

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
MAY 20, 2013, 7:04 P.M.  
PUBLIC MEETING**

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**CALL TO ORDER:** Mayor Anesh called the meeting to order at 7:04 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 Clerk Antonides as follows:

COUNCIL	Present	Absent	Late
Councilman Barletta	X via conf. call		
Councilman Bengivenga	x		
Councilman Diana	x		
Councilman McConville		x	
Councilman White	x		
Council President Rusnak	x		
Mayor Anesh	x		
ALSO PRESENT			
Administrator Cullen	x		
Clerk Antonides		Carmella filled in	
Attorney Rizzo	x		
Engineer Miller	x		

Councilman Barletta was available for the meeting by intercom/speaker phone.

**Flag Salute:** was led by Mayor Anesh and Councilman Bengivenga led the invocation.

**Proclamation / Presentation:** Mayor Anesh read the proclamations in full honoring the EMS Week and Stroke Awareness Month. Photographs were taken by the media and a round of applause was extended.

**Approve Council Minutes:**

May 6, 2013 - Agenda  
May 6, 2013 – Public

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga		x	x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak			x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**Public Comment For Agenda Items Only:**

Mayor Anesh opened the floor for public comment.  
With no comments made from the public, Mayor Anesh closed the floor.

**ORDINANCE – SECOND READING BY TITLE** – was read by Ms. Sutor by title.

#1988 AN ORDINANCE THAT ESTABLISHES THE MEMBERSHIP AND ORGANIZATION OF THE SOUTH PLAINFIELD BOROUGH MUNICIPAL ALLIANCE COMMITTEE

Mayor Anesh opened the floor for public comment. There were no comments from the public. Mayor

Anesh asked the Council if they had any comments. With no comments made, Mayor Anesh called for a motion to adopt:

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga		x	x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak			x				
		VOTE:	5	1			
Mayor Anesh – TIE ONLY							

**BUDGET -** 2013 Municipal Budget –

Council President Rusnak (also Finance Chairman) gave a brief overview of the status of the 2013 budget from where we were on April 15<sup>th</sup> when we first introduced the budget to where we are today. The April 15<sup>th</sup> introduced budget called for a modest increase in the budget. Since then, we have had meetings with the Department Heads on May 8<sup>th</sup> and 9<sup>th</sup> of which has led to the amendment resolution on tonight’s agenda (#13-180). As a result of these meetings with Department Heads and some more fine tuning the end result is what Council President Rusnak said he believes to be an excellent budget. This budget protects the tax payers as well as provides for adequate funding for municipal operations and leaves the Borough on strong financial footing for subsequent years. Council President Rusnak discussed some of the highlights of the proposed 2013 budget. Spending has been reduced by \$125,575.00 *LESS* (emphasis was added) than it was in 2012. The overall amount to be raised by taxes is \$1,461.00 *LESS* (emphasis was added) than it was in 2012. Since the April 15<sup>th</sup> introduction of the budget, we have cut an additional \$185,000.00 in spending. Revenue enhancements of approximately \$95,000.00 have been identified. The municipal portion of taxes is still \$79.00 *LESS* (emphasis was added) per home than it was in 2009. Taxes are lower than they were in 2009 despite \$27,647,000.00 reduction in the ratable base. The actual public hearing on the amendment (#13-180) will be held on June 10, 2013. At this meeting we will discuss the final budget figures. Council President Rusnak further stated that he is almost flabbergasted at the figures he is seeing here tonight with this proposed budget and has to really credit Mr. Cullen for his leadership, Mr. Swisher, our Auditor, Councilman Bengivenga, and Councilman Barletta. We all sat down and went line item by line item to fine tune this budget to come up with a budget that is phenomenal considering the economy. We have essentially maintained where we were in 2008. Since 2008 we have actually only increased our budget over five years by \$530,788.00 or 4/10% per year for five years. Council President Rusnak concluded by thanking everyone for all their hard work on this proposed 2013 budget.

Mayor Anesh thanked everyone also for all their hard work they put into this budget saying he knows it is not easy. We want to keep taxes under control. Mayor Anesh discussed our ratable base. It is important to note that not only are we keeping taxes under control for our residents but we are making South Plainfield an important destination for local businesses to come and establish themselves. Mayor Anesh said that on Thursday he will be speaking in Woodbridge on economic development. Keeping the taxes under control is a credit to Glenn Cullen as well as the other employees at Borough Hall.

