

**City of Englewood  
City Council Meeting Minutes  
April 19, 2016**

---

A Regular Formal Meeting of the Mayor and Council of the City of Englewood, Bergen County, New Jersey, was held in the Municipal Court in the Public Safety Building commencing at 7:30 P.M.

Present: Council President Wayne Hamer  
Council Member Charles Cobb  
Council Member Michael Cohen  
Council Member Marc Forman  
Council Member Eugene Skurnick  
Mayor Frank Huttie III  
City Attorney William Bailey  
City Manager Timothy Dacey  
City Clerk Yancy Wazirmas

Absent: None

Council President Hamer called the meeting to order at 7:31pm and then led the Pledge of Allegiance.

**OPEN PUBLIC MEETINGS ACT:** The City Clerk read the following statement: *Adequate notice of this meeting, pursuant to the Open Public Meetings Act, was provided on the Annual Schedule of Meetings, which was adopted by the City Council on January 5, 2016, posted on the bulletin board at City Hall, distributed to The Record, and filed in the office of the City Clerk.*

#### **APPROVAL OF MINUTES**

#### **RESOLUTION #099-04-19-16: RESOLUTION ACCEPTING MINUTES**

**BE IT RESOLVED**, that the following minutes be and are hereby accepted and filed:

**COUNCIL WORKSHOP MEETINGS**  
February 9, 2016

Motion by **Councilman Skurnick** seconded by **Councilman Cobb** to approve the Minutes.

#### **ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer  
(Councilman Cohen is absent for this portion of the meeting.)

#### **PRESENTATION**

- Friends of the John T Wright Arena Skate-A-Thon, Children's presentation of \$5,000 check. (The check will be used to defray costs of afterschool programs.)

#### **BILLS AND CLAIMS**

#### **RESOLUTION #100-04-19-16: APPROVE PAYMENT OF BILLS AND CLAIMS**

**WHEREAS**, The Chief Financial Officer has certified and submitted a consolidated bill and claims list for payment as well as a consolidated list of prepaid items. The prepaid items include emergency payments, wire transfers and regularly scheduled monthly payments that are paid between bill and claims list dates; and

**WHEREAS**, all bills and claims listed herewith have been encumbered and sufficient funds are available for payment; and

**WHEREAS**, the required signatures have all been obtained on each voucher on the attached list.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Englewood, that the bills and claims on the submitted lists are hereby approved for payment in the total amount of \$46,418,356.29.

Motion by **Councilman Forman** seconded by **Councilman Hamer** to approve the Bills and Claims.

**ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer  
(Councilman Cohen is absent for this portion of the meeting.)

**2016 MUNICIPAL BUDGET**

**RESOLUTION #101-04-19-16: RESOLUTION TO ALLOW BUDGET TO BE READ BY TITLE ONLY**

**WHEREAS**, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in the Municipal Building, the local public library, and copies have been made available by the Clerk to persons requesting them; and

**WHEREAS**, these conditions have been met;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, in the County of Bergen, State of New Jersey, that the budget shall be read by title only.

Motion by **Councilman Skurnick** seconded by **Councilman Cobb** to approve Resolution #101.

**ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer  
(Councilman Cohen is absent for this portion of the meeting.)

---

**PUBLIC HEARING ON 2016 BUDGET**

Council President Hamer opened the meeting to the public for the 2016 Municipal Budget only. Mr. Hamer asked that they step up to the microphone and give their name and address, and instructed that they have 4 minutes to speak.

- No Comments.

Council President Hamer closed the public hearing for the 2016 Municipal Budget.

