

Executive Session
Mayor and Borough Council
August 10, 2009
Page No. 1

Mayor and Borough Council
Executive Session – 8/10/09
Time: 8:00 p.m.
Present: Eppinger, Trzeciak, Almeida, Guindi, Hutchison, Trenga
Salerno, Gary Schwartz, Esq.
Absent: Razzano

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
Pending Litigation
- Ianetta vs. Borough of South River
Contract and lease negotiations
Personnel

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

DATED: AUGUST 10, 2009

/s/ Rui Almeida
Councilmember

/s/ John Trzeciak
Councilmember

ROLL CALL VOTE

YEAS: Almeida, Guindi, Hutchison, Trenga, Trzeciak
NAYS: None
ABSENT: Razzano

Mayor Eppinger discussed his night out riding with the Police Chief.

Executive Session
Mayor and Borough Council
August 10, 2009
Page No. 2

Anticipated Litigation

Mr. Salerno advised there was nothing to report.

Contract and Lease Negotiations

Mr. Schwartz discussed the agreement between Borough of South River and EMS. He stated that the Borough cannot fund EMS. Payment needs to be made to Rescue Squad - use for gas, maintenance etc. After first of the year, Mr. Schwartz suggested nominal rent from EMS to Rescue Squad. He noted there was no insurance on EMS and we need abstract on drivers. Agreement has been signed – 1 year to work out any issues

Pending Litigation – Ianetta vs. Borough of South River

Mr. Schwartz discussed meeting - \$50,000 damages/\$50,000 legal fees. He noted that ordinance has to be addressed/changed - result of former Borough Attorney Roselli and JIF, amend ordinance to state “officer of corporation”, “coverage to Borough”.

Motion made by Councilman Guindi to adjourn executive session at 8:15 p.m.
Councilman Hutchison seconded the motion.

Respectfully submitted,

Sheryl Nevin
Deputy Borough Clerk

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