

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
February 5, 2018, 2018 7:06 P.M.  
PUBLIC MEETING**

**CALL TO ORDER:** Mayor Anesh called the meeting to order at 7:06 p.m. Mayor Anesh read the sunshine statement and announced that same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met with adequate notice of this meeting having been provided to the Borough's two official newspapers and also published on the Borough's website.

The roll call was administered by Clerk Antonides as follows:

COUNCIL	Present	Absent	Late
Councilman Dean	X		
Councilwoman Faustini	X		
Councilman Vesce	X		
Councilman White	X		
Councilman Wolak	X		
Council President Wolak	X		
Mayor Anesh	X		
<b>ALSO PRESENT</b>			
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:** Councilman White asked to have the Black History Month Proclamation tabled to the next meeting. Mayor Anesh then read the Boy Scout Week Proclamation in full and invited all the scouts present to come forward. Everyone extended a round of applause and photographs were taken by family, friends and media present. Mayor Anesh then went on to read the Wear Red for Women Day Proclamation.

**Authorizing the Approval of Council Minutes:**

January 8, 2018 – Agenda  
January 8, 2018 – Public  
January 8, 2018 – Executive

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			x				
Councilwoman Faustini			x				
Councilman Vesce					x		
Councilman White	x		x				
Councilman Wolak		x	x				
Council President Bengivenga			x				
<b>VOTE:</b>			<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

January 22, 2018 – Agenda  
January 22, 2018 – Public  
January 22, 2018 – Executive

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White	x		X				
Councilman Wolak		x	X				
Council President Bengivenga			X				
<b>VOTE:</b>			<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**ORDINANCE – SECOND READING BY TITLE** – was read by Clerk Antonides for the following Ordinance 2103. Mayor Anesh asked for council comments and no comments were made. Mayor Anesh Opened the floor for public hearing and with no comments from the public closed the floor.

**BOND ORDINANCE 2103**

**BOND ORDINANCE PROVIDING FOR ROAD IMPROVEMENTS IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$995,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$945,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.**

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Borough of South Plainfield, in the County of Middlesex, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$995,000, including the sum of \$50,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$945,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is road improvements, including resurfacing and repair of Fairmount Avenue, Orchard Drive, Lonsdale Drive, Morris Avenue and other roads listed on the 2018 road list on file in the Office of the Clerk and further including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer

is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$945,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$145,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

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

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga	x		X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**ORDINANCE – FIRST READING BY TITLE** – was read by Clerk Antonides for the following Ordinance 2104. Mayor Anesh asked for council comments and no comments were made. Mayor Anesh set the public hearing for February 20, 2018 at approx.. 7:00 p.m.

**ORDINANCE 2104**  
**AN ORDINANCE UPDATING THE PERFORMANCE AND MAINTENANCE GUARANTEE SECTIONS OF THE BOROUGH’S DEVELOPMENT REVIEW CODE TO COMPLY WITH STATUTORY UPDATES TO THE MUNICIPAL LAND USE LAW**

**WHEREAS** the Municipal Land Use Law (N.J.S.A. 40:55D -1 et seq.) delegates to municipalities the power to zone and regulate development and that statute is amended from time to time by the state legislature; and

**WHEREAS** the provisions regarding performance guarantees, maintenance guarantees and establishing a safety and security obligation were recently amended by the legislature and the Borough now likewise amends its Development Review Code to comply with the revisions to the statute.

**NOW, THEREFORE, BE IT ORDAINED THAT** the following provisions of Chapter 515 Development Review, Article VIII Subdivision Regulations of the Borough Code shall be amended and supplemented as follows:

Section 515-49 Improvements.

{A0961100.1}

I. (5) Street Trees

- (a) At least two street trees shall be planted on each lot a minimum of 15 feet inside the curb line and a minimum of 40 feet between trees. The minimum caliper of the trees shall be two inches. The minimum height shall be 12 feet.

Section 515-51 Performance guarantee; safety and stability guarantee; escrow fee for inspections.

