

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
SEPTEMBER 8, 2015 7:05 P.M.
PUBLIC MEETING**

CALL TO ORDER: Mayor Anesh called the meeting to order at 7:05 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		
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	Bill Robertson		
Engineer Miller	X		

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

Public Comment: Mayor Anesh opened the floor for public comment on agenda items only. With no comments from the public, Mayor Anesh closed the floor.

Presentation: Recognizing the 2015 Summer Interns:

- Nora Bogart
- Megan Forster
- Danielle Hurst
- Diego Vazquez
- Amy Zinsky

Mayor Anesh called up Anne Daley to announce the 2015 Summer Interns and present them with a Borough pin and a plaque. Mr. Cullen complimented Anne Daley on the coordination of the Summer Interns saying what an outstanding job she does with them. Mayor Anesh congratulated the interns and everyone extended a round of applause and photographs were taken by family, friends and media present.

Presentation: Transfer of Police Officer – Mayor Anesh called up Police Officer Glowacki who came forward with his wife.

RESOLUTION 15-264A

AUTHORIZING THE BOROUGH ADMINISTRATOR TO INITIATE THE INTERGOVERNMENTAL TRANSFER FOR POLICE OFFICER MICHAEL GLOWACKI

WHEREAS the Borough Administrator and Civil Service Appointing Authority has communicated with the Borough of South Plainfield regarding a request for an Intergovernmental Transfer; and

WHEREAS the Borough of South Plainfield has a vacancy in the Police Department and Police Officer Michael Glowacki has requested approval from the Governing Body to participate in this transfer to the Borough of South Plainfield Police Department through the NJ Civil Service Commission Intergovernmental Transfer process;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex and State of New Jersey to hereby authorize the Civil Service Appointing Authority to initiate the Intergovernmental Transfer process on behalf of the sending jurisdiction; and

BE IT FURTHER RESOLVED that this resolution is subject to formal approval of the Intergovernmental Transfer by the Borough of South Plainfield as the receiving jurisdiction and final approval by the NJ Civil Service Commission; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

1. Glenn Cullen, Administrator/CFO – South Plainfield
2. Police Officer Michael Glowacki
3. Police Chief James Parker – South Plainfield
4. Marie Dudek, Payroll – South Plainfield
5. Anne Daley – Benefits
6. Amy Antonides, Municipal Clerk – South Plainfield
7. Police Chief– Plainfield City
8. Township Administrator – Plainfield City
9. CFO - Plainfield City
10. NJ Civil Service Commission

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							

Officer Glowacki was sworn into office and everyone extended a round of applause and photographs were taken by family, friends and media present. Congratulations were extended by all members of the Governing Body.

Approve Council Minutes August 10, 2015 – Agenda
 August 10, 2015 – Public
 August 10, 2015 – Executive

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:	5	0			
Mayor Anesh – TIE ONLY							

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides by title. Mayor Anesh opened the floor for public hearing. With no comments from the public Mayor Anesh closed the floor.

ORDINANCE No. 2030

AN ORDINANCE AMENDING ORDINANCE NO. 1953 ENTITLED “AN ORDINANCE OF THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, ESTABLISHING A STATE UNIFORM CONSTRUCTION CODE ENFORCING AGENCY, ETC.”

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield that Ordinance No. 1953 is hereby amended as follows:

Section 3.

b) Subcode fees: Established pursuant to N.J.A.C. Section 5:23-2.25

1. BUILDING

12. Other Uniform Construction Code fees

- a) Certificate of continued occupancy issued pursuant to N.J.A.C. 5:23-2.23
 R-3 & R-5: \$100.00
 All other Use Groups: \$250.00
- b) Change of Use
 R-3 & R-5: \$100.00 All other Use Groups: \$250.00
- c) Variation
 R-3 & R-5: \$50.00 All other Use Groups: \$150.00
- d) Renewal of Temporary Certificate of Occupancy:
 All Use Groups: \$30.00
- e) Asbestos Abatement Project pursuant to N.J.A.C. 5:23-8.5
 Permit Fee: \$106.00 Certificate of Occupancy Fee: \$21.00
- f) Plan review fee
 20% of permit fee
- g) Re-Review Fee of Original Released Plans
 Minimum fee: \$75.00 for R-3 and R-5 and \$100.00 fee for all other groups.
- h) Lapsed permit reinstatement
 R-3 & R-5: \$75.00 All other Use Groups: \$100.00
- i) Lead Hazard Abatement work
 Permit Fee: \$140.00 Clearance Certificate: \$28.00
- j) Application to Construction Board of Appeals:
 Fee \$100.00

Adoption of Ordinance #2030: September 8, 2015

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	X				
Council President White			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides by title. Mayor Anesh opened the floor for public hearing. With no comments from the public Mayor Anesh closed the floor.

ORDINANCE No. 2031

AN ORDINANCE THAT PROVIDES FOR THE COMPENSATION OF EMPLOYEES OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEARS 2015 THROUGH 2018 FOR PART TIME AND SEASONAL HELP (FOR BUILDING & RECREATION)

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey as follows:

SECTION 1. The rates of compensation for each employee of the Borough of South Plainfield shall be on an annual basis as follows except where indicated. Such rates of pay shall be effective on January 1st of the years shown.\, * unless otherwise indicated.

