

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
DECEMBER 19, 2016 7:12 P.M.
PUBLIC MEETING**

CALL TO ORDER: Mayor Anesh called the meeting to order at 7:12 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 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.

Authorizing the Approval of Council Minutes:

December 5, 2016 – Agenda
December 5, 2016 - Public
December 5, 2016 – Executive Session

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

Presentation – Appointment of 2 Police Officers (*Resolution #16-387A below*).

Council President Bengivenga read a brief bio on each officer. Mayor Anesh swore them both in with their family members present. Everyone extended a round of applause and photographs were taken by media, family and friends present.

**RESOLUTION 16-387A
AUTHORIZING THE APPOINTMENTS OF
RENE MARTE III AND ANTHONY LOUISE AS POLICE OFFICERS
WITH AN EFFECTIVE DATE OF JANUARY 2, 2017
WITH AN ANNUAL SALARY PURSUANT TO THE
SALARY ORDINANCE AND/OR LOCAL CONTRACT**

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby confirms the hiring of the following individuals as full-time Police Officers with an effective date of January 2, 2017 at a salary pursuant to ordinance and/or PBA Contract:

- Rene Marte III
- Anthony Louise

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, Chief of Police
4. Officer Rene Marte III
5. Officer Anthony Louise
6. Anne Daley, Benefits
7. 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				
Councilman Wolak			X				
Council President Bengivenga		x	X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

At 7:23 p.m., Mayor Anesh called for a brief recess. At 7:33 p.m. Mayor Anesh called the meeting back to order

ORDINANCE – SECOND READING BY TITLE was read by Clerk Antonides for Ordinances 2068, 2069 and 2070. Mayor Anesh opened the floor for a public hearing for all three of the below ordinances. With no comments from the public, Mayor Anesh closed the floor and called for a motion to adopt ordinances 2068, 2069 and 2070 as follows:

ORDINANCE 2068

AN ORDINANCE AMENDING ORDINANCE 2015 THAT PROVIDES FOR THE COMPENSATION OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF SUCH COMPENSATION TO NOW INCLUDE A PART TIME QUALIFIED PURCHASING AGENT

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that this ordinance shall amend ordinance 2015 to now include the following position to Section 1 thereof and 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, except if otherwise noted.

POSITION	2015	2016	2017	2018
Purchasing Agent	N/A	N/A	\$3,500-\$7,500	\$3,500-\$7,500

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

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

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

ORDINANCE NO.2069
AN ORDINANCE AMENDING CHAPTER 216, ARTICLE III, SECTION 216-7 ENTITLED
“MISCELLANEOUS FEES” OF THE
BOROUGH CODE OF THE BOROUGH OF SOUTH PLAINFIELD

WHEREAS, Chapter 216, Article III, Section 216-7 of the Borough Code, entitled “Miscellaneous Fees”, provides various fees charged by the Borough of South Plainfield; and

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, a need exists to include under section 216-7 the following fee:

- Engineering Plot Plan Review/Inspection: \$1,000

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Chapter 216, Article III, Section 216-7, “Miscellaneous Fees”, shall be amended to add the aforementioned fee.

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

ORDINANCE NO. 2070
AN ORDINANCE AMENDING CHAPTER 409, OF THE CODE OF THE
BOROUGH OF SOUTH PLAINFIELD TITLED “STREETS AND SIDEWALKS,
ARTICLE III, EXCAVATIONS IN STREETS”.

BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Code of the Borough, Chapter 409, entitled Streets and Sidewalks, Article III, Excavations in Streets, shall be and is hereby amended as follows:

SECTION 409-34, Public Utility Corporations, Subsection A, shall be and is hereby amended to delete from said provision reference to Section 409-33 and said provision shall now read as follows:

409-34(A) Nothing contained in this Article shall be construed as requiring the issuance of a permit for the performance of any work done by a public utility corporation under the provisions of its charter or franchise, nor shall Sections 409-15, 409-16, 409-19, and 409-30 be construed as applying to any public utility corporation.

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

RESOLUTIONS

**RESOLUTION #16-388
AUTHORIZING THE RELEASE OF A PERFORMANCE BOND POSTED
BY GOLDEN ACRES SHOPPING CENTER FOR PUBLIC IMPROVEMENTS TO
BLOCK 254, LOT 2.02 AND 1.04 AND ACCEPTANCE OF
THE MAINTENANCE BOND IN THE AMOUNT OF \$156,239.03**

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bond from Golden Acres Shopping Center for the improvements located at Block 254, Lots 2.02 and 1.04; and

WHEREAS, has submitted the Maintenance Bond in the amount of \$156,239.03; 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 254, lots 2.02 and 1.04.