- A. No final plat or minor subdivision deed shall be approved by any municipal agency or zoning permit issued unless the developer has filed with the Borough a performance guarantee assuring the installation and maintenance of certain on-tract improvements and which meets with the approval of the Borough Engineer and Attorney as to sufficiency, form and execution or unless the required improvements have been installed and approved and a sufficient maintenance guarantee has been posted. In the event that other governmental agencies or public utilities automatically will own the utilities to be installed or the improvements are covered by a performance guarantee to another governmental agency, no performance guarantee shall be required by the municipality for such utilities or improvements.
  - (1) Should a successive developer request a permit update under the State Uniform Construction Code for the purpose of updating the name and address of the owner of property on a construction permit, as a condition of such permit update, the new owner shall provide replacement performance guarantees, safety and stability guarantees and or maintenance guarantees as applicable to the then current stage of development.
- B. Such performance guarantee shall cover the cost of the installation of the improvements set forth in Section 515-49 of this article deemed necessary and appropriate, and are to be dedicated to the municipality, including streets, pavement, gutters, curbs, sidewalks, street lighting, street trees, surveyor's monuments as shown on the final map and required by the Map Filing Law P.L. 1960, c.141 (N.J.S.A. 46:26B-1, et seq.), water mains, sanitary sewers or other means of sewage disposal, community septic systems, drainage structures, public improvements of open space, and any grading necessitated by the preceding improvements as well as privately- owned perimeter buffer landscaping as required by ordinance or imposed as a condition of approval for each section or phase of development.
  - (1) At the developer's option a separate performance guarantee may be posted for the privately-owned perimeter buffer landscaping.
  - (2) In the event that a developer shall seek a temporary certificate of occupancy for a development, unit, lot, building or phase of development, as a condition of the issuance thereof the developer shall furnish a separate guarantee referred to herein as "temporary certificate of occupancy guarantee" in compliance with the provisions of N.J.S.A. 40:55D-53(1)(c), et seq. The municipal official designated to administer this provisions of this section is the Borough Engineer.

(No change to paragraphs C through E.)

F. Safety and stabilization guarantee.

The developer shall furnish to the municipality a safety and stabilization guarantee to be available to the municipality for the purpose of returning property that has been disturbed to a safe and stable condition or otherwise implementing measures to protect the public from access to an unsafe or unstable condition in compliance with the provisions of N.J.S.A. 40:55D-53(1)(d), et seq.

- (1) At the developer's option the safety and stabilization guarantee may be provided as a separate guarantee or as a line item in the performance guarantee.
- (2) The amount of the safety and stabilization guarantee shall be as follows; for bonded improvements in an amount not exceeding \$100,000 the guarantee shall be \$5,000. The amount of the safety and stabilization guarantee for a development with bonded improvements exceeding \$100,000 shall be calculated as a percentage of all the bonded improvements, or applicable phase or stage of development, as follows: \$5,000 for the first \$100,000 of bonded improvements plus 2.5% of bonded improvement costs in excess of \$100,000 up to \$1,000,000 plus 1% of bonded improvements costs in excess of \$1,000,000.

