

Borough of Palmyra
Regular Council Meeting Minutes, 7:00 PM
Tuesday, February 19th, 2019

CALL TO ORDER

The Regular Meeting of the Borough Council of the Borough of Palmyra is hereby called to order by Mayor Michelle Arnold at 7:04 pm.

ROLL CALL

Present: Mr. Brandon Allmond, Mrs. Michelle McCann, Mrs. Bernadette Russell, Mrs. Gina Tait, Ms. Mindie Weiner, President Timothy Howard, Mayor Michelle Arnold

The pledge of Allegiance was recited followed by a moment of silence.

OPEN PUBLIC MEETINGS STATEMENT

Mayor Arnold read the follow Open Public Meetings Statement into the record.

Public Notice of this meeting pursuant to the Open Public Meetings Act has been given by the Municipal Clerk in the following manner:

- Posting written notice on the official bulletin board at the Palmyra Borough Hall on January 11, 2019.
- Mailing written notice to the Burlington County Times, and the Courier Post Newspaper on January 11, 2019.
- Notice to All Council Members.

INVOCATION

Invocation was given by Borough resident, Mary Holloway

APPROVAL OF MINUTES

Mayor Arnold requested a motion for approval of the January 22nd, 2019 Regular Council Meeting Minutes:

Mrs. Tait made a motion to approve the Regular Council Meeting minutes from the January 22nd, 2019.

Mrs. Russell second the motion.

At the call of the roll the vote was.

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: none

Mayor Arnold requested a motion for approval of the February 4th, 2019 Executive Session Meeting Minutes.

Mrs. Tait made a motion to approve the Executive Session Meeting minutes from the February 4th, 2019.

Mrs. Russell second the motion.

At the call of the roll the vote was:

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: none

All minutes approved.

CORRESPONDENCE

Mayor Arnold acknowledged resignation letters received from Michele Markey of Palmyra Police Department and Jackie Zimmer a Palmyra Crossing Guard. Mayor Arnold acknowledged emails received from resident Tina Garron and Michele Coia, PHCA Property Manager.

Mayor Arnold also acknowledged a letter/ invitation received from Brian McBride, Superintendent of Palmyra District Schools.

PROCLAMATION

Mayor Arnold read the following Proclamation into the record.

BOROUGH OF PALMYRA

Proclamation Declaring March 10th thru March 16th, 2019

Flood Safety Awareness Week

Whereas, emergency preparedness is a function of government, dependent upon the leadership of executive officers and the efforts of many career civil servants and volunteers, and;

Whereas, weather hazards can be extremely severe resulting in deaths, injuries, and extensive property damage, and;

Whereas, severe thunderstorms, that bring damaging winds, lightening, flashfloods and tornadoes, and floods frequent the spring and summer months, and have often placed in jeopardy lives and property, and;

Whereas, under the coordination of the National Weather Service with the strong support of the Borough of Palmyra Council, the Borough of Palmyra Office of Emergency Management, the Red Cross, a number of state and federal, and local volunteer agencies and businesses will be informing and educating the public on steps that should be taken to survive the severe weather hazards and the potential disasters that this spring and summer may bring, and;

Whereas, by taking reasonable precautions, the citizens of the Borough can reduce the loss of life and property and also decrease the effects of severe weather on our resources and economy;

Therefore, Let It Be Resolved that the Mayor and Borough Council of the Borough of Palmyra, do hereby proclaim March 10th – 16th, 2019, "Flood Safety Awareness Week".

PUBLIC PORTION

Mayor Arnold asked for a motion to open the Public Portion. Mrs. Russell made a motion to open the public portion for comments. President Howard second the motion

All members present voted in favor of the motion

Mr. Rader- Harbour Drive – Mr. Rader indicated Borough Council meetings both open and closed are both documented and published as minutes. Mr. Rader inquired that if council members use their cell phones during the council meetings, shouldn't their communications be included in the meeting minutes. Mayor Arnold indicated that anything done during a council meeting should be done in public. Mr. Rosenberg indicated there are several different categories. Mr. Rosenberg explained if someone from council received a text message from a third party who is not present in the meeting they are under no obligation to report it to the governing body. Mr. Rosenberg noted if someone in the audience were to text someone from the governing body that could be something which should be disclosed. Mr. Rosenberg also indicated that if it were a mass email amongst the governing body that could be a violation of the open public meetings act. Mr. Rader asked is it the responsibility of the person to make that disclosure. Mr. Rosenberg indicated yes. Mr. Rosenberg stated, members of the governing body cannot use electronic communication to bypass the open public meeting act at or away from the dais.

