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TOWNSHIP OF WYCKOFF TOWNSHIP COMMITTEE EMERGENCY PUBLIC MEETING SECOND FLOOR MUNICIPAL COURT ROOM THURSDAY, MARCH 24, 2016 – 7:00 P.M.

Mayor Kevin J. Rooney called the Emergency Public Meeting to order at 7:00 p.m.

Present: Mayor Kevin J. Rooney, Deputy Mayor Brian D. Scanlan, Committeemen Thomas J. Madigan, Rudolf E. Boonstra and John A. Carolan

Staff Present: Township Administrator Robert J. Shannon, Jr., Township Attorney Robert Landel, Labor Attorney Raymond Wiss and Barry Guaglardi, Esq., Special Counsel

Mayor Rooney read the Open Public Meetings Act statement for public meetings in accordance with N.J.S.A. 10:4-9. The following notice was provided to the Bergen Record and the North Jersey Herald & News and posted on the bulletin boards in Town Hall where notices are customarily posted before 7:00 p.m.

TOWNSHIP OF WYCKOFF EMERGENCY MEETING NOTICE

The Wyckoff Township Committee may convene an emergency public meeting this evening, March 24, 2016 with an affirmative vote of three-quarters of the members present at 7:00 p.m. in the Municipal Court Room, 2nd Floor, Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, New Jersey 07481 on an important and urgent matter which has arisen today and a delay of the meeting would likely result in substantial harm to the public interest. This discussion is a personnel issue and anticipated litigation which impacts the operation of the police department which has a direct effect on health, safety and welfare of residents ensuring the proper working of the police department entrusted with securing the safety of residents.

The purpose of the emergency meeting is for the Township Committee to immediately adopt a resolution to enter into a Closed Session discussion to address a personnel matter, N.J.S.A. 10:4-12(b) (8) regarding the Wyckoff Police Chief and N.J.S.A. 10:4-123(b)(7) Anticipated Litigation.

The need for such meeting could not have been reasonably foreseen at a time when adequate notice could have been provided since the Township learned of such issue this afternoon.

Discussion is limited to this matter only No other business shall be discussed.

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| MOTION: | SCANLAN | SECOND | CAROLAN | |
|---------------|---------|-------------|-------------|------|
| BOONSTRA_YES_ | CAROLAN | YES MADIGAN | YES SCANLAN | YES_ |
| ROONEY_YES_ | | | | |

membership present is required to conduct an Emergency Meeting:

Mayor Rooney advised that a three-quarters vote of Township Committee

2. Mayor Rooney asked for a motion, second and vote to contract with Barry S. Guaglardi, Esq., of Arturi, D'Argenio, Guaglardi and Meliti, LLP as Special Counsel to assist the Township Committee with anticipated litigation in this matter.

| MOTION: | CAROLAN | SECOND | SCANLAN |
|------------|--------------|--------------|-----------------|
| BOONSTRA_Y | YES_ CAROLAN | YES_ MADIGAN | YES SCANLAN YES |
| ROONEY_YES | <u></u> | | |

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3. Township Committee consideration of Resolution #16-C4 to enter in a Closed Session discussion regarding N.J.S.A. 10:4-12(b)(8), Personnel Matter, Chief of Police and N.J.S.A. 10:4-12(b)(7), Anticipated Litigation.

Resolution: (Adoption of the following)

#16-C4 Closed Session Discussion – N.J.S.A. 10:4-12(b)(8) N.J.S.A. 10:4-12(b)(7)

WHEREAS, the Township Committee of the Township of Wyckoff is subject to certain requirements of the "Open Public Meetings Act", N.J.S.A. 10:4-12, et seq.; and,

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and,

WHEREAS, it was necessary for the Township Committee of the Township of Wyckoff to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b (8) and designated below; and,

N.J.S.A. 10:4-12(b)(8) – Personnel Matter – Chief of Police N.J.S.A. 10:4-12(b)(7) - Anticipated Litigation

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, assembled in emergency public session on March 24, 2016, hereby authorize, that an Executive Session closed to the public shall be conducted on March 22, 2016 in the Town Hall, 340 Franklin Avenue, Wyckoff, New Jersey 07481, for the discussion of matters relating to the specific items designated above.

BE IT FURTHER RESOLVED, that the minutes of the said Closed Session will be made public when the Township Committee of the Township of Wyckoff determines the reason for the minutes to remain closed no longer exists and the Municipal Clerk shall attach to this resolution when completed the Closed Session Meeting Minutes related to the specific items designated above.

MOTION: <u>BOONSTRA</u> SECOND <u>CAROLAN</u>
BOONSTRA_YES_ CAROLAN _YES_ MADIGAN _YES_ SCANLAN _YES_
ROONEY_YES_

At 8:38 p.m. the Township Committee re-enters the open session portion of the emergency public meeting.

4. Motion by Rudolf Boonstra to grant authority to the Mayor to make a change in the designation of "Acting Officer in Charge" of the Wyckoff Police Department, should such a change be required.

MOTION: BOONSTRA SECOND CAROLAN
BOONSTRA_YES CAROLAN YES MADIGAN YES SCANLAN YES
ROONEY_YES

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| 5. | for the Towr Chief Fox in | rian Scanlan r nship to defend his current m ide such servid | d and patter at | rovide legal | represe | entation for | Police |
|----------------|--|---|---------------------------------|---------------------------------------|--------------------------------|-----------------------------|----------------|
| | | SCANLAN CAROLAN | | ECOND MADIGAN | | OONSTRA SCANLAN | YES_ |
| 6. | execute a m County Pros tomorrow m | ohn Carolan to nemorandum o secutor as draf orning with the ed by the Tow | of under ted or a e Berge | rstanding to pas may be men county Pr | particip odified osecute | ate with the at a meetir | e Bergen ng |
| | | CAROLAN CAROLAN | | SECOND MADIGAN | | OONSTRA SCANLAN | YES_ |
| Adjou | rn at 8:45 p.m | 1. | | | | | |
| Kevin Mayor | J. Rooney | | _ | Joyce C Municipa | | | |