

**WEST PATERSON MUNICIPAL COUNCIL
AGENDA FOR REGULAR MEETING OF
JUNE 6, 2007**

- 1. In accordance with the Open Public Meeting Law, P.L.1975 notice requirements for this meeting have been set forth in the resolution adopted by the Municipal Council at its Reorganization Meeting of January 3, 2007 detailing the time and place, with notice given to the public by posting a copy on the bulletin board in the Municipal Building transmitting copies to the Herald News and The Record of West Paterson.**
- 2. Flag salute and Prayer**
- 3. Roll Call**
- 4. Presentation of Awards:**
- 5. Public Hearing:**
- 6. Approval of Minutes from the Regular Meeting of May 16, 2007 (Mayor Lepore absent)**

Approval of Executive Minutes of: April 2, 2007 (all in attendance)

April 4, 2007 (Absent – Councilwoman Pascrell)

April 4, 2007 (Absent – Mayor Lepore)

April 18, 2007 (Absent – Council Pres. Kazmark)

May 2, 2007 (Absent – Councilman DiDomenico)

May 16, 2007 (Absent – Mayor Lepore)

- 7. Committee Reports:**
 - A. Administration & Finance – Councilwoman Pascrell
 - B. Buildings & Grounds/Public Works – Councilwoman Gatti
 - C. Public Safety – Councilwoman Patterson
 - D. Health & Senior Services – Councilman Spinelli
 - E. Recreation & Community Relations – Council President Kazmark
 - F. Laws & Ordinances – Councilman DiDomenico
- 8. Mayor's Report**
- 9. Municipal Engineer's Report**
- 10. Municipal Attorney's Report**
- 11. Administrator's Report**

12. Consent Agenda:

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one resolution. The items listed herein will be acted upon after having been read. Any item may be removed from the Consent Agenda by the request of any member of this Governing Body, and if so removed, will be acted upon as a separate matter.

- a. **Resolution 07-108, a resolution authorizing approval for Schindler Elevator Corp and their agent Mike Molino to change dates for the use of Zaccaria Park for their Company Picnic from Saturday July 14th to Sunday, July 15th, 2007 with a rain date of Sunday July 22nd, 2007.**

RESOLUTION R07-108

**A RESOLUTION TO AMEND RESOLUTION 07-97
USE OF ZACCARIA PARK**

WHEREAS, Schindler Elevator Corp., and their agent Mike Molino of 35 Garret Drive, West Paterson has requested to change of date for their use of Frank Zaccaria Park for a Company Picnic.; and

WHEREAS, the request for a change of date will be from Saturday July 14th to Sunday, July 15th, 2007 with a rain date set for Sunday July 22nd, 2007; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of West Paterson gives their consent to Schindler Elevator Corp., and their agent Mike Molino of 35 Garret Drive, West Paterson, New Jersey to select an alternate date for their affair at Frank Zaccaria Park.

- b. **Resolution 07-109, a resolution authorizing the borrowing of West Paterson Borough's Open Space Trust Funds, in an amount not to exceed \$30,000.00, for the purchase of trees for Dowling Park; and the use of West Paterson Borough's Open Space Trust Funds, in an amount not to exceed \$35,000.00, to purchase materials for the construction of rest room facilities at Zaccaria Park.**

**RESOLUTION R07-109
USE OF BOROUGH OPEN SPACE
TRUST FUNDS – DOWLING AND ZACCARIA PARKS**

WHEREAS, the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey desire to: (1) borrow funds from the West Paterson Borough's Open Space Trust Fund for the purchase of trees; and (2) to utilize funds from the West Paterson Borough's Open Space Trust Fund to purchase materials for the construction of rest room facilities at Zaccaria Park; and

WHEREAS, funds are available in the West Paterson Open Space Recreation and Historic Preservation Trust Fund Account for this type of project; and

