

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
OCTOBER 17, 2022, 7:00 P.M.
AGENDA MEETING**

***Due to the COVID-19 outbreak, this meeting was also transmitted virtually via the Webex platform**

CALL TO ORDER: Council President Faustini called the meeting to order at 7:00 p.m. Council President Faustini 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 remote hybrid meeting having been provided to the Borough's two official newspapers and also published on the Borough's website. Instructions for accessing the remote public meeting are found on the Borough's website next to the agendas. Documentation pertaining to the remote meeting can be found electronically on the Borough's website.

The roll call was administered by Amy Antonides as follows:

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

Council President Faustini reviewed some basic rules for conducting this virtual hybrid meeting this evening. All lines will be muted until such time that the floor is open for public comment. Each phone call or virtual hand raise will be taken one at a time. To unmute the microphone, just click on the red microphone picture that has a line through it. It will then turn green indicating you have been unmuted and may begin to speak. Callers may dial 1-646-922-2010 followed by the access code of 126 663 1990 #. Using the *6 button will mute and unmute the voice feature for any phone callers.

Review of Agenda Items: Clerk Antonides reviewed all the items on the agenda. Mr. Cullen advised that we need to move the presentation this evening regarding Open Space to after the payment of bills. Council President Faustini asked the Council if they had any comments. There were no comments.

**RESOLUTION 22-309
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:

- Legal – Durham Plaza
- Litigation – Hadley Road
- Contractual – PBA

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 Bengivenga			X				
Councilwoman Mott			X				
Councilman Smith	X		X				
Councilman White			X				
Councilman Wolak		X	X				
Council President Faustini			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

Public Hearing– Release of Performance Bonds

- Release of a Performance Bond Posted by 970 Dumas Avenue for Public Improvements to Block 14, Lot 40. Council President Faustini asked Clerk Antonides if all was in good order, and Clerk Antonides confirmed that it was. Louis Marchett Esq. and John Roc were present for the applicant. Council President Faustini opened the floor for public comment, and with no comments from the public closed the floor. Council President Faustini said the matter will be on this evening’s agenda for approval of the release.

Presentation – Open Space: Putnam Park Revitalization Project This matter was moved to the public session after the approval of bills.

PUBLIC COMMENT ON AGENDA ITEMS ONLY: Council President Faustini opened the floor for public comment reiterating the aforementioned directions for making remote public comments. There were no comments made from the public.

ADJOURN AGENDA MEETING: With no further comments, Council President Faustini asked for a motion to adjourn from the Agenda Meeting. Councilman Smith made a motion to adjourn from the Agenda Meeting at 7:04 p.m., seconded by Councilwoman Mott and unanimously carried by an all-in favor.

Respectfully Submitted By:

Amy Antonides, RMC/CMC/CMR