

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
FEBRUARY 1, 2016 7:04 P.M.
PUBLIC MEETING**

CALL TO ORDER: Mayor Anesh called the meeting to order at 7:04 p.m. Mayor Anesh read the sunshine statement and announced that same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met with adequate notice of this meeting having been provided to the Borough's two official newspapers and also published on the Borough's website.

The roll call was administered by Clerk Antonides as follows:

COUNCIL	Present	Absent	Late
Councilman Barletta	X		
Councilman Richkus	X		
Councilman Rusnak	X		
Councilman White	X		
Councilman Wolak	X		
Council President Bengivenga	X		
Mayor Anesh	X		
ALSO PRESENT			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Bill Robertson	X		
Engineer Miller	X		

Flag Salute: was led by Mayor Anesh and Councilman Richkus 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 – Mayor's donation to "Power & Light Worker Support Foundation" – Mr. Belone accepted the \$500.00 donation from Mayor Anesh. Everyone extended a round of applause and photos were taken by family, friends and media present.

Mayor Anesh then presented a \$250.00 donation to UNICO. Mr. Bengivenga and Mr. Deandrea were present among other UNICO members to accept the donation. Everyone extended a round of applause and photos were taken by family, friends and media present.

Proclamation

- National Wear Red Day – February 5, 2016
- National Black History Month – February, 2016

Mayor Anesh read both of the aforementioned proclamations in full. Everyone extended a round of applause and photos were taken by family, friends and media present.

Authorizing the Approval of Council Minutes:

- January 19, 2016 – Agenda
- January 19, 2016 – Public

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

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides by title for the following two Bond Ordinances #2047 and #2048:

BOND ORDINANCE 2047

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT AND A FIRE TRUCK FOR THE FIRE DEPARTMENT IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$1,450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,377,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF. – was read by

title by Clerk Antonides

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 \$1,450,000, and further including the aggregate sum of \$72,500 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 \$1,377,500 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 ladder truck and apparatus, including all related costs and expenditures incidental thereto.	\$1,345,000	\$1,277,750	10 years
b) The acquisition of fire equipment and radios, including all related costs and expenditures incidental thereto.	\$105,000	\$99,750	5 years
TOTAL:	\$1,450,000	\$1,377,500	

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 9.63 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 \$1,377,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$10,000 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.

Mayor Anesh opened the floor for public hearing. Fire Chief Scalara said this ladder truck is a long time coming and thanked the Mayor and Council for all their support. Council President Bengivenga said that we have been talking about the need for this truck for some five years now. This truck will replace our 23 year old ladder truck that goes out on every call of which averages about 1,000 calls per year. Mayor Anesh concurred and Council President Bengivenga went on to describe the safety equipment that will be added to this particular new truck. With no further comments, Mayor Anesh closed the floor.

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

BOND ORDINANCE 2048

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,872,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF. – was read by title by Clerk Antonides

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 \$2,300,000, including a grant from the State of New Jersey Department of Transportation in the amount of \$400,000 for the purpose in Section 3(c) (the "State Grant") and further including the aggregate sum of \$27,500 as the several down payments for the improvements or purposes required by the Local Bond Law. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the cost of the improvement in Section 3(c) since the improvement is being partially funded by the State Grant (\$1,750,000). The amount of the down payment appropriated is 5% of the \$550,000 in costs of the improvements which are not to be funded by the above referenced State Grant. 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 and the State Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,872,500 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) Environmental remediation at the former American Smelting and Refining Company site, Borough Hall, the Department of Public Works and other locations, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$250,000	\$237,500	15 years
b) The acquisition of Police and Borough computer, Eticket and payroll systems, including all related costs and expenditures incidental thereto.	\$290,000	\$275,500	5 years
c) Improvements to various roads, including but not limited to Franklin Avenue, all as set forth on a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto.	\$1,750,000 (includes a \$400,000 grant from the State of New Jersey	\$1,350,000	10 years

		Department of Transportation)		
d) Improvements to gas pumps and piping, including all work and materials necessary therefor and incidental thereto.				
		<u>\$10,000</u>	<u>\$9,500</u>	15 years
TOTAL:		<u>\$2,300,000</u>	<u>\$1,872,500</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 9.92 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 \$1,872,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$490,000 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, if other than the State Grant, 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.