WHEREAS, the funds borrowed from the Trust Fund for the purchase of trees for Dowling Park will be

reimbursed to the Fund when such funds become available from the Passaic County Open Space Grant Fund, which have been committed for this project, but are not presently accessible to the Borough; and

WHEREAS, the members of the Borough's Open Space Recreation and Historic Preservation Trust Fund Committee fully support this work effort and have unanimously recommended to the Mayor and Council that funds from the trust, in an amount not to exceed \$30,000.00, to be reimbursed to the Fund, for the trees at Dowling Park and an amount not to exceed \$35,000.00 for the rest room facilities at Zaccaria Park, be used for these projects;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, do hereby authorize the use of funds from the Borough's Open Space Recreation and Historic Preservation Trust Fund, in an amount not to exceed \$30,000.00, to be reimbursed to the Fund, for the trees at Dowling Park and an amount not to exceed \$35,000.00 for the rest room facilities at Zaccaria Park.

- c. Resolution R07-110, a resolution authorizing approval for Albert Kahwaty of 23 Borrego Drive, West Paterson to use the Frank Zaccaria Park for a family picnic to be held on June 24, 2007 starting at 9:30 AM for approximately 50 people.**

RESOLUTION R07-110 THE USE OF ZACCARIA PARK

WHEREAS; Albert Kahwaty of 23 Borrego Drive, West Paterson, New Jersey has requested authorization from the governing body for the use of the Frank Zaccaria Park for a Family Picnic to be conducted on June 24th, 2007 from starting at 9:30am with approx. 50 people; and

WHEREAS; security approval by Chief Robert Reda has been granted, and the applicant will be notified in writing of the alcoholic beverage consumption restrictions and no swimming permitted; and

WHEREAS, notification has been made to the DPW and the Board of Recreation, and a copy of the applicant's application and certificate of liability is on file in the Municipal Clerks office;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of West Paterson, state of New Jersey, County of Passaic grants permission to Albert Kahwaty of 23 Borrego Drive, West Paterson, New Jersey the use of the Frank Zaccaria Park for their event to be conducted on June 24, 2007.

- d. RESOLUTION R07-111 a resolution authorizing approval for the West Paterson Soccer Association, West Paterson, New Jersey, Tina Davis of 12 Casson La., as their agent, to use the Frank Zaccaria Park for an Awards Picnic to be held on June 23rd, 2007 at 11:00AM with a rain date of June 30th.**

RESOLUTION R07-111

WHEREAS; West Paterson Soccer Association, West Paterson, New Jersey, Tina Davis of 12 Casson La. as their agent, has requested authorization from the governing body for the use of the Frank Zaccaria Park for an Awards Picnic to be conducted on June 23rd, 2007 at 11:00AM with a rain date of June 30th.

WHEREAS; security approval by Chief Robert Reda has been granted, and the applicant will be notified in writing of the alcoholic beverage consumption restrictions and no swimming permitted; and

WHEREAS, notification has been made to the DPW and the Board of Recreation, and a copy of the applicant's application and certificate of liability is on file in the Municipal Clerks office;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of West Paterson grant permission to West Paterson Soccer Association of West Paterson, New Jersey the use of the Frank Zaccaria Park for their event to be conducted on June 23, 2007.

- e. **RESOLUTION R07-112** a resolution authorizing approval for the American Karachai Benevolent Assoc., of 137 Crooks Ave., Paterson, New Jersey, Cihat Kansay of 165-G Overmount Ave. as their agent, for the use of the Frank Zaccaria Park for a family picnic to be conducted on June 17, 2007 at 12:00 PM with approximately 75 to 100 people.

RESOLUTION R07-112

WHEREAS; American Karachai Benevolent Assoc., of 137 Crooks Ave., Paterson, New Jersey, Cihat Kansay of 165-G Overmount Ave. as their agent, has requested authorization from the governing body for the use of the Frank Zaccaria Park for a family picnic to be conducted on June 17, 2007 at 12:00 PM with approximately 75 to 100 people.

