

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
NOVEMBER 14, 2016 7:08 P.M.
PUBLIC MEETING**

CALL TO ORDER: Mayor Anesh called the meeting to order at 7:08 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
Councilwoman Faustini	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 Paul Rizzo	X		
Engineer Miller	X		

Flag Salute: was led by Mayor Anesh and Council President 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.

Proclamation – World Pancreatic Cancer Day – was read in full by Mayor Anesh. The Price family was called forward by Mayor Anesh to accept the proclamation. Everyone extended a round of applause and photographs were taken by the median and/or family members present.

Authorizing the Approval of Council Minutes:

- October 17, 2016 – Agenda
- October 17, 2016 - Public
- October 17, 2016 – Executive

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

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides for Ordinances 2065. Mayor Anesh opened the floor for public hearing. With no comments from the public, Mayor Anesh closed the floor.

**ORDINANCE NO.2065
AN ORDINANCE ESTABLISHING PROCEDURE FOR TAKING
ACTION REGARDING UNSAFE PROPERTIES WITHIN THE BOROUGH.**

WHEREAS, State statute, N.J.S.A. 40:48-2.5, provides that a municipality is authorized to adopt an ordinance relating to buildings within the municipality which are unfit for human habitation or occupancy or use; and

WHEREAS, such ordinance is necessary for the Borough to address any issue with buildings where in the Construction Official has determined that a building is unfit for human habitation or occupancy or use; and

WHEREAS, the Governing Body of the Borough of South Plainfield has determined that such an ordinance is necessary and appropriate;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that upon the adoption of a resolution by the Governing Body finding that building conditions are such that a building is so old, dilapidated, or has become so out of repair to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation, or occupancy, or use, is inimical to the welfare, and dangerous and injurious to the health and safety of people, and that a public necessity exists for the repair, closing or demolition of such building or buildings, or part thereof, the Construction Official of the Borough is designated or appointed to exercise the powers proscribed hereinafter.

1. Whenever a petition is filed with the Construction Official by a public authority or by at least five residents of the municipality charging that any building is unfit for human habitation or occupancy or use, or whenever it appears to the Construction Official (on his own motion) that any building is unfit for human habitation or occupancy or use, the Construction Official shall, if his preliminary investigation discloses a basis for such charges, issue and cause to be served upon the owner of and parties in interest in such building a complaint stating the charges in that respect, and containing a notice that a hearing will be held before the Construction Official (or his designated agent) at a place therein fixed not less than 7 days nor more than 30 days after the serving of said complaint; that the owner and parties in interest shall be given the right to file an answer to the complaint and to appear in person, or otherwise, and give testimony at the place and time fixed in the complaint; and that the rules of evidence prevailing in the courts shall not be controlling in hearings before the Construction Official.

2. That if, after such notice and hearing, the Construction Official determines that the building under consideration is unfit for human habitation or occupancy or use, he shall state in writing his findings of fact in support of such determination and shall issue and cause to be served upon the owner thereof and parties in interest an order:

a. Requiring the repair, alteration or improvement of the said building to be made by the owner, within a reasonable time, which time shall be set forth in the order or at the option of the owner to vacate or have said building vacated and closed within the time set forth in the order; and

b. If the building is in such a condition as to make it dangerous to the health and safety of persons on or near the premises, and the owner fails to repair, alter or improve said building within the time specified in the order, then the owner shall be required to remove or demolish said building with a reasonable time as specified in the said order of removal.

3. That, if the owner fails to comply with an order to repair, alter or improve or, at the option of the owner, to vacate and close the building, the Construction Official may cause such building to be repaired, altered or improved, or to be vacated and closed; and the Construction Official may cause to be posted on the main entrance of any building so closed a placard with the following words: "This building is unfit for human habitation or occupancy or use; the use or occupation of this building is prohibited and unlawful."

4. That, if the owner fails to comply with an order to remove or demolish the building, the Construction Official may cause such building to be removed or demolished or may contract for the removal or demolition thereof after advertisement for, and receipt of, bids therefor.