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

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

ORDINANCE NO. 2049
AN ORDINANCE APPROVING TRAFFIC SIGNAL AT NEW BRUNSWICK
AND NEW MARKET AVENUES. – was read by title by Clerk Antonides

WHEREAS, the County of Middlesex has installed a traffic signal at the intersection of New Brunswick Avenue and Market Avenues; and

WHEREAS, the County Engineer has certified that the installation of the traffic signal at the intersection of New Brunswick Avenue and New Market Avenue was inspected and found in conformance with the As-Built Traffic Signal Plan, Sheet 84 of 99, Replacement of Bridge 2-B-93 Over Bound Brook, New Brunswick Avenue, Piscataway and South Plainfield, New Jersey dated June 2010, marked As-Built Plans October 30, 2015, and conforms to the provisions of the Manual on Uniform Traffic Control Devices, Title 39 of the Revised Statutes of New Jersey and the New Jersey Administrative Code;

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

1. The intersection of New Brunswick Avenue and New Market Avenue shall be controlled by a traffic signal in accordance with the Traffic Signal Plan dated June 2010;
2. The traffic control signal shall be in accordance with the provisions of the Manual on Uniform Traffic Control Devices, Title 39 of the Revised Statutes of New Jersey and the New Jersey Administrative Code, and shall be operated in conformance with the design plan;
3. Any ordinance or part thereof inconsistent with the provisions of this Ordinance is hereby repealed;
4. This Ordinance shall become effective upon adoption and publication required by law;
5. If any clause, section or provision of this Ordinance is declared invalid by a court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision and shall not affect the validity of the remaining provisions of this Ordinance.

Mayor Anesh set the public hearing for February 16, 2016 at approximately 7:00 p.m.

Introduction of Ordinance #2049: February 1, 2016

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

RESOLUTIONS:

RESOLUTION 16-60

AUTHORIZING THE SERVICES OF T&M ASSOCIATES FOR PROFESSIONAL PLANNING SERVICES PERTAINING TO THE BOROUGH’S HOUSING ELEMENT AND FAIR SHARE PLAN

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 T&M Associates for Professional Planning Services pertaining to the Borough’s Housing Element and Fair Share Plan in an amount not to exceed \$25,000.00.

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

1. Glenn Cullen, CFO
2. T&M Associates
3. Amy Antonides, Municipal Clerk

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

RESOLUTION 16-61

Authorizing settlement of 2011, 2012, 2014 and 2015 tax appeals filed by Multiplex, Inc./Archcom Technology/Archcom Technology, Inc. for the property known as 5000 Hadley Road and identified as Block 528.01, Lot 46.04, on the Borough of South Plainfield Tax Map

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

RESOLUTION #16-62

AUTHORIZING THE RELEASE OF A PERFORMANCE BOND POSTED BY TFB TRUCKING OF 90 TYLER PLACE FOR PUBLIC IMPROVEMENTS TO BLOCK 468, LOT 4 AND ACCEPTANCE OF THE MAINTENANCE BOND IN THE AMOUNT OF \$7,701.00

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bond from TFB Trucking for the improvements located at Block 468, Lot 4; and

WHEREAS, TFB Trucking has submitted a Maintenance Bond in the amount of \$7,701.00; 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 468 Lot 4.

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

**RESOLUTION 16-63
AUTHORIZING THE PART-TIME HIRING OF DORINE HARRIS
AS A ZUMBA INSTRUCTOR FOR THE SENIOR CENTER FOR THE
HOURLY RATE OF \$65.00 WITH NO BENEFITS EFFECTIVE FEBRUARY 8, 2016**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the part-time hiring of Dorine Harris as a Zumba Instructor for the Senior Center for the hourly rate of \$65.00, with no benefits, effective February 8, 2016.

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

**RESOLUTION 16-64
AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE CONTRACT
TO O’CONNOR PARSONS, LANE & NOBLE, LLC FOR THE POSITION
OF CONFLICT/ALTERNATE ATTORNEY FOR THE PLANNING BOARD**

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

**RESOLUTION 2016-65
AUTHORIZING A 2015 TEMPORARY BUDGET AMENDMENT
OF \$35,000.00 IN THE CURRENT FUND**

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

WHEREAS, the date of this resolution is prior to the adoption of the FY 2016 Budget, and

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

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

Borough of South Plainfield				
Temporary Budget Amendment				
CALENDAR YEAR 2016				
CURRENT FUND				
				AMOUNT
6-01-26-290-003-102	Snow	S&W		25,000
6-01-26-290-003-321	Snow	O&E		10,000
Total CURRENT FUND				35,000

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

RESOLUTION 16-66
AUTHORIZING 2015 APPROPRIATION TRANSFERS IN THE AMOUNT OF \$40,000
FOR THE CURRENT FUND, 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.

