Office of Equal Opportunity bid dates will be established.

March Update: Our Construction Management Proposal has been submitted for discussion at the next Mayor & Council Work Session. In order to finalize the loan, our proposal will need to be executed and a copy sent to the NJDEP.

2. FETZER PARK IMPROVEMENTS

April Update: No Update

The Borough received a matching grant in the amount of \$147,500.00 from the Bergen County Open Space program for the park improvements for the Borough property designated as Fetzer Park, Block 4 Lot 10, located between Cedar Ave and Locust Dr. The low bidder is DR Mullen Construction of Oakland, New Jersey in the amount of \$151,447.00. Construction began on April 8. The monument was installed on Tuesday, August 17.

September Update: PSEG installed a new utility pole on September 8. The final electrical work remains to be done.

November Update: The final engineers certification and change order have been submitted. The final contract price, after the recommended Change Order #2, is \$161,500.75, an increase of \$10,362.75 (6.6%) above the original contract price of \$151,447.00. The project has been completed, and the contractor has provided the Maintenance Bond.

January Update: Due to the Governing Body's concern with Change Order #2, we are currently renegotiating the matter.

February Update: Change Order # 2 was denied by the governing body and a release of a payment in the amount of \$5,560.73, excluding the Change Order, was recommended to the governing body.

3. BOROUGH'S ANNUAL CAPITAL ROADWAY IMPROVEMENT PROJECTS / YEAR 2010 NJDOT MUNICIPAL AID PROGRAM

April Update: No Update.

The Borough was awarded a grant by the NJDOT in the amount of \$200,000.00 for the resurfacing of Terrace Ave from Maywood Ave to Coles St, and Coles St from Terrace Ave to Spring Valley Ave.

The design plans and specifications were forwarded to NJDOT on June 29. The project was placed out to bid on July 30 and bids were received on August 12. The current prices offered by the contractors were much lower than estimated. We recommend that all bids be rejected and that the project scope be expanded. If the Mayor and Council approve the authorizing resolutions, we will have a revised bid package available for contractors on August 23, and receive bids on September 8. The revised bid package will include bid alternates for the remainder of Coles Street as well as the entire lengths of Byron Place and Concord Drive.

September Update: The revised bid package was available for contractors on August 23, and we received bids on September 8. The apparent low bidder is AJM Contractors of Passaic, NJ, with a bid of \$189,796.50 for the NJDOT-funded portion of the project, and \$140,086.37 for the Borough-funded portion (final bid values subject to verification).

October Update: AJM Contractors, Inc. issued a notice to residents yesterday indicating that concrete work will begin on October 18, with milling and paving to follow shortly thereafter.

November Update: Magnolia Avenue, Concord Drive, Byron Place and Sinninger Place are completed. The contractor has some work removing concrete roadbed in Terrace Avenue and Coles Street, and should be paving those roads on Monday and Tuesday (November 8 & 9) of next week.

December Update: The paving work has been completed. The striping work is weather dependent. The status of the contract is as follows:

Original Contract:	\$329,882.87
Change Order 1 (additional requested work)	+ 15,779.00
Change Order 2 (final quantities of mill and pave)	- <u>34,309.59</u>
Adjusted Contract (5.6% decrease)	\$311,352.28

January Update: No Update

February Update: Remaining punchlist items have been put on hold due to weather conditions. We anticipate final completion in the spring.

4. **SOLAR POWER FOR MAYWOOD, US DEPARTMENT OF ENERGY GRANT**

March Update: We are awaiting direction from the Mayor & Council as to our Design and Construction Management Proposal which has been submitted for discussion.

Initial application forms have been submitted to USDOE. We have been in contact with The Solar Energy Consortium – a USDOE contractor that provides assistance to municipalities regarding grants of this nature. We expect to have all required grant application paperwork submitted by mid-July.

July Update: The application forms were submitted to USDOE on June 30.

September Update: The application forms submitted to USDOE indicated that the Borough was considering a 20% match – up to \$60,000 of local money to supplement the \$300,000 federal money. That grant program was for implementation of solar energy technology, and was a 50% match program. The USDOE advised us that the installation of solar panels on the Borough Hall roof would require a 50% local match, but would be subject to 0% match (full federal funding up to \$300,000) if there was an educational component included. The educational component consists of monitoring equipment that reports system data to a federal database, an educational curriculum implemented in the Borough schools, and an educational kiosk that describes the system and the energy savings. We have received information on the curriculum and kiosk from the DOE. The DOE is requesting that the Borough confirm which type of grant we will pursue.

October Update: The revised application forms showing the educational component and the 0% Borough match were submitted on October 14.

November Update: The revised application forms are under review. The DOE did not object to locating the solar panels on the school building, and we will submit the revised environmental checklist form (EF-1) as requested.

