

**REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE**  
**Meeting Minutes - October 10, 2023**

**7:00pm – PUBLIC SESSION**

Statement of Open Public Meetings Act Compliance read by Mayor

In accordance with the Open Public Meetings Act, adequate notice of this meeting has been provided by mailing, emailing and/or faxing notice to the Daily Record and the Citizen newspapers, posting notice on the Township website and posting notice on the bulletin boards of the Municipal Building, 195 Changebridge Road, Montville, NJ 07045, and sending notice to those individuals requesting same.

We would like to remind residents that the Governor signed into law P.L. 2021, c. 317 which established various COVID-19 relief measures for residential customers of local government water, sewer and electric service. To comply with the law, Montville Township provides installment plans for a minimum 12-month duration for arrearages accruing between March 9, 2020 and March 15, 2022. Residents are encouraged to contact the Water and Sewer Department at (973) 331-3330 for more information about these COVID-19 Ratepayer Relief Payment Agreements.

The State Low Income Household Water Assistance Program (LIHWAP) can help you pay arrears for your water and sewer bills. The program may also be able to help address tax liens due to water and sewer arrears. To get more information and apply, go to [waterassistance.nj.gov](http://waterassistance.nj.gov), or call NJ211, or visit the Township website at [www.montvillenj.org](http://www.montvillenj.org).

The Winter Termination Program helps to prevent service discontinuation for eligible residential customers receiving residential electric, sewer and water service from a local government from November 15th through March 15th. Service cannot be disconnected during this period to those residential customers who meet certain criteria. For more information on this program, please refer to the notice on the Township website at [www.montvillenj.org](http://www.montvillenj.org).

Roll Call Township Committee

Present: Frank W. Cooney, Deputy Mayor  
June Witty, Committeewoman  
Rich Cook, Committeeman  
Richard D. Conklin, Committeeman  
Matthew S. Kayne, Chairman

Also present: June E. Hercek, Township Administrator  
Dawn Sullivan, Esq., Township Attorney  
Stacy Sullivan-Gruca, Township Clerk  
Margaret Shepard, Deputy Clerk

Prayer and Pledge of Allegiance by Committeewoman Witty

The Mayor read the following statement and asked for a moment of silence: "Montville Township is deeply saddened by the tremendous loss of human life and destruction of communities resulting from the unprecedented October 7 terror attacks by Hamas and military response by Israel. We grieve for the families and friends of the 14 fellow Americans who lost their lives and we pray for all the hostages to return home safely. Montville Township stands

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with the innocent civilian population caught in this tragedy with prayers for the quick restoration of peace, safety, and justice.”

**APPROVAL OF MEETING MINUTES**

September 26, 2023 Regular Meeting Minutes  
September 26, 2023 Closed Session Meeting Minutes

Motion by Conklin second by Cook to adopt the above listed minutes

All in favor – Motion carried

**PUBLIC HEARING ON ORDINANCE FOR FINAL ADOPTION**

None

**REPORTS**

**Administrator’s Report**

Confirmed the start of the Barney Lane Drainage Project. The Two Bridges Road Roadway Improvement Project to begin after the completion of the Barney Lane project. The Municipal Fuel Tank Replacement Project to begin shortly.

Capital Budget requests for 2024 are underway, workshop meeting dates to be considered at an upcoming meeting.

**Attorney Report**

None

**Township Committee liaison reports and comments**

**Cooney**

Dog Park members holding a Dog Halloween Costume Parade on October 21<sup>st</sup> at 12:30pm

**Witty**

DAC Youth Center attendance has increased and REACH Program has 65-70 students. Mentioned the possibility of a television being donated to the Youth Center by the New Pathway Counseling Group (recovery services).

VFW Veteran’s Day event planning commenced, 11/11 at 11am at the MTHS Auditorium

**Conklin**

None

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**Cook**

Reported success of Montville Day (held on October 8<sup>th</sup>) with good attendance despite the colder temperatures.