Borough of South Plainfield			
Transfers			
2015			
CURRENT FUND			
FROM:			AMOUNT
5-01-20-130-000-102	Finance	S&W	2,000.00
5-01-23-210-000-661	Other Insurance	O&E	5,000.00
5-01-23-220-000-621	Health Benefits	O&E	5,000.00
5-01-25-265-003-581	Fire Service Charges	O&E	3,000.00
5-01-26-310-000-101	Public Buildings & Grounds	S&W	5,000.00
5-01-31-420-001-555	Electric	O&E	10,000.00
5-01-31-435-002-555	Street Lights	O&E	10,000.00
Total FROM:			40,000.00
TO:			AMOUNT
5-01-30-410-001-685	LOSAP	O & E	5,000.00
5-01-30-415-001-101	Accumulated Leave	O & E	35,000.00
Total TO:			40,000.00

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

RESOLUTION 16-67

AUTHORIZING SOLE SOURCE VENDOR CONTRACT EXECUTION WITH NORTHEASTERN INTEGRATED TECHNOLOGIES LLC TO PROVIDE INFORMATION SERVICES TO THE POLICE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$12,474.00

WHEREAS the sole source vendor Northeastern Integrated Technologies LLC has submitted an RFP to the Police Department to provide information services to be provided within the Police Department for 2016; 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 an official 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 information services to the Borough Police Department for 2016 in an amount not to exceed \$12,474.00
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 the official 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. Chief Financial Officer
3. Police Chief
4. IT Department

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

**RESOLUTION 2016-68
AUTHORIZING A SOLE SOURCE MANAGED SERVICE CONTRACT
WITH NORTHEAST INTEGRATED TECHNOLOGIES
TO PROVIDE DESK TOP SUPPORT AS WELL AS ANTI-VIRUS SOFTWARE
IN AN AMOUNT NOT TO EXCEED \$9,660.00**

WHEREAS the sole source vendor Northeast Integrated Technologies. has submitted an RFP to the Borough to provide desk top support as well as anti-virus software services for the Borough Offices for 2016; 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 official 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 Northeast Integrated Technologies to desk top support as well as anti-virus software services for 2016 in an amount not to exceed \$9,660.00.
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 the official 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 Richkus			X				
Councilman Rusnak	x		X				
Councilman White			X				
Councilman Wolak			X				
Council President Bengivenga		x	X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 16-69
AUTHORIZING THE PURCHASE OF THREE SNOW BLOWERS FROM HOME DEPOT FOR THE DPW IN AN AMOUNT NOT TO EXCEED \$4,200.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the purchase of 3 snow blowers from Home Depot for the DPW in an amount not to exceed \$4,200.00; and

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

1. Glenn Cullen, CFO
2. Len Miller, DPW Supervisor
3. Amy Antonides, Municipal Clerk

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

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Environmental Monthly Report – December, 2015
- Recycling Monthly Report – December, 2015

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

SOUTH PLAINFIELD BOROUGH
APPROVAL OF BILLS AND CLAIMS

Current Fund	5-01	92,614.49
Current Fund	6-01	278,681.73
Pool Utility	6-26	1,100.00
Pool Utility	5-26	2,950.00
Sewer Utility	6-07	0.00
Sewer Utility	6-07	0.00
Sewer Utility	5-07	8,945.10
Sewer Utility Capital	C-08	0.00
General Capital	C-04	189.54
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	43,670.52
Dog Trust	T-12	0.00
Treasurers Trust	T-13	9,782.16
Recreation Trust	T-14	120.00
TOTAL ALL FUNDS		\$438,053.54

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

COUNCIL REPORTS:

Borough Attorney Robertson Esq. – reported progress.

Administrator Cullen – advised that the DPW worked countless hours to clear the snow from the storm. We were receiving calls to bring our front end loader in front of rescue squad vehicles. We were trying to prioritize to get emergency services through this storm. In fact, the National Guard was called in to assist in Edison for those types of emergency service events. But in South Plainfield, our DPW was able to handle that. There were a lot of challenges and a lot of balancing of priorities through this storm. On another note, the sewer bills will be going out this week and there has been a lot of positive feedback regarding the soft opening of the new library today. To clarify, there is no debt on the books for the library. Mr. Cullen went on to thank everyone involved with the library project with a special word of appreciation to his wife, the Library President as well as Mayor Anesh. Mayor Anesh thanked Mr. Cullen but went on to say that all the credit goes to the library board.

Engineer Miller – said that Cappi was in at the beginning of the storm and worked non-stop around the clock. He will never fully be replaced, no matter how many people we hire. With this storm, we were dealing with two feet of snow, blizzard conditions with high winds. We called in salters on Friday night and as the snow got deep enough they began plowing. We had all 13 of our vehicles out as well as 15 contractors. Unfortunately the contractors were getting stuck due to the dynamics of the storm and we had to keep using our heavier equipment to get them out. Because the contractors kept getting stuck and we had to haul them out and were not making any progress left for the evening. On Sunday, the contractors did not show up. Thus we were shot those 15 vehicles. The DPW continued to work nonstop through Monday and then onward throughout the rest of the week. Councilman Barletta interjected that the reason the contractors didn't show up was because of all the hours they put in the day before as they needed rest. However, when the going got tough, our DPW stepped it up. They were there and most never went home. They slept in their vehicles or on benches and worked around the clock.

