

**EMERGENCY MEETING  
Mayor and Council  
Borough of Harrington Park, New Jersey  
February 26, 2013**

**(PAH) Call Meeting to Order**

**Time: 7:01pm**

**Mayor's Announcement:**

In compliance with Chapter 231, Public Law 1975, adequate notice of the meeting was made. posted on the bulletin board in the Municipal Center. Copies have been e-mailed to the BERGEN RECORD, SUBURBANITE and THE NORTHERN VALLEY PRESS. A copy has been filed with the Borough Clerk, and copies have been mailed to individuals requesting the same.

**(ALB) Roll Call:**

	PRESENT	ABSENT
DUNLEA (JD)	x	
EVANELLA (GE)	x	
PEDERSEN (JP)	x	
RYAN (MR)	7:13pm	
NAPOLITANO(AN)	x	
CHUNG (JC)	x	

**Also present:**

**Mr. John R. Dineen, Borough Attorney (JRD)  
Mr. Raymond Wiss, Special Counsel (RW)  
Ms. Ann H. Bistriz, Borough Clerk (ALB)**

**New Business**

Discussion of Potential Police Litigation

PAH announced this meeting was for the sole purpose to analyze legal options available to the Borough relative to correspondence dated February 22, 2013 (received February 25, 2013).

**Closed Session      Time: 7:02pm**

**Motion JP**

**Second GE**

**Vote AIF**

**RESOLUTION**

**WHEREAS**, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and

**WHEREAS**, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.

1. Potential Police Litigation

**BE IT FURTHER RESOLVED** that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion.

**Return to Open Session Time: 9:15pm**

**Motion GE**

**Second JD**

**The following Motion was made:**

**MOTION**

A motion was made by Councilman Pedersen to authorize Raymond Wiss, Esq. to file on behalf of the Borough of Harrington Park a Cross Petition for Certification to the New Jersey Supreme Court in the matter of Cantone v. Borough of Harrington Park. The Cross Petition will request that the Court hear the appeal of the Borough regarding the decision of the Appellate Division denying reimbursement to the Borough for salary paid to Officer Cantone for the period of July 1, 2008 through October 19, 2009.

	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Roll Call Vote						
DUNLEA (JD)			X			
EVANELLA (GE)	x		x			
PEDERSEN (JP)	x		x			
RYAN (MR)			x			
NAPOLITANO(AN)			x			
CHUNG (JC)			x			

**Meeting Open to Public**

**Motion GE**

**Second JD**

**Vote AIF**

**Meeting Closed to Public**

**Motion GE**

**Second JD**

**Vote AIF**

**Adjournment Time: 9:18pm**

**Motion JP**

**Second GE**

**Vote AIF**