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

**RESOLUTION 2016-389
APPROVING APPLICATION FOR A PERSON TO PERSON AND A PLACE TO PLACE LIQUOR
LICENSE TRANSFER FOR LICENSE NO. 1222-33-008-010
FROM SONADOR INC. TO AALB, LLC. .**

WHEREAS, an Application was filed by AALB, LLC., a New Jersey Corporation, for the Person to Person and Place to Place Transfer of the inactive Liquor License number 1222-33-008-010, previously held by Sonador, Inc., to AALB, LLC., and for the Place to Place and Person to Person Transfer of the same license to the South Side Clam Bar (formally known as Liquid Assets) located at 118 New Market Avenue, South Plainfield, New Jersey; and

WHEREAS, pursuant to South Plainfield Borough Code 136-6, the Mayor and Council of the Borough may, after a hearing and upon review of the location and availability of other licensed establishments to persons living in and utilizing the facilities located in and around the proposed location and of general neighborhood characteristics and boundaries, determine that approval of the transfer shall not result in an undue crowding and concentration of licensed establishments, shall render a convenience and service to an extent not otherwise available to persons in the area of the proposed location and shall be consonant with and be an asset to the neighborhood, and upon making findings substantiating the foregoing, the Mayor and Council of the Borough of South Plainfield hereby waive and forgo the 2000 foot restriction pursuant to Code 136-6; and

WHEREAS, AALB, LLC. and the Borough of South Plainfield have stipulated to certain conditions of operation of said establishment being A) They shall operate a family oriented restaurant as such is determined by the Borough in its sole discretion, and not a sports bar, lounge or nightclub, B) They shall not sell any packaged goods on the premises and C) ; They shall not post any exterior banner advertising the sale of alcoholic beverages; and

WHEREAS, the aforesaid Application has been reviewed and found to be in proper form and deemed complete, and the license has been properly renewed for the current license term, and there being no objection to the relief sought therein having been filed in the Municipal Clerk's Office, and all requirements for the Person to Person and Place to Place transfer of the aforesaid license have been met by the applicant; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business; and

NOW, THEREFORE, BE IT RESOLVED, that conditioned upon the applicant complying with the stipulations set forth hereinbefore, the South Plainfield Borough Governing Body does hereby approve, effective this date of December 19, 2016, the Place to Place and Person To Person Transfer of the aforesaid Plenary Retail Consumption License from its former location and owner Michael Pellegrino for Sonador Inc. trading as the former Adeline's Italian Restaurant. located at 2243 Hamilton Blvd. in South Plainfield, New Jersey 07080, to its new location and owner AALB, LLC. trading as South Side Clam Bar located at 118 New Market Avenue in South Plainfield, New Jersey, 07080 and does hereby direct the Municipal Clerk to provide a copy of this Resolution to the Licensee and to the State of New Jersey Division of Alcoholic Beverage Control and the State of New Jersey Division of Taxation;

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

**RESOLUTION 16-390
AUTHORIZING A REFUND OF \$278.00 TO SUNRUN INC. FOR A CANCELLED
CONSTRUCTION PERMIT FEE FOR WORK NOT PERFORMED
AT 424 CLIFFORD STREET**

WHEREAS, the Construction Official confirms that work did not take place at 424 Clifford Street in South Plainfield as originally planned and thus the applicant has requested a refund of their \$278.00 permit fee;

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a refund check(s) in the amount(s) of \$278.00 to the following:

**Sunrun
26 World's Fair Drive, Unit K
Somerset, NJ 08873**

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

**RESOLUTION #2016-391
AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE AN AGREEMENT BETWEEN
THE BOROUGH OF SOUTH PLAINFIELD AND MIDDLESEX COUNTY
FOR A PILOT COOKING OIL RECYCLING PROGRAM
FOR 36 MONTHS**

WHEREAS, the Borough of South Plainfield and the County of Middlesex desire to entered into a pilot program for cooking oil recycling; and

WHEREAS, the County will provide a containment system, signs, residential containers, and advertising for said program and municipalities will contract directly with a vendor to empty the container; and

WHEREAS, at present there is no cost to recycle cooking oil, but if there is a cost, the County of Middlesex will provide funding to the Borough of South Plainfield contingent upon grant funds being available;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that authorization is hereby given for the Mayor and Municipal Clerk to execute the aforementioned agreement with Middlesex County to provide recycling services for cooking oil for a 36 month period, commencing January 1, 2017 through December 31, 2019.