5. That the amount of:

a. The cost of the filing of legal papers, expert witnesses' fees, search fees and advertising charges incurred in the course of any proceeding taken under this act determined in favor of the municipality, and

b. The cost of such repairs, alterations or improvements, or vacating and closing, or removal or demolition if any, or the amount of the balance thereof remaining after deduction of the sum, if any, realized from the sale of materials derived from such building or from any contract for removal or demolition thereof, shall be a

municipal lien against the real property upon which such cost was incurred. If the building is removed or demolished by the Construction Official, he shall sell the materials of such building. There shall be credited against the cost of the removal or demolition thereof, including the clearance and, if necessary, leveling of the site, the proceeds of any sale of such materials or any sum derived from any contract for the removal or demolition of the building. If there are no such credits or if the sum total of such costs exceed the total of such credits, a detailed statement of the aforesaid costs and the amount so due shall be filed with the Borough Tax Assessor or other custodian of the records of tax liens, and a copy thereof shall be forthwith forwarded to the owner by registered mail. If the total of the credits exceed such costs, the balance remaining shall be deposited in the Superior Court by the Construction Official, shall be secured in such manner as may be directed by such court, and shall be disbursed according to the order or judgment of the court to the persons found to be entitled thereto by final order or judgment of such court. Any owner or party in interest may, within 30 days from the date of the filing of the lien certificate, proceed in a summary manner in the Superior Court to contest the reasonableness of the amount or the accuracy of the costs set forth in the municipal lien certificate.

If an actual and immediate danger to life is posed by the threatened collapse of any fire-damaged or other structurally unsafe building, the Construction Official may, after taking such measures as may be necessary to make such building temporarily safe, seek a judgment in summary proceedings for the demolition thereof.

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

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

ORDINANCE – FIRST READING BY TITLE was read by Clerk Antonides for Ordinances 2066 AND 2067. Mayor Anesh set the public hearing for December 5, 2016 at approximately 7:00 p.m.

ORDINANCE No. 2066

AN ORDINANCE AMENDING ORDINANCE 2031 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 TO NOW INCLUDE PART TIME ELECTRICAL INSPECTOR

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				

POSITION	2015	2016	2017	2018
PT ELECTRICAL INSPECTOR	n/a	\$35.51	\$36.19	\$36.87
*Effective Date: DECEMBER 5, 2016				

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.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini			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							

ORDINANCE NO.2067
AN ORDINANCE AMENDING ARTICLE XI OF THE
BOROUGH ZONING ORDINANCE.

WHEREAS, Article XI of the Borough Land Use Ordinance, titled “Non-Conforming Uses”, Section 1103 provides that a variance is not required of a pre-existing, non-conforming structure if the extension of the physical structure involved does not cause a violation of the requirements of the Zoning Ordinance, or does not further extend the variance previously granted; and

WHEREAS, the courts have declared that the power to allow expansion of non-conforming uses resides exclusively with boards of adjustment, and any ordinance purportedly permitting such an expansion is improper;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Section 1103 of Article XI, Non-Conforming Uses, shall be and is hereby deleted.

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

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini			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							

RESOLUTIONS

RESOLUTION 2016-341

ACCEPTING THE RESIGNATION OF COUNCILWOMAN FAUSTINI FROM THE LIBRARY BOARD OF TRUSTEES AND THE CULTURAL ARTS COMMISSION EFFECTIVE OCTOBER 17, 2016

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

It hereby accepts the resignation of Christine Faustini as a volunteer member of both the Library Board of Trustees and the Cultural Arts Commission effective October 17, 2016; and

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

1. Amy Antonides, Municipal Clerk

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini					X		
Councilman Richkus	x		X				
Councilman Rusnak		x	X				
Councilman White			X				
Councilman Wolak			X				
Council President Bengivenga			X				
			VOTE:	5	0		
Mayor Anesh – TIE ONLY							

RESOLUTION 2016-342

AUTHORIZING THE BOROUGH CONSTRUCTION OFFICIAL TO TAKE ALL NECESSARY ACTION REGARDING UNSAFE PROPERTY AT 1125 SHERMAN AVENUE.

WHEREAS, the Construction Official of the Borough of South Plainfield has inspected property known as 1125 Sherman Avenue, South Plainfield, New Jersey, also known as Lot 4, Block 10, owned by Betty Taylor; and

WHEREAS, the Construction Official has determined that the building on said property is in such a condition as to constitute an imminent hazard; and

WHEREAS, the Construction Official, on June 17, 2016, issued a notice to the property owner of such determination, and ordered that the structure be demolished by July 29, 2016, or repairs made to correct the unsafe conditions no later than said date; and

WHEREAS, Betty Taylor, as owner of the property, received the notice and acknowledged same; and

WHEREAS, no appeal has been filed of the determination of the Construction Official; and

WHEREAS, no action has been taken by the property owner to demolish the structure, or correct the condition;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that it is found that the building on the property known as 1125 Sherman Avenue, South Plainfield, Lot 4, Block 10, is in such a state as to constitute a dangerous and unsafe condition, and the Construction Official is hereby authorized to act in accordance with Borough ordinances and exercise all powers therein to address the imminent hazard presented by the property and building at 1125 Sherman Avenue, South Plainfield, Lot 4, Block 10.

