

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
FEBRUARY 3, 2014, 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 Carmella Sutor as follows:

COUNCIL	Present	Absent	Late
Councilman Bengivenga	x		
Councilman Diana	x		
Councilman Richkus	x		
Councilman Rusnak	x		
Councilman White	x		
Council President Barletta	x		
Mayor Anesh	x		
<b>ALSO PRESENT</b>			
Administrator Cullen	x		
Clerk Antonides		x	
Attorney Paul Rizzo	x		
Engineer Miller		x	

**Review of Agenda Items:** Carmella Sutor reviewed all the items on the agenda for this evening. Mayor Anesh asked if the Council has any comments on the agenda this evening. Councilman Richkus inquired if he should recuse himself from voting on resolution #14-51 as he works for the schools. Mr. Rizzo Esq. said yes. Councilman Diana commented on resolution #14-62 is due to circumstances that no one was able to foresee. Councilman Diana just asked for the Council to continue to look at these tax appeals as this is an issue that isn't going to go away any time soon.

**Public Hearing:**

- Release of Performance Bond Posted by Michael Socha for Public Improvement to Block 404.03, Lot 1.01 – Mr. Cullen verified with Mr. Len Miller that the performance bond is in order. No council comments were made pertaining to this performance bond. Mayor Anesh opened the floor to the public. With no comments from the public, Mayor Anesh closed the floor.

**RESOLUTION #14-50  
AUTHORIZING A CLOSED SESSION MEETING**

**WHEREAS**, the Open Public Meetings Act, P.L. 1975, Chapter 231 and P.L. 2001, C. 404, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Borough Council of the Borough of South Plainfield wishes to go into a closed Executive Session and is of the opinion that such circumstances presently exist which should not be discussed in public, and

**WHEREAS** the Open Public Meetings Act pursuant to N.J.S.A. 47:1A-1 and N.J.S.A. 10:4-12 permits the Borough Council to discuss certain matter(s) in private, and in this case for the purpose of the Borough Council to discuss the below matters all of which requires attorney-client privilege:

- Personnel – Civil Service Job Titles & Promotional Advancements

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of South Plainfield that it will go into an Executive Session for the purpose of Borough Council to discuss the aforementioned matters all of which requires attorney-client privilege in this regard;

**BE IT FURTHER RESOLVED** that the results of such discussion may be revealed at such time as the matter(s) are resolved and/or a contract(s) is signed and/or the negotiations are formally settled. Interested parties may contact the Borough Clerk anytime during normal business hours for periodic updates as to the availability in this regard.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman Richkus			x				
Councilman Rusnak		x	x				
Councilman White	x		x				
Council President Barletta			x				
		<b>VOTE:</b>	<b>6</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 Rusnak made a motion to adjourn from the Agenda Meeting at 7:04 p.m., seconded by Councilman Bengivenga and unanimously carried by an all in favor.

Respectfully Submitted By:

*Amy Antonides*

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Amy Antonides, RMC/CMC