Clerk Antonides – reported progress.

Councilman Wolak – advised that the Valentine's Day Party is forthcoming as is the annual Spelling Bee of which he will be one of the judges. On another note Councilman Wolak said he is very happy to see the soft opening of the Library today saying how great it looks.

Councilman White – said that the new Library is an unbelievable difference and that residents both young and old will enjoy it for years to come. A new business is coming to town; All Seasons Sports Academy will be opening soon and we welcome them.

Councilman Rusnak – reported that he and Mr. Cullen met this morning to begin discussions regarding the budget which will be a work in progress but there appears to be a lot of good things on the horizon and with that reported progress.

Councilman Richkus - said there is lots of excitement regarding the new library and he can't wait to bring his kids there. Councilman Richkus thanked the firemen for all their service saying he appreciates all that they do. On another note, volunteer litter clean-up will be held on April 16, 2016. Mark your calendars.

Councilman Barletta – congratulated everyone on the Library Board for the opening of the new library. It was a great job that everyone did. It looks absolutely fabulous. Regarding last weekend, to say that this snow storm was a challenge is a big understatement. Councilman Barletta emphasized what a great job our DPW did under very trying circumstances. Our DPW was working around the clock and he couldn't be more proud of what they did. It was a big town effort. Councilman Barletta said he also helped them out on Sunday and Monday. Though we did get a lot of complaints we did the best that we could under these circumstances. It was a big team effort. Even though it may have been frustrating for some residents, we really did the best we could with the trying circumstances. Mayor Anesh concurred that it was truly a challenging storm for everyone. Our new DPW Supervisor Len Miller dealt with his first major storm here. Mayor Anesh said that we truly strive for the best possible service for our residents.

Council President Bengivenga – said he wants to clarify that the second bond ordinance that we adopted tonight is for our 2016 Road Improvements with Franklin Avenue along with 10-15 other miscellaneous roads. We will continue to do this each year to help maintain our infrastructure. Also included is equipment that will aid our police department with writing tickets.

Mayor Anesh – said he thinks everyone here recognizes the challenges our DPW and emergency services faced during this storm and thanked them for their efforts.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Mr. Hank Growler of 609 Spicer Avenue said that pertaining to the snow storm his complaint is not with our DPW, but with the contractors. To sum up, Mr. Growler said the contractors only do one swipe down his street. As of today it is still now plowed curb to curb. Mayor Anesh, said yes, we will continue to troubleshoot these issues and improve.

Ms. Jewell Gather of 326 Edgar Avenue thanked the DPW for all their work during the storm. Ms. Gather suggested that perhaps for narrow streets that we post signs that say "no parking when snow covered" because her narrow street had cars parked in the road. Mayor Anesh said it is not a bad idea and will consider doing that.

Debbie Boyle of Van Fleet congratulated the fire department on their new truck and went on to advise the dates and times of various events throughout the community.

Suzanne Lepore of Bullard Place advised that the 8th annual Cultural Arts Talent Show is forthcoming and this year would like to see the Mayor and Council enter their talents into the show.

Linda Hansen, Library Director, thanked the Mayor and Council for all their support with the new library. Ms. Hansen went on to thank Mr. Cullen and Mr. Miller for all their help. The library has received an amazing reaction during today's soft opening. The formal grand opening is scheduled for March 5, 2016.

Darlene Cullen of 1457 Fox Place, thanked all current and former trustees as well as former and current employees, especially Linda Hansen saying she is a great leader for the library. Mrs. Cullen thanked Len Miller for all his help and reiterated that the grand opening is scheduled for March 5, 2016.

Roberto Sayers of West Crescent congratulated the fire department on their new fire truck and went on to thank the Mayor and Council for supporting the construction of the new library. Mr. Sayers commented that the hopes with the snow melting in the coming days that the drains will be kept clear. Mr. Miller said he will have three crews out tomorrow to make sure they are all clear.

Mr. Patrick O'Connel advised that he went to a Board of Education meeting in December and showed them a program by GAF who is a roofing manufacturer. Mr. O'Connel indicated that there is a special program whereas if you place solar panels on the roof you can get a whole new roof for no cost.

Debbie Boyle of Van Fleet said she would like to clarify that Mr. O'Connel did not speak to the Board of Education about this.

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

At 8:18 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 8:33 p.m., Mayor Anesh 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 8:33 p.m., seconded by Councilman Rusnak and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC - Municipal Clerk