---

**RESOLUTION #102-04-19-16: RESOLUTION TO AMEND 2016 BUDGET**

**WHEREAS**, the local municipal budget for the year 2016 was approved on the 8<sup>th</sup> day of March, 2016 and;

**WHEREAS**, the public hearing on said budget will be held as advertised on April 19, 2016; and

**WHEREAS**, it is desired to amend said approved budget;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Englewood, in the County of Bergen, State of New Jersey, that the following amendments to the approved budget of 2016 be made:

	FROM INTRODUCED	TO ADOPTED
<b>SUMMARY OF REVENUES</b>		
1	\$2,800,000	\$3,300,000
3	\$500,000	0
	\$3,391,700	\$2,891,700
	\$11,564,346	\$11,064,346
6.	<b>Amount to be Raised by Taxes for Support of Municipal Budget:</b>	
	a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes	
	\$46,487,765	\$46,402,765
	\$48,054,570	\$47,969,570
7.	<b>\$62,448,916</b>	<b>\$62,363,916</b>
<b>SUMMARY OF APPROPRIATIONS</b>		
<b>General Appropriations –Operations within CAP:</b>		
8.	\$640,000	\$630,000
	\$1,771,000	\$1,696,000
	\$42,853,300	\$42,768,300
	\$42,859,300	\$42,774,300
	\$48,865,746	\$48,780,746
	\$62,148,916	\$62,063,916
	<b>\$62,448,916</b>	<b>\$62,363,916</b>

**BE IT FURTHER RESOLVED**, that three (3) certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the 2016 Local Municipal Budget so amended.

Motion by Councilman Skurnick seconded by Council President Hamer to approve Resolution #102.

**ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer  
(Councilman Cohen is absent for this portion of the meeting.)

**RESOLUTION #103-04-19-16: AUTHORIZING THE ADOPTION OF THE 2016 BUDGET**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, COUNTY OF BERGEN**, that the 2016 Budget, as approved on March 8, 2016 and amended on April 19, 2016, is hereby adopted;

**BE IT FURTHER RESOLVED** that the sums contained in the Official Budget constitute the appropriations and tax levy for the year 2016; and

**BE IT FURTHER RESOLVED** that the Budget authorizes the following:

- |                 |                                                                                                                                                                                                           |
|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| \$46,402,765.00 | in the Amount to be Raised Through Taxes for Municipal Purposes for 2016 (Including \$3,340,000 for the year 2016 BCUA Sewer Tax. Accordingly, \$43,062,765.00 is raised through taxes for City purposes) |
| \$ 1,566,805.00 | in Minimum Library Tax                                                                                                                                                                                    |
| \$62,363,916.00 | in Total Appropriations for 2016                                                                                                                                                                          |

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer is hereby authorized to complete Sheet 41 and 42 of the Official Budget and is further authorized to make the necessary adjustments to the City of Englewood Annual Financial Statements including account cancellations and establishing accounts receivable.

Motion by **Councilman Skurnick** seconded by **Councilman Cobb** to approve Resolution #103.

**ROLL CALL:**

**Yes:** Council Members Cobb, Skurnick and Hamer

**No:** Council Member Forman

(Councilman Cohen is absent for this portion of the meeting.)

**ORDINANCES – PUBLIC HEARING/SECOND READING:**

- None

**ORDINANCES – INTRODUCTION/FIRST READING:**

**ORDINANCE #16-07**

**BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS EQUIPMENT AND COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF ENGLEWOOD, COUNTY OF BERGEN, NEW JERSEY; APPROPRIATING THE SUM OF \$9,859,017 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF ENGLEWOOD, COUNTY OF BERGEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$9,366,066 MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

**Councilman Skurnick** made a motion that the ordinance pass on first reading and be published once, by title only, in the Record, and that a public hearing be held on **May 24, 2016**.

**Councilman Forman** seconded the motion.

**ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer

(Councilman Cohen is absent for this portion of the meeting.)

---

**ORDINANCE #16-08**

**AN ORDINANCE AMENDING CHAPTER 410 OF THE CODE OF THE CITY OF ENGLEWOOD TO PROVIDE STANDARDS, REGULATIONS AND RATES FOR THE TOWING AND STORING OF MOTOR VEHICLES PURSUANT TO N.J.S.A. 40:48-2.50**

**Councilman Forman** made a motion that the ordinance pass on first reading and be published once, by title only, in the Record, and that a public hearing be held on **May 24, 2016**.