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

RESOLUTION 16-343

AUTHORIZING A REFUND TO VARIOUS CITIZENS OF SOUTH PLAINFIELD FOR THE RETURN OF A \$100.00 SECURITY DEPOSIT FOR RENTAL OF THE SENIOR CENTER AND OTHER VARIOUS REFUND(S)

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following \$100.00 refund for a security deposit for the rental of the Senior Center as well as other miscellaneous refund(s):

John Ettere
 1453 Tooz Place
 South Plainfield, NJ 07080
 Party on 8/14/2016
 \$100.00 security deposit

Maryanne Iannitto
 1904 Terrace Avenue
 South Plainfield, NJ 07080
 \$75.00 for Oktoberfest 10/13/16

Lizbeth Toca
 154 Clinton Avenue
 South Plainfield, NJ 07080
 \$100.00 for security deposit

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
Councilwoman Faustini			X				
Councilman Richkus	x		X				
Councilman Rusnak			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 2016-344
AUTHORIZING THE PLAINFIELD’S CHAPTER OF UNICO TO UTILIZE
BOROUGH HALL ON SATURDAY, APRIL 8, 2017 FROM 8 A.M. TO 4 P.M.
TO CONDUCT THEIR ANNUAL BLOOD DRIVE

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 Plainfield’s Chapter of UNICO to utilize Borough Hall on Saturday, April 8, 2017 from 8 a.m. to 4 p.m.

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

1. Amy Antonides, Municipal Clerk
2. The Plainfield’s Chapter of UNICO

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

RESOLUTION 16-345
AUTHORIZING THE \$3,000.00 REFUND OF AN AFFORDABLE HOUSING CONTRIBUTION FEE AND
THE \$5,000.00 REFUND FOR SANITARY SEWER CONNECTION FOR WORK NOT DONE BY DANTE
ESTATES FOR BLOCK 81, LOTS 19.01, AND 19.02

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby the \$3,000.00 refund of an affordable housing contribution (COAH) fee and the \$5,000.00 refund for sanitary sewer connection for work not done by:

Dante Estates
 2520 Woodland Avenue
 South Plainfield, NJ 07080
 (Block 81, Lots 19.01 and 19.02)
 Total refund: \$8,000.00

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

RESOLUTION 2016-346

AUTHORIZING THE RELEASE OF FUNDS FOR IMPROVEMENTS DONE AT SOUTH PLAINFIELD
SENIOR RESIDENCE LOCATED AT 101 MORRIS AVENUE TO LUTHERAN SOCIAL MINISTRIES
OF NJ IN THE AMOUNT OF \$17,435.06 WHICH REPRESENT BUILDING RELATED COSTS

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

It hereby authorizes the release of funds for improvements done at the South Plainfield Senior Residence located at 101 Morris Avenue in South Plainfield to Lutheran Social Ministries of NJ located at 3 Manhattan Drive in Burlington, NJ 08016 in the amount of \$17,435.06 which represents building related costs and improvements that took place.

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

1. Glenn Cullen, Borough Administrator
2. Amy Antonides, Municipal Clerk

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

RESOLUTION 16-347

AUTHORIZING A ONE YEAR RENEWAL EXTENSION OF THE SHARED SERVICE AGREEMENT BETWEEN THE BOROUGH OF SOUTH PLAINFIELD AND THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY FOR SOLID WASTE TYPE 23 SERVICES FOR THE 2017 YEAR AT THE SAME RATE AS 2016

BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, New Jersey that they hereby authorize a one year renewal extension of the Shared Service Agreement between the Borough of South Plainfield and the Plainfield Municipal Utilities Authority for Solid Waste Type 23 services for the 2017 year at the same rate as in 2016.

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 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini			X				
Councilman Richkus			X				
Councilman Rusnak		x	X				
Councilman White							x
Councilman Wolak	x		X				
Council President Bengivenga							x
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION No. 16-348

AUTHORIZING A THREE YEAR RENEWAL WITH THE MIDDLESEX COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Borough of South Plainfield has participated as a member of the Middlesex County Municipal Joint Insurance Fund (hereafter the “Fund”) existing pursuant to Chapter 372, Laws of 1983 (40A:10-36 et. seq.) and is desirous of continuing said membership for a term expiring on December 31, 2019;and

WHEREAS, the governing body of the Borough of South Plainfield has determined that continued membership in the Fund is in the best interest of the municipality; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of South Plainfield County of Middlesex the following:

SECTION 1. The borough hereby agrees to continue as a member of the Fund for a period commencing January 1, 2017, and terminating on December 31, 2019 for the purpose of securing the following types of insurance coverage:

- a) Workers Compensation and Employer's Liability
- b) Property Damage (including Buildings and contents, automobile physical damage, contractors equipment, boiler and machinery and public employee blanket bonds)
- c) Motor Vehicle and Equipment Liability.
- d) General Liability including Public Officials and Police Professionals

After the expiration of the three (3) year period of membership, participation may be cancelled or extended in accordance with the By-Laws of the Fund.