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

RESOLUTION 16-392
AUTHORIZING 2016 APPROPRIATION TRANSFERS IN THE AMOUNT OF \$50,000.00
FOR THE CURRENT FUND AND \$15,000.00 FOR THE SEWER UTILITY
PURSUANT TO N.J.S.A. 40A:4-58

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

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

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

CURRENT FUND				
FROM:				AMOUNT
6-01-23-220-000-601	Health Insurance		O&E	15,000.00
6-01-20-150-000-235	Assessing		O&E	15,000.00
6-01-20-155-000-221	Legal		O&E	10,000.00
6-01-20-165-000-235	Engineering		O&E	10,000.00
Total FROM:				50,000.00
TO:				AMOUNT
6-01-20-140-000-311	Computers		O & E	5,000.00
6-01-20-155-000-101	Legal		S&W	2,000.00
6-01-22-195-001-102	Code Enforcement		S&W	4,000.00
6-01-25-240-001-475	Police		O & E	6,000.00
6-01-25-265-002-101	Fire Official		S&W	2,000.00
6-01-26-290-001-255	Public Works Admin		O & E	1,000.00
6-01-26-290-002-101	Road Repairs & Maintenance		S&W	3,000.00
6-01-26-290-003-102	Snow		S&W	2,000.00
6-01-26-290-003-321	Snow		O & E	4,000.00
6-01-26-305-003-101	Recycling		S&W	2,000.00
6-01-28-370-001-104	Recreation		S&W	3,000.00
6-01-28-370-001-204	Recreation		O & E	2,000.00
6-01-28-370-002-102	Office on Aging		S&W	2,000.00
6-01-36-472-000-675	SSI		Statutory	4,000.00
6-01-37-480-000-225	Judgements		O & E	5,000.00
6-01-43-490-000-102	Municipal Court		S&W	3,000.00
Total TO:				50,000.00
SEWER UTILITY				
FROM:				AMOUNT
6-07-55-515-001-585	Sewer O&E		O&E	15,000.00
Total FROM:				15,000.00
TO:				AMOUNT
6-07-55-515-002-101	Sewer S&W		S&W	9,000.00
6-07-55-517-001-675	SSI		Statutory	6,000.00
Total TO:				15,000.00

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

RESOLUTION No. 16-393
AUTHORIZING THE TEMPORARY BUDGET FOR 2017; TOTAL GENERAL APPROPRIATIONS IN
THE AMOUNT OF \$6,644,535.40,
TOTAL SEWER UTILITY IN THE AMOUNT OF \$1,542,400.00,
AND TOTAL POOL UTILITY IN THE AMOUNT OF \$41,700.00

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

WHEREAS, the date of this resolution is prior to the adoption of the CY2017 Budget, and

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

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the temporary appropriations pursuant to the attached itemization from the Chief Financial Officer of Total General Appropriations is in the amount of \$6,644,535.40; Total Sewer Utility in the amount of \$1,542,400.00 and Total Pool Utility in the amount of \$41,700.00 are hereby authorized and that a certified copy of this resolution be transmitted to the Chief Financial Officer. A copy of the Budget document is attached.

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

RESOLUTION 16-394

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

WHEREAS, the following CY2016 Sewer Utility Fund budget appropriation reserve balances remain unexpended:

SEWER UTILITY

<u>ACCT #</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
6-07-55-515-001-585	Sewer Charges O&E	\$50,000.00
Total Sewer Operations		<u>\$50,000.00</u>

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

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

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

RESOLUTION 16-395

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

WHEREAS, the following CY2016 Current Fund budget appropriation reserve balances remain unexpended:

CURRENT FUND

<u>ACCT #</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
6-01-23-220-000-621	Health Benefits O&E	\$30,000.00
Total Current Operations		<u>\$30,000.00</u>

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

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

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

RESOLUTION 2016-396

AUTHORIZING THE CANCELLATION OF IMPROVEMENT BALANCES IN THE AMOUNT OF \$ 2,426.35

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

The Chief Financial Officer is hereby authorized to cancel balances according to the following Schedule of Improvement Authorizations:

Borough of South Plainfield
 Schedule of Improvement Authorizations to be Cancelled:

Ordinance Number	Description	AMOUNT
1637/1677	Various Capital Improvements	1,727.18
1713/1713A	Various Capital Improvements	16.38
1865	Various Capital Improvements	88.05
1919	Various Capital Improvements	14.04
1918	Various Capital Improvements	80.06
1937	Various Capital Improvements	0.53
1941	Various Capital Improvements	500.11
Total		2,426.35
	Capital Fund Balance	2,426.35
	Total	2,426.35

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

RESOLUTION 2016-397
AUTHORIZING THE TRANSFER OF 2014 CDBG FUNDS IN THE AMOUNT OF \$6,781.50 AND
AUTHORIZES THE REQUEST OF SAID FUNDS
FROM THE COUNTY OF MIDDLESEX TO BE USED FOR
SENIOR CENTER CAPITAL EQUIPMENT AND IMPROVEMENTS

WHEREAS, the County reports the following balances in the 2014 Community Development Block Grant program in the following amounts:

CD1452 \$6,781.50 ADA Ramps Library

WHEREAS, one of these amounts are surplus and are not needed for their original purpose; and

WHEREAS, funds are needed for the Installation of a Furnace;

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, and State of New Jersey that it hereby approves the transfer of County grant funds in the amount of \$6,781.50 from CD1452 ADA Ramps Library and hereby changes the use of purchase to “Senior Center Equipment and Improvements” and as such authorizes the request of said funds from the County of Middlesex.

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

RESOLUTION 2016-398
AUTHORIZING THE EMERGENT SERVICES OF EDISON HEATING AND COOLING
FOR REPAIR TO A FURNACE AT THE SENIOR CENTER
IN AN AMOUNT NOT TO EXCEED \$6,325.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency services of Edison Heating and Cooling for repairs to a furnace at the Senior Center in an amount not to exceed \$6,325.00 and charged against CDBG- CD1452; 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. Anne Daley

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

RESOLUTION 2016-399
BOROUGH OF SOUTH PLAINFIELD
COUNTY OF MIDDLESEX
AUTHORIZING INSERTION OF ITEM OF REVENUE FOR BUDGET YEAR 2016 FOR THE COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) FOR SENIOR CENTER EQUIPMENT AND IMPROVEMENTS

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of South Plainfield in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2016 in the total sum of \$6,325.00 which is now available and is broken down as follows:

CDBG	\$6,325.00
Total Grants	\$6,325.00

BE IT FURTHER RESOLVED, that the like sum of \$6,325.00 is hereby appropriated under the aforementioned Grants for the purchase of gas forced furnace and other equipment;

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

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

RESOLUTION 16-400
AUTHORIZING THE PURCHASE OF A SNOW PLOW BLADE ASSEMBLY
FROM FDR HITCHES OF ROSELLE PARK, NJ
IN AN AMOUNT NOT TO EXCEED \$5,953.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the purchase of a snow plow blade assembly from FDR Hitches of Roselle Park, NJ in an amount not to exceed \$5,953.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. 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				
Councilman Wolak		x	X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 16-401
AUTHORIZING THE PART-TIME HIRING OF KELLY CUPIT AS QUALIFIED PURCHASING AGENT
AT AN ANNUAL RATE OF \$5,000.00 WITH NO BENEFITS EFFECTIVE DECEMBER
20, 2016

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that the Borough Council hereby authorizes the hiring of Kelly Cupit as part-time Qualified Purchasing Agent with no benefits at an annual salary of \$5,000.00 with an effective date of December 20, 2016.

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. Anne Daley, Benefits
4. 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				
Councilman Wolak		x	X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 16-402
AUTHORIZING THE EMERGENCY SERVICES OF OCEAN COMPUTER GROUP
FOR IT EMERGENCY SERVICE REMEDIATION
IN AN AMOUNT NOT TO EXCEED \$5,000.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency services of Ocean Computer Group for IT emergency service remediation in an amount not to exceed \$5,000.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

RESOLUTION 16-403
AUTHORIZING THE EMERGENCY SERVICES OF OCEAN COMPUTER GROUP
FOR ON BOARDING MANAGED SERVICES
IN THE AMOUNT OF \$10,000.00 AND FOR MANAGED
MONTHLY SERVICES IN THE AMOUNT OF \$7,500.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency services of Ocean Computer Group for IT on boarding managed services in the amount of \$10,000.00 and for managed monthly services in the amount of \$7,500.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