No one from the public wishing to be heard, Mrs. Russell made a motion to close the public portion, President Howard second the motion.

All members present voted in favor of the motion.

RESOLUTIONS Consent Agenda

Resolution **2019-76 and Resolution 2019-91** to Resolution **2019-97** will be enacted as a single motion, if any resolution needs additional discussion it will be removed from the consent agenda and voted on separately.

Mayor Arnold indicated Resolution 2019-76 would be tabled until further information could be gathered. Mayor Arnold asked if any other items need to be removed. There were no other requests for removal. Mrs. Tait indicated the conference scheduled to for tomorrow night, which they hoped to attend regarding this subject matter, has been postponed due to the impending weather and will be rescheduled.

Resolution 2019-76, Resolution in Support of Path to Progress Recommendations Made by New Jersey Economic and Fiscal Policy Workgroup

Resolution 2019-91, Resolution Appointing Corey Ahart as Borough of Palmyra Municipal Judge effective March 20th, 2019 thru March 20th, 2022

Resolution 2019-92, Resolution Authorizing the Municipal Court Administrator to Cancel Outstanding Checks as noted on the Attached Schedule A.

Resolution 2019-93, Resolution Authorizing the Execution of a Treatment Works Approval Application and Related Documents for the Public Road Pump Station Elimination Project

Resolution 2019-94, Resolution Authorizing Mayor Michelle Arnold to Execute the Agreement with the Burlington County Department of Public Works, Division of Mosquito Control

Resolution 2019-95, Resolution awarding a contract to ERI for the Miscellaneous Concrete Construction in Coordination with NJAWC project per their proposal dated January 30, 2019 in the amount not-to-exceed \$27,500.

Resolution 2019-96, Resolution authorizing Mayor Michelle Arnold to execute the shared services agreement with Burlington County Board of Chosen Freeholders for snow plowing, salting and brining services.

Resolution 2019-97, Resolution Authorizing the Payment of Bills for the Month of February 2019 In the Amount of \$1,775,818.12

Mayor Arnold asked for a motion to approve the consent agenda Resolution 2019-91 thru Resolution 2019-97. President Russell made a motion to approve Resolution 2019-91 thru Resolution 2019-97. President Howard seconded the motion.

At the call of the roll, the vote was:

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: None

Resolution 2019-91 thru Resolution 2019-97 noted in motion were approved

MOTION TO APPROVE TREASURERS REPORTS

President Russell made a motion to approve the Treasurer's Report for January 2019. President Howard second the motion.

At the call of the roll.

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: None

COMMUNITY SPOTLIGHT

Mayor Arnold noted the Virtue for Life is offering Free Mammograms February 21, March, 21st, April 18th, 2019 at Tabernacle Baptist Church in Burlington, New Jersey.

Mayor Arnold noted the "Read across America" program is March 4th, March 5th, and March 8th, 2019 at Charles Street School.

Mrs. Tait indicated Panther Con 2019 was a great success, with many in attendance. Mrs. Tait stated it is a great family night.

Ms. Weiner indicated the Palmyra Players are performing "High School Musical" on March 8th, 9th, and 10th, 2019. Mrs. Russell indicated a fundraiser will be held at Manny's tomorrow from 10:00 am to 11:00 pm with all proceeds going to Palmyra Arts Boosters.

Mayor Arnold indicated Manny is partnering with Bacio's Catering of Moorestown and will be retiring soon.

Mrs. Weiner stated the Band Boosters are holding a "Spirit Night" at Whistler's on March 24th, 2019 from 1:00 to 3:00 pm.

Mayor Arnold noted the Palmyra Independence Fire Company #1 is hosting its 9th Annual Pancake Breakfast on Sunday, April 14th, 2019 from 8:00 am to 1:00pm.