Councilman Diana said that everything that Council President Rusnak said sounds great but some say that the devil is in the details and will take a further look at this budget and has already asked Mr. Cullen for a few things to look at. Councilman Diana said the biggest point he has made all along is that we have agreed to disagree somewhat with regards to borrowing vs. bonding and said he feels that can continue to be an issue. Another concern Councilman Diana expressed was having a number of tax appeals coming our way which will become a bigger issue down the road. Councilman Diana said he will continue to ask Mr. Cullen questions and maybe Council President Rusnak will be able to sit down with him and further explain the budget to him. Council President Rusnak said that Councilman Diana is free to reach out to him anytime via phone or email and would be happy to sit down with him.

Councilman White also thanked everyone for all the hard work that went into this budget. Councilman White said in regards to the comment about bonding vs. borrowing; if pay as you go was a feasible option, every municipality would be employing that. Municipalities are not going down that road because it is not a feasible option or a practical approach. We have a double A bond rating for years now. ‘

Mr. Cullen reminded everyone that though the Mayor will be opening this subject up to public comment, there will not be a vote on this public hearing tonight. There will be a vote on the amendment we are introducing tonight which is #13-180. June 10, 2013 will be the public hearing on the amendment and if that is approved then that will become the ratified 2013 budget.

Mayor Anesh opened the floor for public comments. There were no public comments made.

Mayor Anesh invited the public to always feel free to contact him, Council President Rusnak or Mr. Cullen with any questions they may have pertaining to the budget, especially those who watch our televised meeting this evening. We will be happy to help answer any questions.

**RESOLUTIONS:**

**RESOLUTION #13-180**

**Authorizing the introduction of an amendment of the 2013 Municipal Budget. Mayor Anesh advised that the public hearing will be scheduled for June 10, 2013 at approximately 7:00 p.m.**

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			X				
Councilman Bengivenga			X				
Councilman Diana			X				
Councilman McConville						X	
Councilman White	X		X				
Council President Rusnak		X	X				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-181**

**AUTHORIZING A REFUND OF A SECURITY DEPOSIT FOR RENTAL OF THE SENIOR CENTER IN THE AMOUNT OF \$100.00 FOR THE TABERNACLE INC. FOR A COMMUNITY BREAKFAST HELD MARCH 30TH**

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield that it hereby approves and confirms the refund of a security deposit for rental of the Senior Center in the amount of \$100.00 for the Tabernacle Inc. for a community breakfast to be held on March 30<sup>th</sup>.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-182**

**AUTHORIZING A REFUND OF A CONSTRUCTION PERMIT FOR MR. ED VAZQUEZ OF 601-603 MAPLE AVENUE IN THE AMOUNT OF \$150.00 DUE TO A CHANGE OF MIND IN HAVING THE WORK DONE**

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield that it hereby approves and confirms the refund of a construction permit for Mr. Ed Vazquez of 601-603 Maple Avenue in the amount of \$150.00 due to a change of mind in having the work done.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-183**

**AUTHORIZING AWARD OF BID TO UTOPIA CORPORATION LLC FOR HOUSING REHABILITATION PROJECT FOR GUERRERO OF 112 OAKMOOR AVENUE IN AN AMOUNT NOT TO EXCEED \$14,775.00**

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY, THAT:

Authorization is hereby given award a contract to Utopia Corporation LLC for housing rehabilitation project for Guerrero of 112 Oakmoor Avenue of in an amount not to exceed \$14,775.00

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	

Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-184**  
**AUTHORIZING AWARD OF BID TO SOLID ROCK CONSTRUCTION FOR HOUSING REHABILITATION PROJECT FOR STASHKO OF 234 FAIRMOUNT AVENUE IN AN AMOUNT NOT TO EXCEED \$10,360.00**

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY, THAT:

Authorization is hereby given award a contract to Solid Rock Construction for housing rehabilitation project for Stashko of 234 Fairmount Avenue of in an amount not to exceed \$10,360.00

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 13-185**  
**AUTHORIZING THE HIRING OF 2013 COMMUNITY POOL PERSONNEL**

**BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, New Jersey that at the recommendation of the Director of Recreation, authorization is hereby given for employing the following people for seasonal work at the South Plainfield Community Pool Utility. Dates of hire are May 20, 2013 to September 2, 2013:

**Concession I 8.49/hr.**

Kyle DelPaoli  
Brittney Papa  
Joe Jakubic  
Cassidy Gillis  
Anthony Torchia

**Concession II 8.73/hr**

**Concession III 8.91/hr**

Rachel Scudato  
Patrick Boyle  
Shannah Conway  
Alyssa Aiello  
Brigette Kelly  
Chelsey Colucci  
Kyle Cullen  
Shannon Hughes  
Marie Lanza  
Kendall Christ

**Front Desk Cashier I 10.53/hr**

**Front Desk Cashier II 11.07/hr**

William Ritchey  
Nicole Sutherland

**Lifeguard I 9.82/hr**

Evelyn Peregrin  
Justym Irizarry  
Phillip Malavarca  
Nicholas Battista  
Silvia Alpapucho  
Kexin Xu

**Lifeguard II 10.12/hr**

Allison Huber

**Lifeguard III 10.83/hr**

Joe Cornelius  
Jacqueline Dvorak  
Kaitlyn Faustini  
Miranda Garcia  
Joseph Krawiec  
Kate McLaughlin  
Caroline Vill  
Amy Zinsky  
Paula Lasota  
Michael Grzenda

**Lifeguard IV 11.42/hr**

Michelle Gustafson  
Teresa Gustafson  
Joanna Luzny  
Michael Boyle  
Jeff Conroy  
Ellen Zinsky  
Lucille Roseo  
JP Barry  
Joseph Ifrach  
Kelly McLaughlin  
Margaret Valentino  
Doug Porzio  
Christopher Marrone  
Michael Pachytel  
Kate O'Brien  
Emily Roseo  
Michelle O'Sullivan  
Anthony Gurrieri  
Daniel Snogans  
Katherine Piekarski  
Keith Horvath

**Swim Coach \$4749.56**

Laurie Post

**Assistant Swim Coach \$2411.97**

Shannon Dabrio  
 Mary Otlowski  
 Katherine Kaczka  
 Emily Piekarski

**Diving Coach \$4749.56**  
 Nicole Moretti

**Assistant Dive Coach \$2411.97**  
 Clare Kelly

**Recreation Leader/Aquatic \$11,430.12**  
 Alicia Vurchio

**Assistant Recreation Leader/Aquatic \$5924.47**  
 Shannon Dabrio  
 Jon Conroy  
 Mark Johnson  
 Emily Piekarski

**Concession Manager \$5816.45**  
 Lou Colicchio

**BE IT FURTHER RESOLVED** that copies of this Resolution be forwarded to the following:

1. Mr. Kevin Hughes, Recreation Director
2. Glenn Cullen, Chief Financial Officer
3. Marie Dudek, Payroll

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-186  
 AUTHORIZING REFUND OF TAX APPEAL JUDGMENT IN THE AMOUNT OF \$48,596.62  
 FOR NATZLEEACH REALTY, LLC OF  
 1810 PARK AVENUE IN SOUTH PLAINFIELD**

**WHEREAS**, the following list of taxpayers have filed appeals with the State Tax Court and have received judgments reducing their assessments:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the following appeals be refunded.

<u>OWNER/ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>	<u>YEAR</u>	<u>AMOUNT</u>
Natzleeach Realty, LLC 1810 Park Avenue South Plainfield, NJ 07080	98	1.01	2011	\$18,103.56
			2010	\$16,522.95
			2009	\$13,970.11

**Make check payable to:**

Michael A. Vespasiano  
Attorney Trust Account  
331 Main Street  
Chatham, NJ 07928

**Total**

**\$48,596.62 \***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-187  
AUTHORIZING REFUND OF TAX APPEAL JUDGMENT IN THE AMOUNT OF \$60,006.00  
FOR HADLEY INDUSTRIAL PARK TRUST C/O ENTIN OF  
3001-3005 HADLEY ROAD IN SOUTH PLAINFIELD**

**WHEREAS**, the following list of taxpayers have filed appeals with the State Tax Court and have received judgments reducing their assessments:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the following appeals be refunded.