WHEREAS; security approval by Chief Robert Reda has been granted, and the applicant will be notified in writing of the alcoholic beverage consumption restrictions and no swimming permitted; and

WHEREAS, notification has been made to the DPW and the Board of Recreation, and a copy of the applicant's application and certificate of liability is on file in the Municipal Clerks office;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of West Paterson grant permission to American Karachai Benevolent Association of Paterson, New Jersey the use of the Frank Zaccaria Park for their event to be conducted on June 17, 2007.

- f. **RESOLUTION R07-113** a resolution approving an amendment to the contract with Marvec Construction of Verona NJ for the refurbishment of the Forced Main Sewer Discharge Chamber, increasing the amount not to exceed by \$32,972.88, resulting in a total amount not to exceed of \$311,972.88.

RESOLUTION R07-113

AMENDMENT TO CONTRACT WITH MARVEC CONSTRUCTION FOR THE FORCED MAIN SEWER DISCHARGE CHAMBER

WHEREAS, the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey awarded a contract, on August 4, 2004, for the refurbishment of the Forced Main Sewer Discharge Chamber to Marvec Construction of Verona, NJ, in an amount not to exceed \$279,000.00; and

WHEREAS, due to required changes in the design of the terminal chamber, the project was not initiated until all three municipalities; West Paterson; Little Falls; and Totowa; would agree to the final design; and

WHEREAS, now that the three municipalities have agreed to the final design changes, the contractor is able to commence the project subject to negotiated cost changes for materials and labor from that originally bid to the current costs for such materials and labor;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, do hereby amend the contract with Marvec Construction of Verona, NJ for the refurbishment of the Forced Main Sewer Discharge Chamber, authorizing an increase in the contract in the amount of \$32,972.88, increasing the total amount of the contract to an amount not to exceed of \$311,972.88; and

BE IT FURTHER RESOLVED, that the West Paterson Chief Financial Officer, J. John McCluskey, has certified that there are sufficient funds are available for this project.

- g. **RESOLUTION 07-114,** a resolution authorizing approval for the Passaic County

Vision 2020 Inc., to conduct a raffle at the Passaic County Fair to be held July 18th through July 22, 2007.

**RESOLUTION R07-114
RAFFLE APPLICATION**

WHEREAS; Passaic County Vision 2020, Inc. Passaic County Fair, 401 Grand Street, Paterson, New Jersey, is seeking approval to conduct an on premise raffle, to be held July 18th thru July 22, 2007 at the Garret Mountain Reservation, West Paterson, New Jersey; and

WHEREAS; the applicant has filed application with Legalized Games of Chance under the state of New Jersey; Regulations (N.J.A.C.13:47-6.4) as well as the Municipal Clerk's office of the Borough of West Paterson; and

NOW BE IT RESOLVED, that the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey does hereby give their authorization and approval to Passaic County Vision 2020, Inc. to conduct an on premise 50/50 raffle at the Passaic County Fair.

- h. RESOLUTION 07-118 - a resolution authorizing a refund of overpayment of taxes to the owner of Block 111, Lot 18.05 for the year 2007 in the amount of \$1,883.52.**

**RESOLUTION R7-118
REFUND OF OVERPAYMENT OF TAXES FOR THE YEAR 2007
TO JEFFREY LAMM IN THE AMOUNT OF - \$1,883.52**

WHEREAS, Columbia Savings Bank (new mortgage company) and Wells Fargo (old mortgage company) each paid the second quarter 2007 taxes on Block 111 Lot 18.05, and

WHEREAS, the property owner Jeffrey Lamm has requested, in writing, that a refund be made to the property owner on the Wells Fargo overpayment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, that the Municipal Tax Collector be and is hereby authorized to refund the total amount of \$1,883.52 to Jeffrey Lamm.

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of West Paterson that the Chief Financial Officer be and is hereby authorized to issue a check, in the amount of \$1,883.52, to Jeffrey Lamm, 12 Dulles Drive, West Paterson, NJ 07424.

