

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
DECEMBER 21, 2015 7:02 P.M.  
PUBLIC MEETING**

**CALL TO ORDER:** Mayor Anesh called the meeting to order at 7:02 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		
<b>ALSO PRESENT</b>			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Bill Robertson	X		
Engineer Miller	X		

Councilman elect Wolak was also present.

**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.

**Approve Council Minutes**

December 7, 2015 – Agenda  
December 7, 2015 - Public  
December 7, 2015 – Executive

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**Presentation** – Appointment of 3 Police Officers (*Resolution #15-361A below*)

**RESOLUTION 15-361A  
AUTHORIZING THE APPOINTMENTS OF MICHAEL ALVAREZ, THOMAS RUTTER,  
AND ANTHONY MORETTI AS POLICE OFFICERS  
WITH AN EFFECTIVE DATE OF JANUARY 11, 2016  
AND AN ANNUAL SALARY PURSUANT  
TO THE SALARY ORDINANCE AND/OR LOCAL CONTRACT**

**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 the following individuals as full-time Police Officers with an effective date of January 11, 2016 at a salary pursuant to ordinance and/or PBA Contract:

- Michael Alvarez
- Thomas Rutter
- Anthony Moretti

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

1. Glenn Cullen, CFO
2. James Parker, Chief of Police
3. Officer Michael Alvarez
4. Officer Thomas Rutter
5. Officer Anthony Moretti
6. Marie Dudek, Payroll
7. Anne Daley, Benefits
8. Amy Antonides, Municipal Clerk

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

Councilman Bengivenga read a brief bio on each officer and then proceeded to swear each officer in. Everyone extended a round of applause and photos were taken by family, friends and media present. The Mayor and each Council member offered words of congratulations and best wishes to each new officer

At this time Mayor Anesh called for a brief recess at 7:13 p.m. Mayor Anesh called the meeting back to order at 7:22 p.m.

**ORDINANCE – SECOND READING BY TITLE** was read by Clerk Antonides by title for the following five below ordinances; 2042, 2043, 2044, 2045, and 2046

**ORDINANCE NO. 2042**

**AN ORDINANCE CREATING A “PUBLIC CELEBRATIONS COMMITTEE”.**

**WHEREAS**, the Public Celebrations committee has existed within the Borough; and

**WHEREAS**, it does not appear that the Public Celebrations Committee was created pursuant to ordinance, and the Governing Body of the Borough of South Plainfield wishes to establish the Public Celebrations Committee in accordance with the laws of the State of New Jersey;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Code of the Borough, Chapter 17, Titled “Boards, Committees and Commissions” shall be amended to add Article VI to be titled “Public Celebrations Committee”, and to include the following sections:

**17-36. ESTABLISHMENT, MEMBERSHIP AND TERMS; COMPENSATION:**

a. The Public Celebrations Committee shall consist of 11 members. Each member shall be appointed by the Mayor with the advice and consent of the Borough Council.

b. Each member shall be appointed for a three-year term with the exception of appointments to be made effective January 1, 2016. There are presently five terms which shall expire as of December 31, 2015. At the discretion of the Mayor, with the advice and consent of the Borough Council, appointments to three of such positions shall be for three-year terms; one such position shall be for a one-year term; and one such position shall be for a two-year term.

c. All members of the Public Celebrations Committee shall serve without compensation.

**17-37. QUALIFICATIONS FOR MEMBERSHIP:**

Qualifications for membership are as follows:

a. A resident of the Borough of South Plainfield.

- b. Over the age of 18.
- c. No member of the governing body of the Borough of South Plainfield may be a voting member.

17-38. MEETINGS; CHAIRPERSON:

The Public Celebrations Committee shall meet regularly, and shall, at its first meeting of each year, elect from its number a chairperson who shall preside over all meetings.

17-39. RULES AND BY-LAWS:

The conduct of the Public Celebrations Committee at its meetings and activities shall be governed by rules and by-laws which shall be established by the Committee.

17-40. POWERS AND DUTIES:

The Public Celebrations Committee shall be responsible for the planning, organization and execution of events, activities, parades and the like designed help the Borough celebrate any holiday, event, or occurrence, which is determined worthy or desirable to be honored and celebrated. They may utilize individuals or organize support groups of volunteers with the authorization and consent of the Governing Body to assist in the duties. They shall lend their advice to the Governing Body on all matters within their jurisdiction.