**Kayne**

Expression of gratitude for the staff responsible for planning, execution and success of Montville Day

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

None

**ORDINANCE INTRODUCTIONS**

None

**PUBLIC PORTION**

Mayor Kayne read the following statement before opening Public Portion:

“We are aware of the concerns of the public with regard to the Diversified decision. The Zoning Board of Adjustment has issued a 53-page resolution of approval with regard to the Diversified project. The Township Committee is in the process of evaluating the resolution. On tonight’s agenda, a resolution to retain the services of special independent counsel is on to assist with that process to ensure that all aspects of the matter are reviewed and considered. At this time, the Committee is not in a position to comment any further on the situation at this time.”

*Reminder to the public to state your name and address for the record, and there is a 3-minute time limit on all public comments*

Motion by Cooney second by Cook to open public portion

All in favor – Motion Carried

*Public Comments*

The following residents spoke up opposing the Board of Adjustment decision to pass an resolution approving a developer to build 266 age-restricted apartments and townhouses in the River Road/Route 202 area:

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Olivia Nasisi, 223 Main Road, Montville

Concerns of the traffic concerns of the proposed development are solidified by an accident that damaged the guardrail at her address. A family member was minutes away from being in the very scene of this accident on their property. Concerns that the guardrail still remains unfixed, though the accident took place on October 1<sup>st</sup>.

Feels that the recent application for a deck on a single-family home at a Board of Adjustment meeting was considered more carefully than this proposed development.

Janice Nasisi, 223 Main Road, Montville

Further discusses the damaged guardrail and the interactions she has had with Morris County (who is responsible for the guardrail replacement). Echoes Olivia's traffic concerns and uses the example that the temporary cones and barrel are consistently getting knocked over while awaiting the guardrail repair.

Tom Longo, 203 Main Road, Montville

Expresses gratitude to the Township Committee for their attention to the concerns of the residents over this proposed development. Confirmed that a speed indicator was put in place by the Police Department. Increases the traffic concerns by mention of cyclists and pedestrians along the same route.

Raises his concern of potential conflict of interest of Zoning Board members.

Holly Cox, 1 Dey Court, Towaco

Thanks the Township Committee for hearing the citizens' concerns. Reads a statement which expresses the overstepping of the Board of Adjustment's jurisdiction, the Township liability of limited site distance in the area of the development, urges the removal of Board of Adjustment members over what appears to be conflicts of interest. Questions whether findings by special counsel will be shared with the residents.

Tom Mazzaccaro, 4 Moore Road, Montville

Mention of the Pine Brook Jewish Center prayer service for Israel to be held on 10/11 and urges the Township Committee to hold a similar service for the community to attend in solidarity. Invites the community to attend the October 28<sup>th</sup> dedication of a Vietnam Memorial built by an Eagle Scout, held at 11am at VFW Post 5481.

Anthony Meli, 44 Upper Mountain Avenue, Montville

Questions the Board of Education's proposed referendum (because the Board of Education is autonomous, Meli is advised to present these questions to the Board of Education). Agrees with the traffic concerns on Main Road, expresses concerns over the process of the approval of the Diversified development, fears that PILOT programs pass risk onto the taxpayers.

Russell Pisano, 8 Coppola Court, Montville

Mentions his enjoyment of Montville Day and shares his jovial suggestion of adding a coffee truck and a zeppole truck.

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Dana Lechleiter, 13 Barney Lane, Towaco

Disagrees with the Barney Lane Drainage Project because she was told that all the water will drain onto 3 properties, which includes hers. The Engineer mentioned the Township requiring access to assist with the drainage on her property.

*Administration believes that an easement agreement is what is being referred to and will follow up with the Engineer.*

Shari Seffer, 53 Davenport Road, Montville

Echoes agreement with the suggestion of a community gathering for Israel and offers invitation to any interested parties to attend the Democratic Committee meeting being held at the Senior House on October 19<sup>th</sup> at 7pm to ask any referendum questions of Dr. Gorman, Superintendent of Montville Schools.

