

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
OCTOBER 1, 2012, 7:00 P.M.  
AGENDA MEETING**

**CALL TO ORDER:** Mayor Anesh called the meeting to order at 7:00 p.m. Mayor Anesh read the sunshine statement and announced that same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met with adequate notice of this meeting having been provided to the Borough's two official newspapers and also published on the Borough's website.

The roll call was administered by Clerk Antonides as follows:

COUNCIL	Present	Absent	Late
Councilman Barletta	X		
Councilman Bengivenga	X		
Councilman Frank	X		
Councilman McConville		X	
Councilman White	X		
Council President Rusnak	X		
<b>ALSO PRESENT</b>			
Administrator Cullen		X	
Clerk Antonides	X		
Attorney Rizzo	X		

Clerk Antonides advised that Councilman McConville has another engagement this evening.

**REVIEW OF AGENDA ITEMS:** Clerk Antonides reviewed all the items on the agenda for this evening.

Councilman Barletta asked Paul Rizzo, Esq. why we are amending Ordinance 1968 this evening. Mr. Rizzo explained that the original sale price for the parcel that was deemed to have no useful value to the municipality was sold for \$12,500. However, he was contacted by the buyer's attorney who asked on behalf of his client to reduce the price by \$5,000 to \$8,000 due to the unforeseen closing costs. We had agreed to this; however the Title Company is seeking a copy of the amended Ordinance reflecting this change. The Council asked if this is a paper street. Mr. Rizzo said yes.

**Resolution – Executive Session**

Exec #12-286 Authorize the entering into Executive Session in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231 for the following:

- JSM – Contract Negotiation
- Fischer Contracting / Road Improvement – Contract Negotiation Issue

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga	x		x				
Councilman Frank			x				
Councilman McConville						x	
Councilman White			x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**PUBLIC COMMENT:** Mayor Anesh opened the floor for public comments.

With no public comments made, Mayor Anesh closed the floor from public comments.

**ADJOURN AGENDA MEETING:** With no further comments, Mayor Anesh asked for a motion to adjourn from the Agenda Meeting. Councilman Barletta made a motion to adjourn from the Agenda Meeting at 7:10 p.m., seconded by Councilman White and unanimously carried by an all in favor.

Respectfully Submitted By:

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Amy Antonides, RMC/CMC  
Municipal Clerk