- G. When all or substantially all of the-required improvements have been completed, the obligor shall notify the governing body in writing by certified mail addressed care of the Borough Clerk, of the completion of the improvements and shall send a copy thereof to the Borough Engineer. The obligor shall simultaneously therewith submit to the Borough Engineer as built drawings, in ink, on tracing cloth, to such scale as required by the Borough Engineer, accurately showing the location, profile, size and appurtenances of all storm drains, catch basins, sanitary sewers, and water mains and utilities, including service connections, constructed within the subdivision or site. The obligor shall also submit a certification by an Engineer to the placement and installation of monuments.
- H. The Borough Engineer shall then inspect all of the improvements and shall file a report in writing with the governing body, and the obligor, within 45 days, which report shall be detailed and shall indicate either approval, partial approval or rejection of said improvements. If said improvements or any portion thereof shall not be approved or shall be rejected by the borough Engineer, said report shall contain a statement of the reasons for such non-approval or rejection. Where said report indicates partial approval of said improvements, it shall indicate the costs of the improvements for which approval is rejected or withheld.
- I. The governing body, by resolution, shall either, approve, partially approve or reject the improvements, after a public hearing has been held, on the basis of the report of the Borough Engineer. The resolution shall be adopted within 45 days of receipt of the report from the Engineer. Prior to the public hearing, the obligor shall publish a notice in the newspaper and notify all property owners in and within 200 feet of the development, by certified mail, return receipt requested, of the date time and place of hearing, which notice shall be served not later than 10 days prior to the date of the hearing set forth in the notice. Where partial approval is granted, the obligor shall be released from all liability pursuant to its performance guarantee to the extent of such partial approval, except that a portion adequately sufficient to secure provision of the improvements not yet approved shall be maintained as provided for by N.J.S.A. 40:55D-53, et seq. Newspaper notification and notification of property owners within 200 feet by certified mail shall not be required where the amount of the performance guarantee is \$500 or less. An executed copy of the adopted resolution of the governing body shall be provided to the obligor.
- J. Failure of the governing body to adopt such resolution within 45 days of receipt of the report from the engineer shall be deemed to constitute approval of the improvements, and the obligor and surety, if any, shall entitle the obligor to petition the Superior Court for an order compelling such approval.
- K. If any portion of the required improvements shall not be approved or shall be rejected by the governing body, the obligor shall cause the same to be completed, and the appropriate portion of performance guarantees and safety and stabilization guarantees shall be retained by the Borough as provided for in N.J.S.A. 40:55D-53, et seq. Upon completion of the remaining improvements the same procedure of notification as outlined herein shall be followed.
- M. The obligor shall reimburse the municipality for reasonable inspection fees paid to the Borough Engineer for the forgoing inspections and improvements, pursuant to N.J.S.A. 40:55D-53(3) (h), et seq. The obligor shall post inspection fees, in escrow, in the amount determined as follows: the greater of \$500 or 5% of the bonded improvements subject to the performance guarantee under the applicable statute. Further, the escrow fee shall not exceed 5% of the costs of private site improvements that are not subject to the performance guarantee.
- (1) if the municipality determines that the amount in escrow for the payment of inspection fees, as calculated pursuant to N.J.S.A. 40:55D-53, is insufficient to cover the costs of additional required inspections, the municipality may require the developer to deposit additional funds in escrow provided the municipality delivers to the developer a written inspection escrow deposit request, signed by the municipal engineer, which; informs the developer of the need for the additional inspections, details the items undertakings that require inspection, estimates the time required for those inspections and estimates the cost for performing those inspections.

#### Section 515-52 Certification of improvements; maintenance guarantee.

- A. Upon final acceptance of the improvements by the governing body consistent with the procedures as outlined above in § 515-51, and before the release of the performance guarantee, the developer shall post a maintenance guarantee with the Borough in the amount of 15% of the costs of the installation of the improvements which are being released. The developer shall also post a maintenance guarantee in an amount not to exceed 15% of the costs of the installation of the following private site improvements; stormwater management basins, inflow and water quality structures within the basins, and the

outflow pipes and structures of the stormwater system if any. Said maintenance guarantee(s) to run for a period of two years after final acceptance of the improvements if such are dedicate to the public or the date of approval by the engineer if private improvements. In the event that other governmental agencies or public utilities automatically will own the utilities to be installed or the improvements are covered by a maintenance guarantee to another governmental agency, no maintenance guarantee shall be required by the municipality for such utilities or improvements.

**BE IT FURTHER ORDAINED THAT** the provisions of Chapter 515 Development Review, Article IX Site Plan Regulations shall be amended as follows:

Section 515-66 Performance guarantees, safety and stability guarantee, maintenance guarantee and escrow deposit for inspections.

The furnishing, amount, time period and method of release of any performance guarantee, safety and stability guarantee, maintenance guarantee and escrow deposit for inspections shall follow the procedures set forth in § 515-51 and 515-52 of this Chapter.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga	x		X				
<b>VOTE:</b>			<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**ORDINANCE – FIRST READING BY TITLE** – was read by Clerk Antonides, as amended by Paul Rizzo Esq. per the Governing Body’s request, for the following Ordinance 2105. Mayor Anesh asked for council comments and no comments were made. Mayor Anesh set the public hearing for February 20, 2018 at approx.. 7:00 p.m.