**Council President Hamer** seconded the motion.

**ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer

(Councilman Cohen is absent for this portion of the meeting.)

---

**ORDINANCE #16-09**

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 25-20 SCHEDULE XII OF THE TRAFFIC AND PARKING ORDINANCE OF THE REVISED GENERAL ORDINANCES OF THE CITY OF ENGLEWOOD**

**Councilman Forman** made a motion that the ordinance pass on first reading and be published once, by title only, in the Record, and that a public hearing be held on **May 24, 2016**.

**Councilman Skurnick** seconded the motion.

**ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer

(Councilman Cohen is absent for this portion of the meeting.)

---

## **PUBLIC COMMENT ON AGENDA ITEMS:**

Council President Hamer opened the meeting for public comments on the Consent Agenda Resolutions.

- Lucy Walker, Washington Place:
  - Asked if the pool management contract includes sanitizing the pool.  
Mr. Dacey explained that the City is responsible for pool maintenance and that the contract is for lifeguard services and management

Council President Hamer closed the public comment section on the Consent Agenda.

## **RESOLUTIONS-CONSENT AGENDA**

#104-04-19-16 Contract for Pool Management Services  
#105-04-19-16 Refunds Due to State Tax Appeals  
#106-04-19-16 Refund of Tax Overpayment, Block 2001, Lot 27  
#107-04-19-16 Appointment of Qualified Purchasing Agent

Council President Hamer asked if any members of the Council wished to have any resolutions pulled off the Consent Agenda to be voted on separately. No requests were made.

A motion was made by **Councilman Skurnick** and seconded by **Councilman Forman** to approve the Consent Agenda Resolutions.

### **ROLL CALL:**

**Yes:** Council Members Cobb, Forman, Skurnick and Hamer  
(Councilman Cohen is absent for this portion of the meeting.)

---

## **RESOLUTION #104-04-19-16: AWARD OF CONTRACT FOR POOL MANAGEMENT SERVICES**

**WHEREAS**, the City of Englewood requires the services of a qualified person(s) and/or firms to provide Pool Management Services for the Mackay Pool; and

**WHEREAS**, the City issued a Request for Proposals for the Provision of Services – Pool Management Services; and

**WHEREAS**, on the recommendation of the City Manager and the Recreation Director, the City Council has determined, based on professional experience, expertise and reputation, to award a contract for such services to the YWCA Bergen County with offices located at 112 Oak Street, Ridgewood, NJ 07450 pursuant to N.J.S.A. 19:44A-20.5 as other than a “Fair and Open” contract as defined therein; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A: 1 1-1 et. seq.) authorizes the award of such professional services contracts without competitive bidding; and

**WHEREAS**, the City Manager has determined that the value of this contract will not exceed \$68,000 in the 2016 operating season and \$68,000 in the 2017 operating season and the scope of services will include:

- Provision of one (1) Pool Manager to be on duty during all open hours (Sunday through Thursday from 1:00PM – 6:00PM and Friday and Saturday from 1:00PM – 8:00PM) of the facility to supervise staff, address all pool and member issues, schedule staff and keep the City of Englewood informed throughout the contracted dates.
- Provision of four (4) certified American Red Cross lifeguards with current certifications on duty daily from June 22, 2016 through September 5, 2016.
- Provision of four (4) swim instructors who possess current American Red Cross instructor certification to provide swim instruction at the Mackay Park Pool facility weekly for an 8 week period Monday through Friday 6:00 – 8:00pm.
- Assist the Recreation Department in the operation of Mackay Park Pool in compliance with Englewood Board of Health and State standards and requirements as related to pool maintenance and usage; as well as maintaining the personal safety of all participants and visitors.; and

**WHEREAS**, the firm has completed and submitted a Business Entity Disclosure Certification and a Political Contribution Disclosure Form certifying that the firm has not made or will make any reportable contributions that would bar the award of this contract under the provisions of N.J.S.A. 19:44A-1 et seq. and City of Englewood Ordinance No. 07-31; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available to award this contract and a copy of said certification is on file in the office of the City Clerk.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, Bergen County, State of New Jersey that a professional services contract is hereby awarded to the YWCA Bergen County to provide Pool Management Services for the 2016 and 2017 operating seasons, and the City Manager and City Clerk are hereby authorized to execute and attest to an agreement between the City of Englewood and the YWCA of Bergen County.

