

**BOROUGH OF MIDLAND PARK
280 GODWIN AVENUE
MIDLAND PARK, NJ 07432
JUNE 23, 2022**

7:00 P.M. WORK SESSION MINUTES

On June 23, 2022 at 7:03 P.M., the Mayor and Council of the Borough of Midland Park conducted a meeting at Borough Hall located at 280 Godwin Avenue as previously advertised. Agenda items for the meeting were listed on the Borough website. There was also an option for the public to access the meeting electronically by dialing this Toll-Free number 1-866-899-4679, Access Code: 335-352-949.

Mayor Shortway called the Meeting to Order at 7:00 P.M.

The Mayor reads the Sunshine Law Statement: This meeting is being held in accordance with the Sunshine Law, notice having been published according to law with a copy on file in the Borough Clerk's Office and a copy posted on the bulletin board in the Municipal Building.

Roll Call:	Mayor Shortway	Present
	Councilman DeBlasio	Present
	Councilman Damiano	Absent
	Councilman Iannone	Absent
	Councilman Kruis	Present
	Councilwoman DeLuca	Present
	Council President Peet	Present

Also Present: Borough Attorney Robert Regan and Borough Administrator/Clerk Wendy Martin, Superintendent of the Department of Public Works Matthew Tauber, Property Maintenance Official John Torry, Sgt. Noah Van Vliet, Justin Kron and Ben Chako, Location Managers from the Isle of the Dead, Stalwart Productions.

Borough Administrator/Clerk Martin took a roll call of the public.
No one from the Public was currently on the line.

DISCUSSION ITEM:

1. Filming – Isle of the Dead

Justin Kron, Location Manager from the Isle of the Dead, Stalwart Productions has contacted Borough Administrator/Clerk Wendy Martin and Sgt Noah Van Vliet from the Police Department for filming approval. Ms. Martin invited Mr. Kron and Mr. Chako to the **Mayor and Council** meeting to discuss their project further. Mr. Kron gave a brief overview of the scene that is proposed for filming. The scene would take place on the lawn between the Library and Borough Hall. Stalwart Production would also require several cars, trucks, and campers to be parked in a near by lot a few days prior to filming.

Sgt. Noah Van Vliet and Superintendent of the Department of Public Works Matthew Tauber will handle the road closures and property maintenance aspect of the production. Mr. Kron did suggest

the production company does a greens crew to take care of any landscaping issues that may arise. Additional parking areas at Borough Hall, several surrounding churches, and renting out the Social Hall were proposed.

Councilwoman DeLuca discussed closing the Library due to the filming and the structure that will be erected on the front lawn. Library Director Catherine Dileo has been notified of this proposed project and referred the scouting crew to the Borough for guidance.

Borough Attorney Robert Regan requested from Mr. Kron the following insurance policies: \$1m for bodily injury, \$3m for aggregate limit, \$500k for property damage, \$5k payment in a bond, and indemnification agreement, where the Borough is immune from any liability on property. Mr. Regan suggested a resolution be introduced for the next meeting which outlines the agreement between the Borough and Stalwart Productions, LLC.

PUBLIC COMMENTS:

Members of the Public were asked to speak individually.
No one from the Public was present in person or on the line.

ATTORNEY REGAN READ THE RESOLUTION

Resolution #112-2022 Closed Session 06-23-2022

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 Midland Park 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 Midland Park will go into closed session for the following reason (s) as outlined in N.J.S.A. 10:4-12:

Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public (Provision relied upon):

_____Any matter in which the release of information would impair a right to receive funds from the federal government;

_____Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy;

_____Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body (Specify contract): _____.

_____Any matter involving the purpose, lease, or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

 X Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

_____Any investigations of violations or possible violations of the law;

 X Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer (If pending or anticipated litigation, the matter is: _____ contract negotiations the

nature of the contract and interested party is Ridgewood Water in circumstances, if public disclosure of the matter would have a potentially negative impact on the Borough's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded, or the circumstances no longer present a potential impact);

X Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of 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 Personnel – Building Department .

Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility;

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. That time is currently estimated as the time of said matter.

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.

Introduced by: Councilwoman DeLuca Seconded by: Councilman Kruis

Roll Call:	Councilman De Blasio	Aye
	Councilman Damiano	Absent
	Councilman Iannone	Absent
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

At this time the public was notified Council will be going into Closed Session. They were invited to attend the 8:00 P.M. Open Public Meeting in person or by dialing the Toll-Free number: 1-866-899-4679, Access Code: 766-030-917.

There being no further business to discuss on a Motion made by **Councilwoman DeLuca**, Seconded by **Councilman DeBlasio**, and carried, the **Mayor** adjourned the Work Session meeting and Council convened into the Closed Session at 7:26 P.M.

Respectfully submitted,

Wendy Martin

Wendy Martin, RMC
Borough Administrator/Clerk