17-41.

The Public Celebrations Committee shall report to the Recreation Committee of the Borough Council. Any funds appropriated for the Public Celebrations Committee by the Governing Body shall be disbursed by the Office of the Borough Administrator. Any payment on account of expenses or claims must be supported by vouchers.

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

Mayor Anesh opened the floor for public comment, and with no comments made, closed the floor. Mayor Anesh asked the Council if they had any comments and none were made called for a motion to adopt this ordinance:

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

**ORDINANCE 2043**

**AN ORDINANCE AMENDING ORDINANCE 2015 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 NON-UNION PROFESSIONALS AND GOVERNING BODY TO ADD THE POSITION OF MUNICIPAL ENGINEER/SUPERINTENDENT**

**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 1<sup>st</sup> of the years shown, except if otherwise noted.

Position	2015	2016	2017	2018
Administrator	29,009	29,560	30,122	30,694
Municipal Clerk	75,473	76,907	78,368	79,857
Chief Financial Officer	130,735	133,219	135,750	138,329
Confidential Asst.	26955 - 48519	27467 - 49441	27989 - 50,380	28520 - 51,337
OEM Coordinator	15,000	15,000	15,000	15,000
Registrar Vital Stats/Principal Clerk	56,829	57,908	59,009	60,130
Social Services Director	9,799	9,985	10,175	10,368
Municipal Hosing Liaison	2,215	2,257	2,300	2,344
Affordable Housing Trust Reporter	2,215	2,257	2,300	2,344
DVRT Coordinator	5,805	5,916	6,028	6,142
Mayor	8,607	8,607	8,607	8,607
Council President	6,885	6,885	6,885	6,885
Council Person	5,738	5,738	5,738	5,738
Municipal Prosecutor	45,005	45,005	45,005	45,005
Public Defender	8,580	8,580	8,580	8,580
Planning Board Attorney	1,502	-	-	-
Zoning Board Attorney	1,502	-	-	-
PACO Compliance Officer	6,000	6,114	6,230	6,349
Municipal Court Judge	50,485	50,485	50,485	50,485
Deputy Registrar	1,551	1,580	1,610	1,641
Secretary to Mayor	1,736	1,769	1,803	1,837
Tax Collector	26,639	27,145	27,661	28,186
Tax Assessor	61,801	62,976	64,172	65,391
Assessor Field Representative	7,874	8,023	8,176	8,331
Environmental Specialist	69,135	70,449	71,787	73,151
Recycling Coordinator	5,418	5,521	5,626	5,733
Fire Official	81,160	82,702	84,274	85,875
Fire Subcode	6,412	6,533	6,658	6,784
Construction Officer	109,444	111,523	113,642	115,801
Zoning Officer	15,450	15,744	16,043	16,348
Court Administrator	69,996	71,326	72,681	74,062
Recreation Director	76,044	77,489	78,961	80,461
Pool Administrator	9,338	9,516	9,696	9,881
Health Board Secretary	2,732	2,784	2,837	2,891

Municipal Engineer/Superintendent	N/A	157,000	159,983	163,023
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**SECTION 2. INCONSISTENCY**- All ordinance or parts 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.

Mayor Anesh opened the floor for public comment, and with no comments made, closed the floor. Mayor Anesh asked the Council if they had any comments and none were made called for a motion to adopt this ordinance:

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**ORDINANCE NO.2044**  
**AN ORDINANCE AMENDING CHAPTER THE BOROUGH CODE,**  
**CHAPTER 5, ARTICLE IIX, ENTITLED “TRAFFIC ADVISORY COMMISSION”.**

**BE IT ORDAINED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Code of the Borough, Chapter 5, titled “Administration”, Article V, titled “Traffic Advisory Commission”, shall be amended as follows:

Section 5-30(A) shall be deleted and replaced with the following:

One member from the Borough Council, appointed by the Mayor, which member shall be a non-voting member.

Section 5-30(E):

Delete “Five”, and replace with “Six” so that said provision shall read as follows:

Six citizen members who are residents of the Borough of South Plainfield, appointed by the Mayor, with the advice and consent of the Borough Council.