POSITION (RET)	1.9% Increase Per Year				
	2014	2015	2016	2017	2018
Clerk	\$ 15.04	\$ 15.33	\$ 15.62	\$ 15.91	\$ 16.22
PT Building Inspector	\$ 37.31	\$ 38.02	\$ 38.74	\$ 39.48	\$ 40.23
PT Plumbing Sub-Code	\$ 34.20	\$ 34.85	\$ 35.51	\$ 36.19	\$ 36.87
Public Safety Telecommunicator	\$ 17.70	\$ 18.04	\$ 18.38	\$ 18.73	\$ 19.08
Building Maintenance Worker	\$ 21,079.00	\$ 21,479.50	\$ 21,887.61	\$ 22,303.48	\$ 22,727.24
Recreation Housekeeper	\$ 11,736.00	\$ 11,958.98	\$ 12,186.20	\$ 12,417.74	\$ 12,653.68
Recreation Attendant I	\$ 12.33	\$ 12.56	\$ 12.80	\$ 13.05	\$ 13.29
Recreation Attendant II	\$ 14.04	\$ 14.31	\$ 14.58	\$ 14.86	\$ 15.14
Recreation Attendant III	\$ 15.73	\$ 16.03	\$ 16.33	\$ 16.64	\$ 16.96
Recreation Attendant IV	\$ 16.84	\$ 17.16	\$ 17.49	\$ 17.82	\$ 18.16
Effective 1/1/15					

POSITION	2015	2016	2017	2018
Clean Neighborhood Program Aid	\$14.00	\$14.26	\$14.54	\$14.81
*Effective Date: August 1, 2015				

SECTION 2. INCONSISTENCY – All ordinance or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. EFFECTIVE DATE – This ordinance shall become effective after publication in accordance with the law.

Adoption of Ordinance #2031: September 8, 2015

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta	x		X				
Councilman Bengivenga			X				
Councilman Diana			X				
Councilman Richkus			X				
Councilman Rusnak			X				
Council President White		x	X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides by title. Mayor Anesh opened the floor for public hearing. With no comments from the public Mayor Anesh closed the floor.

**ORDINANCE No. 2032
AN ORDINANCE THAT PROVIDES FOR THE COMPENSATION OF EMPLOYEES
OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF PAYMENT
OF SUCH COMPENSATION FOR THE YEARS 2015 THROUGH 2018
FOR PART TIME SEASONAL HELP (FOR POOL)**

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey as follows:

SECTION 1. The rates of compensation for each employee of the Borough of South Plainfield shall be on an annual basis as follows except where indicated. Such rates of pay shall be effective on January 1st of the years shown.

PART-TIME SEASONAL POSITION (RETSeasonal)	1.9% Increase Per Year				
	2014	2015	2016	2017	2018
Food I	\$8.65	\$ 8.65	\$ 8.81	\$ 8.98	\$ 9.15
Food II	\$8.90	\$ 8.90	\$ 9.07	\$ 9.24	\$ 9.42
Food III	\$9.08	\$ 9.08	\$ 9.25	\$ 9.43	\$ 9.61
Cashier I	\$10.73	\$ 10.73	\$ 10.93	\$ 11.14	\$ 11.35
Cashier II	\$11.28	\$ 11.28	\$ 11.49	\$ 11.71	\$ 11.94
Lifeguard I	\$10.01	\$ 10.01	\$ 10.20	\$ 10.39	\$ 10.59
Lifeguard II	\$10.31	\$ 10.31	\$ 10.51	\$ 10.71	\$ 10.91
Lifeguard III	\$11.04	\$ 11.04	\$ 11.25	\$ 11.46	\$ 11.68
Lifeguard IV	\$11.64	\$ 11.64	\$ 11.86	\$ 12.09	\$ 12.32
Head Tennis Instructor	\$15.54	\$ 15.54	\$ 15.84	\$ 16.14	\$ 16.44
Assistant Tennis Instructor	\$11.22	\$ 11.22	\$ 11.43	\$ 11.65	\$ 11.87
Swimming Lesson Instructor	\$12.69	\$ 12.69	\$ 12.93	\$ 13.18	\$ 13.43
Junior Counselor I - Parks	\$8.33	\$ 8.33	\$ 8.49	\$ 8.65	\$ 8.81
Junior Counselor II - Parks	\$8.73	\$ 8.73	\$ 8.90	\$ 9.06	\$ 9.24
Junior Counselor III - Parks	\$9.31	\$ 9.31	\$ 9.49	\$ 9.67	\$ 9.85
Senior Counselor I - Parks	\$10.48	\$ 10.48	\$ 10.68	\$ 10.88	\$ 11.09
Senior Counselor II - Parks	\$12.81	\$ 12.81	\$ 13.05	\$ 13.30	\$ 13.55
Head Counselor (Teaching Certification Required)	\$23.24	\$ 23.24	\$ 23.68	\$ 24.13	\$ 24.59
Positions Paid Per Season					
Swim Coach	\$4,839.80	\$ 4,839.80	\$ 4,931.76	\$ 5,025.46	\$ 5,120.94
Assistant Swim Coach	\$2,457.80	\$ 2,457.80	\$ 2,504.50	\$ 2,552.08	\$ 2,600.57
Recreation Leader/Aquatic (1)	\$11,647.30	\$11,647.30	\$11,868.60	\$12,094.10	\$12,323.89
Assistant Recreation Leader/Aquatic	\$6,037.03	\$ 6,037.03	\$ 6,151.73	\$ 6,268.62	\$ 6,387.72
Concession Manager	\$5,926.96	\$ 5,926.96	\$ 6,039.57	\$ 6,154.32	\$ 6,271.26

SECTION 2. INCONSISTENCY – All ordinance or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. EFFECTIVE DATE – This ordinance shall become effective after publication in accordance with the law.