<u>OWNER/ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>	<u>YEAR</u>	<u>AMOUNT</u>
Hadley Industrial Park Trust c/o Entin 3001-3005 Hadley Road South Plainfield, NJ 07080	528	46.07	2011	\$30,684.00
			2010	\$29,322.00

**Make check payable to:**

The Irwin Law Firm  
Attorney Trust Account F.B.O.  
Valley National Bank, Trustee  
80 Main Street, Suite 410  
West Orange, NJ 07052

**Total**

**\$60,006.00 \***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				

Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-188  
AUTHORIZING REFUND OF TAX APPEAL JUDGMENT IN THE AMOUNT OF \$43,622.59  
FOR SOUTH PLAINFIELD-HADLEY LLC OF  
6200, 6400, 6600 HADLEY ROAD IN SOUTH PLAINFIELD**

**WHEREAS**, the following list of taxpayers have filed appeals with the State Tax Court and have received judgments reducing their assessments:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the following appeals be refunded.

<u>OWNER/ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>	<u>YEAR</u>	<u>AMOUNT</u>
South Plainfield-Hadley L.L.C. 6200, 6400, 6600 Hadley Road South Plainfield, NJ 07080	528.01	46.10	2012	\$16,686.41
			2011	\$16,272.75
			2010	\$10,663.43

**Make check payable to:**

Brach Eichler L.L.C.  
and South Plainfield-Hadley L.L.C.  
101 Eisenhower Parkway  
Roseland, NJ 07068

**Total**

**\$43,622.59 \***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-189  
AUTHORIZING REFUND OF TAX APPEAL JUDGMENT IN THE AMOUNT OF \$7,853.41 FOR  
LAKA CORPORATION OF  
4111 SOUTH CLINTON AVENUE IN SOUTH PLAINFIELD**

**WHEREAS**, the following list of taxpayers have filed appeals with the State Tax Court and have received judgments reducing their assessments:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the following appeals be refunded.

<u>OWNER/ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>	<u>YEAR</u>	<u>AMOUNT</u>
Laka Corporation 4111 South Clinton Avenue South Plainfield, NJ 07080	446	5.01	2012	\$3,655.07
			2011	\$2,761.56
			2010	\$1,436.78

**Make check payable to:**

Brach Eichler L.L.C.  
and Laka Corporation  
101 Eisenhower Parkway  
Roseland, NJ 07068

**Total**

**\$7,853.41 \***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION: 2013-190**

**AUTHORIZING A REFUND OF TAX OVERPAYMENT IN THE AMOUNT OF \$2,029.46 FOR DEBORAH CONTE OF 1216 MC DONOUGH STREET**

**WHEREAS**, the Tax Collector advises that the following taxpayer and/or their agent have overpaid their taxes and have requested a refund:

Block: 136 Lot: 4  
Deborah Conte  
1216 Mc Donough Street  
South Plainfield, NJ 07080  
\$2,029.46

Issue refund check payable to: CitiMortgage P.O. Box 23689 Rochester, NY 14692

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	

Councilman White	x		x			
Council President Rusnak		x	x			
		<b>VOTE:</b>	<b>5</b>	<b>0</b>		
<b>Mayor Anesh – TIE ONLY</b>						

**RESOLUTION 2013-191**

**AUTHORIZING THE REJECTION OF ALL BIDS RECEIVED ON MAY 3, 2013 FOR 2013 CDBG ADA CURB RAMP IMPROVEMENTS DUE TO THE BIDS EXCEEDING THE BUDGETED AMOUNT**

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY, THAT:

Authorization is hereby given to reject all bids received on May 3, 2013 as follows:

JAK Construction Corp.	No bid received
T/A Diamond Construction	\$94,295.35
P.A. Contractors, Inc.	\$97,868.00
Lancha Construction Corp.	\$106,974.58
Cifili and Son Gen. Const. Inc.	\$109,855.00
A-Team Concrete, Inc.	\$143,713.00

for 2013 CDBG ADA Curb Ramp Improvements due to the bids exceeding the budgeted amount.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-192**

**AUTHORIZING THE WAIVER OF PERMIT FEES FOR THE SOUTH PLAINFIELD VOLUNTEER FIRE COMPANY FOR THEIR OLDIES NIGHT CONCERT THAT WAS HELD ON MAY 18, 2013**

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY, THAT:

Authorization is hereby given to waive all permit fees for the South Plainfield Volunteer Fire Company for their Oldies Night Concert that was held on May 18, 2013.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-193**  
**AUTHORIZING THE HIRING OF PART-TIME TELE-COMMUNICATOR OPERATORS FOR THE**  
**POLICE DEPARTMENT DISPATCH ON A PER DIEM BASIS**

**BE IT RESOLVED** by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby confirms the hiring of Kristy Case and Zachary Melanson as part-time Tele-Communicator Operators on a per diem basis.

