

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
NOVEMBER 14, 2016, 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 Amy Antonides as follows:

COUNCIL	Present	Absent	Late
Councilwoman Faustini	X		
Councilman Richkus	X		
Councilman Rusnak	X		
Councilman White	X		
Councilman Wolak	X		
Council President Bengivenga	X		
Mayor Anesh	X		
ALSO PRESENT			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Paul Rizzo Esq.	X		
Engineer Miller	X		

Mayor Anesh congratulated Councilmen Elect Dean and Vesce and welcomed them to come forward to have a seat at the front table. Everyone extended a round of applause.

Review of Agenda Items: Clerk Antonides reviewed all the items on the agenda for this evening advising that there will be an addition to Executive Session for "Litigation – Update on Affordable Housing", along with the edition of resolution #16-366. Council President Bengivenga made a motion to allow for these additions, seconded by Councilman White and unanimously carried by an all in favor.

Mayor Anesh asked if the Council had any comments about the agenda this evening. Councilwoman Faustini asked to have resolution #16-341 put aside to be voted on separately. Councilwoman Faustini went on to question resolutions #16-347, #16-348 and #16-349. Mr. Cullen provided a brief explanation. Mayor Anesh asked how long we have been using the Middlesex County JIF. Mr. Cullen said they were here before he started here in 2002. Mayor Anesh asked if we have looked into other insurance funds in the past. Mr. Cullen said yes and even this year we have. Despite the calls made the Middlesex County JIF is where we have wound up. Council President Bengivenga asked to have resolutions #16-347 and #16-349 put aside to be voted on separately. There were no further comments from the Council.

Public Hearing:

Release of Performance Bond Posted by SkyZone/Philadelphia Trampoline Park New Jersey, LLC for Public Improvements to Block 528.01, Lot 45.06, 600 Hadley Road – Mayor Anesh asked is anyone is present to represent this bond release tonight. Mr. Paul Pageant of SkyZone was present. Mayor Anesh opened the floor for public hearing and with not comments made, closed the floor. Mayor Anesh advised this resolution is on the agenda for consideration this evening.

**RESOLUTION #16-340
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 – Code Enforcement Officer
- Contract – IT Computer Systems
- Litigation – Affordable Housing

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 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini			X				
Councilman Richkus	x		X				
Councilman Rusnak			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

PUBLIC COMMENT ON AGENDA ITEMS ONLY: 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. Council President Bengivenga made a motion to adjourn from the Agenda Meeting at 7:08 p.m., seconded by Councilman White and unanimously carried by an all in favor.

Respectfully Submitted By:

Amy Antonides

Amy Antonides, RMC/CMC/CMR