Motion by Cooney second by Cook to close public portion

All in favor – Motion Carried

**RESOLUTION AUTHORIZING CONSENT AGENDA NO. 2023-CA17**

**Resolution 2023-320** Resolution adopting the holiday schedule for officials and employees of the Township of Montville for the year 2024

WHEREAS, the Township Committee of the Township of Montville has approved holidays for officials and employees of the Township of Montville; and

WHEREAS, the following Holiday Schedule is established for the year 2024;

**2024 HOLIDAY SCHEDULE**

1.	NEW YEAR'S DAY	MONDAY	01/01/24
2.	MARTIN LUTHER KING DAY	MONDAY	01/15/24
3.	PRESIDENTS' DAY	MONDAY	02/19/24
4.	GOOD FRIDAY	FRIDAY	03/29/24

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5.	MEMORIAL DAY	MONDAY	05/27/24
6.	JULY 4 <sup>TH</sup> HOLIDAY	THURSDAY	07/04/24
7.	LABOR DAY	MONDAY	09/02/24
8.	COLUMBUS DAY	MONDAY	10/14/24
9.	VETERANS DAY	MONDAY	11/11/24
10.	THANKSGIVING DAY	THURSDAY	11/28/24
11.	THANKSGIVING FRIDAY	FRIDAY	11/29/24
12.	CHRISTMAS EVE	TUESDAY	12/24/24
13.	CHRISTMAS DAY	WEDNESDAY	12/25/24

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, that the Holiday Schedule for the year 2024 be approved and adopted.

[Resolution 2023-321](#) Resolution of the Township Committee of the Township of Montville authorizing the sale of Township property and vehicles that have been deemed surplus or abandoned with Municibid, LLC

WHEREAS, the Township of Montville has determined that the personal property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, Municibid has been awarded a state contract (No. 19-GNSV1-00696 and Solicitation No. 19DPP00272) to perform online auctions under the terms and conditions of said contract; and

WHEREAS, the sales are being conducted pursuant to N.J.S.A 40A:11-36 and under the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15; and

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WHEREAS, N.J.S.A 40A:11-36(5) provides that a contracting unit may reject all bids if it determines such rejection to be in the public interest. In any case in which the contracting unit has rejected all bids, it may readvertise such personal property for a subsequent public sale. If it elects to reject all bids at a second public sale, pursuant to this section, it may then sell such personal property without further publication of notice thereof at private sale, provided that in no event shall the negotiated price at private sale be less than the highest price of any bid rejected at the preceding two public sales and provided further that in no event shall the terms or conditions of sale be changed or amended.

WHEREAS, the Township of Montville intends to utilize the online auction services of Municibid located at [www.municibid.com](http://www.municibid.com) and place the surplus personal property listed on Schedule A, which is attached hereto and made a part hereof by reference; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Montville Township in the County of Morris, State of New Jersey, as follows:

1. The property listed on Schedule A is hereby deemed to be surplus personal property subject to sale or other disposition by the Township.
2. The Township is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled [www.municibid.com](http://www.municibid.com).
3. The dollar amounts applicable to each personal property entry on Schedule A shall constitute the minimum bid therefor.
4. The terms and conditions of the agreement entered into between Municibid and the Township of Montville are available at [www.municibid.com](http://www.municibid.com) and in the Township Clerk's office.
5. The Mayor and Clerk and all members of the administration are hereby authorized to take all steps necessary to effectuate the purpose of this Resolution.
6. Pursuant to N.J.S.A 40A:11-36 notice of the date, time and place of the public sale together with a description of the items to be sold and the conditions of sale shall be published in the Township's official newspaper. Such sale shall be held not less than seven nor more that 14 days after the latest publication of the notice thereof.
7. This Resolution shall take effect immediately.