The sixth citizen member being added to the Traffic Advisory Commission pursuant to this Ordinance shall have an initial term beginning January 1, 2016, which term shall be for three (3) years, and such position shall continue as a three-year term thereafter.

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

Mayor Anesh opened the floor for public comment, and with no comments made, closed the floor. Mayor Anesh asked the Council if they had any comments and none were made called for a motion to adopt this ordinance:

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**ORDINANCE NO. 2045**  
**AN ORDINANCE AMENDING THE BOROUGH CODE, CHAPTER 230,**  
**ENTITLED FIRE PREVENTION.**

**BE IT ORDAINED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Code of the Borough, Chapter 230, titled “Fire Prevention”, Article I, titled “Uniform Fire Code”, shall be amended as follows:

DELETE: SECTION 230-6(A)  
 ADD: SECTION 230-6(A), APPOINTMENT OF FIRE OFFICIAL/FIRE MARSHAL.

The local enforcing agency shall be under the supervision of the Fire Official as set forth in Section 230-5 of this Article, pursuant to Title 11A, Civil Service, the Revised Statutes (N.J.S.A. 11A:1-1, et seq.). The title “Fire Official” shall also include “Fire Marshal” and the person holding such position shall be known as the Fire Official or Fire Marshal or Fire Official/Fire Marshal. Only one person may be appointed and hold such titles. This Ordinance shall take effect upon final passage and publication in accordance with New Jersey law.

Mayor Anesh opened the floor for public comment, and with no comments made, closed the floor. Mayor Anesh asked the Council if they had any comments and none were made called for a motion to adopt this ordinance:

COUNCIL	MOTION	2 <sup>ND</sup>	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:	5	0			
Mayor Anesh – TIE ONLY							

**ORDINANCE NO.2046**  
**AN ORDINANCE AMENDING CHAPTER 17, ARTICLE IV OF THE CODE OF THE**  
**BOROUGH OF SOUTH PLAINFIELD TITLED “BUSINESS ADVISORY GROUP”.**

**BE IT ORDAINED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Chapter 17, Article IV, titled “Business Advisory Group”, shall be amended as follows:

The title shall be amended to “Business and Economic Development Advisory Group” and any reference to “Business Advisory Group” in Sections 17-24 through 17-29, inclusive, shall be amended to “Business and Economic Development Advisory Group”;

DELETE: SECTION 17-24(A), and REPLACE: SECTION 17-24(A) as follows:

The Business and Economic Development Advisory Group shall consist of seven (7) members, one of whom must be a resident of the Borough of South Plainfield who is not an owner or operator of a business within the Borough of South Plainfield. The members shall be appointed by the Borough Council, provided that at least three (3) affirmative votes shall be required, the Mayor to have no vote thereon, except in the case of a tie.

SECTION 17-24(C) shall be amended by adding the following at the end of said provision:

The President of the South Plainfield Business Association shall be a voting member.

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

Mayor Anesh opened the floor for public comment, and with no comments made, closed the floor. Mayor Anesh asked the Council if they had any comments and none were made called for a motion to adopt this ordinance:

COUNCIL	MOTION	2 <sup>ND</sup>	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	0			
Mayor Anesh – TIE ONLY							

**RESOLUTIONS**

**RESOLUTION 15-361  
AUTHORIZING A REFUND TO VARIOUS SENIORS FOR CANCELLATION OF TRIPS OR EVENTS  
SPONSORED BY THE SENIOR CENTER**

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

Shirley Craig  
1367 Belleview Court  
Plainfield, NJ 07060  
Tropicana Trip 10/5/2016  
\$44.00

Ann and Al LePore  
3313 Clark Lane  
South Plainfield, NJ 07080  
Canada Trip / September 2015  
\$1200.00

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

**RESOLUTION NO. 15-362  
AUTHORIZING CHANGE ORDER #1 IN THE AMOUNT OF \$1,500.00  
FOR LEONARD BUSCH ASSOCIATES CONSULTING ENGINEERS  
IN ADDITION TO THE ORIGINAL CONTRACT WITH NDP CONSTRUCTION  
FOR \$18,400.00 FOR A COAH REHABILITATION PROJECT  
LOCATED AT 119 FLORENCE PLACE**