Adoption of Ordinance #2032: September 8, 2015

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			X				
Councilman Bengivenga			X				
Councilman Diana			X				
Councilman Richkus	x		X				
Councilman Rusnak		x	X				
Council President White			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides by title. Mayor Anesh opened the floor for public hearing. With no comments from the public Mayor Anesh closed the floor.

ORDINANCE No. 2033

AN ORDINANCE THAT PROVIDES FOR THE COMPENSATION OF EMPLOYEES OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEARS 2015 THROUGH 2018 FOR PART TIME SEASONAL HELP (FOR DPW)

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey as follows:

SECTION 1. The rates of compensation for each employee of the Borough of South Plainfield shall be on an annual basis as follows except where indicated. Such rates of pay shall be effective on January 1st of the years shown.

POSITION (B)	1.9% Increase Per Year				
	2014	2015	2016	2017	2018
Clerk Typist	\$ 12.26	\$ 12.49	\$ 12.73	\$ 12.97	\$ 13.22
Finance Clerk	\$ 12.48	\$ 12.72	\$ 12.96	\$ 13.20	\$ 13.46
Groundskeeper	\$ 11.81	\$ 12.03	\$ 12.26	\$ 12.50	\$ 12.73
Groundskeeper	\$ 12.99	\$ 13.24	\$ 13.49	\$ 13.74	\$ 14.01
DPW Summer Help	\$ 12.33	\$ 12.56	\$ 12.80	\$ 13.05	\$ 13.29
Effective 9/1/15					

SECTION 2. INCONSISTENCY – All ordinance or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. EFFECTIVE DATE – This ordinance shall become effective after publication in accordance with the law.

Adoption of Ordinance #2033: September 8, 2015

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta	x		X				
Councilman Bengivenga			X				
Councilman Diana			X				
Councilman Richkus			X				
Councilman Rusnak			X				
Council President White		x	X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides by title. Mayor Anesh opened the floor for public hearing. With no comments from the public Mayor Anesh closed the floor.

**ORDINANCE # 2034
AN ORDINANCE TO AMEND ORDINANCE 1760A ENTITLED
AN ORDINANCE PROVIDING FOR THE COMPENSATION OF
EMPLOYEES OF THE BOROUGH OF SOUTH PLAINFIELD
AND THE METHOD OF PAYMENT OF SUCH COMPENSATION
FOR THE YEAR 2015 THROUGH 2018 FOR TEAMSTER MEMBERS (DPW)**

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey as follows:

SECTION 1. The rates of compensation for each Employee of the Borough of South Plainfield shall be on an annual basis as follows except where indicated. Such rates of pay shall be effective January 1st of the years shown. Salaries shown are based on a two tier scale with “A” representing new all employees hired after January 1, 2010 :

Position	1.90%		1.90%		1.90%		1.90%	
	2015		2016		2017		2018	
	A	B	A	B	A	B	A	B
General Supervisor	37.23	51.06	37.93	52.03	38.65	53.02	39.39	54.02
Supervisor	34.21	48.36	34.86	49.27	35.53	50.21	36.20	51.17
Senior Sewer Repairman	30.11	43.11	30.68	43.93	31.27	44.77	31.86	45.62
Heavy Equipment Operator	30.11	40.21	30.68	40.97	31.27	41.75	31.86	42.54
Motor Broom Operator	28.50	39.00	29.04	39.74	29.59	40.50	30.16	41.27
Mechanic - Class A	30.11	40.21	30.68	40.97	31.27	41.75	31.86	42.54
Mechanic - Class B	29.01	35.54	29.56	36.21	30.12	36.90	30.70	37.60
Mechanic - Class C	24.09	22.03	24.54	22.44	25.01	22.87	25.49	23.31
Truck Driver	24.09	35.54	24.54	36.21	25.01	36.90	25.49	37.60
Sewer Repairman	24.09	35.54	24.54	36.21	25.01	36.90	25.49	37.60
Building Maintenance	24.03	35.54	24.49	36.21	24.96	36.90	25.43	37.60
Laborer IV	20.81	31.91	21.20	32.51	21.60	33.13	22.01	33.76
Laborer III	18.62	31.91	18.97	32.51	19.33	33.13	19.70	33.76
Laborer II	16.43	26.45	16.74	26.95	17.06	27.46	17.38	27.98
Laborer I	13.68	22.03	13.94	22.44	14.21	22.87	14.48	23.31
C3 Sanitary Sewer Operator		20,965		20,965		20,965		20,965
* Column A applies to all employees hired after January 1, 2010								
LABOR STEPS								
Step #1 0-12 Months								
Step #2 13-24 Months								
Step #3 25-36 Months								
Step #4 37-48 Months								

SECTION 2. - Once hired an individual shall remain in each Laborer step for one year ending at Laborer IV.

SECTION 3. - INCONSISTENCY – All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency.

SECTION 4. - EFFECTIVE DATE: This Ordinance shall become effective and operative twenty days after publication thereof after final passage.

Adoption of Ordinance #2034: September 8, 2015

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta	x		X				
Councilman Bengivenga		x	X				
Councilman Diana			X				
Councilman Richkus			X				
Councilman Rusnak			X				
Council President White			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides by title. Mayor Anesh opened the floor for public hearing. With no comments from the public Mayor Anesh closed the floor.

**BOND ORDINANCE 2035
BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN
AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF
MIDDLESEX, NEW JERSEY, APPROPRIATING \$205,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$195,000 BONDS OR NOTES OF THE
BOROUGH TO FINANCE PART OF THE COST THEREOF.**

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of South Plainfield, in the County of Middlesex, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$205,000, and further including the aggregate sum of \$10,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$195,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) The acquisition of a sport utility vehicle, including all related costs and expenditures incidental thereto.	\$25,000	\$23,750	5 years
b) The acquisition of fire communications equipment, including all related costs and expenditures incidental thereto.	\$90,000	\$85,655	10 years
c) Environmental cleanup, including all work and materials necessary therefor and incidental thereto.			