December Update: We have submitted a revised environmental checklist form (EF-1), as well as photographs and site location plans for the proposed installation on the Maywood Avenue School. USDOE is reviewing the submittal, and will advise us if further coordination is necessary with the State Historic Preservation Office.

January Update: We have re-submitted the original environmental checklist form (EF-1), as well as photographs and site location plans for the proposed installation on Borough Hall.

February Update: Our Solar Energy Architect performed a walkthrough of the facilities and a proposal is forthcoming upon our presentation at the next Mayor & Council Work Session at the Maywood Avenue School.

March Update: Our Solar Energy Architect made a presentation at the last Mayor & Council Work Session. We have updated the federal grant budget sheets based on the USDOE's comments leaving \$257,500 for the supply and installation of the system. Our Design and Construction Management Proposal has been submitted for discussion at the next Mayor & Council Work Session.

Police Chief David Pegg was present to speak with the Mayor and Council.

Chief Pegg reported he spoke with the U.S. Marshall Service on Friday and they stated the DEA money is waiting to be deposited into our account.

Chief Pegg stated his priority of discussion is the promotions that he would like the Mayor and Council to move forward on.

Councilperson Auriemma questioned the savings Chief Pegg reported on regarding the Captain's retirement.

Chief Pegg explained and Mayor Eustace added this has been verified by the Chief, CFO and Administrator.

Councilperson Savage made a motion to move forward on the promotions as per the Chief's recommendations; seconded by Councilperson Jengo.

Councilperson Fleischmann stated the council had other questions that should be answered prior to placing this on the agenda.

Councilperson Jengo stated we need to move forward because these people have been doing these jobs.

Mayor Eustace stated we are still waiting for the succession plan.

Councilperson Febre asked where we stand with the plan.

Chief Pegg responded at this time he is in need of two officers.

Councilperson Auriemma stated she would like an itemized list of what precludes a police merger and asked to have statutes cited.

Councilperson Fleischmann stated there were also discussions on promotions without a raise in pay.

Council President Savage responded he is opposed to that.

Further discussion ensued amongst the council.

Roll call vote was taken and so carried with the exception of Councilpersons Auriemma and Fleischmann voting no.

Councilperson Febre stated he would like to see the succession plan prior to next week.

Chief Pegg stated a police officer sustained a hip injury in a motor vehicle accident today while responding to an emergency call.

Councilperson Jengo spoke regarding the drug disposal program and suggested since a police officer must be in charge and we are currently down manpower, perhaps we could partner with another municipality.

CFO Cuccia distributed documents on state aid history and the SEM bid.

Mr. Cuccia spoke regarding the budget amendment and advised the reduced amount to be raised by taxes brings the tax rate to .32 which is a 3 ½ cent increase over last year.

Mr. Cuccia reported the other change concerns the way the library tax is levied and explained this year's amount, which is not reflected in the amendment, is \$455,500.00. He further explained the library will now be a fourth component of the budget along with the municipal, county and school components.

Mr. Cuccia stated we have not received the solar grant award letter yet and explained it is required in order for us to incorporate the grant into our budget. He stated we can add it to the amendment if we receive the letter before next week or by a Chapter 159 resolution after the budget is adopted.

Mr. Cuccia reviewed the state aid analysis he distributed and stated we are down some \$520,000.00.

Administrator Richards asked the Mayor and Council to consider adding \$25,000.00 back to the vehicle maintenance line of the budget for repairs to the front end loader.

Mayor Eustace asked for the consensus of the council – All agreed to add the amount back for repairs.

Mr. Cuccia explained the bidding process of the Sustainable Energy Meeting.

Administrator Richards spoke regarding the Stelling Avenue project and advised the engineer has submitted an estimate of \$246,390.00 plus an additional \$25,000.00 for soft costs per the CFO.

Administrator Richards explained the borough's paving program and asked the council to allow the CFO and Bond Attorney to develop a bond for \$275,000.00 to repair Stelling Avenue including the drainage problems.

Mayor Eustace asked how much money was left in DOT funds.

Administrator Richards responded there is approximately \$33,000.00 remaining in one bond; however, the CFO explained moving this money is problematic and stated it would be more beneficial to have it as capital surplus.

Councilperson Fleischmann made a motion to move forward with the Stelling Avenue project; seconded by Councilperson Jengo – All in favor.

PUBLIC HEARING ON PENDING ORDINANCES – ADOPTION OF ORDINANCES

None

CORRESPONDENCE AND REPORT OF BOROUGH CLERK

Borough Clerk Pelligra reported on the following:

1. Stated she distributed a report outlining her education conference and thanked the council for the opportunity to attend.
2. She stated a resolution to read the budget by title only was not included on the pending list.
3. She stated a request was submitted by the Board of Health to hang a banner and added, she has made up a schedule for all the banner requests and will make it part of the consent agenda for next week.