**WHEREAS**, the Governing Body of the Borough of South Plainfield has entered into a contract with NDP Construction for \$18,400.00 for a COAH rehabilitation project located at 740 Cambridge Street in South Plainfield; and

**WHEREAS**, the Governing Body of the Borough of South Plainfield find it necessary to extend the limits of the project to include plans from a structural engineer; and

**WHEREAS**, the extra work will be performed utilizing COAH funding; and

**WHEREAS**, the work will be paid for based on the actual as-built quantities at a price not-to-exceed \$18,400.00 plus the addition of \$1,500.00 for a new total contracted amount of \$19,900.00; and

**WHEREAS**, funds for said purpose have been certified by the Chief Financial Officer and are available through COAH funding;

**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 \$18,400.00 by an additional \$1,500.00 to an adjusted contract amount of \$19,900.00 to extend the scope of the project to include plans from a structural engineer and that said structural engineer by the name of Leonard Busch Associates Consulting Engineers shall be paid \$1,500.00 and the remaining \$18,400.00 shall be paid to NDP Construction.

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION: 15-363**

**AUTHORIZING A REFUND OF TAX OVERPAYMENT IN THE AMOUNT OF \$3,347.47 FOR B. & E. PASACRITA OF 405 PIERCE STREET**

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

Block: 248 Lot: 8  
 Brian & Emely Pasacrita  
 405 Pierce Street  
 South Plainfield, NJ 07080  
 \$3,347.47

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

**RESOLUTION: 15-364**

**AUTHORIZING A REFUND OF TAX OVERPAYMENT IN THE AMOUNT OF \$9,870.05 FOR K. KRYSOPIK & C. STOECKEL OF 920 DELMORE AVENUE**

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

Block: 380 Lot: 4.01  
 Valley National Bank  
 Attn: Mortgage Services  
 1720 Route 23 North  
 Wayne, NJ 07470  
 \$9,870.05

**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		X				
Councilman Diana			X				
Councilman Richkus			X				
Councilman Rusnak		x	X				
Council President White						X	
		VOTE:	5	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION No. 2015-365**  
**AUTHORIZING CONSENT FOR ACCESS TO THE EPA FOR ACCESS TO BOROUGH PROPERTY KNOWN AS BLOCKS 221, 335 AND LOTS 30, 8.01 FOR THE INSTALLATION OF A GROUNDWATER MONITORING WELL AND PERIODIC SAMPLING AND MAINTENANCE OF SAID WELL**

**WHEREAS**, the United States Environmental Protection Agency initiated a remedy for Operable Unit 3 of the Cornell-Dublier Electronics Superfund Site and now requests access to Borough property known as Blocks 221, 335 and Lots 30, 8.01 for the installation of a groundwater monitoring well and periodic sampling and maintenance of said well;

**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 and/or Municipal Clerk to execute the Consent for Access to Property in the form as attached hereto as Exhibit A.

COUNCIL	MOTION	2 <sup>ND</sup>	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	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 15-366**  
**AUTHORIZING THE HIRING OF RICHARD ROTELLA AS PART-TIME AS-NEEDED SEASONAL HELP FOR THE MUNICIPAL OFFICES AT AN HOURLY RATE OF \$12.72**

**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 Richard Rotella for the seasonal part-time as-needed help for the municipal offices at an hourly rate of \$12.72 with no benefits and an effective December 15, 2015 to January 16, 2016.

**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

COUNCIL	MOTION	2 <sup>ND</sup>	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	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 15-367**

**AUTHORIZING THE HIRING OF PAUL MELILLO FOR PART-TIME AS-NEEDED HELP FOR THE RECREATION DEPARTMENT AT AN HOURLY RATE OF \$12.56 WITH NO BENEFITS EFFECTIVE 12/16/15**

**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 Paul Melillo for part-time as-needed help for the Recreation Department at an hourly rate of \$12.56 with no benefits and an effective December 16, 2015.