SECTION 2. For the purposes of contribution of sums into the Fund to be designated for administrative costs and claims, the Borough of South Plainfield hereby agrees to obtain the types of coverage from the Fund as set forth in Section 1 of this Resolution and Indemnity and Trust Agreement to be signed by it.

SECTION 3. The By-Laws of the Middlesex County Municipal Joint Insurance Fund have been adopted and accepted.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund as are required by the Fund's bylaws and to deliver same to the Executive Director of the Fund

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

RESOLUTION 16-349

AUTHORIZING A ONE YEAR RENEWAL EXTENSION OF THE SHARED SERVICE AGREEMENT BETWEEN THE BOROUGH OF SOUTH PLAINFIELD AND THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY FOR SOLID WASTE TYPE 13 SERVICES FOR THE 2017 YEAR AT THE SAME RATE AS 2016

BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, New Jersey that they hereby authorize a one year renewal extension of the Shared Service Agreement between the Borough of South Plainfield and the Plainfield Municipal Utilities Authority for Solid Waste Type 13 services for the 2017 year at the same rate as in 2016.

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 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini			x				
Councilman Richkus			x				
Councilman Rusnak		x	x				
Councilman White							x
Councilman Wolak	x		x				
Council President Bengivenga							x
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION #16-350
AUTHORIZING THE RELEASE OF A PERFORMANCE BOND POSTED
BY SKYZONE/PHILADELPHIA TRAMPOLINE PARK NEW JERSEY, LLC
FOR PUBLIC IMPROVEMENTS TO BLOCK 528.01, LOT 45.06
AND ACCEPTANCE OF THE MAINTENANCE BOND
IN THE AMOUNT OF \$22,753.53

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bond from SkyZone/Philadelphia Trampoline Park New Jersey, LLC for the improvements located at Block 528.01, Lot 45.06; and

WHEREAS, SkyZone/Philadelphia Trampoline Park New Jersey, LLC has submitted the Maintenance Bond in the amount of \$22,753.53; 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 528.01, Lot 45.06.

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

RESOLUTION 2016-351
AUTHORIZING THE PART-TIME HIRING OF JAMES FARRELL FOR THE DPW AT THE HOURLY
RATE OF \$12.80, EFFECTIVE NOVEMBER 15, 2016

BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, New Jersey, that:

WHEREAS, a need exists to supplement the workforce of the Department of Public Works; and

WHEREAS, James Farrell has been recommended by the Administrator and the General Supervisor of Public Works for the DPW as permanent part-time help;

NOW THEREFORE BE IT RESOLVED by the South Plainfield Borough Council that James Farrell be hired, with no benefits, for the Department of Public Works as a permanent part-time employee for the DPW at the hourly rate of \$12.80 effective November 15, 2016;

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded as follows: Municipal Clerk and Len Miller, DPW Supervisor.

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

RESOLUTION 16-352
AUTHORIZING THE REFUND OF \$100.00 TO KHAN OF 149 GUBERNAT DRIVE FOR AN EXTRA BULK PICK-UP THAT WAS CANCELLED

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

Mr. Kahn
 1111 Oaktree Drive
 Haver De Grace, MD 21078

\$100.00 for property located at 149 Gubernat Drive for a bulk pick-up that was cancelled.

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
Councilwoman Faustini			X				
Councilman Richkus	x		X				
Councilman Rusnak			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2016-353
AUTHORIZING THE REFUND OF A TAX APPEAL JUDGMENT IN THE AMOUNT OF \$23,652.31 PERTAINING TO 101 COOLIDGE STREET 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>
G & W Laboratories, Inc. 101 Coolidge Street South Plainfield, NJ 07080	481	1	2013	\$10,343.04
			2012	\$13,309.27

Make check payable to:
 McCarter & English, LLP
 Four Gateway Center
 100 Mulberry Street
 P.O. Box 652
 Newark, NJ 07102

*They will send a messenger to pick up refund check.