PUBLIC REMINDERS

Mayor Arnold noted the need for volunteerism, she reminded all that everyone needs a helping hand now and then. Mayor Arnold indicated she had nine people sign up for the "Palmyra has Heart" program. Some discussion was had, Mayor explaining the project and indicating this is a project we can all work on together. Mayor Arnold indicated the Borough of Palmyra Flag disposal. If anyone has a flag to be destroyed, they can bring them to the Borough Hall and we will properly dispose of them.

DISCUSSION ITEMS

NEW Business

Mrs. Tait indicated about thirty five to forty people came out to help with the cleanup of the community center between 9:30 to 2:00. Mrs. Tait indicated the "Call to Action Event" was not as well attended as she had hoped, she indicated many organizations came out but not many people seeking the information for volunteering. Ms. Weiner indicated it was productive. Mrs. Tait would like to have seen more people but indicated it would be done again with hopes of a better turnout.

Mrs. Tait indicated on Sunday February 24th, 2019 the Borough will be hosting Marilyn Larke, who will be telling to story of Harriet Tubman, the Underground Railroad and Palmyra's role along the way.

Mayor Arnold indicated the Redevelopment Meeting with our professional consultants is on March 11th, 2019 at 7:00 pm. It will be replacing the redevelopment meeting of March 3rd, 2019. Some discussion was had regarding dates and times and it was decided the Budget Meeting will be held on March 16th, 2019 at 8:30 am.

Mayor Arnold when on to the proposed renaming of Grove Park in honor of former Chief of Police Payton I. Flournoy, Sr. President Howard noted the Band Shell was dedicated, September 11, 2002, in honor of two fallen Palmyra Firefighters: Edwin W. Redfield, Jr. and Lawrence Betty. Mrs. Tait and Mayor indicated they felt it was a good idea. Some discussion ensued regarding renaming vs. dedication of the Park and Mrs. Tait indicated she wished to make a motion to rename the park.

Resolution 2019-98 Resolution naming the former Grove Park as the Chief Payton I Flournoy, Sr. Park.

Mrs. Tait made a motion to approve Resolution 2019-98. President Howard second the motion.

At the call of the roll, the vote was:

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: None

Mr. Rosenberg asked if there would be a formal ceremony commemorating the renaming. Mayor Arnold indicated yes when the park is officially opened.

It should be noted Mayor Arnold has stepped down for the dais and is not taking part in the following conversation. President Howard indicated council will be going into executive session to discuss the complaint/matter regarding the investigation of Mayor Arnold. Mrs. Russell indicated she had questions regarding the additional costs with having to have Mr. Ted Rosenberg file in court regarding the actions or inactions of Mayor Arnold. Mrs. Tait indicated she was concerned however the cost for the investigation with Mr. Dan Rosenberg should have no further cost as enough information has been gathered to send and or place where it needs to go. President Howard indicated at first we were concerned about various situations however now enough information has been gathered that we don't need to incur any additional expense in reference to the investigation. Mrs. Russell asked if the information would be sent to Department of Community Affairs. President Howard stated the matter would be discussed and the direction which council wishes to take regarding this matter will be in executive session. Mr. Rosenberg pointed out to Council that there has been no finding that Mayor Michelle Arnold did anything unethical or wrongful. Mr. Rosenberg indicated there have been complaints partially investigated not fully investigated, and there does exist public mechanisms to handle those allegations. Mr. Rosenberg indicated that discussion should be held in executive session. A decision needs to be made as to how council wants to proceed. Some additional discussion ensued. Mr. Rosenberg indicated council needs to go into executive session to decide what or how to proceed before anything additional is discussed. President Howard indicated we should continue with the meeting and after we have had executive session if additional questions arise we can address them then. Mayor Arnold returned to the dais.

Mr. Gural noted Habitat for Humanity is offering a Neighborhood Revitalization Program where they are willing to help out neighbors who are looking for help with fixing up their homes. Mr. Gural indicated additional information is in your packet. Ms. Weiner added the program has been available since the beginning of January and there are income qualifications, however their main focus is on the outside of the home with special considerations for veterans. Ms. Weiner indicate Habitat for Humanity will also be rolling out another program called "Rock the Block" which she was hoping that Palmyra would be able to participate in, in year 2020 or 2021.