- i. RESOLUTION 07-118 - a resolution authorizing a refund of overpayment of taxes to the owners of Block 1, Lot 24, for the year 2007 in the amount of \$2,858.88.**

**RESOLUTION R7-119
REFUND OF OVERPAYMENT OF TAXES FOR THE YEAR 2007
TO FRANK & CATERINA GENCARELLI IN THE AMOUNT OF - \$2,858.88**

WHEREAS, a new mortgage company and the old mortgage company and the taxpayer each (within a three week period) paid the second quarter 2007 taxes on Block 1 Lot 24, and

WHEREAS, the property owner Frank Gencarelli has requested, in writing, that a refund be made to the property owner on the two overpayments.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, that the Municipal Tax Collector be and is hereby authorized to refund the total

amount of \$2,858.88 to Frank & Caterina Gencarelli.

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of West Paterson that the Chief Financial Officer be and is hereby authorized to issue a check, in the amount of \$2,858.88, to Frank & Caterina Gencarelli, 576 McBride Avenue, West Paterson, NJ 07424.

- j. RESOLUTION 07-118 - a resolution cancelling the local property tax on Block 110.08 Lot 12, known as 41 Pitts Avenue, West Paterson due to disabled veteran's exemption.**

**RESOLUTION R7-120
CANCELLATION OF TAXES FOR THE FOURTH QUARTER 2006 AND FIRST HALF 2007
DUE TO DISABLED VETERAN'S EXEMPTION - \$3,497.37**

WHEREAS, Emil Biggio, Jr. has applied for a property tax exemption as a disabled veteran on Block 110.08 Lot 12, known as 41 Pitts Avenue in West Paterson and

WHEREAS, the Municipal Tax Assessor has approved the exemption based on the application and information provided,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, that the Municipal Tax Collector be and is hereby authorized to cancel the taxes on the above mentioned property and is relieved from the responsibility of collecting these taxes.

- k. RESOLUTION 07-121 - a resolution appointing Mr. Frederick J. Tomkins, CPA, RMA, as the Borough's Chief Financial Officer effective June 7, 2007 at an annual salary of \$1.00 per year, and terminating the services of Mr. J. John McCluskey as the Chief Financial Officer effective June 6, 2007.**

**RESOLUTION R07-121
EMPLOYMENT
CHIEF FINANCIAL OFFICER**

WHEREAS, the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey desire to employ the services of Mr. Frederick J. Tomkins, CPA, RMA, as the Borough's Chief Financial Officer effective June 7, 2007; and

WHEREAS, Mr. Tomkins holds the certification of New Jersey State Certified Finance Officer and is willing to perform the duties of the Chief Financial Officer for the Borough of West Paterson at an annual salary of \$1.00 per year;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, do hereby employ Mr. Tomkins as the Chief Financial Officer for the Borough of West Paterson, at an annual salary of \$1.00 per year effective June 7, 2007; and

BE IT FURTHER RESOLVED, that the services of Mr. J. John McCluskey as West Paterson's Chief Financial Officer are no longer required, thus, Mr. McCluskey's last day as the Chief Financial Officer is June 6, 2007.

- l. RESOLUTION 07-122 - a resolution appointing the accounting firm of Donohue, Gironda and Doria, Certified Public Accounts, 310 Broadway, Bayonne, New Jersey to audit and correct as necessary the borough's financial operations in an amount not to exceed of \$30,000.00 for the period June 7, 2007 through June 6, 2008.**

APPOINTMENT OF ACCOUNTING FIRM

WHEREAS, the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey recognize the need to appoint an accounting firm to audit and correct as necessary the borough's financial

operations; and

WHEREAS, pursuant to the provisions of N.J.S.A. 19:45A-20.5 et. seq., referred to as the New Jersey Pay to Play Law, the Mayor and Council solicited proposals on May 23, 2007 for this service; and

WHEREAS, the Borough of West Paterson did receive one proposal in response to that request; and