**ORDINANCE NO.2105  
AN ORDINANCE AMENDING THE BOROUGH CODE  
RE: PERSONNEL POLICIES.**

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Code of the Borough be amended to add Chapter 78, Article III as follows:

ARTICLE III: Application for Employment.

78-6 – APPLICATION.

An application form for employment must be completed by each person applying for a position with the Borough of South Plainfield. This completed application will be referred to the department head of the department having the particular opening.

78-7 – INTERVIEW.

If an interview is deemed appropriate by the department head of the department having a particular opening, within that department head’s discretion, the department head or their designee will conduct a such interview with each applicant and apprise the candidate of the Borough Personnel Policies, conditions of employment, salary range and benefits, and the duties of the position. If the position under consideration is that for a department head, the Borough Administrator will be responsible for the interview in place of the department head.

78-8 – INVESTIGATION.

If the department head, or Borough Administrator as the case may be, following the interview, concludes that the candidate meets the requirements for the position, the department head or Administrator will conduct a background check or direct that such background check be conducted, conduct a reference investigation, and check all previous employment. If such information is favorable, in the case of the department head, they shall recommend hiring to the Administrator. In the case of the Administrator, if such information is favorable, the Borough Administrator may arrange for an interview with the Administration and Finance Committee of the Borough Council.

78-9 – POLICE OFFICER POSITION EXCEPTED.

{A0961100.1}

If the applicant is applying for a position as police officer, all procedures shall be in accordance with the Borough's contract with the applicable police officer's union.

78-10 – EXAMINATION.

For any position, except seasonal employment positions, if the application is for a position of public works worker, or for any position that may involve driving or operating any type of motor vehicle owned or leased by the Borough, or in the course of business for the Borough, upon adoption by the Borough Council of a resolution authorizing the hiring of the applicant conditioned upon the applicant completing a physical examination, the department head shall arrange a physical examination for the applicant at the Borough's expense to include testing for use of prohibited drugs or misuse of alcohol. In the event that an applicant tests positive, or otherwise fails the examination, the Borough will not hire or rehire the applicant at that point in time. This does not preclude the Borough from hiring the applicant at a later date, provided that the applicant can show proof that he or she has satisfactorily completed a rehabilitation program approved by a substance abuse professional or otherwise remedied the condition which caused the applicant to be deemed unfit for the position. In such case, prior to being hired, the applicant will submit to another test at the Borough's expense. In the event that an applicant refuses to submit to such physical examination and testing, they shall be disqualified from being considered for employment. In the event an applicant fails to attend a scheduled appointment for the examination and testing and does not provide a reason or excuse deemed valid in their sole discretion of the department head of the department having the particular opening, they shall be disqualified from consideration of employment. In the event an applicant does not attend a scheduled examination and testing and provides an excuse deemed valid by the department head in their sole discretion, the examination and testing must be rescheduled within 48 hours or the original scheduled appointment. Failure to attend a rescheduled examination will be considered as a refusal, and the applicant will be disqualified for consideration of employment. No reason or excuse will be accepted for a second missed appointment.

For seasonal employment, which shall be defined as employment for 120 days a year or less with the Borough, this section shall not apply except that the applicant shall be required to submit to testing for use of prohibited drugs or misuse of alcohol. In the event of an emergency, the Borough Administrator may waive the need for a pre-employment drug test for emergent or seasonal employees.

78-11 – SUCCESSFUL COMPLETION OF HIRING PROCEDURES.

Following the successful completion of the foregoing procedures, the Borough Administrator will notify the department head to advise the candidate of the starting date, and report to the office of the Administrator to complete the necessary employment formalities.

As Amended:

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga	x		X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTIONS**

**RESOLUTION #18-74**

**AUTHORIZING THE RELEASE OF PERFORMANCE BONDS POSTED BY ADLER DEVELOPMENT FOR PUBLIC IMPROVEMENTS TO BLOCK 420, LOTS 12, 24 AND 24.01 AND ACCEPTANCE OF THE MAINTENANCE BOND IN THE AMOUNT OF \$52,357.00**

**WHEREAS**, the Borough of South Plainfield is in possession of a Performance Bond from Adler Development for public improvements located at Block 420, Lots 12, 24 and 24.01; and