	\$25,000	\$23,750	15 years
d) Site improvements to Borough Hall, including all work and materials necessary therefor and incidental thereto.	\$65,000	\$61,845	15 years
Total:	<u>\$205,000</u>	<u>\$195,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses. They are all improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.58 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$195,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$31,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be

direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Adoption of Ordinance #2035: September 8, 2015

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		X				
Council President White			X				
		VOTE:	5	1			
Mayor Anesh – TIE ONLY							

ORDINANCE – FIRST READING BY TITLE – was read by title by Clerk Antonides. Mayor Anesh set the public hearing for September 8, 2015 at approximately 7 p.m.

**ORDINANCE NO. 2015-2036
AN ORDINANCE AMENDING CHAPTER 327 ENTITLED
PEDDLING AND SOLICITING OF
THE CODE OF THE BOROUGH OF SOUTH PLAINFIELD.**

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey, that Chapter 327 of the Code of the Borough be amended as follows:

SECTION 327-1 – DEFINITIONS.

ADD: CANVASSING.

The circulation of a petition or the seeking of contributions for a cause, charitable or otherwise, or the practice of distributing literature, pamphlets, handbills and the like for the purpose of distributing information or seeking support for any legal purpose, from a stationary location on a street or other public place, or by going from house to house, place to place or street to street.

ADD: The following shall be added to the definition of SOLICITOR – “Any person who goes from dwelling to dwelling for the purpose of offering the service of snow removal, with or without payment, shall not be considered a solicitor for purposes of this Ordinance.”

ADD: SECTION 327-3.1 – CANVASSERS TO REGISTER WITH BOROUGH CLERK.

All canvassers intending to canvass within the borough of South Plainfield shall register with the Borough Clerk prior to commencing any canvassing activities. Such registration shall consist of providing the Borough Clerk with the name of the organization that will be canvassing, the proposed dates for which the organization seeks to canvass, and the route(s) or neighborhood(s) in which the organization intends to canvass. All non-profit, religious, or political groups canvassing exclusively door-to-door and not in the streets are exempt from this registration requirement.

SECTION 327-5(F) – Delete the second sentence of said Section.

ADD: SECTION 327-5(P) - Written consent on forms to be furnished by the Borough allowing the Borough to perform criminal history record checks on the applicant, and authorizing the Borough to exchange fingerprint data and receive criminal history record information from the Federal Bureau of Investigation and the Division of State Police for use in making the determinations to be made under this chapter. Fingerprints of the applicant shall be taken at an authorized facility designated by the Chief of Police. All costs shall be borne by the applicant, and shall be in addition to license fees as set forth hereinafter.

SECTION 327-9 – LICENSE FEES. Delete and replace as follows:

The license fees shall be as follows:

- A. Solicitors: \$100.00 per year.
- B. Distributors: \$100.00 per year.
- C. Peddlers: \$500.00 per year. In the event a peddler does not have a license, a peddler may obtain a license for Labor Day only at a fee of \$50.00.
- D. Transient Merchants: Licensees under this Article shall pay a fee of \$100.00, which said fee shall be paid upon the application being made. Such a fee, as well as all fees required under this Article, are to help defray administrative expenses to the Borough of enforcing this Article.
- E. All license fees are non-refundable.

ADD the following as new Section 327-14, and relabel all existing Sections thereafter accordingly.

SECTION 327-14 – HOURS OF OPERATION.

No peddling or soliciting activities shall be conducted before 9:00 a.m. or later than 5:00 p.m. Monday through Saturday. No peddling or soliciting activities shall be conducted on Sundays. Canvassing activities may be conducted between the hours of 9:00 a.m. and 9:00 p.m. on any day.

ADD: SECTION 327-18 – NO KNOCK LIST.

The Borough Police Department shall maintain a “No Knock List”, a copy of which shall be provided to all persons or organizations required to register pursuant to this Article, and in accordance with the provisions of N.J.S.A. 47:1A-5. All residents of the Borough may register their name, address and/or unit/apartment number with the Borough Police Department to be placed on the “No Knock List”, indicating that they do not want persons so registered to approach their homes and/or seek personal contact with the occupants of the registered home. Once the resident has been approved by the Borough Police Department to add their name to the “No Knock List”, the resident shall be provided with a “No Knock” sign to post by the front entrance of the home to warn peddlers, solicitors, canvassers or transient merchants. It shall be unlawful for any peddler, solicitor, transient merchant, or canvasser that has been required to register with the Borough to approach or seek personal contact with the occupants therein if the residence is registered on the “No Knock List”, or the resident has posted a “No Knock” sign. Anyone violating this Subsection shall be subject to the penalties established by Subsection 327-17.

This Ordinance shall take effect upon final passage and publication in accordance with New Jersey law.

