

**MAYOR AND COUNCIL  
SPECIAL MEETING  
October 6, 2014  
5:00 P.M.**

**MAYOR'S STATEMENT AS TO COMPLIANCE WITH P.L. 1975**

Adequate Notice of this Meeting has been provided according to the Open Public Meetings Act, Assembly Bill 1030. Notice of this Meeting was sent to the New Jersey Herald and the Daily Record on October 1, 2014 and was placed on the Official Bulletin Board in the Municipal Building.

In the event the Mayor and Council have not addressed all items on this Agenda by 11:00 PM and they are of the opinion that they cannot complete the Agenda in a reasonable time period, the Mayor and Council may exercise their option to continue this meeting at an agreed to date, time and place within ten (10) days of this meeting. Please turn off all cell phones for the duration of this Meeting.

**ROLL CALL**

Council Members:

Councilwoman Zdichocki – Present  
Councilman Thornton – Present  
Councilwoman Kuncken – Present

Councilman Depew – Absent  
Councilwoman Thistleton – Present  
Councilman Benson – Present

Mayor Maio – Present

**COUNCIL DISCUSSION**

*Energy Aggregation Program* - Mayor Maio noted at the last meeting Mr. Stein expressed concern with certain terms of the contract. Mr. Stein has spoken to a representative of Concord Energy Services regarding his concerns and is satisfied with the explanation he received. Mayor Maio stated she spoke to Mr. Stein and he advised her that, if they move forward, the Borough's exposure is limited. The OPRA issue he raised is no longer a concern because the administrative regulation that exempts customer information from the provisions of OPRA satisfies Mr. Stein's objection. With respect to holding JCP&L harmless, they will not negotiate the issue and Mr. Stein advised that he does not see this as a great concern. There was a brief discussion about the need for Concord to hold an "Outreach" to inform the residents of the program. Administrator McNeilly will coordinate the outreach presentation with representatives of Concord. The Governing Body discussed possible dates for the outreach presentation and agreed there should be an afternoon presentation and evening presentation. Administrator McNeilly will make arrangements for the American Legion to be available on two days for Concord's presentation. It was agreed that the afternoon presentation should be scheduled following the Senior Citizen Club's October 23<sup>rd</sup> meeting. The Governing Body discussed options for the evening meeting pending the availability of the American Legion and agreed that the first choice will be October 27<sup>th</sup> and the back-up dates will be November 3<sup>rd</sup> and then October 30<sup>th</sup> (as a last resort). Administrator McNeilly will make arrangements to have the electronic sign notify residents of the evening presentation. Mayor Maio suggested sending postcards to the residents and to have Concord pay for the postage. Council agreed. Administrator McNeilly will speak to a representative at Concord about the mailing.

Mayor Maio said the Governing Body must decide if they are going to move forward and sign the contract. Council briefly discussed the program and the benefit to the public. Councilwoman Kuncken said her only objection is the opt-out procedure, but she believes it is beneficial to the residents. Mayor Maio noted that the benefit is they will never pay more than what they would be paying if they stayed with JCP&L. Council agreed to sign the contract and asked the Administrator to make arrangements for Concord's presentation. The Administrator will inform the Clerk of the dates for the outreach so she can advise the Governing Body.

**CITIZENS TO BE HEARD**

Mayor Maio opened the meeting to the public. Seeing no one from the public wishing to speak, Mayor Maio closed the public portion of the meeting.

**ADJOURNMENT**

On a motion by Councilwoman Kuncken, seconded by Councilwoman Thistleton, and unanimously carried by voice vote the meeting was adjourned at 5:20 P.M.

Approved:

Ellen Horak, RMC  
Borough Clerk