**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. Kevin Hughes, Recreation
5. Amy Antonides, Municipal Clerk

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 15-368**

**AUTHORIZING THE CANCELLATION OF CURRENT YEAR SEWER UTILITY UNEXPENDED BALANCES IN SEWER UTILITY FUND TO BE CREDITED TO SURPLUS**

**WHEREAS**, the following CY2015 Sewer Utility Fund budget appropriation reserve balances remain unexpended:

**SEWER UTILITY**

<u>ACCT #</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
5-07-55-515-001-585	Sewer Charges O&E	\$75,000.00
<b>Total Sewer Operations</b>		<u>\$75,000.00</u>

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances may be credited to sewer surplus.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey, that the above listed unexpended balances in the Sewer Utility Fund be cancelled.

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 15-369**

**AUTHORIZING THE FULL-TIME HIRING OF LEN MILLER AS MUNICIPAL ENGINEER/SUPERINTENDENT AT AN ANNUAL SALARY OF \$157,000.00 PURSUANT TO ORDINANCE WITH BENEFITS TO COINCIDE WITH THE EXISTING PROFESSIONAL MANAGERS CONTRACT WITH AN EFFECTIVE DATE OF 1/1/2016 AND WITH HEALTH BENEFITS TO COMMENCE 3/1/2016**

**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 full-time hiring of Len Miller as Engineer/Superintendent at an annual salary of \$157,000.00 pursuant to ordinance with benefits to coincide with the existing Professional Managers Contract with an effective date of 1/1/2016 and with health benefits to commence 3/1/2016; and

**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. Len Miller
5. Amy Antonides, Municipal Clerk

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 15-370  
AUTHORIZING 2015 APPROPRIATION TRANSFERS IN THE AMOUNT OF \$135,000  
FOR THE CURRENT FUND, AND \$20,000 FOR THE SEWER UTILITY  
PURSUANT TO N.J.S.A. 40A:4-58**

**WHEREAS**, in accordance with N.J.S.A. 40A:4-58 permits appropriation transfers during the last two months of the fiscal year and the first three months of the fiscal year, for the purposes specified and in excess of sums appropriated in the Budget; and

**WHEREAS**, such transfers must be approved by a vote of not less than two-thirds of the full membership of the governing body.

**NOW, THEREFORE, BE IT RESOLVED** that the below transfers be approved.

See attached page.

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

I do hereby certify that the foregoing is a true and exact copy  
of a Resolution adopted by the Mayor and Borough Council of  
South Plainfield Borough on  
December 21, 2015

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Amy Antonides, RMC/CMC  
Municipal Clerk – South Plainfield Borough

<b>CURRENT FUND</b>			
<b>FROM:</b>			<b>AMOUNT</b>
5-01-20-130-000-101	Finance	S&W	10,000.00
5-01-23-220-000-621	Health Benefits	O&E	100,000.00
5-01-26-310-000-101	Public Buildings & Grounds	S&W	25,000.00
<b>Total FROM:</b>			<b>135,000.00</b>
<b>TO:</b>			<b>AMOUNT</b>
5-01-20-100-000-101	Administration	S&W	10,000.00
5-01-20-110-000-101	Executive	S&W	2,000.00
5-01-20-120-000-102	Borough Clerk	S&W	4,000.00
5-01-20-130-000-255	Finance	O & E	1,000.00
5-01-20-150-000-101	Assessing	S&W	3,000.00
5-01-20-155-000-101	Legal	S&W	8,000.00
5-01-20-155-000-221	Legal	O & E	8,000.00
5-01-20-165-001-235	Engineering	O & E	10,000.00
5-01-22-195-001-102	Code Enforcement	S&W	5,000.00
5-01-22-195-001-401	Code Enforcement	O & E	10,000.00
5-01-25-240-001-102	Police	S&W	20,000.00
5-01-25-250-000-102	911	S&W	10,000.00
5-01-25-265-001-101	Fire Department	S&W	2,000.00
5-01-25-265-002-101	Fire Official	S&W	4,000.00
5-01-26-290-001-101	Public Works Administration	S&W	1,000.00
5-01-26-290-002-101	Road Repairs & Maintenance	S&W	3,000.00
5-01-26-305-003-101	Recycling	S&W	3,000.00
5-01-26-315-000-101	Vehicle Maintenance	S&W	2,000.00
5-01-27-330-001-101	Board of Health	O & E	1,000.00
5-01-27-330-001-235	Board of Health	O & E	4,000.00
5-01-27-335-001-101	Environmental	S&W	2,000.00
5-01-28-370-002-101	Office on Aging	S&W	3,000.00
5-01-30-410-001-685	LOSAP	O & E	6,000.00
5-01-30-415-001-101	Accumulated Leave	O & E	6,000.00
5-01-31-445-001-581	Water	O & E	2,000.00
5-01-43-490-000-101	Court	S&W	5,000.00
<b>Total TO:</b>			<b>135,000.00</b>
<b>SEWERS</b>			
<b>FROM:</b>			<b>AMOUNT</b>
5-07-55-515-001-585	Sewer - O&E	O & E	20,000.00
<b>Total FROM:</b>			<b>20,000.00</b>
<b>TO:</b>			<b>AMOUNT</b>
5-07-55-515-002-101	Sewer - S&W	S & W	20,000.00
<b>Total TO:</b>			<b>20,000.00</b>