Introduction of Ordinance #2036: August 10, 2015

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							

RESOLUTIONS

**RESOLUTION 15-265
AUTHORIZING THE REFUND \$100 EACH TO MARION PULSFORD
AND GRACE KADINGO OF SOUTH PLAINFIELD FOR
A CANCELLED SENIOR CENTER TRIP**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following refunds to Seniors:

Refund for - \$100.00 to Marion Pulsford of 1205 South 10th Street, South Plainfield, NJ for a cancelled trip

Refund for - \$100.00 to Grace Kadingo of 1210 South 10th Place, South Plainfield, NJ for a cancelled trip

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 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							

**RESOLUTION 2015-266
AUTHORIZING T&M ASSOCIATES TO FORMALLY CLOSE-OUT
THE UST REMEDIAL ACTIVITIES AT THE CEDAR BROOK PUMP STATION
IN AN AMOUNT NOT TO EXCEED \$10,500.00**

BE IT RESOLVED that authorization by the Governing Body of the Borough of South Plainfield is hereby granted for T&M Associates to formally close-out the UST remedial activities at the Cedar Brook Pump Station in an amount not to exceed \$10,500.00;

BE IT FURTHER RESOLVED that the Municipal Clerk has authorization to advertise for said bid and that copies of this Resolution shall be forwarded as follows:

1. Municipal Clerk
2. Chief Financial Officer
3. T&M Associates

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							

**RESOLUTION No. 2015.267
AUTHORIZING CHANGE ORDER NO. 2 TO EXTEND THE LIMITS OF THE 2015 ROAD
IMPROVEMENT PROJECT TO INCREASE THE PREVIOUSLY ADJUSTED CONTRACT WITH
STILO EXCAVATING IN THE AMOUNT OF \$880,522.78 BY AN ADDITIONAL \$56,000 THUS
ADJUSTING THE TOTAL CONTRACT AMOUNT TO BE \$936,522.78**

WHEREAS, the Governing Body of the Borough of South Plainfield has entered into a unit price contract with Stilo Excavating for \$780,522.78, for a project entitled “2015 Capital Improvement Road Program”; and

WHEREAS, the contract was increased \$100,000 by Change Order No. 1 to an adjusted total of \$880,522.78; and

WHEREAS, the Governing Body of the Borough of South Plainfield would like to further extend the limits of the project to include additional roadway repairs with this Change Order No. 2; and

WHEREAS, the additional work will be performed at the contract unit prices and shall not exceed \$56,000; and

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that authorization is hereby given to increase the previously adjusted contract amount of \$880,522.78 an additional \$56,000 to a new adjusted contract amount of \$936,522.78 to extend the limits of the project, including all work and materials necessary therefore and incidental thereto.

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		X				
Council President White			X				
		VOTE:	5	1			
Mayor Anesh – TIE ONLY							

RESOLUTION 2015-268

AMENDING RESOLUTION 2015-205 THAT ACCEPTS THE RETIREMENT OF PATROLMAN DAVID FRANCHAK EFFECTIVE DECEMBER 1, 2015 TO NOW SHOW AN EFFECTIVE DATE OF NOVEMBER 1, 2015 INSTEAD

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

It hereby accepts the retirement of Patrolman David M. Franchak, from the Borough of South Plainfield Police Department effective November 1, 2015, instead of December 1, 2015 as was authorized in Resolution 2015-205;

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

1. David Franchak, Police Department
2. James Parker, Chief of Police
3. Marie Dudek, Payroll
4. Anne Daley, Benefits
5. Amy Antonides, Municipal Clerk

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							

RESOLUTION 15- 269

AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE A LABOR AGREEMENT BETWEEN THE BOROUGH OF SOUTH PLAINFIELD AND TEAMSTERS LOCAL 469

BE IT RESOLVED that authorization is hereby given by the Borough Council of the Borough of South Plainfield for the Mayor and Municipal Clerk to execute a Labor Agreement between the Borough of South Plainfield and Teamsters Local 469 contingent upon final ratification of said labor agreement, as drafted by the Borough’s legal counsel, with the Teamsters Local Union # 469.

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							

RESOLUTION: 2015--270

**AUTHORIZING A REFUND OF TAX OVERPAYMENT IN THE AMOUNT OF \$996.51 FOR DCD LLC
c/o QUICKCHEK OF 319 DURHAM AVENUE**

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

Block: 488 Lot: 7
DCD LLC c/o QuickChek
Box 600
Whitehouse Station, NJ 08889
\$996.51

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 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							

RESOLUTION: 2015-271

**AUTHORIZING A REFUND OF A TAX OVERPAYMENT IN THE AMOUNT OF \$9,547.07 FOR
LERETA, LLC c/o GINA SPORMAN OF 14 GEORGE STREET**

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

Block: 159 Lot: 12
Lereta, LLC
1123 Park View Drive
Covina, CA 91724
\$9,547.07

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 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							

RESOLUTION NO. 2015-272
AUTHORIZING THE PROFESSIONAL SERVICES OF INSURANCE BUYERS COUNCIL, TO
ADMINISTER SPECIALTY ACA REPORTING SERVICES FOR THE BOROUGH IN AN AMOUNT
NOT TO EXCEED \$6,000.00

WHEREAS the Borough of South Plainfield received a proposal(s) for a professional services agreement for a specialty ACA Reporting services (Affordable Care Act Compliance) for the Borough for an amount not to exceed \$6,000.00; and

WHEREAS the proposals were solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et. seq.; and

WHEREAS, prior to the awarding the professional service agreement herein, the Borough considered six (6) criteria that included: the applicant’s qualifications, the applicant’s general experience, the applicant’s specific experience with the Borough of South Plainfield, if any, quantified achievement within the scope and nature of the services required, compensation, and references; and

WHEREAS after receiving said proposal, the Governing Body of the Borough of South Plainfield desire to award the following professional service agreement in an amount not to exceed \$6,000.00 to:

IBC
Stephen J. Fallon-Director of Employee Benefits
9720Greenside Drive, Ste. 1E
Cockeysville, Maryland 21030

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the above named professional service contract is being awarded through the Fair and Open Process and the Mayor and Municipal Clerk are hereby authorized and directed to execute the aforementioned professional service contract if applicable:

BE IT FURTHER RESOLVED that the above professional service contact award shall be subject to fee schedules approved by the Governing Body of the Borough of South Plainfield; and

BE IT FURTHER RESOLVED that the required “Notice of Contract Awards” shall be published in the legal newspaper as required by law within ten (10) days of its passage.