Mr. Gural indicated Capehart Scatchard's office in Trenton is dissolving and the employees are going to Malamut & Associates. Mr. Gural indicated the Mt. Laurel office of Capehart Scatchard is remaining open however William Burns was appointed as William Burns of Capehart and Scatchard and Thomas Hastie was appointed as Thomas Hastie of Capehart and Scatchard, both of which will be going to Malamut & Associates, LLC on February 22, 2019. Ms. Condo and Mr. Rosenberg indicated that both positions should be put out for proposal again.

Mrs. Russell made a motion that Council request new proposals for the positions of Special Council/Bond Counsel and Special Council/Conflicts Attorney. President Howard second the motion.

At the call of the roll, the vote was:

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: None

Mr. Gural indicated no names can be mentioned regarding the conditional offers of employment as those individuals have not been properly rice noticed. Chief Pearlman indicated there are two openings in the department. Mayor Arnold requested a motion to allow Chief Pearlman to make a conditional offer of employment to the various candidates. Mrs. Russell made that motion and it was seconded by President Howard.

At the call of the roll, the vote was:

All members voted in favor of the motion.

Mr. Gural indicated a new house being constructed at 609B Broad Street. Mr. Gural noted the sewer connection process requires payment of a fee and a sewer connection inspection by our sewer engineer. Mr. Gural indicated the sewer main was broken during that process and the project turned into four days and nights of trying how to remedy the situation and get all repairs completed correctly. Mr. Gural indicated our engineer incurred which was passed to us, the amount of \$4,287.75 in costs. Mr. Gural indicated with permission from Council would like to ask Mr. Rosenberg, Mr. Kirchner and Ms. Jackson to work together to recover our costs, even if it means litigation. Council agreed.

Mayor Arnold indicated the neighbors of 503 Garfield Avenue appeared at the last council meeting and in your packets tonight are emails and photos relating to the current conditions of the property. Mayor Arnold indicated Mr. Lunemann has been in contact with the current owner and we are anticipating some plans or directions by the end on this week.

Mr. Gural indicated the past public works superintendents did not complete the annual stormwater permits and as a result we have some catch up to do. Mr. Gural noted there are new requirements which had not previously been enacted which we now have to complete. Mr. Gural indicated there is a necessary public outreach which includes a dedicated web page, a letter from the Mayor, and mailing to residents. Mr. Gural indicated he has a meeting later in the week with Mr. Winckowski who is working on this and will have more information at the next meeting.

Mrs. Tait indicated in the last Public Safety meeting Chief Pearlman indicated it would be necessary to hold interviews for the Lieutenants oral exam. Mrs. Tait indicated the public safety committee should have ten questions for the candidates. Chief Pearlman indicated he would forward his list to the committee. Mayor Arnold indicated once we have had the special redevelopment meeting on March 11th, 2019 we can decide if we can cancel the redevelopment meeting on April 1st, 2019 and hold the special meeting on the 1st of April at 6:00 pm instead of 6:30 pm. Council agreed.

OLD Business

Mr. Gural indicated our Ordinance regarding snow and ice removal indicates snow and ice must remove within 12 hours of daylight. Mr. Gural explained the time line for snow removal and when violations are issued. Mr. Gural indicated a violation notice indicated they have one day to remove the snow. If the violations have not been abated in the 24 hour period, we can then issue a summons which would require them to appear in court in two weeks. Mr. Gural indicated he understands the concern of the residents regarding snow removal, however we are bound by the current ordinance. Mr. Gural stated the Code enforcement officer does the best he can do, perhaps the language needs to be clearer in the ordinance but everyone is entitled to due process and this is ours currently. Mrs. Russell stated perhaps educating the residents is needed, perhaps an email blast reminding them that the sidewalks need to be cleared. Mr. Gural indicated about 400 or 500 hundred people get those email blasts in their

inbox how many of them get read of those. What about the remainder of the town. Some discussion was had regarding neighborhood participation and neighbors helping but there is no guarantee that that will happen. Mrs. McCann stated not everyone is on social media. Mayor Arnold told the Clarks that Council wants to help and are looking at all angles to determine how we can. Mr. Clark indicated the corners are not addressed in the ordinance, who is responsible for clearing them once the snow is piled up sometimes three feet on them. Some discussion ensued and Mrs. Russell indicated her committee would look at the ordinance and clarifying it. Mr. Howard indicated the public works employees were sent to training for snow plowing and that should help also. Mr. Gural stated the public works employees do not get out of the trucks when plowing and they have no means for clearing every corner which has been plowed in and if cars are parked up on the corners they may not be able to even get to the corner. Mr. Gural indicated it's a problem every community has to deal with and is something we will continue to look at.