**WHEREAS**, has submitted the Maintenance Bond in the amount of \$52,357.00; and

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



**NOW, THEREFORE, BE IT HEREBY RESOLVED**, by the Mayor and Council of the Borough of South Plainfield, that the Borough Clerk is hereby authorized to accept the aforementioned Maintenance Bond and release the Performance Bond held for the Public Improvements located at Block 420, Lots 12, 24 and 24.01.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-75  
RESOLUTION OF SUPPORT FROM THE BOROUGH OF SOUTH PLAINFIELD MAYOR AND  
COUNCIL AUTHORIZING THE SUSTAINABLE JERSEY GRANT APPLICATION**

**WHEREAS**, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

**WHEREAS**, the Borough of South Plainfield strives to save tax dollars, assure clean land, air and water, and improve working and living environments; and

**WHEREAS**, the Borough of South Plainfield is participating in the Sustainable Jersey Program; and

**WHEREAS**, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants Program; and

**WHEREAS**, the South Plainfield Green Team, operating as part of the South Plainfield Environmental Commission, seeks funding to enable it to expand its outreach efforts to further engage the community in working on sustainability issues;

**THEREFORE**, the Mayor and Council of the Borough of South Plainfield have determined that the South Plainfield Green Team should apply for the aforementioned Grant.

**THEREFORE, BE IT RESOLVED**, that Mayor and Council of the Borough of South Plainfield, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-76  
AUTHORIZING THE REFUND OF A TAX APPEAL JUDGMENT  
IN THE AMOUNT OF \$24,600.75 PERTAINING TO  
601 HADLEY ROAD IN SOUTH PLAINFIELD**

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

**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>
601 Hadley Road, LLC	528	46.11	2017	\$8,784.00
601 Hadley Road South Plainfield, NJ 07080			2016	\$8,695.50
			2015	\$7,121.25

**Make check payable to:**  
Daniel G. Keough, Trustee  
783 Springfield Avenue  
Summit, NJ 07901-2332  
**Total**

**\$24,600.75 \***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-77**

**AUTHORIZING THE REFUND OF A TAX APPEAL JUDEMENT IN THE AMOUNT OF \$100,012.60 PERTAINING TO 1 CRAGWOOD ROAD IN SOUTH PLAINFIELD**

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

**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>
Southfield Crown Realty 1 Cragwood Road South Plainfield, NJ 07080	528.01	45.08	2015	\$52,982.10
			2014	\$47,030.50

**Make check payable to:**  
Blau & Blau Attorney for  
Tanzanite Realty LLC f/k/a  
Southfield Crown Rlty LLC  
223-B Mountain Avenue  
Springfield, NJ 07081  
**Total**

**\$100,012.60\***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-78  
AUTHORIZING THE REFUND OF A TAX APPEAL JUDEMENT  
IN THE AMOUNT OF \$16,582.22 PERTAINING TO  
448 HOLLYWOOD AVENUE IN SOUTH PLAINFIELD**

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

**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>
Hollywood Avenue, LLC 448 Hollywood Avenue South Plainfield, NJ 07080	388	7.01	2017	\$8,333.09
			2016	\$8,249.13

**Make check payable to:**  
Daniel G. Keough, Trustee  
783 Springfield Avenue  
Summit, NJ 07901-2332  
**Total**

**\$16,582.22 \***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-79  
AUTHORIZING THE REFUND OF A TAX APPEAL JUEMENT  
IN THE AMOUNT OF \$3,188.35 PERTAINING TO  
3610 KENNEDY ROAD IN SOUTH PLAINFIELD**

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

**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>
O' Donnell Property Associates 3610 Kennedy Road South Plainfield, NJ 07080	446	4.03	2016	\$3,188.35

**Make check payable to:**  
Daniel G. Keough, Trustee  
783 Springfield Avenue  
Summit, NJ 07901-2332

**Total** **\$3,188.35 \***

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 18-80  
AUTHORIZING 2017 APPROPRIATION TRANSFERS IN THE AMOUNT OF  
\$55,000.00 FOR THE CURRENT FUND PURSUANT TO N.J.S.A. 40A:4-58**