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded as follows:

1. Municipal Clerk
2. Chief Financial Officer
3. IBC, Stephen J. Fallon

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							

RESOLUTION No. 2015-273
AUTHORIZING CONSENT FOR ACCESS TO CMI FOR ACCESS TO BOROUGH PROPERTY
KNOWN AS 3900 & 3950 S. CLINTON AVENUE IN SOUTH PLAINFIELD FOR ENVIRONMENTAL
INVESTIGATION WORK

WHEREAS, the Compliance Management International (CMI) will be environmental investigation work on behalf of their client, Ferro Corporation, on property known as 3900 & 3950 S. Clinton Avenue on the Tax Map of the Borough of South Plainfield, which property is owned by the Borough; and

WHEREAS, the CMI has requested access to the property to conduct environmental investigation activities;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that authorization is hereby given for the Mayor to execute the Consent for Access to Property in the form as attached hereto as Exhibit A.

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							

**RESOLUTION 15-274
AUTHORIZING THE REFUND OF \$150.00 TO MARCELO RODRIGUEZ OF SOUTH PLAINFIELD
FOR A MARRIAGE CEREMONY THAT WAS CANCELLED**

WHEREAS, the wedding of Marcelo Rodriguez scheduled for September 10, 2015 will not be taking place and as such, the \$150.00 wedding fees has been requested to be refunded;

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 refund check(s) in the amount(s) of \$150.00 to the following:

**Marcelo Rodriguez
207 Cedarbrook Avenue
South Plainfield, NJ 07080
\$150.00**

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							

**RESOLUTION 2015-275
BOROUGH OF SOUTH PLAINFIELD
COUNTY OF MIDDLESEX
AUTHORIZING INSERTION OF ITEM OF REVENUE FOR BUDGET YEAR 2015 FOR THE CLEAN
COMMUNITIES GRANT, SENIOR TRANSPORTATION GRANT, ALCOHOL EDUCATION GRANT, CLICK IT OR
TICKET GRANT, AND SENIOR TITLE IIIB**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of South Plainfield in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2015 in the total sum of \$61,472.15 which is now available from the County of Middlesex and is broken down as follows:

Clean Communities Grant	\$49,527.56
Senior Transportation Assistance	\$ 3,828.00
Senior Title IIIB	\$ 1,111.00
Alcohol Education & Rehabilitation	\$ 3,005.59

Click it or Ticket \$ 4,000.00
Total Grants \$61,472.15

BE IT FURTHER RESOLVED, that the like sum of \$61,472.15 is hereby appropriated under the aforementioned Grants;

BE IT FURTHER RESOLVED, that two copies of this Resolution shall be forwarded to the Director of the Division of Local Government Services, and one copy shall be forwarded to the Chief Financial Officer.

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							

**RESOLUTION 15-276
 AUTHORIZING THE SERVICES OF NATIONAL WATER MAIN CLEANING CO. FOR THE
 CLEANOUT OF TWO PUMPING STATIONS
 IN AN AMOUNT NOT TO EXCEED \$2,973.97**

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 authorizes the services of National Water Main Cleaning Co. for the Borough of South Plainfield for the cleaning out of two pump stations (Hadley and Southside) in an amount not to exceed \$2,973.97.

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk

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							

**RESOLUTION 15-277
 AUTHORIZING THE ANNUAL RENEWAL OF SPECIALTY SERVICES
 OF NORTHEAST INTEGRATED TECHNOLOGIES, LLC
 FOR THE BOROUGH’S SONIC WALL
 IN AN AMOUNT NOT TO EXCEED \$6,056.20**

WHEREAS the sole source vendor Northeastern Integrated Technologies LLC has submitted an RFP to the Borough to provide sonic wall services for the Borough Offices; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., authorizes the awarding of a contract for professional services without public advertising for bids and bidding therefore, provided that the resolution authorizing the contract and the contract itself be available for public inspection in the office of the Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality,

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Governing Body of the Borough of South Plainfield:

1. that the Mayor and Borough Council do hereby award the contract between the Borough of South Plainfield and Northeastern Integrated Technologies LLC to provide sonic wall services in an amount not to exceed \$6,056.20.

2. that this contract is awarded without competitive bidding as a professional service in accordance with N.J.S.A. 40a:11-5 of the Local Public Contracts Law of New Jersey, because the services will be performed by persons authorized by law to practice a recognized profession and it is not possible to obtain bids for such needed qualitative services.

3. that the Chief Financial Officer has filed a Certificate of Availability of Funds, if applicable.

