

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
JANUARY 8, 2018, 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
Councilman Dean	X		
Councilwoman Faustini	X		
Councilman Vesce		X	
Councilman White	X		
Councilman Wolak	X		
Council President Wolak	X		
Mayor Anesh	X		
ALSO PRESENT			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Paul Rizzo	X		
Engineer Miller	X		

Review of Agenda Items: Clerk Antonides reviewed all the items on the agenda. Mayor Anesh asked Council if they had any comments regarding the agenda. There were no further comments.

Public Hearing –2,000 Foot Restriction Waiver:

- Place to Place Liquor License Transfer of WC South Plainfield LLC from 5016 Hadley Center Drive to 124 Maple Avenue - 2,000-foot restriction waiver

Attorney Paul Rizzo Esq., gave a briefing on what the applicant is requesting and described the requirements for a 2,000 foot restriction waiver. The applicant's attorney, Mr. Walter Abrams Esq., was present to answer any questions of Council. After hearing from both Mr. Rizzo and Mr. Abrams, Councilman Dean expressed his concerns regarding the potential of kids hanging out in the Summertime around Duncan Donuts and Cicio's. Mayor Anesh asked if they will be selling single serving sizes. Mr. Abrams said he presumes so and that his client can answer that but he is stuck in traffic on his way here. Councilman White said advised that the owner had told him that presently 40% of his sales are wine and the rest is beer and spirits. The owner is hoping for his wine sales to increase at the new location because the present location clientele is mostly Rutgers students. Councilman Dean asked why is it expected for wine sales to increase at the new location. Mr. Abrams said because the clientele won't be primarily Rutgers students. Councilwoman Faustini inquired if the applicant has a security system. Mr. Abrams said yes. Councilwoman Faustini asked if a camera will be on the exterior. At this time, the applicant, Scott Maybaum arrived. Mr. Maybaum said yes a camera can be placed outside. Council President Bengivenga expressed his concerns regarding the lack of lighting under the canopy in front of the proposed site. The landlord was present in the audience, Michael Murray, and said he already has a permit in with the building department for said lighting.

**RESOLUTION #18-42
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:

- Litigation – Borough Auto Wreckers

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
Councilman Dean			X				
Councilwoman Faustini	x		X				
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak			X				
Council President Bengivenga		x	X				
		VOTE:	5	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. Councilman White made a motion to adjourn from the Agenda Meeting at 7:31 p.m., seconded by Council President Bengivenga and unanimously carried by an all-in favor.

Respectfully Submitted By:

Amy Antonides, RMC/CMC/CMR