Mr. Gural indicated, we are currently working on an Electronic displays usage policy and will have something for council to consider soon.

Mayor Arnold indicated the Path to Progress Town Hall meeting scheduled for February 20th at Rowan College will be rescheduled due to weather.

Mr. Gural indicated the former PNC Bank Redevelopment/appraisal discussion should be held in executive session.

Mayor Arnold indicated the budget workshop meeting would be held on Saturday, March 16th, 2019 at 8:30 am.

Mayor Arnold stated she was working on the Cannabis Medical and Adult use public forum and was looking to possibly hold it on April 10th, 2019 between 6:30 and 8:30 location to be determined.

Mayor Arnold gave council information about the veteran's banners to council. Ms. Weiner noted the committee was going to go with a three foot banner the same size as the snowflakes however felt it was too small like the snowflake lights. Ms. Weiner indicated the committee wanted to stay with the four foot banners similar to what we already have. Ms. Weiner indicated the brackets holding the snowflakes are different than what is needed for the banners. Ms. Weiner indicated the new banners could cost about \$12,000.00 which included the brackets. Mr. Gural stated they were hoping to have the new banners go up when the snowflake lights came down. There was additional discussion regarding the banners, costs, installation and removal of the snowflakes. Mr. Gural noted he would have everything removed from the poles and council can decide later how they wish to move forward.

Mr. Gural indicated he was waiting for information from Mr. Joe Enright regarding the qualifications for a gardener. Mr. Gural stated he spoke with the personnel in the public works department and some indicated they have green thumbs and would like the opportunity to work on those flower beds before we hire a gardener. Mr. Gural indicated he told them to focus on this intersection and to weed it, clean it and mulch and have it ready for this meeting. Mr. Gural stated they did it. Mr. Gural stated, they are asking for permission to do the beds and not hire a professional gardener. There was some discussion and council agreed to not hire a gardener and allow public works a chance to handle the beds and the public works committee will offer guidance and ideas as to what Borough Council would like to see done. Mayor Arnold indicated all of the public works employees are certified to work along the railroad, another plus.

Mr. Gural indicated everyone received an email from JIF regarding the online Cyber Security Course. It is imperative everyone complete the security course and print the certificate and turn it into Rita. Mr. Gural indicated the bid opening was held last week regarding the tree service contract. Mr. Rosenberg is going over the bid packets for completeness and if all compliant a resolution to award the contract will be on the next agenda.

ADMINISTRATOR REPORT

Mr. Gural indicated Chief Pearlman has submitted to the School District to updated cost for the School Resource Officer shared services agreement and we are currently awaiting a response from the school district. Mr. Gural noted the current agreement expires the end of June 2019.

Mr. Gural stated the old ladder fire truck will be sold on Saturday for \$10,000.00.

Mr. Gural reminded the governing body that the JIF Elected Officials Liability Seminar will be held on March 21st at O'Connor's, Eastampton at 5:30 pm.

Mr. Gural noted the JIF quarterly reports are in your packets.

COMMITTEE REPORTS

Mayor Arnold stated moving forward, committee reports will be done only at the regular council meeting, the second meeting of the month.

Mr. Allmond –Communications and Public Relations Committee– Mr. Allmond indicated he had nothing new for redevelopment or communication currently. Mr. Allmond indicated the Red Cross will be hold a blood drive at Palmyra High School for the students on February 22, 2019.

Mrs. Tait – Public Safety Committee, Board of Education, Public Events– Mrs. Tait stated she attended the Board of Education meeting and noted the college fair was held at Palmyra High School and was very well attended. Mrs. Tait also indicated the Student Reps were not in attendance tonight as Patrick was sick and Kaya was in New York with the Track Team. Mrs. Tait again indicated the children were a great help with the cleanup of the Community Center. Mrs. Tait also noted that the governing body will be holding the lieutenants oral exam in April.