Total **\$23,652.31**

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
Councilwoman Faustini			X				
Councilman Richkus	x		X				
Councilman Rusnak			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2016-354

**AUTHORIZING THE REFUND OF A TAX APPEAL JUDGMENT IN THE AMOUNT OF \$22,429.56
PERTAINING TO 111 COOLIDGE STREET 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>
G & W Laboratories, Inc. 111 Coolidge Street South Plainfield, NJ 07080	481	1.01	2013	\$7,741.12
			2012	\$14,688.44

Make check payable to:

McCarter & English, LLP
Four Gateway Center
100 Mulberry Street
P.O. Box 652
Newark, NJ 07102

*They will send a messenger to pick up refund check.

Total **\$22,429.56**

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
Councilwoman Faustini			X				
Councilman Richkus	x		X				
Councilman Rusnak			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 16-355

**AUTHORIZING THE CAPITAL PURCHASE OF A THERMAL CAMERA KIT
FOR THE FIRE DEPARTMENT FROM 1ST CHOICE SAFETY EQUIPMENT
IN AN AMOUNT NOT TO EXCEED \$4,375.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the capital purchase of a Thermal Camera Kit for the Fire Department from 1st Choice Safety Equipment in an amount not to exceed \$4,375.00 to be charged to C-04-55-941-000-901; 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. Tom Scalera, Fire Chief

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

**RESOLUTION 16-356
AUTHORIZING THE CAPITAL PURCHASE OF A SNOW PLOW
FOR THE FIRE DEPARTMENT FROM READ AUTO PARTS
IN AN AMOUNT NOT TO EXCEED \$5,149.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the capital purchase of a snow plow for the Fire Department from Read Auto Parts in an amount not to exceed \$5,149.00 to be charged to C-04-55-932-000-903; 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. Tom Scalera, Fire Chief

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

**RESOLUTION 16-357
AUTHORIZING THE STATE CONTRACT PURCHASE OF MVR SYSTEM
FOR POLICE VEHICLE FROM L-3 MOBILE VISION INC.
IN AN AMOUNT NOT TO EXCEED \$5,161.50**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract purchase of MVR System for Police Vehicle from L-3 Mobile Vision Inc. in an amount not to exceed \$5,161.50 pursuant to state contract number A81311; 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. James Parker, Police Chief

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

RESOLUTION 16-358
AUTHORIZING THE STATE CONTRACT PURCHASE OF NEW HARRIS RADIO
FOR POLICE DEPARTMENT FROM TACTICAL PUBLIC SAFETY
IN AN AMOUNT NOT TO EXCEED \$4,554.10

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract purchase of new Harris Radio for Police Department from Tactical Public Safety in an amount not to exceed \$4,554.10 pursuant to state contract number A83932; 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. James Parker, Police Chief

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

RESOLUTION 16-359
AUTHORIZING THE STATE CONTRACT PURCHASE OF EQUIPMENT
AND LIGHTING FOR POLICE VEHICLE
FROM EAST COAST EMERGENCY INC. IN AN AMOUNT NOT TO EXCEED \$12,222.33

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract purchase of equipment and lighting for Police vehicle from East Coast Emergency Inc. in an amount not to exceed \$12,222.33 pursuant to state contract number 81338; 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. James Parker, Police Chief

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

RESOLUTION 16-360
AUTHORING A SOLE SOURCE PROVIDER PURCHASE FROM STALKER RADAR
FOR A STALKER RADAR UNIT FOR NEW POLICE VEHICLE
IN AN AMOUNT NOT TO EXCEED \$2,871.50

WHEREAS the sole source vendor Stalker Radar has submitted a quotation to the Borough to provide a stalker radar unit; 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 or award of 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,

WHEREAS Stalker Radar maintains specialty equipment for the police patrol vehicles; and

WHEREAS, Stalker Radar is the only company authorized to maintain their proprietary equipment on behalf of the Borough of South Plainfield;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes a soul source provider contract with Stalker Radar to provide a stalker radar for a police vehicle in an amount not to exceed \$2,871.50 which shall be applied to the municipal to the capital fund budget; and

BE IT ALSO RESOLVED that the Municipal Clerk shall publish a copy of this resolution of award, 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. James Parker, Police Chief

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

RESOLUTION 16-361

AUTHORIZING 2016 APPROPRIATION TRANSFERS IN THE AMOUNT OF \$240,000 FOR THE CURRENT FUND AND \$7,000, 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.