**BE IT FURTHER RESOLVED** at the recommendation of the Police Chief that that following part-time Tele-Communicator Operators be removed from the roster as they are no longer available to work for the Borough: Joseph Grego and Eric Milstein.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the following:

1. Glenn Cullen, CFO
2. Marie Dudek, Payroll
3. Amy Antonides, Municipal Clerk
4. James Parker, Chief of Police

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2013-194**  
**AUTHORIZING A 2013 TEMPORARY BUDGET AMENDMENT OF \$771,757.86 IN THE CURRENT**  
**FUND AND \$300,000.00 IN THE SEWER FUND**

**WHEREAS**, N.J.S.A. 40a:4-19 Local Budget Act provides that where any contracts, commitments or payments are to be made prior to the final adoption of the budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

**WHEREAS**, the date of this resolution is prior to the adoption of the FY 2013 Budget, and

**WHEREAS**, the temporary budget set forth below does not exceed twenty six and one quarter percent of the total appropriations in the previous year’s budget (exclusive of any appropriations made for Debt Service, Capital Improvements Fund and Public Assistance).

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the temporary appropriations are hereby amended to add the following amounts and that a certified copy of this resolution be transmitted to the Chief Financial Officer.

<b>Borough of South Plainfield</b>				
<b>Temporary Budget Amendment</b>				
<b>CALENDAR YEAR 2013</b>				
<b>CURRENT FUND</b>				
			<b>AMOUNT</b>	
3-01-20-140-000-235	Computers	O&E	<b>35,000.00</b>	
3-01-20-155-000-221	Legal	O&E	<b>25,000.00</b>	
3-01-23-220-000-601	Health Insurance	O&E	<b>150,000.00</b>	
3-01-22-195-001-101	Code Enforcement	S&W	<b>25,000.00</b>	
3-01-25-240-001-101	Police	S&W	<b>250,000.00</b>	
3-01-25-240-001-204	Police	O&E	<b>20,000.00</b>	
3-01-25-240-003-241	Crossing Guards	O&E	<b>15,000.00</b>	
3-01-25-250-000-101	911	S&W	<b>50,000.00</b>	
3-01-27-330-001-235	Board of Health	O&E	<b>45,000.00</b>	
3-01-28-370-001-101	Recreation	S&W	<b>25,000.00</b>	
3-01-28-370-001-209	Recreation	O&E	<b>10,000.00</b>	
3-01-28-370-002-101	Office on Aging	S&W	<b>10,000.00</b>	
3-01-28-370-002-236	Office on Aging	O&E	<b>5,000.00</b>	
3-01-31-445-001-581	Water	O&E	<b>10,000.00</b>	
3-01-38-481-000-225	Tax Appeals	O&E	<b>75,000.00</b>	
3-01-41-701-000-301	Drunk Driving Enforcement	O&E	<b>4,400.00</b>	
3-01-41-763-000-301	ANJEC Grant	O&E	<b>2,000.00</b>	
3-01-41-705-000-301	Alcohol Education	O&E	<b>4,478.93</b>	
<b>TOTAL CURRENT FUND</b>			<b>771,757.86</b>	
<b>Sewer</b>				
3-07-55-515-002-101	Sewer	S&W	<b>300,000.00</b>	
<b>TOTAL Sewer</b>			<b>300,000.00</b>	

	<b>MOTION</b>	<b>2<sup>ND</sup></b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>RECUSE</b>
<b>Councilman Barletta</b>			x				
<b>Councilman Bengivenga</b>	x		x				
<b>Councilman Diana</b>			x				
<b>Councilman McConville</b>						x	
<b>Councilman White</b>		x	x				
<b>Council President Rusnak</b>			x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 13-195  
AUTHORIZING VARIOUS REFUNDS TO SENIORS FOR A TRIP  
TO BLOCK ISLAND THAT WAS CANCELLED**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that a refund be made to the following due to a cancelled trip to Block Island- Newport on June 10<sup>th</sup>-13<sup>th</sup>:

Rose Ayers  
171 Bullard Place.  
S Plainfield, NJ 07080 \$100

Fred Ayers  
171 Bullard Place  
S Plainfield NJ 07080 \$100

Barbara Napoleon  
400 E Hendricks Blvd.  
South Plainfield, NJ 07080 \$100

Pat Casterline  
 2519 Linden Ave.  
 South Plainfield, NJ 07080 \$200

Walter Kaczka  
 154 Elliott Place.  
 South Plainfield, NJ 07080 \$200

Frank Lemos  
 325 Firth St.  
 South Plainfield, NJ 07080 \$200.00

Karin Harris  
 224 Warren St.  
 South Plainfield, NJ 07080 \$100

Elsie Kraples  
 140 Oakmoor Ave.  
 South Plainfield, NJ 07080 \$100

Helga Lyons  
 1550 Tooz Place  
 South Plainfield, NJ 07080 \$475

Rose Marie Wilson  
 514 Grant Ave.  
 South Plainfield, NJ 07080 \$475

Marie Piesche  
 193 Grant Ave.  
 South Plainfield, NJ 07080 \$200

Eleanor Disch  
 1708 Bullard Place  
 South Plainfield, NJ 07080 \$200

**BE IT FURTHER RESOLVED**, by the Borough Council of the Borough of South Plainfield that the Finance Office hereby has approval to release the aforementioned refunds.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**ACCEPTANCE OF CORRESPONDENCE**

**BE IT RESOLVED** THAT THE FOLLOWING CORRESPONDENCE BE AND ARE HEREBY ACCEPTED BY THE BOROUGH COUNCIL OF SOUTH PLAINFIELD AND AUTHORIZATION IS HEREBY GIVEN TO FILE ALL CORRESPONDENCE RECEIVED:

- Code Enforcement Monthly Report – April, 2013
- Board of Adjustment Minutes – April 2, 2013
- Environmental Commission Minutes – March 13, 2013
- Letter from NJDOT – \$280,000.00 Grant Approval for Paving of Montrose Avenue
- Planning Board Minutes – April 9, 2013
- Recreation Commission Minutes – March 12, 2013
- Environmental Commission Minutes – March 13, 2013
- Environmental Commission Monthly Report – April, 2013

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**APPROVAL OF BILLS AND CLAIMS**

**WHEREAS**, The Chief Financial Officer has certified and submitted a consolidated bill list for the payment of claims; and

**WHEREAS**, all vouchers listed herewith have been encumbered and sufficient funds are available for payment; and

**WHEREAS**, the required signatures of the Department Head or the and/or the Finance Chairperson, the Vendor, and the Chief Financial Officer, have all been obtained on each voucher on the attached list.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of South Plainfield Borough that the voucher list submitted is hereby approved for payment in the total amount of **\$758,274.56**

**BE IT FURTHER RESOLVED** that a copy of this approval be forwarded to the following:

1. Municipal Clerk
2. Glenn Cullen, Chief Financial Officer
3. Dotty Paradiso, Supervisor of Accounts

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			x				
Councilman Bengivenga			x				
Councilman Diana			x				
Councilman McConville						x	
Councilman White	x		x				
Council President Rusnak		x	x				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

## COUNCIL REPORTS:

Borough Attorney Paul Rizzo, Esq. – reported that we were scheduled for the Liquid Assets hearing on May 13<sup>th</sup> and due to a conflict with the Judge's schedule the hearing is moved to May 30<sup>th</sup>.

Administrator Cullen – reminded everyone that their Financial Disclosure Statements are due on May 31<sup>st</sup>. It is a whole new process in that they must be submitted electronically now. Everyone in the state is encountering problems with the system. Mr. Cullen went on to report that he has received an update on the bus company. Concerns were expressed pertaining to a large concrete slab in that there may be fuel tanks beneath. The slab was removed this past Friday and there are no fuel tanks. The next step will be to go out to bid on the site. Also on another note we may have our audit by the next Council meeting. The air conditioner over at the Senior Center has been vandalized and at present, is not functioning. Parts have been ordered but it may take a couple weeks for the main unit to be working again. To conclude, a former employee, Gabby, passed away this past Saturday. No one was more dedicated than Gabby. She would go above and beyond the call of duty. She was a lovely woman and will be tremendously missed.

Engineer Miller – the truck route application has been resubmitted to the State but we have not yet heard back from them. We anxiously await their next report. The road program will be out to bid by the end of the month with anticipated award date for the second meeting of June including the ADA ramp project.