RESOLUTION 16-404
AUTHORIZING THE EMERGENCY SERVICES OF OCEAN COMPUTER GROUP
FOR IT EMERGENCY INSTALLATION AND CONFIGURATION SERVICES
FOR BOROUGH EMAIL IN AN AMOUNT NOT TO EXCEED \$5,000.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency services of Ocean Computer Group for IT emergency installation and configuration services for Borough Email in an amount not to exceed \$5,000.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

RESOLUTION 16-405
AUTHORIZING THE EMERGENCY NJ STATE CONTRACT (A89987) SERVICES
OF OCEAN COMPUTER GROUP FOR IT EMERGENCY MICROSOFT SUBSCRIPTION LICENSE
IN THE AMOUNT OF \$11,588.50 AND MICROSOFT EXCHANGE ONLINE
SUBSCRIPTION LICENSE IN THE AMOUNT OF \$4,774.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency NJ State Contract (A89987) services of Ocean Computer Group for IT emergency Microsoft Subscription License in the amount of \$11,588.50 and Microsoft Exchange License subscription in the amount of \$4,774.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

RESOLUTION 16-406
AUTHORIZING THE PROMOTION OF TRACI BRUTON TO TELECOMMUNICATOR SUPERVISOR
AT THE ANNUAL SALARY OF \$72,383 AND THE REASSIGNMENT OF TIM KELLY
TO LEVEL 5 TELECOMMUNICATOR AT THE ANNUAL SALARY OF \$61,984 WITH
AN
EFFECTIVE DATE OF JANUARY 1, 2017

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that the Borough Council hereby authorizes the promotion of Traci Bruton to Telecommunicator Supervisor at the annual salary of \$72,383 and the reassignment of Tim Kelly to Level 5 Telecommunicator at the annual salary of \$61,984 with an effective date of January 1, 2017.

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
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				
Councilman Wolak		x	X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Planning Board Minutes – September 13, 2016
- Zoning Board Minutes – November 22, 2016
- Environmental Commission Minutes – October 12, 2016
- Recycling Report – November, 2016

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							

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

Current Fund	5-01	0.00
Current Fund	6-01	828,253.47
Pool Utility	6-26	1,975.00
Pool Utility	5-26	0.00
Sewer Utility	6-07	3,294.98
Sewer Utility	5-07	0.00
Sewer Utility Capital	C-08	0.00
General Capital	C-04	10,885.61
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	9,664.90
Dog Trust	T-12	33.00
Treasurers Trust	T-13	7,406.98
Recreation Trust	T-14	7,184.38
COAH		0.00
TOTAL ALL FUNDS		\$868,698.33

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

COUNCIL REPORTS:

Borough Attorney Rizzo Esq. – reported progress

Administrator Cullen – gave the status of 100 Main Street saying it was scheduled for the zoning board a couple weeks ago but has been rescheduled to mid-January. Mr. Cullen wished the outgoing councilmen well and wished everyone a Merry Christmas.

Engineer Miller – reported that the recent snow storm went well with no issues to report.

Clerk Antonides – reported progress.

Councilman Elect Dean – thanked the outgoing councilmen for all the work they've done for this Borough.

Councilman Elect Vesce – echoed Councilman Elect Dean's remarks thanking the outgoing councilmen and then wished everyone a Merry Christmas and a Happy New Year.

Councilman Wolak – wished everyone a Merry Christmas and a Happy New Year and went on to thank the outgoing councilmen for their years of service wishing them both well.

Councilman White – in the same vein also thanked the outgoing councilmen for their time served saying that they both brought their talents and insight to the Borough and did a commendable job. Councilman White thanked Mr. Cullen for his update on 100 Main Street and then wished everyone a happy holidays.

Councilman Rusnak – thanked the residents of South Plainfield for all their support , thanked the Press, Tap and the Observer and then went on to recognize a few people with appreciation for all their help over the years; Paul Rizzo, Len Miller, Debbie Boyle, Amy Antonides, Chief Parker, the Governing Body, Mayor Anesh, Darleen Cullen, and Glenn Cullen. Councilman Rusnak noted that he has attended over 200 council meetings and went on to thank everyone again for all their support over the years.

Councilman Richkus - thanked everyone for all their kind words saying he really appreciates it. Councilman Richkus warned everyone to be mindful of the package snatcher and to be vigilant. If you see anything, call the police. Councilman Richkus wished everyone a happy holidays.

Councilwoman Faustini – wished everyone happy holidays saying that so far this has been a wonderful experience for her being on council. Councilwoman Faustini thanked the outgoing councilmen for their service and then presented them both with a token gift of appreciation.