REPORT OF ADMINISTRATOR

Administrator Richards reported on the following:

1. He spoke regarding the GEM car and advised the dealership went out of business. He explained the car needs to be located and stated the Hazlet Police Department will speak to the people to have them contact us.

2. He distributed information to Councilperson Jengo regarding the time clock, and added, she will pass copies onto the council.
3. He stated the floors at the Senior Center were waxed by the Board of Education.
4. He discussed Briarcliff Park and explained the park has become a hangout and asked permission of the council to remove the fence.

Mayor Eustace asked the Administrator to first speak with Mr. Covelli of PIA.

REPORT OF ATTORNEY

Attorney Rupp reported on the following:

1. He spoke regarding the resolutions the council requested be listed on the pending list.

COMMITTEE REPORTS

Councilperson Febre reported on the following:

1. He discussed his concerns regarding the Mayor and Council salary restriction resolution.

Mayor Eustace responded most people in the borough do not realize the Mayor and Council do not get paid.

Councilperson Jengo stated this is National Volunteer Week and thanked everyone who volunteers in the community.

Councilperson Bresko reported on the following:

1. He stated the Recreation Department is hosting a sports equipment swap at the concession stand in Memorial Park on Saturday, April 16, 2011 from 9:00 to 3:00 pm.
2. He stated the next Day in the Park meeting is scheduled for April 26, 2011, Fourth of July meeting is May 2, 2011, and Recreation meeting is April 26, 2011.
3. He stated the School Board Election will be held on Wednesday, April 27, 2011.
4. He stated the Board of Education is still seeking volunteers for their career fair on May 23, 2011, adding, anyone interested should contact Superintendent Jordan.

Councilperson Auriemma asked if we had the dollar amount per household for the school budget.

CFO Cuccia responded \$139.00.

Councilperson Auriemma stated she has no report at this time.

Councilperson Jengo reported on the following:

1. She reported discussions are taking place between the Maywood and Rochelle Park police departments to determine services that could be shared.
2. She stated Sheri Biondi and Diane Morrell met to discuss the time clock functions as they relate to the police department. She stated she will distribute information to the council for review prior to the first work session in May.
3. She reported we are still waiting for documents from e-Apps, and added once they are received, we can move forward with the website.
4. She reported the summer club applications will be made available on the web site.
5. She advised if anyone had questions on the swim pool staffing, to please contact her. She advised there were no salary increases.

Councilperson Fleischmann reported on the following:

1. Stated he spoke with Assistant Fire Chief Neumann regarding the repairs on the ladder truck and advised a full report will be available for the first work session in May.

Administrator Richards asked if it were possible to use the ladder truck to install lighting shades on the lights at Coaches Park.

Councilperson Fleischmann responded he will look into it.

Administrator Richards advised the trees for Coaches Park are being delivered next Wednesday and will be planted during the following days.

2. He spoke regarding the pedestrian/bicycle/skateboard issue on West Pleasant Avenue on Friday and Saturday nights. He stated he spoke with the Special Police and they are willing to patrol the avenue, and added, our police officers should also get to know the kids.

Mayor Eustace responded he will look into the fact that there were supposed to be additional bike racks put up on West Pleasant Avenue. He stated he will also resurrect the safe streets program he discussed last year.

Councilperson Fleischmann stated another concern of the merchants is the issue of several vehicles that park and congregate in front of Rick's Luncheonette and move the shop benches around.

Mayor Eustace responded that is a police presence problem.

Council President Savage reported on the following:

1. He spoke regarding an NJLM bulletin that was forwarded to the council by Borough Clerk Pelligra relating to a resolution about franchise taxes being returned to municipalities.
2. He asked for clarification of pending list item #28 regarding the resolution for construction management for the storm and sanitary sewer improvements.

Councilperson Jengo requested a plaque be presented to Lena and Mike for their work on the website.

Mayor Eustace responded that was already agreed upon and Borough Clerk Pelligra stated it is scheduled for the May 19, 2011 council meeting.

REPORT OF MAYOR

Mayor Eustace reported on the following:

1. He reviewed the pending list items with the council.

Certificate of Appreciation – Grace Diaz – He asked if anyone knows someone in Maywood who is serving in the armed forces to please let me him know so arrangements can be made to recognize them upon their return.

Army Corp. Sewer Agreement – Remove from pending list.

Fetzer Park – Closed Session

Skate Board Park – no report

Fire Dept. Memorial Day Re-Dedication Fetzer Park – Mayor Eustace asked Councilperson Fleischmann if there is a schedule for this event.

Councilperson Fleischmann responded he will be attending the Fire Board meeting the first week of May and will report back.

Towing License – Further discussion at May 5, 2011 work session.