**BE IT FURTHER RESOLVED**, that a copy of the within resolution, together with a copy of the Agreement and that the Business Entity Disclosure Certification and the Determination of Value, be on file in the Office of the City Clerk and be available for public inspection during regular business hours; and

**BE IT FURTHER RESOLVED**, that the City Clerk is hereby authorized to cause a brief notice to be published once in The Record newspaper stating the nature, duration, service, and amount of the contract and that the resolution and contract are on file and available for public inspection in the office of the City Clerk.

---

**RESOLUTION #105-04-19-16: REFUNDS DUE TO STATE TAX APPEALS**

**WHEREAS**, a judgment has been received from the Tax Court of New Jersey for the following Block and Lots in the City of Englewood; and

**WHEREAS**, the said judgments have created and overpayment on the tax account listed for said years;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, in the County of Bergen, State of New Jersey, that the Chief Financial Officer be and he is hereby authorized to refund overpayment of the property taxes in the amount of \$24,502.70 for said years due to successful tax court judgments.

<b>OWNER</b>	<b>Block &amp; Lot</b>	<b>Address</b>	<b>Amount</b>
<b>Sadinoff, S&amp;T</b>	<b>3102 – 13</b>	<b>341 Mountain Road</b>	<b>\$9,826.26 – 2013 \$8,338.94 - 2014</b>
<b>Harry Sadel Family LP</b>	<b>2505 – 4</b>	<b>75 W. Forest Ave.</b>	<b>\$6,337.50 - 2015</b>

---

**RESOLUTION #106-04-19-16: REFUND OF TAX OVERPAYMENT FOR BLOCK 2001 LOT 27**

**WHEREAS**, it has been determined by the Tax Collector that Block 2001, Lot 27 (12 Palisade Place) is entitled to a tax overpayment refund;

**WHEREAS**, it is the desire of the City Council to have this overpayment returned to the party requesting the refund;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Englewood, in the County of Bergen, State of New Jersey, the Chief Financial Officer be and he is hereby authorized to refund the overpayment of property taxes in the amount of \$1,443.69 to Abdool Narine, 12 Palisade Place, Englewood, NJ 07631.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to the Tax Collector and Finance Officer.

**RESOLUTION #107-04-19-16: APPOINTMENT OF QUALIFIED PURCHASING AGENT**

**WHEREAS**, N.J.A.C. 5:34-5 et. seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

**WHEREAS**, Michael Kaufmann possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et. seq.; and

**WHEREAS**, the City of Englewood, in accordance with said law, increased its bid quotation thresholds to \$40,000 and \$6,000 respectively;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Englewood hereby appoints Michael Kaufmann as the Qualified Purchasing Agent authorized to exercise the duties of a purchasing agent pursuant to N.J.S.A. 40A:11-3, with specific relevance to the authority, responsibility and accountability of the purchasing activity of the contracting unit and, as permitted by law, the City of Englewood also hereby authorizes and confirms that, with Mr. Kaufmann as its Qualified Purchasing Agent, will take advantage of the higher bid threshold pursuant to N.J.S.A. 40A:11-3.

---

**COMMUNICATIONS FROM THE MAYOR/COUNCIL MEMBERS:**

**Councilman Charles Cobb:**

- Commended Ellen Forman and the Environmental Commission for their efforts and for the successful Green Fair

**Councilman Marc Forman:**

- Also thanked Mrs. Forman for the work involved in the Green Fair.

**Councilman Eugene Skurnick:**

- Thanked the Environmental Commission and Mrs. Forman for the successful Green Fair.
- Spoke about the 2016 Municipal Budget and the \$76.00 tax increase.

\*\*Councilman Cohen arrives for the meeting.