Council President Bengivenga – said that he will save his well wishes for the outgoing councilmen for our reorganization meeting. Council President Bengivenga congratulated Reverend Mingle for his 45 year service award and then went on to wish everyone a Merry Christmas.

Mayor Anesh – wished both outgoing councilmen well and went on to emphasize that citizens have the most impact serving their own community and encouraged citizen involvement.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Cindy Eckhart said it will be hard pressed to replace both Ray and Bobby and then thanked them for all they have done for our community saying they will be well missed.

Darlene Cullen, 1457 Fox Place, said ditto to everyone's comments about our outgoing councilmen. The Library Board recently had a special ceremony at the Library recognizing both Ray and Christine for their time served on the Library board.

Debbie Boyle of Van Fleet thanked both outgoing councilmen for always going above and beyond for the residents and gave a special thanks to Councilman Rusnak for his time served on the Shared Services Committee.

Timothy McConville of Eleanor Street thanked both outgoing Councilmen for their time and dedication to our community saying they will both be well missed.

Chief Parker expressed his well wishes to the outgoing councilmen and welcomed the two councilmen elect and went on to wish everyone a Merry Christmas and a Happy New Year.

Jeff Seider echoed sentiments to outgoing councilmen thanking them for their years of service. Mr. Seider asked what the dollar amounts are for resolutions 394 and 395. Mr. Cullen explained the variable with tax appeal stipulations. Mr. Seider went on to mention an abandoned house a block away from him asking if the newly adopted ordinance would apply to this type of situation. Mayor Anesh said it would and that we can look into it further. Mr. Seider said he doesn't feel boro offices are working together and are pointing fingers in different directions so that it is hard to tell who is responsible for what. They all should be working hand in hand, especially zoning, property maintenance and health. Mr. Seider voiced concerns regarding 30 ft. setbacks for corner lots asking who is responsible for maintenance, such as when foliage dies, who is responsible for maintaining it. Mayor Anesh said that Mr. Cullen will look into the matter, however, when we approve site plans we require buffer zones.

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

At 8:28 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 9:19 p.m., Mayor Anesh called the public meeting back to order.

Mayor Anesh announced that the result of this evening's executive session meeting has made necessary for the following resolutions for consideration:

**RESOLUTION 16-407
AUTHORIZING THE EMERGENT PURCHASE OF IT EQUIPMENT LOCATED AT THE PAL
BUILDING FROM NORTHEASTERN INTEGRATED TECHNOLOGIES LLC, IN AN
AMOUNT NOT TO EXCEED \$5,500.00**

WHEREAS the sole source vendor Northeastern Integrated Technologies LLC built and installed proprietary IT systems at the PAL building; and

WHEREAS, the Borough Council of the Borough of South Plainfield desires to reassign its IT services to a new vendor on an emergent basis and it is in the best interest of the PAL building to maintain their present systems;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Governing Body of the Borough of South Plainfield that it will purchase the fair market value of said computer systems at the PAL building from Northeastern Integrated Technologies LLC in an amount not to exceed \$5,500.00

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
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							

RESOLUTION 16-408
AUTHORIZING THE EMERGENCY NJ STATE CONTRACT (A89987) SERVICES
OF OCEAN COMPUTER GROUP FOR IT EMERGENCY SONIC WALL ANTI-VIRUS SPYWARE
IN THE AMOUNT OF \$4,239.53

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency NJ State Contract (A89987) services of Ocean Computer Group for IT emergency sonic wall anti-virus spyware in the amount of \$4,239.53; 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. John Abbruzzese, IT

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 16-409
AUTHORIZING THE EMERGENCY NJ STATE CONTRACT (A89987) SERVICES
OF OCEAN COMPUTER GROUP FOR IT EMERGENCY 6TB BACKUP SERVICE
IN THE AMOUNT OF \$11,880.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the emergency NJ State Contract (A89987) services of Ocean Computer Group for IT emergency 6TB backup service in the amount of \$11,880.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

The bills list was also amended to add \$417.31 to it for an outstanding invoice payable to Northeast Integrated Technology.

ADJOURNMENT

Without further comment and no more action necessary for this evening, Mayor Anesh called for a motion to adjourn. Council President Bengivenga made a motion to adjourn at 9:24 p.m., seconded by Council man White and unanimously carried. The meeting was adjourned.

Submitted By:

 Amy Antonides, RMC/CMC - Municipal Clerk