Schedule A

2014 Dodge LD-Charger  
Vin # 2C3CDXAT2EH344875  
Min. Bid: \$100

2014 Dodge LD-Charger  
Vin # 2C3CDXAT9EH344873  
Min. Bid: \$100

2007 Dodge LD-Charger  
Vin # 2B3KA43H67H817687  
Min. Bid: \$100

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2010 Dodge LD-Charger  
Vin # 2B3AA4CTXAH269104  
Min. Bid: \$100

2013 Dodge LD-Charger  
Vin # 2C3CDXAT3DH706971  
Min. Bid: \$100

2007 Dodge LD-Charger  
Vin # 2B3KA43H57H770894  
Min. Bid: \$100

2017 Ford Explorer  
Vin # 1FA5K8AR2HGA24715  
Min. Bid: \$100

2012 Chevy Tahoe  
Vin # 1GNSK2E06CR159572  
Min. Bid: \$100

2012 Chevy Tahoe  
Vin # 1GNSK2E06CR155139  
Min. Bid: \$100

2001 Ford Focus  
Vin # 1FAFP34391W193037  
Min. Bid: \$100

2002 Dodge Van  
Vin # 2B6HB11X52KK119716  
Min. Bid: \$100

**Resolution 2023-322** Resolution of the Township of Montville, County of Morris and State of New Jersey to go out to bid or procure through other means acceptable under the Local Public Contracts Law for the purchase of a new, unused 2023 or newer Ford F-450 Mason Dump Truck with stainless steel dump body, 4-wheel drive, for 2.5 – 3.5 yard capacity or equivalent

WHEREAS, the Township of Montville wishes to Purchase a New, Unused 2023 or newer Ford F-450 Mason Dump Truck with Stainless Steel Dump Body, 4-Wheel Drive, for 2.5-3.5 Yard Capacity or Equivalent; and

WHEREAS, the Mayor and Township Committee have determined that the project should be publicly bid or procured through other means acceptable under the Local Public Contracts Law.



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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Montville, in the County of Morris that the project be bid or procured through other means acceptable under the Local Public Contracts Law.

This Resolution shall take effect immediately.

**Resolution 2023-323** Resolution authorizing the processing of certain tax sale certificate redemptions

Block 141.5 Lot 10, 17 Arthur Pl

Lien Redemption Certificate #22-00043	\$ 8,325.99
Premium Money	<u>\$ 4,000.00</u>
Total Payment	\$12,325.99

To: RIDGEBACK VENTURES LLC

**Resolution 2023-324** Resolution approving request from Tax Collector for refund of overpayment (tax appeals)

WHEREAS, The TAX COURT OF NJ has entered judgment on appeals filed by taxpayers in the Township of Montville;

WHEREAS, The judgment reduced assessments and cancelled tax creating an overpayment of taxes for the various years;

NOW, THEREFORE, BE IT RESOLVED that the treasurer be authorized to draw checks in the amount of overpayment to:

Valerie Hofer, Esq. Trust Account  
for Veracca, Robert & Sanelli. Pina

5 Sky Ter	2018 Tax Appeal	\$2,025.73
Block 33 Lot 48.3	2019 Tax Appeal	<u>\$2,043.43</u>
	TOTAL REFUND	\$4,069.16

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Valerie Hofer, Esq. Trust Account  
for Lee, Nelson S & Wu, Cathleen

