

Executive Session  
Mayor and Borough Council  
April 13, 2009  
Page No. 1

Mayor and Borough Council  
Executive Session – 4/13/09  
Time: 6:40 p.m.

Present: Mayor Eppinger, Councilmembers Trzeciak, Almeida, Guindi, Hutchison,  
Razzano, Trenga, Andrew J. Salerno, Borough Administrator,  
Gary M. Schwartz, Esq., Borough Attorney

RESOLUTION

WHEREAS, Section 8 of Chapter 231, Public Law 1975 permits the exclusion of the general public from a meeting of the Governing Body under certain circumstances; and

WHEREAS, the Mayor and Council of the Borough of South River are of the opinion such circumstances presently exist.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of South River in the County of Middlesex of the State of New Jersey, that the public be excluded upon the hereinafter specified subject matter and that such subject matter to be so discussed is as follows:

Anticipated Litigation  
Potential Sale of Property  
Personnel

BE IT FURTHER RESOLVED that such record of the above discussion will be made public when confidentiality is no longer required.

DATED: APRIL 13, 2009

/s/ Rui Almeida  
Councilmember

/s/ John Trzeciak  
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Razzano, Trenga, Trzeciak

NAYS: None

Personnel

Mr. Salerno advised that Deputy Court Administrator Kathy Else is retiring. There are currently two part-time employees that could become full time. He has no problem with the employees becoming full time. There would be an addition of one more employee with health benefits. Court Administrator Cassandra Garrick recommends this and the Judge approves it as well. The AOC calls for five employees. There will be three full time employees. Council agreed to proceed with the full time employment of the two employees and to place on agenda of 4/27/09.

Anticipated Litigation

Mr. Schwartz stated that the Tax Assessor has recommended that the Borough Council appoint Peter Sockler, an expert appraiser for commercial tax appeals to do an appraisal on 2 and 5-11 Brick Plant Road. The owner of the property has filed a tax appeal. Mr. Schwartz said that the Tax Assessor feels it is defensible. Council directed Mr. Schwartz to prepare a resolution appointing Mr. Sockler and place it on the agenda of 4/27/09.

Potential Sale of Property

Mr. Salerno discussed a small parcel of land next to the Portuguese Club. Sale of the parcel was supposed to go forward, but never did. There was a problem with the title. Mr. Salerno advised that we foreclosed on the parcel. Question was raised on whether a private sale took place. Agreement was for principal amount due. Mr. Salerno asked Mr. Schwartz to find out what would be the fair market value of the parcel.

Mr. Salerno discussed the property on Mageira Street and whether a private sale took place. Mr. Schwartz said that the Borough Council will have to adopt a resolution authorizing private sale of the properties.

Councilman Razzano asked Mr. Salerno if he spoke with Mr. Peterson. He owns Iron Works and is charged \$497 a year for life hazard use. He had spoken to Julie Hughes regarding welding permits and wants to know who has them in the Borough. Mr. Peterson said he could pay \$42/year like everyone else. Mr. Salerno stated that he would get back to Mr. Petersen this week.

Mr. Salerno stated that Ecco may be interested in coming back to town. Fines of \$100,000 were levied against them. Mr. Salerno met with Fire Prevention. Property owner thinks he would have easier time in South River given financial problems.

Executive Session  
Mayor and Borough Council  
April 13, 2009  
Page No. 3

Councilman Razzano commented on forgiving fines. Mr. Salerno stated that he will speak to Mr. Schwartz regarding restrictions if Borough agreed to do this. Fire Prevention is amenable to working with us regarding fines.

Mayor Eppinger noted that the old Riverside Bar wants to turn into a pizzeria.

Motion made by Councilman Razzano to adjourn executive session at 7:00 p.m.  
Councilman Hutchison seconded the motion.

Respectfully submitted,

Patricia O'Connor, RMC  
Borough Clerk

Approved for release at the regular meeting  
held on October 9, 2012