**Councilman Michael Cohen:**

- Spoke about Englewood being one City and to celebrate diversity.
- Thanked all those who participated in the Green Fair but asked that in the future it be moved from a Saturday or to held the event for 2 days so that members of the Orthodox Jewish Community can attend.

**Mayor Frank Huttle:**

- Congratulated Mrs. Forman and the Environmental Commission for a successful Green Fair event.

**Council President Wayne Hamer:**

- Asked that the Recreation Department to send out information for events that are multi-day. He also invited all the Council Members to come up with celebrations for the Residents.
- Thanked the Council for passing a resolution to honor Mrs. Esther Hilliard for her 103<sup>rd</sup> Birthday because she just recently passed away.

**COMMENTS FROM THE CITY MANAGER:**

Mr. Dacey reported on the following:

- Fireworks are scheduled for Wednesday, June 29<sup>th</sup> at the high school.
- The firehouse closing took place last Tuesday and Wednesday. The closing went well and all the money was deposited. The developer has already fenced it in and have started the asbestos remediation on the firehouse and the Lincoln School.

- There will be several resolutions at the May 10th meeting to allow us to defease the tax exempt bonds for the Lincoln School and the Liberty School. We are soliciting bids from escrow agents and will have a recommendation before the meeting. After the approval is given, then the money will be invested in the State Investment Fund. Depending on what the interest rates are that day will determine how much money we have to invest to pay it off. We owe approximately \$3.6 million.
- Traffic light installation on West Palisade Avenue is completed. The new ones are being turned on except for the one at Van Brunt. We will be watching the timing over the next couple of weeks. Planting will begin this week and the crosswalks have all been completed from Van Brunt to the monument.
- Next job will be East Palisade Avenue which will be bid out in May with construction in July and August. We received a \$42,000 grant from the County for ADA ramps and \$142,175 from CDBG to apply to that project.
- We applied for and received grants from PSE&G to replace all of our lighting in the parking garage and the court. Estimated savings are 39,741 kilowatt hours per year for the parking garage alone.
- The Recreation Department held the day camp last week when the schools were closed and 135 students enrolled. 180 students can be enrolled for the summer camp and 100 have signed up already.
- The new firehouse is fully operational as of 2 weeks ago.
- Hackensack River Keeper will be conducting clean-up in Mackay Park on July 11th.

### **PUBLIC SESSION:**

Council President Hamer opened the meeting to the public and instructed that any member of the public wishing to speak to step up to the microphone and give their name and address, and have four minutes to speak.

- Shirley Smith, 374 W. Palisade Ave:
  - Requested police walking patrols for better safety for the residents.
- Kevin Lake, 320 North Woodland Street:
  - Presented a draft ordinance revising the Chapter of the Code of the City of Englewood regulating the removal of trees and asked that the Council consider it for adoption.
- Jill Lauren, Booth Avenue:
  - Asked that the Council consider adopting the tree ordinance presented by Mr. Lake and explained her concerns regarding the removal of trees in the City.
- Edward Swain, 315 Booth Ave:
  - Expressed his concerns about the removal of trees for expansive construction and urged the Council to adopt and enforce the tree ordinance submitted by Mr. Lake.
- Joshua Wynn, (no address given):
  - Asked there aren't any security cameras at Parkview Terrace due to stray bullets in the area.
- Maria Morningstar, 400 Johnson Ave:
  - Spoke in support of the revised tree ordinance submitted by Mr. Lake and expressed concerns about the clear-cutting of the trees.
- Charles R. Cohen, 301 Booth Ave:
  - Spoke in support of the tree ordinance submitted by Mr. Lake and expressed concerns that the city is not enforcing its existing ordinances, especially the slope ordinance.
- Howard Shafer, 87 Spring Lane:
  - Stated that he always sees the police driving around and encourages the person who expressed concerns at the last meeting to meet with the City Manager.
- Curtis Caviness, 41 E. Forest Ave:
  - Stated his belief that meetings should be done at a public meeting and not just a small group in a small setting.
  - Supports the enforcement of ordinances that are in place.