2 Dey Ct	2020 Tax Appeal	\$ 908.78
Block 82.1 Lot 33	2021 Tax Appeal	<u>\$ 927.45</u>
	TOTAL REFUND	\$1,836.23

Valerie Hofer, Esq. Trust Account  
for HU, Long-Gue

22 Bromley Rd		
Block 124 Lot 17.9	2017 Tax Appeal	<u>\$ 676.55</u>
	TOTAL REFUND	\$ 676.55

Spiotti & Associates, P.C.  
for Nowakowska, Kasia

10 Pennbrook Ct		
Block 1 Lot 11.12	2022 Tax Appeal	<u>\$3,143.98</u>
	TOTAL REFUND	\$3,143.98

Spiotti & Associates, P.C.  
for Mroczek, Ewelina

30 Woodshire Ter		
Block 82.1 Lot 27	2022 Tax Appeal	<u>\$2,569.00</u>
	TOTAL REFUND	\$2,569.00

Brach Eichler L.L.C. and	2016 Tax Appeal	\$1,900.26
Pacheco, Ruby	2017 tax Appeal	\$1,941.66
62 Hook Mt Rd	2018 Tax Appeal	\$1,992.16
Block 164	2019 Tax Appeal	\$2,011.21
Lot 13.3	2020 Tax Appeal	<u>\$2,046.82</u>
	TOTAL REFUND	\$9,892.11

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**Resolution 2023-325** Resolution approving a block party on Diann Drive – October 29, 2023

WHEREAS, the Township of Montville has received a request for approval of a neighborhood block party to be held on Sunday, October 29, 2023 on Diann Drive in Montville; and

WHEREAS, the Township Committee has reviewed the request and approved of the request.

WHEREAS, the applicant has been instructed to be in contact with the Police Department regarding any road closures; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, County of Morris and State of New Jersey, that the request for a block party on Diann Drive, Montville, to be held on Sunday, October 29, 2023 is hereby approved. Access must be allowed for emergency vehicles should the need arise and any barricades or cones which are placed on the roadway must be removed if required.

**Resolution 2023-326** Resolution of Township of Montville, County of Morris and State of New Jersey resolution in support of Senate Bill 3739 delaying the fourth round of affordable housing obligations from July 1, 2025 to July 1, 2028

WHEREAS, a majority of municipal communities have obtained Substantive Certification demonstrating compliance with their respective Third Round Affordable Housing obligation which is set to expire June 30, 2025; and

WHEREAS, these communities have all not only demonstrated such compliance and commitment to Affordable Housing, but as part of that commitment, have dedicated significant resources and taxpayer services in support of their Affordable Housing obligation; and

WHEREAS, during the period of said compliance, the COVID-19 pandemic resulted in a shut down of the New Jersey economy creating economic hardships for taxpayers and municipalities throughout the State of New Jersey; and

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WHEREAS, the residual impact of COVID-19 and the economic climate has also resulted in a significant increase in interest rates as well as the ability to effectuate and complete the agreed upon development of said Affordable Housing projects; and

WHEREAS, communities are presently working to support those developments that have failed to construct the agreed upon Affordable Housing and are addressing the transition and development of such projects; and

WHEREAS, the Affordable Housing developments that were identified and included as part of the Substantive Certification by the Courts, did not necessarily take into account the offsite obligations of traffic, drainage, environmental considerations, open space, municipal utility services and other municipal services such police, fire and emergency medical services within each community and such responsibility of local taxpayers; and

WHEREAS, as a result of COVID-19, economic conditions and the significant responsibility to be the steward of appropriate compliant development of Third Round Affordable Housing plans, it is important to note that a majority of said plans were approved within the last seven years, and will place an inordinate responsibility on local government and taxpayers to immediately reconvene with a new round of obligations to begin on July 1, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Montville that we hereby support Senate Resolution 3739 and all of the reasons stated therein to delay or postpone the Fourth Round Affordable Housing obligation from July 1, 2025 to July 1, 2028.

BE IT FURTHER RESOLVED, that the governing body hereby authorizes the Administration to speak on behalf of the municipality in support of this legislation.

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BE IT FURTHER RESOLVED, that a copy of this Resolution shall be provided all Municipal Clerk's within Morris County as well as to the municipality's New Jersey Legislative representatives.

This Resolution shall take effect immediately.

*\* Mayor Kayne explains that Resolution 2023-326 is intended to support legislation supported by Senator Bucco to push back the next round of Affordable Housing Litigation to 2028*

Motion by Cook second by Witty to adopt consent agenda resolutions, Resolution 2023-320 through Resolution 2023-326

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

**RESOLUTIONS**

Motion by Cooney second by Cook To adopt Resolution approving the listing of bills and signing of checks for October 10, 2023

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

Resolution 2023-327 Resolution requesting approval of items of revenue and appropriation NJS 40A:4-87 (2023 PEG Grant – Altice USA)

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, hereby requests the Director of the

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Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$6,000.00, which is now available from Altice USA (Cablevision of Morris) in the amount of \$6,000.00.

