

**Borough of Elmer Special Meeting Minutes****August 2, 2017**

**CALL TO ORDER:** A Special Meeting was called to order by Mayor Stemberger at 6:00 p.m. The purpose of the meeting was for a Closed Executive Session to discuss personnel matters and any other business deemed appropriate.

**FLAG SALUTE AND INVOCATION:** Invocation was given by Mayor Stemberger, followed by the pledge of allegiance. Mayor Stemberger stated that pursuant to the Open Public Meetings Act, adequate notice of the meeting was posted in the Municipal Building, filed in the office of the Clerk, and emailed and mailed to the Elmer Times and South Jersey Times on July 13, 2017.

**ROLL CALL:** Council President Lewis Schneider, Council Members Lynda Davis, Cynthia Nolan, R. Matthew Richards, Steven A. Schalick, and Mayor Joseph Stemberger answered to the roll call. Absent: Councilman James Zee. Also present were Solicitor Brian Duffield, Police Chief Patrick Bryan, Officer Raymond Sambor, Jr., Jacqueline Vigilante, Esq. (Counsel for Sambor), and Michael S. Riggs (expert).

**EXECUTIVE SESSION:**

**BOROUGH OF ELMER, COUNTY OF SALEM  
RESOLUTION AUTHORIZING EXECUTIVE SESSION**

**Number 81-17**

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting, and

WHEREAS, the Governing Body of the Borough of Elmer has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of this Governing Body will reconvene;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Elmer will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12:

  X   Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining or any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting (Subject to the balancing of the public's interest and the employee's privacy rights under South Jersey Publishing, 124 N.J. 478, the employee(s) and nature of discussion is Terms and Conditions of Employment);

BE IT FURTHER RESOLVED that the Borough Council hereby declares that its discussion of the aforementioned subject(s) may be made public at a time when the Borough Attorney advises the Borough Council that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Borough or any other entity with respect to said discussion. Estimated date: upon the occurrence of said matters being resolved;

BE IT FURTHER RESOLVED that the Borough Council, for the aforementioned reasons, hereby declares that the public is excluded from the portion of the meeting during which the above discussion shall take place and hereby directs the Borough Clerk to take the appropriate action to effectuate the terms of this resolution.

Motion Davis, second Richards to approve Resolution 81-17.

Roll Call: Ayes: Davis, Nolan, Richards, Schalick, Schneider; Nays: None. Absent: Zee. Motion carried.

The Mayor and Council Members entered closed session at 6:02 pm. At 8:55 pm Davis made a motion, second Schalick, to adjourn the Executive Session and re-open the Regular Meeting. All were in favor and motion carried.

Motion Richards second Davis to dismiss all charges.

Roll Call: Ayes: Davis, Nolan, Richards, Schalick, Schneider; Nays: None. Absent: Zee. Motion carried.

Robert Richards, Assistant Water Department Superintendent, joined the meeting.

**OLD BUSINESS:** None.

**NEW BUSINESS:**

**BOROUGH OF ELMER, COUNTY OF SALEM  
RESOLUTION TO APPOINT STEPHEN A. RICHARDS FOR WATER DEPARTMENT GENERAL  
MAINTENANCE**

**Number 82-17**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Elmer that Stephen A. Richards be appointed for General Maintenance for the Borough of Elmer Water Department effective August 1, 2017 through December 31, 2017;

BE IT FURTHER RESOLVED that Stephen A. Richards be appointed for a salary of \$10 per hour to be charged to Water Utility Operating: Salary and Wages in the 2017 Budget.

Motion Davis, second Schalick to approve Resolution 82-17. Members discussed the need for the appointment. Roll Call: Ayes: Davis, Nolan, Schalick, Schneider; Nays: None. Abstain: Richards; Absent: Zee. Motion carried.

**PUBLIC SESSION:** No members of the public were present so the public session was not opened.

**DISCUSSIONS:** Bob Richards updated Council Members on the status of the Water Tower Repainting and Repair project, including the need for the extra water storage tank. He also answered questions about Water Department operations while the tower is out of service. Options and costs for changing the tower logo were discussed.

**ADJOURNMENT:** At 9:25 pm, motion Richards, second Davis that the meeting be adjourned. All were in favor and motion carried.

August 2, 2017

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Sarah D. Walker, Borough Clerk

Approved: September 13, 2017