

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
MAY 4, 2015, 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 Barletta	X		
Councilman Bengivenga	X		
Councilman Diana	X		
Councilman Richkus	X		
Councilman Rusnak	X		
Council President White	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 for this evening. Ms. Antonides advised that we will need to add a Proclamation for National Police Week and Resolution #15-160 to this evening's agenda. Councilman Richkus made a motion to add the proclamation and Resolution #15-160 to the agenda, seconded by Council President White. Mayor Anesh asked if the Council has any comments on the agenda this evening. There were no comments from Council.

**RESOLUTION #15-147
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:

- Potential Litigation/Contract – EPA: Woodbrook Road
- Potential Litigation – EPA: Kenneth Avenue Ballfield

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 Barletta			X				
Councilman Bengivenga		x	X				
Councilman Diana			X				
Councilman Richkus			X				
Councilman Rusnak			X				
Council President White	x		X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

Public Hearing: Liquor License Transfer of J.P.R.C. Inc. to Nanking at Piscataway, Inc. – 2,000 foot restriction waiver: Mr. John Casse Esq. representing Nanking at Piscataway Inc. was present and reviewed the logistics of his client’s restaurant stating that the liquor license will be used for dining patrons and will not be used as a night club. Ms. Antonides clarified that the two other liquor licensed establishments within 2,000 feet of Nanking (Joe’s Crab Shack and Brick House Tavern) were both notified in writing of this evening’s public hearing. It was also advertised in the Observer. Ms. Antonides advised that no one has come forward prior to this hearing in person or in writing to voice any concerns in this regard. With no further discussion, Mayor Anesh opened the floor for public comment. With no comments from the public, Mayor Anesh closed the floor and advised that a resolution is on this evening’s agenda for consideration of granting the person to person and place to place transfer in conjunction with the 2,000 foot restriction waiver.

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 Richkus made a motion to adjourn from the Agenda Meeting at 7:06 p.m., seconded by Council President White and unanimously carried by an all in favor.

Respectfully Submitted By:

Amy Antonides

Amy Antonides, RMC/CMC