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

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

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

<b>CURRENT FUND</b>				
<b>FROM:</b>				<b>AMOUNT</b>
7-01-20-155-000-221	Legal		O&E	5,000.00
7-01-23-220-000-621	Health Insurance		O&E	30,000.00
7-01-26-290-001-101	Public Works Admin		S&W	5,000.00
7-01-26-310-000-101	Public Buildings & Grounds		S&W	10,000.00
7-01-26-315-000-101	Vehicle Maintenance		S&W	5,000.00
<b>Total FROM:</b>				<b>55,000.00</b>
<b>TO:</b>				<b>AMOUNT</b>
7-01-20-165-000-204	Engineering		O&E	27,000.00
7-01-26-290-003-321	Snow		S&W	15,000.00
7-01-26-310-000-491	Public Buildings & Grounds		O&E	5,000.00
7-01-30-415-001-101	Accumulated Leave		O&E	8,000.00
<b>Total TO:</b>				<b>55,000.00</b>

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
			6	0			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-81  
APPROVING SETTLEMENT REGARDING THE MORTGAGE ON PROPERTY  
KNOWN AS 1415 CENTRAL AVENUE.**

**WHEREAS**, the Borough of South Plainfield is the holder of a second mortgage on property owned by William F. Cochran, Jr. and Barbara A. Cochran, and located at 1415 Central Avenue, South Plainfield, New Jersey, said mortgage having been granted pursuant to the Borough's Home Improvement Program; and

**WHEREAS**, said mortgage is in the principal amount of \$18,305.00; and

**WHEREAS**, Unity Bank is the holder of a first mortgage in the principal amount of \$347,000.00; and

**WHEREAS**, Unity Bank has initiated a foreclosure action for failure of the owners to make payment of the first mortgage; and

**WHEREAS**, the Borough will not receive payment on the second mortgage until the first mortgage has been satisfied, and likely will not receive payment of any amount if the foreclosure action proceeds to conclusion; and

**WHEREAS**, a contract has been entered into by the owners of the property to sell such property, which requires both the first and second mortgage holders to compromise the amounts due; and

**WHEREAS**, Unity Bank has agreed to an acceptable compromise;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Borough of South Plainfield will accept payment of no less than \$6,000.00 from the sale of the property known as 1415 Central Avenue, South Plainfield, New Jersey, and the Mayor and Borough Clerk are authorized to execute a discharge of mortgage and any other documentation necessary to conclude the sale of the property.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
			6	0			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 18-82  
AUTHORIZING THE MIDDLESEX COUNTY  
CO-OPERATIVE PURCHASE OF ROCK SALT FROM ATLANTIC SALT INC.  
IN AN AMOUNT NOT TO EXCEED \$10,000.00**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the Middlesex County Co-operative purchase of rock salt for the DPW from Atlantic Salt Inc. in an amount not to exceed \$10,000.00 pursuant to Middlesex County Co-Op Contract #B-17-560; 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 Superintendent

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	6	0			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-83  
ADOPTING THE SOUTH PLAINFIELD  
HOME IMPROVEMENT PROGRAM OPERATING MANUAL.**

**BE IT RESOLVED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Borough of South Plainfield hereby adopts a manual to assist in the administration of the Borough’s Home Improvement Program for certain affordable housing units in the form attached hereto as Exhibit A and to be titled “South Plainfield Home Improvement Program Operating Manual”, revised January 10, 2018.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	6	0			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2018-84  
AUTHORIZING A 2018 TEMPORARY BUDGET AMENDMENT  
OF \$2,141,270.00 IN THE CURRENT FUND AND \$95,000.00 IN THE SEWER UTILITY**

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

**WHEREAS**, the date of this resolution is prior to the adoption of the FY 2018 Budget, and

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

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

<b>CURRENT FUND</b>				<b>AMOUNT</b>
8-01-26-290-003-321	Snow	O&E		<b>25,000</b>
8-01-44-901-000-235	Capital Improvement Fund	CIF		<b>30,000</b>
8-01-36-475-000-683	PFRS	Statutory		<b>1,550,500</b>
8-01-36-471-000-681	PERS	Statutory		<b>535,770</b>
<b>Total CURRENT FUND</b>				<b>2,141,270</b>
<b>SEWER UTILITY</b>				
8-07-55-516-001-235	PERS	Statutory		<b>95,000</b>
<b>TOTAL SEWER UTILITY</b>				<b>95,000</b>

