

BOROUGH OF CALDWELL
SPECIAL
COUNCIL BUSINESS/CONFERENCE MEETING
MINUTES – August 25, 2010

The council Business meeting of the Borough Council of the Borough of Caldwell was called to order in the Council Chambers at 7:13 P.M.

PRESENT: Mayor Gartland, Councilman Murray, Hauser, Dassing, Norton and Piazza

ALSO PRESENT: Borough Administrator, Paul Carelli, Acting Borough Clerk, Lisa O'Neill and Borough Attorney, Greg Mascera, Esq.

ABSENT: Councilman Slattery

Adequate notice of this Council Business/Conference meeting was given on January 1, 2010. Notice was posted on the bulletin board on the first floor of the Borough Hall, One Provost Square, Caldwell, New Jersey on January 1, 2010. Four official newspapers of the Borough were notified of this meeting by mail on January 1, 2010. Notice was posted and all persons requesting notice were sent same.

Administration of Oath of Office:

Douglas Piazza by Gregory Mascera, Esq.

RESOLUTIONS:

8-181 - RESOLUTION CERTIFYING THAT ALL MEMBERS OF THE GOVERNING BODY HAVE REVIEWED, AT A MINIMUM, THE GENERAL COMMENTS AND RECOMMENDATIONS SECTIONS OF THE FISCAL YEAR 2009 ANNUAL AUDIT

Moved by Councilman Norton, seconded by Councilman Hauser. Discussions Ensued. On roll call, all members present voted in the affirmative. Resolution adopted 08/25/10

8-182 - RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR 2009 AUDIT REPORT

Moved by Councilman Norton, seconded by Councilman Hauser. Discussions Ensued. On roll call, all members present voted in the affirmative. Resolution adopted 08/25/10

ADOPTION OF THE 2010 MUNICIPAL BUDGET

Moved by Councilman Norton, seconded by Councilman Hauser. Discussions Ensued. On roll call, Councilman Murray, Hauser, Dassing, and Norton voted in the affirmative. Councilman Piazza abstained. Resolution adopted 08/25/10

OPEN PUBLIC PORTION

William Edge, 37 Cleveland Road – Congratulated Councilman Piazza on becoming a Councilman. He spoke about the \$120,000 and feels like it has to do with Payroll. When speaking with the old Administrator last year about pay periods 27 payrolls versus 26 payrolls, is it possible that this would have something to do with that money. Various Discussions Ensued.

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Mayor Gartland responded that we will hopefully find out after Mr. McEnerney goes back through the audit for 2008 in order for this to be determined what specifically was charged to what area and what constitutes that \$120,000.
Cathy from Nisivoccia & Company feels that there is nothing improper regarding the payroll.

Steve LaMonico – 153 Westville Avenue – Is the CFO’s daughter working in the Tax Department? Was this job advertised? Mayor Gartland responded that she was a part-time employee. Marge Cherone, CFO responded that she was hired as summer help and her part-time salary was \$10.00 an hour she thinks.

Mayor Gartland read the following statement: **BE IT HEREBY RESOLVED** in accordance with the provisions of N.J.S.A. 10:12 and 13, the public shall be excluded from the Executive Session of the Governing Body which is being held for the discussion of the following subject matters: 1. Pending or anticipated litigation or contract negotiation; 2. Personnel matters; 3. This Executive Session shall continue for an indefinite period of time and upon termination of the Executive Session, the Governing Body may choose to resume the public portion of the meeting. The discussion, which shall be conducted in closed session, shall be disclosed upon termination of litigation or contractual matter; upon resolution of the personnel matter with consent of said person or persons and as provided by N.J.S.A. 4-12 but in no case later than two (2) years from this date. These minutes shall be available as soon as the matter is resolved or not later than two years hence. Greg Mascera, Borough Attorney responds that the Executive Session will be discussion Personnel matters in regards to Mr. Lawshe who was appointed at the Community Center.

On a motion made by Councilman Hauser, and seconded by Councilman Dassing, unanimously affirmed, the Council moved into Executive Session at 7:51 P.M.

The Executive Session was adjourned and upon a motion by Councilman Murray, seconded by Councilman Norton the Council Business Conference Meeting was opened to the public and the press at 8:21 P.M.

There being no additional business to be conducted a motion to adjourn the meeting was made by Councilman Hauser, seconded by Councilman Murray, unanimously affirmed by all members present, the meeting was adjourned at 8:22 P.M.

Prepared by: _____
Lisa O’Neil, Acting Borough Clerk

Date