**CORRESPONDANCE**

- Environmental Commission Minutes – October 14, 2015
- Board of Adjustment Minutes – November 16, 2015
- Letter from Dept. of Agriculture – No major gypsy moth infestation found
- Environmental Commission Monthly Report – November, 2015
- Middlesex County Planning Board Minutes – November 10, 2015
- Traffic Safety Advisory Commission Minutes – October 28, 2015

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2015-371**

**AUTHORIZING THE CANCELLATION OF BALANCES IN ORDINANCE #1998 AND REFUND THE TAXES LEVIED IN THE AMOUNT OF \$ 90,000.00**

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

The Chief Financial Officer is hereby authorized to cancel balances in unfunded debt authorized under ordinance #1998. This resolution shall reduce the amount of debt authorized from \$1,010,000 to \$920,000. The \$90,000 reduction in this ordinance shall be offset by the deferred unfunded account.

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION No. 15-372**

**AUTHORIZING THE TEMPORARY BUDGET FOR 2016; TOTAL GENERAL APPROPRIATIONS IN THE AMOUNT OF \$5,756,735.40, TOTAL SEWER UTILITY IN THE AMOUNT OF \$1,550,000.00, AND TOTAL POOL UTILITY IN THE AMOUNT OF \$15,000.00**

**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 CY2016 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 pursuant to the attached itemization from the Chief Financial Officer of Total General Appropriations is in the amount of \$5,756,735.40; Total Sewer Utility in the amount of \$1,550,000.00 and Total Pool Utility in the amount of \$15,000.00 are hereby authorized and that a certified copy of this resolution be transmitted to the Chief Financial Officer. A copy of the Budget document is attached.

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
Mayor Anesh – TIE ONLY							

**RESOLUTION 15-373  
AUTHORIZING THE CANCELLATION OF CURRENT YEAR UNEXPENDED BALANCES IN  
CURRENT FUND TO BE CREDITED TO SURPLUS**

**WHEREAS**, the following CY2015 Current Fund budget appropriation reserve balances remain unexpended:

***CURRENT FUND***

<u>ACCT #</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
5-01-23-220-000-621	Health Benefits O&E	\$80,000.00
<b>Total Current Operations</b>		<u>\$80,000.00</u>

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances may be credited to surplus.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey, that the above listed unexpended balances in the Current Fund be cancelled.

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
Mayor Anesh – TIE ONLY							

**RESOLUTION 15-374  
AUTHORIZING THE CHIEF FINANCIAL OFFICER TO CANCEL VARIOUS AGED OUTSTANDING  
BALANCES WITHIN THE GRANT FUND**

**WHEREAS**, it is necessary to formally cancel aged outstanding balances; and

**WHEREAS**, the Governing Body of the Borough of South Plainfield, in the County of Middlesex and State of New Jersey hereby grant authorization to the Chief Financial Officer to cancel various aged outstanding balances within the Grand Fund;

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey, that the various aged outstanding balances in the Grant Fund be cancelled.

