

**BOROUGH OF RARITAN
SPECIAL MEETING**

The Special Meeting of the Borough of Raritan Council was held on February 10, 2014 in the Municipal Building, 22 First Street, Raritan New Jersey 08869 at 6:00pm.

STATEMENT OF PUBLIC NOTICE

Mayor Jo-Ann Liptak read the following notice: This meeting is called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were sent to The Courier News and the Star Ledger on February 3, 2014. In addition, copies of notices were posted on the bulletin board in the Municipal Building, on the Raritan Borough website and filed in the Office of the Borough Clerk. Notices on the bulletin board have remained continuously posted. Proper notice having been given, the Borough Clerk is directed to include this statement in the minutes of this meeting.

ROLL CALL

Present: Denise Carra, Stefanie Gara, Paul Giraldi, Gregory Lobell, and Donald Tozzi

Absent: Andrew Sibia

Also Present: Mayor Jo-Ann Liptak, Daniel Jaxel; Borough Administrator

The following Law Firms were represented:

Richard W. Wenner, Esq.
Courter, Kobert & Cohen
1001 Route 517
Hackettstown, New Jersey 07840

Michael B. Lavery, Esq.
Courter, Kobert & Cohen
1001 Route 517
Hackettstown, New Jersey 07840

FLAG SALUTE

Mayor Jo-Ann Liptak led the flag salute

PUBLIC COMMENTS

Mayor Liptak read the following:

At this point the Borough Council welcomes comments from any member of the public. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to limit their comments to 5 minutes. If reading from a prepared statement, please provide a copy and email a copy to the Clerk's Office after making your comments.

Richard Yadlosky, 267 Weiss Terrace, Raritan, New Jersey 08869: Commented the Agenda that was posted at the Borough had a different time scheduled for this meeting. He added that would mean this meeting is an unlawful meeting because it was not advertised properly. He suggested a Law Firm didn't show up for this meeting because they had the wrong time. He asked why Council Member Sibia was not in attendance.

Mayor Liptak replied this meeting was advertised in the newspaper and on the Borough website with the correct time. She added the Agenda which was posted on the Borough Board was there for less than twenty minutes before the time was corrected. She noted all the Law firms that where to be here today were notified of the correct time the meeting was to start.

DISCUSSION

A number of questions were asked of the applicants by Mayor Liptak, Council Members and by Daniel Jaxel before an Executive Session was entered.

EXECUTIVE SESSION

Mayor Liptak read the following Resolution to enter into an Executive Session.

RESOLUTION 2014-02-040

Council Member Gara motioned to approve Resolution 2014-02-040, seconded by Council President Tozzi. Motion carried by the following roll call vote.

EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-7, et seq., commonly known as the “Sunshine Law”, requires that Borough Council meetings be open to the public except for the discussion of certain subjects; and

WHEREAS, the “Sunshine Law” requires that a closed session be authorized by resolution;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Raritan that the following portion of this meeting shall be closed to the public and the meeting shall be resumed at the end of the closed session; and

BE IT FURTHER RESOLVED that the subjects to be discussed and the time of public release of the minutes of the closed session are indicated below:

SUBJECT MATTER

1. Contract Negotiation-Borough Attorney

TIME WHEN AND THE CIRCUMSTANCES UNDER WHICH THE SUBJECT MATTER CAN BE DISCLOSED:

Upon authorization by the Borough Attorney

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
X		Gara	X			
		Giraldi	X			
		Lobell	X			
		Sibilia				X
	X	Tozzi	X			

Council Member Gara motioned to adjourn the Executive Session and return to the normal order of business, seconded by Council President Tozzi. Motion carried at 6:58pm.

RESOLUTION 2014-01-030

Council President Tozzi motioned to approve Resolution 2014-01-030, seconded by Council Member Gara. Motion carried by the following roll call vote.

BOROUGH ATTORNEY

WHEREAS, the Mayor of the Borough of Raritan has nominated and the Raritan Borough Council has appointed, Courter, Kobert & Cohen, Esq., 1001 Route 517. Hackettstown, New Jersey as Borough Attorney;

NOW, THEREFORE, BE IT RESOLVED that Courter, Kobert & Cohen, Esq., shall serve as Borough Attorney for a term of one year, commencing, February 10, 2014 and terminating December 31, 2014 at a retainer fee of \$8,400.00 per year. The Mayor and Council of the Borough of Raritan will enter into an agreement with Courter, Kobert & Cohen, Esq., pertaining to compensation of fees without competitive bidding.

BE IT FURTHER RESOLVED that The Mayor and Clerk of the Borough of Raritan are hereby authorized and directed to execute said agreement on behalf of the Borough of Raritan. The Clerk is hereby directed to publish notice of this appointment within ten (10) days of the adoption of this resolution as required by law.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
	X	Gara	X			
		Giraldi	X			
		Lobell	X			
		Sibilia				X
X		Tozzi	X			

ADJOURNMENT

Council Member Giraldi motioned to adjourn, seconded by Council Member Tozzi. Motion carried at 7:01pm.

Respectfully submitted,

Constance M. Del Rocco, Deputy Borough Clerk