Purchase of Fire Truck from Haworth – on hold

Solar Project Mgt re: Neglia – on hold

Storm & Sanitary Improvements – Const. Mgmnt – Neglia – on hold.

Mayor Eustace confirmed all resolutions, council approvals and appointments to be placed on the April 21, 2011 agenda.

Administrator Richards spoke regarding the mandatory use of protective vests by our police officers while on patrol. He explained several municipalities have already passed a resolution requiring police officers to wear vests and asked the council to consider approving such a resolution.

Mayor Eustace asked the Administrator and Councilperson Jengo to speak with Chief Pegg.

MEETING OPEN TO THE PUBLIC (FIVE MINUTE TIME FRAME)

Mayor Eustace opened the meeting to the public for any comments on or off the agenda.

John Brown – 41 Stelling Avenue – questioned what the \$275,000.00 includes for the Stelling Avenue project.

Mayor Eustace responded we will provide you with a copy of the breakdown.

Administrator Richards reported DPW Superintendent Russell attended a county superintendent's meeting and was advised the State has now opined that all sidewalk handicap ramps must be wide enough to accommodate two wheelchairs. He further advised all the ramps that were constructed in our borough over the past five to ten years have the improper grade and do not meet new standards and a determination will be made as to whether they must be redone.

Rick DeHeer – 118 Hammell Place – stated he knows a lot of work has been put into the budget and although he could not hear the CFO clearly this evening, stated it appears the numbers have gone down. He commented although the council has done a great job, there is still more that needs to be done.

Mayor Eustace responded and explained we have not added people and staffing has been reduced since we have been here.

Arlene Formisano – 608 Edel Avenue – she asked if a special police officer could be used to run the drug drop-off program.

Councilperson Jengo responded no, the State requires a regular police officer.

Theresa Conoscenti – 99 Zuber Place – asked if the drugs could be dropped off at a local pharmacy and then be picked up by a police officer.

Mayor Eustace responded he will look into it.

Hearing no further comments, Mayor Eustace closed this portion of the meeting.

RESIGNATIONS – ACCEPTANCE OF THE FOLLOWING

NONE

APPOINTMENTS – APPROVAL OF THE FOLLOWING

NONE

COUNCIL APPROVAL OF THE FOLLOWING

NONE

RESOLUTIONS BY TITLE – CONSIDERATION OF THE FOLLOWING

NONE

INTRODUCTION OF ORDINANCES

NONE

NEW BUSINESS

OLD BUSINESS

MISCELLANEOUS BUSINESS

Councilperson Savage made a motion for a five minute recess; seconded by Councilperson Auriemma - All in Favor.

CLOSED SESSION – IF APPLICABLE

Councilperson Jengo made a motion to go into closed session; seconded by Councilperson Fleischmann - All in Favor.

WORK SESSION

APRIL 14, 2011

PAGE 15

BOROUGH OF MAYWOOD
Closed Session Resolution # 90-11

BE IT RESOLVED by the Mayor and Council of the Borough of Maywood, pursuant to the provisions of the Open Public Meetings Act, that the Mayor and Council meet in closed session to discuss the following subject matter(s):

Personnel, Litigation and Contract Discussions re: Reassessment, Tax Appeals

which subject matter(s) is (are) permitted to be discussed in closed session pursuant to the following designated sub-section(s) of Section 7 of the Open Public Meetings Act:

- () Sub-section 1 dealing with material rendered confidential by express provision of Federal or State law
- () Sub-section 2 covering a matter in which release of information would impair a right to receive federal funds
- () Sub-section 3 involving disclosure of material that would constitute an unwarranted invasion of privacy, including material related to an individual's personal and family circumstances, without the express written consent of the individual involved
- () Sub-section 4 pertaining to collective bargaining agreements and the terms, conditions and negotiations thereof
- () Sub-section 5 dealing with the acquisition of real property, the setting of bank rates, or the investment of public funds where discussion thereof would adversely affect the public interest
- () Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law
- (X) Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege
- (X) Sub-section 8 concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof
- () Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license

AND BE IT FURTHER RESOLVED that, as precisely as can be determined at this time, the discussion conducted in the said closed session can be disclosed to the public upon taking final action thereon, provided disclosure shall not violate the attorney-client privilege or constitute an undue invasion of privacy; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Maywood

- () Will return to open session after this meeting.
- (X) Do not envision that they will return to open session after this meeting but reserves the right to do so.

Date of Passage: 4-14-2011 Time: 10:05 pm

Councilperson Jengo made a motion to return to the regular order of business; seconded by Councilperson Fleischmann - All in favor.

WORK SESSION

APRIL 14, 2011

PAGE 16

ADJOURNMENT

Councilperson Fleischmann moved the meeting be adjourned; seconded by Councilperson Jengo and so carried at 10:25 p.m.

Borough Clerk