4. that notice of the adoption of this resolution shall be published in a newspaper of general circulation within the Borough

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded as follows:

1. Municipal Clerk
2. Glenn Cullen, Chief Financial Officer
3. Borough IT Department

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							

**RESOLUTION 15-278
AUTHORIZING THE PART-TIME HIRING OF WILLIAM ELLIOT
AS CLEAN NEIGHBORHOOD PROGRAM AIDE
WITH AN EFFECTIVE DATE RETROACTIVE TO AUGUST 1, 2015
WITH NO BENEFITS OF WHICH THE SALARY IS PAID
THROUGH THE CLEAN COMMUNITY GRANT**

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 authorizes the part-time hiring of William Elliot as Clean Neighborhood Program Aid for the Clean Community Program paid for out of the Clean Community Grant Funding with no benefits and an effective date retroactive to August 1, 2015; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. Alice Temple, Recycling Coordinator
4. Marie Dudek, Payroll
5. Anne Daley, Benefits

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							

**RESOLUTION #15-279
AUTHORIZING THE RELEASE OF A PERFORMANCE BOND POSTED BY
ZAPPIA INVESTMENTS, LLC OF 1612 WOODLAND AVENUE
FOR PUBLIC IMPROVEMENTS TO BLOCK 58, LOT 16
AND ACCEPTANCE OF THE MAINTENANCE BOND IN THE AMOUNT OF \$1,242.00**

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bond from Zappia Investments, LLC for the improvements located at Block 58, Lot 16; and

WHEREAS, Zappia Investments, LLC has submitted a Maintenance Bond in the amount of \$1,242.00;
and

WHEREAS, the Borough Engineer has given approval of the form and content of the aforementioned Maintenance Bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Mayor and Council of the Borough of South Plainfield, that the Borough Clerk is hereby authorized to accept the aforementioned Maintenance Bond and release the Performance Bond held for the Public Improvements located at Block 58, Lot 16.

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							

RESOLUTION: 2015-280

**AUTHORIZING THE REFUND OF A TAX APPEAL JUDGMENT IN THE AMOUNT OF \$13,746.99
PERTAINING TO 105 WEST END AVENUE IN SOUTH PLAINFIELD**

WHEREAS, the following list of taxpayers have filed appeals with the Tax Court of New Jersey 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>
JSM at West End Avenue, LLC 105 West End Avenue South Plainfield, NJ 07080	538	9.01	2014	\$6,064.17
			2013	\$4,557.40
			2012	\$3,125.42

Make check payable to:

Michael I. Schneck,
Trustee for
JSM at West End Avenue, LLC
301 South Livingston Avenue
Suite 105
Livingston, NJ 07039

Total **\$13,746.99**

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 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			X				
Councilman Bengivenga		x	X				
Councilman Diana				X			
Councilman Richkus			X				
Councilman Rusnak	x		X				
Council President White			X				
		VOTE:	5	1			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2015-281
AUTHORIZING THE REFUND OF A TAX APPEAL JUDGMENT IN THE AMOUNT OF \$6,232.30
PERTAINING TO JSM AT WEST END AVENUE, LLC
IN SOUTH PLAINFIELD

WHEREAS, the following list of taxpayers have filed appeals with the Tax Court of New Jersey 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>
JSM at West End Avenue, LLC West End Avenue South Plainfield, NJ 07080	535	16	2014	\$2,766.50
			2013	\$2,154.80
			2012	\$1,311.00
<u>Make check payable to:</u> Michael I. Schneck, Trustee for JSM at West End Avenue, LLC 301 South Livingston Avenue Suite 105 Livingston, NJ 07039				
Total				\$6,232.30

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 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			X				
Councilman Bengivenga		x	X				
Councilman Diana				X			
Councilman Richkus			X				
Councilman Rusnak	x		X				
Council President White			X				
		VOTE:	5	1			
Mayor Anesh – TIE ONLY							

RESOLUTION No. 2015-282
AUTHORIZING CHANGE ORDER NO. 1 TO EXTEND THE LIMITS OF THE
MUNICIPAL PARKING LOT RESURFACING PROJECT TO INCREASE THE ORIGINAL CONTRACT
WITH STILO EXCAVATING IN THE AMOUNT OF \$213,278.00 BY AN ADDITIONAL \$42,000 THUS
ADJUSTING THE TOTAL CONTRACT AMOUNT TO BE \$255,278.00.

WHEREAS, the Governing Body of the Borough of South Plainfield has entered into a unit price contract with Stilo Excavating for \$213,278.00, for a project entitled “Municipal Parking Lot Resurfacing”; and

WHEREAS, the Governing Body of the Borough of South Plainfield would like to extend the limits of the project to include additional repaving; and

WHEREAS, the additional work will be performed at the contract unit prices and shall not exceed \$42,000 which is approximately 20% of the original contract amount; and

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that authorization is hereby given to increase the original contract amount of \$213,278.00 an additional \$42,000 to an adjusted contract amount of \$255,278.00 to extend the limits of the project, including all work and materials necessary therefore and incidental thereto.

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		X				
Council President White			X				
		VOTE:	5	1			
Mayor Anesh – TIE ONLY							

**RESOLUTION #2015-283
AUTHORIZING THE APPROVAL AND RENEWAL OF SONADOR INC.
LIQUOR LICENSE FOR 2015-2016 AND AUTHORIZING THE MUNICIPAL CLERK
TO ISSUE SAID 2015-2016 LIQUOR LICENSE TO LICENSEE
WHO HAS MET ALL BOROUGH REQUIREMENTS
INCLUSIVE OF PAYING MUNICIPAL FEES**

WHEREAS, applications for renewal of Liquor Licenses for the year 2015-2016 have been submitted; and

WHEREAS, no objections to said renewals have been filed; and

WHEREAS, the proper Borough fees have been paid by all applicants and the renewal retail licensee tax clearance certificate has been issued; and

WHEREAS, the Director of the Division of Alcoholic Beverage Control has granted a special ruling pursuant to the provisions of N.J.S.A.33:1-12.39 whereby authorizing the issuing authority to consider this application for renewal;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of the Borough of South Plainfield that the following licensees be granted renewals of their liquor licenses for the year commencing July 1, 2015 and expiring June 30, 2016:

	License #	Type	License Name	Trade Name
1	1222-33-008-010	Plenary Retail Consumption	Sonador Inc.	Adeline's

BE IT FURTHER RESOLVED that the Municipal Clerk is authorized to issue 2015-2016 liquor licenses to the above named licensees.