CURRENT FUND				
FROM:				AMOUNT
6-01-23-220-000-601	Health Insurance		O&E	155,000.00
6-01-26-290-001-101	Public Works Admin		S&W	40,000.00
6-01-26-315-000-101	Vehicle Maintenance		S&W	15,000.00
6-01-30-425-001-101	Salary & Wage		O&E	10,000.00
6-01-36-472-000-675	SSI		Statutory	20,000.00
Total FROM:				240,000.00
TO:				AMOUNT
6-01-22-195-001-225	Code Enforcement		O & E	5,000.00
6-01-23-210-000-651	Other Insurance		O & E	15,000.00
6-01-25-240-001-301	Police		O & E	25,000.00
6-01-25-240-001-475	Police		O & E	5,000.00
6-01-25-250-000-102	911		S&W	3,000.00
6-01-25-250-000-204	911		O & E	12,000.00
6-01-25-260-000-209	Rescue Squad		O & E	20,000.00
6-01-26-290-001-519	Public Works Admin		O & E	2,000.00
6-01-26-290-002-101	Road Repairs & Maintenance		S&W	58,000.00
6-01-26-305-003-235	Recycling		O & E	10,000.00
6-01-26-315-000-401	Vehicle Maintenance		O & E	5,000.00
6-01-26-310-000-491	Public Buildings & Grounds		O & E	5,000.00
6-01-28-370-001-101	Recreation		S&W	9,000.00
6-01-28-370-001-495	Recreation		O & E	9,000.00
6-01-28-370-002-485	Office on Aging		O & E	5,000.00
6-01-30-410-001-204	Municipal Support		O & E	5,000.00
6-01-31-420-001-555	Electric		O & E	5,000.00
6-01-32-465-001-545	Landfill		O & E	22,000.00
6-01-30-415-001-101	Accumulated Leave		O & E	15,000.00
6-01-31-440-001-541	Telephone		O & E	5,000.00
Total TO:				240,000.00
POOL UTILITY				
FROM:				AMOUNT
6-26-55-520-000-101	Pool Salaries		S&W	7,000.00
Total FROM:				7,000.00
TO:				AMOUNT
6-26-55-520-000-235	Other Specialized Services		O & E	7,000.00
Total TO:				7,000.00

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

RESOLUTION 2016-362
ACCEPTING THE RETIREMENT OF POLICE OFFICER JAMES FORAN FROM
THE SOUTH PLAINFIELD POLICE DEPARTMENT
EFFECTIVE JANUARY 1, 2017

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

It hereby accepts the retirement of Police Officer James Foran from the Borough of South Plainfield Police Department effective January 1, 2017;

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

1. Officer James Foran, Police Department
2. James Parker, Chief of Police
3. Amy Antonides, Municipal Clerk
4. Anne Daley, Benefits
5. Carmela Sutor, Payroll

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

RESOLUTION 2016-363
AUTHORIZING THE RENEWAL OF ACCIDENT AND SICKNESS INSURANCE FOR THE FIRE
DEPARTMENT FROM VFIS IN AN AMOUNT NOT TO EXCEED \$7,346.00

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

It hereby authorizes the renewal of accident and sickness insurance for the Fire Department from VFIS in an amount not to exceed \$7,346.00;

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

1. Tom Scalera, Fire Chief
2. Amy Antonides, Municipal Clerk

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

RESOLUTION 2016-364
AUTHORIZING A ONE YEAR EXTENSION OF SERVICES WITH JFK MEDICAL CENTER FOR
BASIC LIFE SUPPORT AND EMERGENCY MEDICAL SERVICES.

WHEREAS, the Borough of South Plainfield has a need for emergency medical ambulance services to exist and supplement the Borough Rescue Squad; and

WHEREAS, JFK Medical Center (hereinafter “JFK”) is a hospital duly licensed and certified to provide such services; and

WHEREAS, the Borough Rescue Squad, is a volunteer, non-profit organization that provides first aid services to the Borough when such service is not provided by JFK; and

WHEREAS, the Borough previously authorized an award of contract to JFK Medical Center after receipt of bids by Resolution No. 14-346; and

WHEREAS, the Agreement for Services was reviewed and approved by the Borough Attorney;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey hereby authorized a one year extension of services.