President Howard – Youth and Recreation, Public Building, Grounds and Parks, Public Works & Sewer– President Howard indicated Public Works had a meeting scheduled for next week. President Howard indicated he sent an email to Mr. Gural regarding opening the bath rooms at Legion Field. Mr. Gural indicated beginning March 15th, 2019 the bathrooms will be open only on the weekends. Mr. Gural noted depending upon the weather the bathroom will be opening during the week shortly. Mr. Gural indicated the public safety meeting next week should include Mayor Arnold instead of Mrs. McCann, that meeting is scheduled for March 26th, 2019 at 6.00 pm. President Howard inquired if the freight trains were required to blow at every intersection like the light rail. Mr. Gural indicated yes.

Mrs. McCann – Administration and Finance– Ms. McCann stated the committee met two weeks ago and hashed out some things with the personnel policies manual.

Ms. Weiner – Business and Community Development, Homeowner Association – Ms. Weiner indicated they met on February 7th, 2019 and are discussing the zoning issues in the downtown area. Ms. Weiner indicated discussion was also had regarding there market page and updating it. Ms. Weiner indicated the Riverfront Homeowners association is meeting tonight so she could not attend. Mr. Weiner stated she attended a meeting with an organization called “Classic Downtowns”, which is a division of the DVRPC. Ms. Weiner indicated the information was interesting and she would be sharing it with the committee before presenting it to council. Ms. Weiner indicated the Green Team was working on Sustainable New Jersey website content.

Mrs. Russell – Construction- Shade Tree Liaison – Mrs. Russell indicated the shade tree met and discussed the tree canopy, plantings and the budget. Mrs. Russell stated the construction committee has not yet met. Mrs. Russell asked why purchase orders for the Land Use Board were included for her signature. Mrs. Russell indicated a liaison needed to be named for the LU Board. Some discussion ensued. Ms. Weiner volunteered to be the liaison for the Land Use Board from Council and asked if there was a time line associated with the naming of that person to the Land Use Board. Mayor Arnold indicated she would consider it. Ms. Weiner asked Mr. Rosenberg to look into the time requirement and appointment of the Class III Land Use Board member from the governing body. Mr. Gural indicated Mrs. Russell should not sign the vouchers, they should be returned to finance, as no one unaffiliated with the Land Use Board should be signing off on the vouchers. Mr. Rosenberg indicated it is the Land Use Board’s decision to hire their professionals, approve vouchers for payment and it is the governing body’s obligation to fund those payments only. Mrs. Russell also note the minutes of the Land Use Board are not on the website and have not been updated since 2017. Mr. Gural indicated he would talk with Mrs. Nagle regarding them.

Mrs. Weiner indicated she had made a flyer for the textile recycling and showed a copy of it to council members. Mayor Arnold indicated they would speak about it as she had some ideas to incorporate into the flyer.

Mayor Arnold asked for a motion to open the Public Portion. Mrs. Russell made a motion to open the public portion for comments. Mrs. Tait second the motion

All members present voted in favor of the motion

Chief Pearlman – Chief Pearlman indicated he did not have the opportunity to serve with Chief Payton Flournoy, Sr. however Chief Flournoy is a legend in the department. Chief Pearlman indicated it was going to be an honor to notify the retirees of the Park Renaming in Chief Flournoy’s honor.

Mr. Rader- Harbour Drive – **Mr. Rader asked** is there an agenda for the meeting after closed session this evening. Mr. Rader asked isn’t there an agenda required for every meeting. Mr. Rosenberg asked if the governing body is required to announce that they will be going into executive session and what the subject matter is that is to be discussed in that session. Mr. Rader asked when will, if known, the information be available to the public. Mr. Rader indicated this is the second late night executive

session, and he hopes were not setting some sort of precedence where we are having a lot of late night meetings after the public leaves. Mayor Arnold noted that after closed session the meeting is always reopened to the public. Mr. Rader stated he hoped there would be a line item accounting of public funds expended for the Council/Mayor litigation for public review. Mr. Rosenberg explained you can always OPRA request the attorneys' billings, somethings may be redacted if it deals with something of a confidential nature, but things are not just all lumped together.

