RESOLUTION 98 - 2011
RESOLUTION EXCLUDING PUBLIC PARTICIPATION WITHIN A PORTION OF A MEETING OF MAYOR AND COUNCIL PURSUANT TO NJSA 10:4-12

WHEREAS, meetings of the Mayor and Borough Council are subject to the provisions of a statute entitled "Open Public Meetings act";

WHEREAS, the said Act provides for public participation within all meetings except those meetings or business which involve certain enumerated activities of a public body as further set forth in the said statute; and

WHEREAS, the Mayor and Council desire to discuss and act upon matters subject to the exclusions of said Act under the provisions of N.J.S.A. 10-4-12, et seq.; and

WHEREAS, the Act hereinabove recited provided that a public body may exclude public participation within any meeting wherein such matters may be discussed or acted upon provided that a Resolution be adopted at a meeting to which the public is admitted;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodbury Heights as follows:

A. The public shall and will be excluded from that portion of a meeting conducted by the Mayor and Council on August 17, 2011, pertaining to matters contemplated in N.J.S.A. 10:4-12 et seq., to specifically consider litigation entitled "WOODBURY HEIGHTS DEVELOPMENT, LLC, -v- BOROUGH OF WOODBURY HEIGHTS, ET AL.";

B. Directing the Clerk to separately record the minutes of that portion of the aforesaid meeting dealing with such matters and retain same within a confidential file until such time that those matters have been fully acted upon by the Mayor and Council;

C. Directing the Clerk to permanently file the aforesaid minutes of such meeting within the permanent minutes on or before ninety (90) days from the adoption hereof or upon expiration of the time within which the matters considered are deemed no longer subject to the exceptions under the "Open Public Meetings Act", whichever event shall last occur.

BOROUGH OF WOODBURY HEIGHTS

BY: _____
HARRY ELTON, JR., MAYOR

ATTEST:

_____
JANET PIZZI, BOROUGH CLERK

The foregoing Resolution was duly adopted by the Borough Council of the Borough of Woodbury Heights at the Regular Meeting held August 17, 2011.

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JANET PIZZI, BOROUGH CLERK