

TOWNSHIP OF WASHINGTON  
BERGEN COUNTY, NEW JERSEY

SPECIAL PUBLIC MEETING MINUTES  
November 17, 2018 (Saturday)

This Special Public Meeting of the Township Council of the Township of Washington was held at 9:00 a.m. in the Council Meeting Room of the Municipal Complex, 350 Pascack Road, Township of Washington, New Jersey.

Council President Michael DeSena called the meeting at 9:01 a.m. by reading the following statement

OPEN PUBLIC MEETING STATEMENT

The Special Public Meeting of the Township of Washington Township Council. Adequate notice of the meeting was given in accordance with the Open Public Meetings Act by the Township Clerk to at least two (2) newspapers emailed on November 11, 2018 and this notice has been posted on the Township Bulletin Board and on the Township Web Site.

Please notify the Municipal Clerk for any disability requirements necessary for attendance at Mayor and Council meetings. The fire exits are located through the double doors to your right and through the door on your left. Please silence all cell phones.

SALUTE TO THE FLAG

ROLL CALL

Council Members Robert Bruno, Steve Cascio, Arthur Cumming, Michael Ullman, and Council President Michael DeSena. Also present: Peter Calamari, Mayor and Susan Witkowski, Township Clerk. Absent: Ken Poller, Attorney.

GENERAL PUBLIC DISCUSSION

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to open the general public discussion.

Ayes: Councilmen Bruno, Cascio, Cumming, Ullman, Council President DeSena.

Nays: None.

Seeing none.

A motion was made by Councilman Cascio, seconded by Councilman Ullman, to close the general public discussion.

Ayes: Councilmen Bruno, Cascio, Cumming, Ullman, Council President DeSena.

Nays: None.

Councilman Bruno asked why is Council going into Closed Session for a position, since it is not existing personnel. The Township Clerk (Mrs. Witkowski) stated it does not matter, it is a new law. Council President DeSena stated he did ask Mr. Poller, who indicated Council has to go into Closed Session.

A motion was made by Councilman Cascio, seconded by Councilman Cumming to adjourn to enter into Closed Session at 9:03 a.m.

Ayes: Councilman Bruno, Cascio, Cumming, Council President DeSena

Nays: Councilman Ullman

Resolution No. 18-332  
Closed Session – Personnel/CFO

WHEREAS, the public is invited to attend all Meetings (whether denoted public or conference sessions) of the Township Council in accordance with its general practice and the Open Public Meetings Act; and

WHEREAS, the Legislature of the State of New Jersey declared that the public has a right to attend all meetings of the public bodies at which any business affecting the public is discussed or acted upon in any way except as set forth in the Open Public Meetings Act (N.J.S.A. 10:4-12), which provides for the exclusion of the public from the portion of a meeting at which certain enumerated matters are to be discussed; and

WHEREAS, the Township Council has determined that, because of the nature of the subject matter to be discussed, the public should not be present at that portion of the meeting of the Township Council at which certain specific matters encompassed by N.J.S.A. 10:4-12 are to be discussed;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington that, pursuant to the express provisions of the Open Public Meetings Act, the public be excluded from the meeting or portion of the meeting (denoted as an “executive” or “closed” session) in which the following matters are to be discussed:

1. Any matter which, by express provision of federal law or State statute or rule of court shall be rendered confidential or excluded from the provision of subsection a. of this section.

2. Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendation, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance, and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual’s personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

4. Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

5. Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

6. Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law-

7. Any pending or anticipated litigation or contract negotiation other than in subsection b. (4) herein in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer .

8. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public

officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting. **Personnel/CFO**

9. Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.

BE IT FURTHER RESOLVED, that it is not possible as yet to fix the time when or the circumstances under which the discussion conducted in Closed Session can be disclosed to the public. It is anticipated that the subject matter under discussion will be made public when finalized.

BE IT FURTHER RESOLVED, that notice is hereby given that the Township Council may find it necessary to take action at the conclusion of the executive/closed session; that such action if taken, will occur in open session; that you are invited to stay in the Municipal Building during the executive/closed session; that the doors to the Council chambers will be opened and an announcement will be made if the Township Council will be going into open session; and you may be present during such open session.

The Township Council anticipates that an open session will be necessary.

The Township Council anticipates that an open session will not be necessary.

MOTION		SECOND		COUNCIL	AYES	NAYES	ABSTAIN	ABSENT
Bruno		Bruno		Bruno	X			
Cascio	X	Cascio		Cascio	X			
Cumming		Cumming	X	Cummings	X			
DeSena		DeSena		DeSena	X			
Ullman		Ullman		Ullman		X		

Open Public Session was reconvened at 9:55 a.m.

Mayor Calamari – Gentlemen, please be advised that I am hereby appointing Judith Curran to the position of Chief Financial Officer, effective as of November 30, 2018 for the statutory term January 1, 2018 to December 31, 2021, subject to having received your advice and consent, which I hereby respectfully request.

Councilman Ullman – It is just the CFO position, not the Tax Collector.

Mayor Calamari – Yes.

Council President DeSena – Mrs. Apar is our Tax Collector.

Councilman Bruno – In terms of consent, I know we have unanimous non-consent to several positions earlier, is this just a formality, what is the purpose of this.

Council President DeSena – The purpose of this was to give Mrs. Curran the opportunity to present herself to us.

Mayor Calamari – If I may, if it is a carry over, and the Mayor does not nominate anyone, that person stays in that position, however, this position, since it is vacant, and I am putting a new person forward, it does require a majority of the Council to appoint the person to the position. It is not just a formality, this actually matters and means something.

Councilman Bruno – The ones that we did in the beginning of the year, was really just a formality.

Council President DeSena – Yes, the ones that were done when Mayor Calamari was appointed as Mayor.

A motion was made by Councilman Cascio, seconded by Councilman Cumming, to approve Resolution No. 18-333, Appointing Chief Financial Officer.

Ayes: Councilmen Cascio, Cumming, Council President DeSena.

Nays: Councilman Ullman.

Abstain: Councilman Bruno.

Resolution No. 18-333

Chief Financial Officer

WHEREAS, the Mayor has appointed the person listed below as Chief Financial Officer within the Department listed below for the term prescribed by law, subject to the advice and consent of the Township Council;

Name: Judith Curran

Department: Department of Finance

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Washington, County of Bergen, State of New Jersey hereby gives its consent to such appointment by the Mayor.

Council President DeSena – Welcome Mrs. Curran, it is going to be a pleasure having you here. We will get a lot of things resolved, it has been long awaiting for a full time CFO, thank you for taking the position.

Councilman Bruno – Asked Mrs. Witkowski to forward the email that he had sent with all of the information by page, by account, to Mrs. Curran, so she can have that to look at.

A motion was made by Councilman Cascio, seconded by Councilman Bruno to adjourn.

Ayes: Councilmen Bruno, Cascio, Cumming, Ullman,  
Council President DeSena.

Nays: None.

Time Noted: 10:00 a.m.

  
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Susan Witkowski

Township Clerk

  
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Michael DeSena

Council President

Approved: March 18, 2019