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							

**RESOLUTION 15-284
AUTHORIZING THE APPOINTMENTS OF THREE FIREFIGHTERS FOR THE SOUTH PLAINFIELD
VOLUNTEER FIRE DEPARTMENT**

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 appointment of:

**Paul L. Melillo – as Firefighter
109 Morrill Drive
South Plainfield, NJ 07080**

**Mathew Maher – as Firefighter
1005 Hamilton Blvd.
South Plainfield, NJ 07080**

**Shane Lenin – as Firefighter
1301 Sunnyside Place
Plainfield, NJ 07060**

for the South Plainfield Volunteer Fire Department as recommended by Fire Chief Scalera.

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

1. Glenn Cullen, CFO
2. Marie Dudek, Payroll
3. Anne Daley, Benefits
4. Amy Antonides, Municipal Clerk
5. Fire Chief Scalera

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							

CORRESPONDANCE

- Recycling Monthly Report – July, 2015
- Complementary Letter from Joseph Vella
- Environmental Commission Minutes – July 8, 2015

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta			X				
Councilman Bengivenga	x		X				
Councilman Diana			X				
Councilman Richkus		x	X				
Councilman Rusnak			X				
Council President White			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

**SOUTH PLAINFIELD BOROUGH
APPROVAL OF BILLS AND CLAIMS**

Current Fund	5-01	441,855.63
Current Fund	4-01	0.00
Pool Utility	4-26	0.00
Pool Utility	5-26	13,795.81
Sewer Utility	4-07	0.00
Sewer Utility	5-07	1,066,813.33
Sewer Utility Capital	C-08	0.00
General Capital	C-04	670,379.53
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	275.84
Dog Trust	T-12	4,976.13
Treasurers Trust	T-13	15,508.49
Recreation Trust	T-14	9,318.94
TOTAL ALL FUNDS	5-01	\$2,222,923.70

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta		x	X				
Councilman Bengivenga			X				
Councilman Diana			x				
Councilman Richkus			X				
Councilman Rusnak			X				
Council President White	x		X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

COUNCIL REPORTS:

Borough Attorney Rizzo, Esq. – was absent this evening.

Administrator Cullen – reported that the Barclay’s Tournament went very well. Some days there were over 30,000 people present. South Plainfield was impacted a little more than usual as the routes were changed from prior years. All things considered the Chief and his department kept the town safe and did a great job. As an aside, the Barclays did put money into escrow to help cover any expenses incurred to the Borough. To conclude, Mr. Cullen thanked the Administrator of Plainfield for allowing the transfer of one of their officers to occur.

Engineer Miller – gave an update on the various road projects at hand. They are all moving right along and will soon be completed. Park Avenue will be worked on during the nighttime hours and open to traffic during the day beginning this week. The Durham Avenue project will have one side of the road completed in which the other side will begin to have work done soon.

Clerk Antonides –reported progress.

Councilman Diana – thanked the Police, Fire, EMC, and all volunteers for all the work they did on the Labor Day Parade this year.

Councilman Rusnak – noted that our Police Chief was out and about for 14-15 hours a day while the Barclay Tournament was taking place. Mr. Tooth, from the Office of Emergency Management in Edison complimented Chief Parker and could not say enough good things about he and this OEM team. Councilman Rusnak went on to advise that he read in NJ Monthly that South Plainfield is ranked 134 out of some 512 municipalities as being the best places to live. It is nice to be in the top 26% statewide.

Councilman Bengivenga – congratulated the three firefighters who were appointed this evening and then went on to thank all those who volunteered their time and helped with the Labor Day Parade.

Councilman Richkus - advised that we are trying to obtain quotes for the pool tables at the Senior Center as well as for new computers. We are taking our time to make sure our concerns regarding the right technology are taking into consideration. To conclude, Councilman Richkus reported that the pool season for 2015 was an excellent success.

Councilman Barletta – noted that the new street sweeper is out and about sweeping our streets and is being put to some good use and then Councilman Barletta reported progress.

Council President White – reported on a new medical supply business coming to Holly Court in which they are now hiring. There was a ribbon cutting ceremony on Spotlight on Dance to welcome the new owners. Councilman White concluded by thanking everyone involved with the success of the Barclay Tournament event.

Mayor Anesh – congratulated Charlie Haus and Debbie Boyle on being this year’s Parade Marshals. They are two individuals who do a tremendous amount for our community and are well deserving of this honor. Mayor Anesh concluded by thanking the Chief, police department, DPW, Fire, EMS, and all volunteers with the Labor Day Parade.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Ms. Debbie Boyle of Van Fleet, also thanked everyone for all their help with this year's Labor Day Parade and then went on to mention that the date for Taste of South Plainfield may change and she will advise in the coming days.

Nancy Grennier of The Observer, expressed her concerns pertaining to the traffic back-up on Durham Avenue with cars coming off of Rt. 287. After a brief discussion with the Council, Chief Parker said he will speak to his Traffic Safety Department about this situation.

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

At 7:53 p.m. Mayor Anesh called for a recess from the public portion of the meeting to go into Executive Session advising that everyone is welcome to stay if they choose.

Upon return from Executive Session at 8:17 p.m. and called the public meeting back to order.

ADJOURNMENT

Without further comment and no more action necessary for this evening, Mayor Anesh called for a motion to adjourn. Councilman Bengivenga made a motion to adjourn at 8:17 p.m., seconded by Councilman Rusnak and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC - Municipal Clerk