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

**RESOLUTION 2016-365
AUTHORIZING THE AWARD OF AN RFP TO VARIOUS CONTRACTORS
FOR SNOW REMOVAL SERVICES IN AN AMOUNT NOT TO EXCEED \$150.00/HOUR FOR
VEHICLES BETWEEN CLASS 3 TO 5
AND \$180.00/HOUR FOR VEHICLES CLASS 6 AND ABOVE**

BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, State of New Jersey, that:

WHEREAS, a need has been determined that the South Plainfield DPW is in need of a assistance with snow removal; and

WHEREAS similar to the New Jersey Treasury Department for state snow removal services, RFP’s were solicited by the Borough Engineer/Superintendent of DPW and opened on Wednesday, October 19, 2016 at 10:00 a.m. at the Borough Hall and the following quotes were received :

CONTRACTOR	VEHICLES	UNIT PRICE	Recommend to Award
Lily Pad Ponds, Inc. (Bellek) Item A Class 3 through Class 5	1	\$150.00/hr	Not recommended to award
Fimiani Construction Inc. Item B Class 6 and above	5	\$180.00/hr	Award
Disch Tree Experts Item A Class 3 through Class 5	2	\$150.00/hr	Award
Item B Class 6 and above	1	\$180.00/hr	
Stilo Excavating Item A Class 3 through Class 5	5	\$150.00/hr	Award
Item B Class 6 and above	1	\$180.00/hr	

WHEREAS, the RFP’s have been reviewed by the Borough Engineer/DPW Superintendent and the Borough Attorney who have verified said quotations for service and recommend the Borough award unit price contracts to Fimiani Construction Inc., Disch Tree Experts and Stilo Excavating for “as needed” snow removal services for a three (3) year term from November 15, 2016 through November 14, 2019 at the aforementioned rates above; and

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Borough Attorney may draft contracts and that the Mayor and Municipal Clerk are hereby authorized to execute said contracts for snow removal services for the 3 aforementioned contractors.

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

**RESOLUTION 2016-366
AUTHORIZING THE EMERGENT SERVICES OF SANITATION TRUCK REPAIR CO, INC. FOR
REPAIR OF AN AMBULANCE IN AN AMOUNT NOT TO EXCEED \$10,685.65**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency services of Sanitation Truck Repair Co., Inc. for repairs to a ambulance in an amount not to exceed \$10,685.65; and

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

1. Glenn Cullen, CFO/BA
2. Amy Antonides, Clerk
3. First Aid

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

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Zoning Board Minutes – October 4, 2016
- Traffic Safety Advisory Commission Minutes – September 28, 2016
- Moody’s Annual Financial Report
- Environmental Commission Minutes – September 14, 2016
- Recycling Monthly Report – October, 2016

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini			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							

SOUTH PLAINFIELD BOROUGH
APPROVAL OF BILLS AND CLAIMS

Current Fund	5-01	21,399.82
Current Fund	6-01	428,213.62
Pool Utility	6-26	654.30
Pool Utility	5-26	0.00
Sewer Utility	6-07	93,033.55
Sewer Utility	5-07	0.00
Sewer Utility Capital	C-08	0.00
General Capital	C-04	33,443.25
Pool Capital	C-27	0.00
Election Account	E-18	15,125.00
Grant Fund	G-02	3,600.66
Dog Trust	T-12	3,714.33
Treasurers Trust	T-13	17,038.36
Recreation Trust	T-14	5,723.08
COAH		0.00
TOTAL ALL FUNDS		\$621,945.97

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini			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							

COUNCIL REPORTS:

Borough Attorney Rizzo Esq. – reported progress

Administrator Cullen – advised that we received the Moody’s report giving us a AA2 rating. The state of New Jersey had their tenth downgrade today whereas we are moving in the opposite direction. PARSA has advised that their rates will remain the same so there will be no increases in that regard for the forthcoming budget. We have not had a rate increase with them since 2012. On another note, Mr. Cullen reported that JFK will be merging with Hackensack Meridian Health which should be an enhancement of services.

Engineer Miller – reported that the Franklin Avenue road improvement project is in progress and is hopeful that it will be completed within the next two weeks.

Clerk Antonides – reported progress.

Councilman Elect Dean – no report at this time.

Councilman Elect Vesce – thanked the Mayor and Council for including he and Councilman Elect Dean at the table this evening and looks forward to working with them.

Councilman Wolak – reported progress.

Councilman White – thanked the Council for their support this evening in adopting Ordinance 2065. It will give some much needed authority to our Construction Official.

Councilman Rusnak – reported progress.

Councilman Richkus - echoed Councilman White's sentiments regarding Ordinance 2065. Councilman Richkus asked Mr. Miller what the status is of the GPS units in the DPW vehicles. Mr. Miller said they are all ready for use this coming winter.

Councilwoman Faustini – thanked everyone for their help in getting acclimated and answering her many questions and also went on to congratulate the councilmen elect.