Mrs. Holloway – Broad Street –Mrs. Holloway indicated it is difficult to have people come out and support various events and things that are going on, because they don't always get the information regarding various events. A lot of people do not go on the website and don't have any idea of what is going on. Mrs. Tait indicated council has been working on how to disseminate the information out to the public better. Mrs. Tait indicated the information is sent home with the children in their Wednesday packets, we place information in the stores along Broad Street, and we post it on the website. Mrs. Tait indicated any help we can get to help get the information out to the public that is not so costly would be appreciated. Ms. Weiner indicated we should have contacts for all the churches to be able to send them flyers regarding various events. Mrs. Tait indicated she would work on getting them. Mrs. Holloway asked if the complaint referred to was the same complaint which was talked about five or six months before. Mr. Gural indicated it is some part of the old one. Mrs. Holloway asked if it would be necessary to get another lawyer as he has found nothing. Mr. Ted Rosenberg stated there has been no finding one way or another that the Mayor has done anything unethical. Mr. Rosenberg stated we have only received a preliminary report which does not make any findings of wrong doings or the lack of wrong doings. Mrs. Holloway stated, why would you move forward if there is nothing found? Mrs. Holloway asked if there was an estimate of how much money has been spent on this so far. Ms. Weiner indicated only \$3,000.00 has been approved for this. And that is all that is authorized to be spent. Mrs. Holloway asked, when council goes into closed session will they be making a decision regarding this issue. Mr. Allmond indicated they did not know as that is what will be discussed in closed session. Mrs. Holloway asked when will the public know what was decided. Mrs. Tait indicated as soon as we come out of closed session. Mr. Rosenberg indicated only if action is taken, if council decides to take no action then there would be nothing to report.

No one else from the public wishing to be heard, Mrs. Russell made a motion to close the public portion, Mrs. Tait second the motion.

All members present voted in favor of the motion.

MAYOR AND COUNCIL COMMENTS

Mr. Allmond – no comment

Mrs. Russell – Mrs. Russell stated she hopes to see everyone out on Sunday at the Community Center.

Ms. Weiner – no comment

Mrs. McCann – Mrs. McCann stated we should continue to support our local businesses.

Mrs. Tait – Mrs. Tait stated "stay safe tomorrow".

President Howard – no comment.

Mayor Arnold – Mayor Arnold stated “Be kind to one another and be good neighbors”

Mayor Arnold indicated there was business for executive session. Mr. Gural and Mr. Rosenberg indicated discussions regarding contracts, potential litigation, personnel, and the preliminary investigative report of Daniel Rosenberg, a letter Mr. Ted Rosenberg wrote to Mayor Arnold regarding that investigation, some information relating to the investigation, and contract negotiations between Borough Council and Daniel Rosenberg. Mr. Rosenberg indicated it is not known when this information can be made public. Mr. Gural indicated there is also a redevelopment issue to be discussed. Mr. Rosenberg added it is not now know when that information can be released.

Mayor Arnold asked for a motion to approve **Resolution 2019-99**. President Russell made a motion to approve Resolution 2019-99, Resolution Excluding the Public from Certain Meetings pursuant to section 89 of the Open Public Meeting Act C. 231 P.L. 1975 regarding Personnel, and Potential Litigation, and will discuss his letter to mayor and information related to the ethics investigation. It is not known when the information can be made public. Mrs. Tait second the motion.

At the call of the roll, the vote was:

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: None

Resolution 2019-99 is approved

Borough Council went into closed session at 9:49 PM

Closed Session

Borough Council returned from closed session at 10:51 PM

Mrs. Russell made a motion to open to the public. President Howard second the motion.

All voted in favor of the motion.

President Howard asked for a motion to approve Resolution 2019-100 Resolution directing the Borough Solicitor and Administrator to assemble and present the allegations of potential conflicts Regarding the Mayor to the Department of Community Affairs, Local Government Services the Local Finance Board and to any other appropriate authorities. Mrs. Russell made that motion, Mrs. Tait second the motion.

At the call of the roll, the vote was:

AYES: Mr. Allmond, Mrs. McCann, Mrs. Russell, Mrs. Tait, Ms. Weiner, President Howard

NAYES: None

Resolution 2019-100 is approved

Mayor Arnold asked for a motion to adjourn.

Mrs. Russell made a motion to adjourn the meeting. Mrs. Tait second the motion.

All voted in favor of the motion

Meeting adjourned at 10:56 PM

Respectfully Submitted

Doretha R Jackson

Doretha R Jackson, RMC

Municipal Clerk