WHEREAS, the proposal was opened on June 5, 2007 and evaluated by the Mayor to determine if the response met the needs of the Borough;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, based upon the recommendation of Mayor Pat Lepore, do hereby appoint the accounting firm of Donohue, Girona and Doria, Certified Public Accounts, 310 Broadway, Bayonne, New Jersey to audit and correct as necessary the borough's financial operations in an amount not to exceed of \$30,000.00 for the period June 7, 2007 through June 6, 2008.

m. RESOLUTION 07-123 - a resolution appointing Mr. J. John McCluskey, as the Borough's Treasurer, Tax Collector, and Collector of Water Consumer Accounts effective June 7, 2007 for an annual salary of \$14,000.00 and to support the transition of the Chief Financial Officer's responsibilities to the new Chief Financial Officer, over the next few weeks, at an hourly rate of \$44.95 with an amount not to exceed of \$4,495.00.

**RESOLUTION R07-123
EMPLOYMENT
TREASURER/TAX COLLECTOR/AND
COLLECTOR OF WATER CONSUMER ACCOUNTS**

WHEREAS, the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey desire to employ the services of Mr. J. John McCluskey, as the Borough's Treasurer, Tax Collector, and Collector of Water Consumer Accounts effective June 7, 2007; and

WHEREAS, Mr. McCluskey holds the required New Jersey State certifications and is willing to perform the duties of the Treasurer, Tax Collector, and Collector of Water Consumer Accounts for the Borough of West Paterson on a part time basis, for an annual salary of \$14,000.00; and

WHEREAS, the Mayor and Council also desire to employ the services of Mr. McCluskey to transition the responsibilities of the Chief Financial Officer to the new Chief Financial Officer over the next few weeks; and

WHEREAS, Mr. McCluskey is willing to support the transition on a part time basis at an hourly rate of \$44.95 with an amount not to exceed \$4,495.00;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, do hereby employ the services of Mr. McCluskey to perform all the duties of Treasurer, Tax Collector, and Collector of Water Consumer Accounts for the Borough of West Paterson on a part time basis for an annual salary of \$14,000.00 effective June 7, 2007 and until the services of Mr. McCluskey are no longer deemed necessary by the Mayor and Council, and to support the Chief Financial Officer's transition on an as needed basis at an hourly rate of \$44.95 at an amount not to exceed \$4,495.00.

n. RESOLUTION 07-124 - a resolution to accept Junior Firefighter Applicant John Joseph Irwin, Jr. to the West Paterson Fire Department.

WHEREAS, the Borough of West Paterson Mayor and Council do hereby accept the attached application of John Joseph Irwin, Jr. as a Junior Firefighter; and

WHEREAS, the above named applicant agrees to comply with the rules of the West Paterson Fire Department and the Borough Ordinances pertaining to the West Paterson

Fire Department and the Junior Firefighter program; and

WHEREAS, the above named applicant has submitted in writing Parental Consent and affirms that the information supplied to be accurate and truthful.

- o. RESOLUTION 07-125 - a resolution approving an Emergency Temporary Budget Appropriation, whereby the total emergency temporary appropriation resolutions adopted in the year 2007 pursuant to the provisions of Chapter 96, P.L 1951 (N.J.S.A 40A:4-20) including this resolution total \$1,768,600.18.**

**RESOLUTION R07-125
TEMPORARY EMERGENCY RESOLUTION FOR VARIOUS BOROUGH DEPARTMENTS**

WHEREAS, an emergent condition has arisen in that the Borough is expected to enter in contracts, commitments or payments prior to the 2007 budget and no adequate provision has been made in the 2007 temporary budget for the aforesaid purpose, and

WHEREAS, N.J.S.40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose, and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2007 pursuant to the provisions of Chapter 96, P.L 1951 (N.J.S.A 40A:4-20) including this resolution total \$1,768,699.18.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of West Paterson, in the County of Passaic, State of New Jersey, (not less that two-thirds of all the members thereof affirmatively concurring that in accordance with the provisions of N.J.S.A. 40A:4-20:

- 1. Emergency temporary appropriations be and the same are hereby made in the amount of \$ 187,300.00 as follows:

<u>GENERAL ADMINISTRATION</u>	
Other Expenses	\$ 3,500.00
<u>ELECTRICAL INSPECTIONS</u>	
Salary & Wages	\$ 2,200.00
<u>GROUP INSURANCE</u>	
Group Insurance	\$ 7,500.00
<u>STREETS & ROADS MAINTENANCE</u>	
Salary & Wages	\$84,000.00
Other Expenses	\$40,000.00
<u>RECYCLING PROGRAM</u>	
Other Expenses	\$ 100.00
<u>VEHICLE MAINTENANCE</u>	
Salary & Wages	\$ 5,000.00
Other Expenses	\$20,000.00
<u>SEWER SYSTEM</u>	
Other Expenses	\$13,000.00
<u>SOLID WASTE COLLECTION</u>	
Other Expenses	\$12,000.00

- 2. Said emergency temporary appropriations will be provided for in the 2007 Budget.

3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services.

Resolution R07-116, a resolution approving the consent agenda of June 6, 2007.

APPROVAL OF CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of West Paterson that the actions noted in the Consent Agenda, item a through o be and are hereby approved and the proper officers are directed to take necessary action on same.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kazmark					Pascrell				
DiDomenico					Spinelli				
Gatti					Mayor Lepore				
Patterson									

13. Old Business:

14. New Business:

a. Introduction of Ordinance No. 07-09

**BOROUGH OF WEST PATERSON
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R 07-115**

INTRODUCTION OF ORDINANCE 07-09

AN ORDINANCE WHICH SUPERSEDES ORDINANCE NO. 07-02 AND LISTED IN ITS ENTIRETY FIXING THE ANNUAL SALARIES OF CERTAIN OFFICIALS AND EMPLOYEES FOR THE BOROUGH OF WEST PATERSON, PASSAIC COUNTY, NEW JERSEY FOR THE YEAR 2007

WHEREAS, the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey, desire to introduce an ordinance entitled, AN ORDINANCE WHICH SUPERSEDES ORDINANCE NO. 07-02 AND LISTED IN ITS ENTIRETY FIXING THE ANNUAL SALARIES OF CERTAIN OFFICIALS AND EMPLOYEES FOR THE BOROUGH OF WEST PATERSON, PASSAIC COUNTY, NEW JERSEY FOR THE YEAR 2007

“NOW, THEREFORE BE IT RESOLVED, that the ordinance, entitled “AN ORDINANCE TO SUPERSEDE AN ORDINANCE NO. 07-02 AND LISTED IN ITS ENTIRETY FIXING THE ANNUAL SALARIES OF CERTAIN OFFICIALS AND EMPLOYEES FOR THE BOROUGH OF WEST PATERSON, PASSAIC COUNTY, NEW JERSEY FOR THE YEAR 2007”, 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 20th day of June, 2007 at 7:00 PM, or as soon thereafter as the matter may be reached at the regular meeting of the Mayor and Council, and that at such time and place, all persons interested be given an opportunity to be heard concerning said Ordinance, and

BE IT FURTHER RESOLVED, that the Municipal Clerk be and he 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.

15. Executive Session:

**RESOLUTION RE07-09
RESOLUTION AUTHORIZING EXECUTIVE SESSION
PURSUANT TO N.J.S.A. 10:4-12**

BE IT RESOLVED, by the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey, that pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., it is necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12 (b), specifically:

- o Matters relating to Litigation, Contract Negotiation, Attorney Client Privilege

BE IT FURTHER RESOLVED, that it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination by the Mayor and Council that the public interest will no longer be served by such confidentiality and if not then legally privileged.

16. Adjournment

Kevin V. Galland
Acting Municipal Clerk
Administrator