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
Mayor Anesh – TIE ONLY							

**RESOLUTION 15-375**  
**AUTHORIZING THE SERVICES OF STILO EXCAVATION FOR EMERGENCY SANITARY SEWER REPAIRS FOR MORRIS AVENUE IN AN AMOUNT NOT TO EXCEED \$5,500.00**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the services of Stilo Excavating of South Plainfield, NJ for emergency sanitary sewer repair on Morris Avenue in an amount not to exceed \$5,500.00; and

**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. DPW

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
Mayor Anesh – TIE ONLY							

**RESOLUTION 15-376**  
**AUTHORIZING THE RENTAL SERVICES FROM JESCO FOR A JOHN DEERE WHEEL LOADER FOR THE PURPOSE OF SNOW REMOVAL AS A SHARED SERVICE WITH THE SOUTH PLAINFIELD BOARD OF EDUCATION IN AN AMOUNT NOT TO EXCEED \$8,450.00**

**BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield, New Jersey that they hereby authorize the rental services from Jesco of South Plainfield, NJ for a John Deere 624K wheel loader for the purpose of snow removal to be shared with the South Plainfield Board of Education of which the Borough’s portion of cost is not to exceed \$8,450.00.

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

1. DPW
2. Glenn Cullen, Chief Financial Officer

COUNCIL	MOTION	2 <sup>ND</sup>	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	
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
Mayor Anesh – TIE ONLY							

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

Current Fund	5-01	930,988.82
Current Fund	4-01	0.00
Pool Utility	4-26	0.00
Pool Utility	5-26	0.00
Sewer Utility	4-07	0.00
Sewer Utility	5-07	80,131.29
Sewer Utility Capital	C-08	0.00
General Capital	C-04	88,789.97
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	56,849.92
Dog Trust	T-12	13.20
Treasurers Trust	T-13	15,226.31
Recreation Trust	T-14	2,049.36
<b>TOTAL ALL FUNDS</b>	<b>5-01</b>	<b>\$1,174,048.87</b>

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

**COUNCIL REPORTS:**

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

Administrator Cullen – Wished everyone a happy holiday and congratulated Len Miller on his appointment this evening saying he is a great asset to this municipality.

Engineer Miller – Thanked the Mayor and Council for this opportunity with the Borough and is looking very forward to working with everyone.

Clerk Antonides – reported progress.

Councilman Diana – wished everyone a happy holiday and New Year. Councilman Diana went on to thank all the Borough employees and Borough Clerk for their help over the past three years.

Councilman Rusnak – Congratulated Len Miller on his appointment this evening and also congratulated Councilman Diana with the birth of his new son. Councilman Rusnak concluded by wishing everyone a happy holiday.

Councilman Bengivenga – wished everyone happy holidays and congratulated both Len Miller and Councilman Diana than reported progress.

Councilman Richkus - wished everyone a Happy Hanukah and Merry Christmas than went on to warn everyone to be mindful of the early dismissal of students this week . Councilman Richkus said he is looking forward to 2016 and wished Councilman Diana well saying it was a pleasure to work with him.

Councilman Barletta – congratulated Len Miller saying he will be an asset to the Borough and a good fit for South Plainfield. Councilman Barletta thanked Councilman Diana for his three years of service to the Borough saying that he has done an outstanding job. To conclude, Councilman Barletta wished everyone a Merry Christmas and a Happy New Year.

Council President White – was absent this evening.

Mayor Anesh – said that Councilman Diana has served the residents of South Plainfield well and wished him all the best with the next phase of his life. Mayor Anesh congratulated the 3 officers appointed this evening and to Len Miller who has worked with us as our professional engineer since 2008. Mayor Anesh announced that the 2016 reorganization meeting will be held on Saturday, January 2, 2016.

**COMMENTS FROM THE PUBLIC:**

Mayor Anesh opened the floor for public comment.

Darlene Cullen of Fox Place advised that the Wheels for Brie event this past Friday night at the Elks was well attended. Mrs. Cullen wished Councilman Diana well then went on to say that their will be an update pertaining to a Library walk-through soon.

Chief James Parker wished everyone a Merry Christmas and a Happy New Year then thanked the Governing Body for all their support and also congratulated Len Miller and Councilman Diana.

Debbie Boyle of Van Fleet wished everyone a happy holiday and congratulations to Len Miller.

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

**ADJOURNMENT**

Without further comment and no more action necessary for this evening, Mayor Anesh called for a motion to adjourn. Councilman Barletta made a motion to adjourn at 7:56 p.m., seconded by Councilman Bengivenga and unanimously carried. The meeting was adjourned.

Submitted By:

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Amy Antonides, RMC/CMC - Municipal Clerk