

**PARK RIDGE MAYOR & COUNCIL MEETING  
AGENDA FOR SPECIAL MEETING  
October 5, 2020  
p.m.**

**Mayor Misciagna calls meeting to order at:**

**Pledge of Allegiance to the Flag**

**ROLL CALL:**

Present: Councilmembers Capilli, Epstein, Farinaro, Ferguson, Metzdorf, Mintz and Mayor Misciagna

Absent:

Also Present: Julie Falkenstern, BA

Magdalena Giandomenico, Borough Clerk

Durene Ayer, Borough CFO

Anthony Bocchi, Borough Attorney

Scott Reynolds, Special COAH Attorney

Joe Burgis, Special Housing and Borough Planner

**Mayor Misciagna reads Compliance Statement**, as required by Open Public Meetings Act, P.L. 1975, Chapter 231.

Thee Notice for the Special Work and Closed Session Mayor & Council Meeting of Monday, October 5, 2020, as required by Section 3(D) of the Open Public Meetings Act has been provided by:

1. On October 1, 2020 posting the same on the Municipal Bulletin Board;
2. Faxing Notice of this meeting to The Record, Community Life, The Pascack Press and Ridgewood News.
3. Filing a copy of this Notice in the office of the Borough Clerk.

**Public Hearing**

Mayor Misciagna asks if anyone present wishes to be heard on any matter.

*Upon recognition by the Mayor, the person shall proceed to the floor and give his/her name and address in an audible tone of voice for the records. Unless further time is granted by the Council, he/she shall limit his/her statement to five (5) minutes. Statements shall be addressed to the Council as a body and not to any member thereof. No person, other than the person having the floor, shall be permitted to enter into any discussion, without recognition by the Mayor.*

- 1) **Will Fenwick:** Mr. Fenwick asked if there is a trial date, what occurred during the last case management session and are there settlement talks taking place?

- a. Borough Attorney Bocchi informed Mr. Fenwick that there is a case management session scheduled for 2pm on October 6, 2020 and that the Judge informed both parties to keep the week of October 12<sup>th</sup> and 19<sup>th</sup> opened for trial. The Judge is prepared to enter the immunity motion if the case goes to the trial during the onset of it. Borough Attorney will not comment regarding potential settlement talks, but if we get a settlement it would be voted on in public with the opportunity for public comments.

**Mayor Misciagna asks for a motion to go into Closed Session to discuss matters pertaining to Affordable Housing**

A motion was made by Councilman Metzdorf and seconded by Councilwoman Epstein to confirm. All in favor.

**Clerk Reads:**

WHEREAS, the Open Public Meetings Act, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and  
WHEREAS, the Governing Body wishes to discuss:

Matters Relating to Litigation, Negotiations and the Attorney- Client Privilege, including any pending or anticipated litigation. The specific matter involves the following; Affordable Housing Litigation

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

**Mayor Misciagna asks for a motion to return to Open Session**

A motion was made by Councilwoman Epstein and seconded by Councilman Metzdorf to confirm.

**PUBLIC PRIVILEGE OF THE FLOOR:**

Mayor Misciagna asks if anyone present wishes to be heard on any matter.

*Upon recognition by the Mayor, the person shall proceed to the floor and give his/her name and address in an audible tone of voice for the records. Unless further time is granted by the Council, he/she shall limit his/her statement to five (5) minutes. Statements shall be addressed to the Council as a body and not to any member thereof. No person, other than the person having the floor, shall be permitted to enter into any discussion, without recognition by the Mayor.*

**Mayor Misciagna asks for a motion to adjourn:**

A motion was made by Councilwoman Epstein and seconded by Council President Mintz to confirm. All in favor.