BE IT FURTHER RESOLVED, that the like sum of \$6,000.00 is hereby appropriated under the caption Altice USA 2023 PEG Grant; and

BE IT FURTHER RESOLVED, that the above is the result of grant funds for Public, Education, and Government (PEG) access services as provided in Section 21 of Ordinance 2019-02 adopted February 15, 2019, for franchise renewal.

Motion by Conklin second by Witty to adopt Resolution 2023-327

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

**Resolution 2023-328** Resolution of the Township of Montville, County of Morris and State of New Jersey, authorizing the award of a Professional Services Contract without competitive bidding to Law Offices of Mark D. Madaio to perform special land use counsel services for Montville Township

WHEREAS, there exists a need for Special land Use Counsel services to be rendered to the Township of Montville in connection with the review of certain land use decisions; and

WHEREAS, the Township wishes to retain Law Offices of Mark D. Madaio to perform such services; and

WHEREAS, the maximum amount for services under this contract shall not exceed a total of \$3,500.00; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. §40A:11-1 *et seq.*) requires that the Resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract itself be available for public inspection.

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NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, as follows:

Section 1. The contract with Law Offices of Mark D. Madaio is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. §40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

Section 2. Law Offices of Mark D. Madaio shall provide professional legal services to the Township as set forth in its proposal of October 2, 2023.

Section 3. A notice of this action shall be printed once in the legal newspaper of the Township of Montville as required by law.

Section 4. A copy of this Resolution shall be provided to Katie Yanke, Chief Financial Officer, and to Law Offices of Mark D. Madaio, 29 Legion Drive, Bergenfield, New Jersey 07621, for their information and guidance.

Section 5. The account to be used for these services is as follows:  
3-01-20-155-277, Miscellaneous Litigation

This Resolution shall take effect immediately.

Motion by Cook second by Cooney to adopt Resolution 2023-328

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

**Resolution 2023-329** Resolution requesting approval of items of revenue and appropriation NJS 40A:4-87 (Fiscal Year 2023 Bullet Proof Vest Award)

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$3,825, which is available from the 2023 Bullet Proof Vest Partnership Initiative in the amount of \$3,825.

BE IT FURTHER RESOLVED, that the like sum of \$3,825 is hereby appropriated under the caption Bullet Proof Vest - Federal; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the U.S. Department of Justice, Bureau of Justice Assistance in the amount of \$3,825 from the 2023 Bullet Proof Vest Partnership Initiative which will expire on August 31, 2025.

Motion by Witty second by Cooney to adopt Resolution 2023-329

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

**REVIEW OF MEETING ACTION ITEMS**

Administration to follow up on the following items brought up during Public Portion: the damaged guardrail at 223 Main Road, Montville, and possible easements on Barney Road

Attorney to work with special counsel (awarded on Resolution 2023-328) on the Diversified matter



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Resolution authorizing Closed Executive Session to discuss the following matters as permitted pursuant to NJSA 10:4-12:

**Contract Negotiations**

Municipal Court personnel

**Litigation**

**Personnel**

**Attorney-Client Privilege/Potential Litigation**

Motion by Conklin second by Witty to adopt the above Resolution authorizing closed executive session

All in favor – Motion carried

*Mayor notes no action will be taken after closed session*

CLOSED SESSION

Motion by Cooney second by Witty to adjourn

All in favor – Motion carried

**ADJOURNMENT** at 8:01pm

Approved:  
Montville Township Committee

\_\_\_\_\_  
Stacy Kostka, Township Clerk

\_\_\_\_\_  
Matthew S. Kayne, Mayor

**ADJOURNMENT**

Next Regular Meeting: October 24, 2023 at 7pm