Council President Bengivenga – wished everyone a happy and safe Thanksgiving and congratulated Councilmen Elect Dean and Vesce saying he looks forward to working with them next year.

Mayor Anesh – reported progress and then called the South Plainfield Tiger Tech Robotics team forward who gave a briefing on their 2016-2017 project saying that last season they were extremely successful and they hope to bring the team back to St. Louis again this year. The Mayor and Council congratulated the team and wished them much success this year.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Suzanne Lepore, Bullard Place, said that she is sorry to see Councilwoman Faustini leave the Cultural Arts Commission but wishes her well. There will be a library book presentation on December 4th at 2:00 p.m. at the library and everyone is welcome to attend.

Debbie Boyle of Van Fleet said she wanted to clear the air about some vicious rumor about the Boyle Memorial Foundation and clarified that they are a 501C organization. On another note, Mrs. Boyle advised that the Taste of South Plainfield has been postponed and will likely be held in February instead

Darleen Cullen, 1457 Fox Place, said that Councilwoman Faustini will be missed on the library board.

Barbara Rhodes of Eganey Street explained that her daughter would on her own like to administer a Field of Honor or a Healing Field in South Plainfield as a fund raiser but does need help; it is a nine month project. Ms. Rhodes advised that she has met with Public Celebrations in September who would partner. Ms. Rhodes said it is a licensing agreement and everything is copy righted and trademarked. Ms. Rhodes already spent \$800.00 for the licensing agreement. 150 flags are being ordered and are \$17.00 each plus \$5.00 freight in 3 increments of \$850.00 each plus freight. Ms. Rhodes said we do need the help of the Public Celebrations Committee, but we feel as though we are being “blocked” with every step of the way. A letter was created and ready to send, but Ms. Rhodes said we couldn't send it because the attorney needed to review it first. Ms. Rhodes said she doesn't understand why we have to do this when it is her project and not the Borough's and that the Public Celebrations is just a partner. Mayor Anesh said this is really unique to anything that the Borough has done. We do need to run certain things through our attorney, that is the right thing to do. Ms. Rhodes said the attorney takes two months. Mr. Rizzo said not him, that is not true. Ms. Rhodes clarified that it's the process that takes too long. Mayor Anesh said that clarification is needed. Is this your event or is this also a Borough event. Ms. Rhodes said it's her event but wants the Borough to help her. Ms. Rhodes said come December 15th I want to pay the \$850.00 but wants to be able to pay herself the \$850.00 back – but doesn't want to take it from the Borough but instead to go to the businesses and get the money from them. Mr. Rizzo said that he would like to see the language as to how this is all being represented. Mr. Cullen interjected by asking who is putting out the money. Ms. Rhodes said from business sponsorships. Mr. Cullen said that it sounds like she is doing it all on her own and really the Borough is not involved. Ms. Boyle said that in fact Ms. Rhodes is looking to put the money in the Borough account. Mr. Wolak said that at the last Public Celebrations Committee meeting it was discussed that the Borough may be able to front her the money so that she wouldn't have to be out of pocket all that money by herself. Ms. Rhodes said that is where she needs clarification because she was seeking the businesses to front the money. Mayor Anesh clarified that she in fact is not seeking the Borough to front the money but in fact, have the businesses do it. Ms. Rhodes said yes. Mayor Anesh said if he were to write out a check who would it be written out to. Ms. Rhodes said the Borough of South Plainfield. Mayor Anesh said assuming it's not the Borough of South Plainfield who is the check written out to; her or Colonial Flag? Ms. Rhodes said it can be to her because Colonial Flag is a 501C3. So Mayor Anesh asked again; it would be written out to Colonial Flag. Ms. Rhodes said no we don't want it to go to Colonial Flag but to someplace in South Plainfield so that we can ultimately cut a check to the South Plainfield food pantry. Mr. Rizzo said we need a definitive plan and needs to see something in writing and to be clear on what we are and are not doing. Mr. Rizzo said this is the first time he is hearing about all of this. Councilman White suggested at this point, Ms. Rhodes and Public Celebrations meet again to discuss this and keep Paul in the loop. Everyone agreed.

Darleen Cullen of Fox Place said she thinks this is a great program but is confused by muddying the waters with Public Celebrations when Mrs. Boyle who just stood up and clarified that she is a bona fide 501C is here and could easily partner with Ms. Rhodes. Mrs. Cullen expressed concerns about setting a precedent with other organizations using Public Celebrations for all their events.

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

At 7:56 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 8:42 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 Richkus made a motion to adjourn at 8:42 p.m., seconded by Councilman Rusnak and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC - Municipal Clerk