Clerk Antonides – was absent this evening as she was at a conference.

Councilman Diana – reported that along with the Mayor and Councilman Bengivenga they attended a grand opening at Nicky B's. Nick Barone is the owner and someone Councilman Diana said he has known for a long time. He is a very nice young man and we wish him a lot of luck. Councilman Diana went on to advise on some statistics from Clean-Up Week. There were 178 bags of litter picked up. The paving at Spring Lake Park looks very nice. Councilman Diana concluded by saying that the Governor did issue a veto on the early voting bill. Some members of this Council were not in favor of the early voting bill. Councilman Diana said that as he has gotten to know his fellow Council members who he knows have good intentions, however, he hopes that the Republican Party in South Plainfield and/or the State of New Jersey would do what is best for the public and would hate to see the gubernatorial office used as a spring board to the presidency knowing he has a State candidate sitting two seats from him at this table and hope they keep this in mind during their campaign. The Governor has put us on the wrong side of history regarding marriage equality. Councilman Diana ended by saying that though this is preachy it needed to be said.

Mayor Anesh said that as far as the Governor's veto for early voting, the Governor laid out his reasons emphasizing the great costs to the tax payers. Let us also not forget that the New Jersey League of Municipalities is also against it. It is not too often that you have a common sense bill that the League of Municipalities is against. Mayor Anesh said that the vote by mail process works. It is not all too often we have a storm like we did for the last election and Mayor Anesh said he was in contact with the Lt. Governor and believes this past election went off without a hitch. In South Plainfield every polling place was open. We had backup generators available, in case they were needed. You will never be able to please everyone. We have a system that works well right now that does not cost additional tax dollars. Having a mail-in ballot system works. There are those down in Trenton that seem to want to spend money while others seem to use a common sense approach to not keep the spending wheel going. Mayor Anesh concluded by saying though he has a difference of opinion with Councilman Diana's comments, he appreciates them.

Councilman Barletta – reported progress.

Councilman Bengivenga –. Thanked the Education Foundation and the Business Association for the recent golf outing. It was a great time. We also attended the PBA golf outing. Councilman Bengivenga said in light of the fact that Councilman Diana pointed out tonight that he is running for State Office, he will reserve his opinions and his debates for outside the council chambers. This is not the place to debate state or county issues. Instead the council chambers are a place to debate our infrastructure and local issues.

Councilman McConville – was absent this evening.

Councilman White – also attended the golf outing and expressed what a great time it was. It was a good cause for charity. Councilman White said unfortunately he could not attend Nicky B's grand opening but wishes them all the best. The Riley School Walk will be taking place right at the Riley School. They will be walking around the campus there. It will begin at 1:30 and they are still accepting donations. All the students participate.

Council President Rusnak – reported that last Friday he had the opportunity to be the Municipal Court Judge for the 5<sup>th</sup> grader's mock trial. To say the experience was very enlightening and fulfilling is an understatement. The students were very prepared and handled themselves so well. Hat's off to our Board of Education. Council President Rusnak read a letter that he received from the local Board of Education thanking the Borough Officials for their help with conducting their mock trial.

Mayor Anesh – announced that our two K-9 dogs Blitz and Kaiser have officially graduated from the academy. To conclude Mayor Anesh reported progress.

### **COMMENTS FROM THE PUBLIC:**

Mayor Anesh opened the floor for public comment.

Debbie Boyle of Van Fleet advised that tomorrow is the Hall of Fame luncheon. Two inductees will be honored. scholarship awards will take place after that. June 1<sup>st</sup> will be the Boyle Golf Outing. "We Live the Life" hosted by the Middle school PTO will take place on June 14<sup>th</sup>. It will begin around 6:30.

With no further comments from the public, Mayor Anesh closed the floor.

At this time, 7:48 p.m., Mayor Anesh advised that the Council will be going into Executive Session and everyone is welcome to stay for their return back into public session.

### **ADJOURNMENT**

Without further comment and no more action necessary for this evening, Mayor Anesh called for a motion to adjourn. Councilman White made a motion to adjourn at 8:15 p.m., seconded by Council President Rusnak and unanimously carried. The meeting was adjourned.

Submitted By:

*Amy Antonides*

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Amy Antonides, RMC/CMC - Municipal Clerk