- Stated that he is disheartened by the tearing down of Lincoln school because of its history. Asked the cornerstone be preserved.
- Asked what is the status of the Tryon pool.
- Lucy Walker, Washington Place:
  - Thanked Kevin Lake and his committee and expressed her support for preserving trees.
  - Asked that they extend the time limits for the crosswalks to allow the elderly more time to cross.
  - Expressed concerns that there will be no residents or African Americans on the police force.
  - Asked why the photos of the Council Members were removed from the website. Mr. Dacey explained that the website is being re-designed and the pictures will be returned when the new pages are ready.
- Sylvia Oliver, 26 Knickerbocker Rd:
  - Asked why the “No Left Turn” sign coming out of Nathaniel Place has been removed. Mr. Dacey explained that with the new design, people are now permitted to make a left turn from there.

Council President Hamer closed the Public Session.

**CLOSED SESSION:**

**RESOLUTION #108-04-19-16: PERMIT THE COUNCIL OF THE CITY OF ENGLEWOOD TO ENTER INTO CLOSED SESSION**

**BE IT RESOLVED** by the Council of the City of Englewood, pursuant to the provisions of the Open Public Meetings Act, that the Council meet in closed session to discuss the following subject matter:

**Pending Litigation, Personnel Matters and Attorney/Client Privilege**

Which subject matter is permitted to be discussed in closed session pursuant to the following designated sub-section(s) of Section 7 of the Open Public Meetings Act:

- ( ) Sub-section 1 dealing with material rendered confidential by express provision of Federal or State law.
- ( ) Sub-section 2 covering a matter in which release of information would impair a right to receive federal funds.
- ( ) Sub-section 3 involving disclosure of material which would constitute an unwarranted invasion of privacy, including material related to an individual’s personal and family circumstances, without the express written consent of the individual involved.
- ( ) Sub-section 4 pertaining to collective bargaining agreements and the terms, conditions, and negotiations thereof.
- ( ) Sub-section 5 dealing with the acquisition of real property, the settling of bank rates, or the investment of public funds where discussion thereof would adversely affect the public interest.
- ( ) Sub-section 6 dealing with tactics and techniques used in protecting the safety and property of the public where disclosure could impair such protection or investigation of violation of the law.
- ( X ) Sub-section 7 dealing with pending or anticipated litigation, contract negotiations, or matters falling within the attorney-client privilege.
- ( X ) Sub-section 8 dealing concerning personnel matters dealing with employment, appointment, termination, or terms and conditions of employment of any person or persons, or the evaluation, promotion or disciplining of employees unless all employees involved consent to disclosure thereof.
- ( ) Sub-section 9 involving deliberations after public hearing on a matter which may result in the imposition of a civil penalty or the suspension or loss of a license.

**AND BE IT FURTHER RESOLVED** that, as precisely as can be determined at this time, the discussion conducted in the said closed session can be disclosed to the public upon taking final action thereon, provided disclosure shall not violate the attorney-client privilege or constitute an undue invasion of privacy; and

**BE IT FURTHER RESOLVED** that, although it is not envisioned that the Council will return to open session after this meeting, the Council reserves the right to do so upon conclusion of the closed session.

Motion by **Councilman Skurnick** seconded by **Councilman Cobb** to approve.

**ROLL CALL:**

**Yes:** Council Members Cobb, Cohen, Forman, Skurnick and Hamer

---

Motion to Re-convene in open session by **Councilman Cobb** and was seconded by **Council President Hamer**.

**ROLL CALL:**

**Yes:** Council Members Cobb, Cohen, Forman, Skurnick and Hamer

**ADJOURN:**

Motion to adjourn the meeting by **Councilman Forman** seconded by **Councilman Skurnick**.

**ROLL CALL:**

**Yes:** Council Members Cobb, Cohen, Forman, Skurnick and Hamer

Meeting was adjourned at 9:51pm.

---

Yancy Wazirmas, RMC  
City Clerk