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:**

- Monthly Recycling Report – December, 2017

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White	x		X				
Councilman Wolak			X				
Council President Bengivenga			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**PAYMENT OF BILLS**

Current Fund	8-01	259,548.26
Current Fund	7-01	65,532.30
		144,383.92
Pool Utility	7-26	0.00
Pool Utility	8-26	2,098.00
Sewer Utility	7-07	41.04
Sewer Utility	8-07	1,046,255.65
Sewer Utility Capital	C-08	0.00
General Capital	C-04	0.00
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	679.00
Dog Trust	T-12	0.00
Treasurers Trust	T-13	4,199.60
Recreation Trust	T-14	3,522.70
<b>TOTAL ALL FUNDS</b>		<b>\$1,526,260.47</b>

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White	x		X				
Councilman Wolak			X				
Council President Bengivenga		x	X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**COUNCIL REPORTS:**

Borough Attorney Rizzo Esq. – reported progress.

Administrator Cullen – pointed out that the tax appeals on this evenings agenda are paid for out of the previous year’s reserves and were already approved. Around March we will be refinancing a short-term note. On another note the new reporting system implemented by the State called FAST has many glitches within it and as such we will be introducing our budget as we always have done but the adopted budget is slated for the new FAST system.

Engineer Miller – we will begin working on putting cost estimates together for this year’s road improvement projects. We will be meeting with the engineer as well as Traffic Safety that will be working on Hadley Road Project.

Clerk Antonides –reported progress.

Councilman Vesce – reported progress.

Councilman Wolak – reported progress.

Councilman White – reported a free event at Nanking forthcoming and went on to report progress.

Councilman Dean – reported that he recently attended a recycling meeting with Middlesex County pertaining to Soltera’s services. The County advised to not contact Soltera directly, but to instead email the County with any issues and in turn they will advise Soltera. It appears the majority of the municipalities in the County are happy with Soltera’s services. In the event a town cancels a



scheduled recycling pick-up, then the pick-up will resume again at the next scheduled pick-up date. If Soltera is the one to cancel than they will arrange to pick-up as soon as is possible.

Councilwoman Faustini – reported progress.

Council President Bengivenga – advised that at 6 p.m. this evening he met with the CDBG committee who is in the process of putting together their recommendations for the 2018 CDBG grant. They are looking into the ADA ramps throughout the community. Councilman Vesce confirmed that anytime the County resurfaces one of their roads they will bring any handicap ramps up to code.

Mayor Anesh – reported progress.

**COMMENTS FROM THE PUBLIC:**

Mayor Anesh opened the floor for public comment.

Suzanne Lepore of Bullard Place reported that the Cultural Arts Committee held their first auditions for the upcoming talent show which will be at Westley Methodist on March 4<sup>th</sup> and seven people auditioned for it. More are welcome to come to the next audition.

Debbie Boyle of Van Fleet reported on various upcoming events throughout town.

Mr. Steve Dano inquired about the bonding of a new garbage truck asking what it will be used for, what is wrong with the old trucks and who does the maintenance on them. Mr. Miller answered. Mr. Dano congratulated the Council on the new dog park and asked who is libel should someone get bit. Councilwoman Faustini responded by advising that signs are in the works to be posted soon in this regard. Mr. Rizzo said it really is strictly the dog owners responsibility to keep their dogs under control at all times. Mr. Dano asked for the status of Hollywood Avenue. Mr. Miller responded. Mr. Dano than asked about the dress code for police officers specifically if it's ok to have a beard. Mayor Anesh said yes the Chief extended the program through March.

Mr. Mike Zushma asked if anyone is aware of all the room rentals in single family homes that are on craigslist right now. Council President Bengivenga said that the Fire Inspectors do c/o's which checks for a lot of these types of issues. Councilman White said to let Code Enforcement know and we will look into it further.

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

At 7:50 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 9:20 p.m., Mayor Anesh called the public meeting back to order saying the results of this evenings Executive Session did result in the addition one further item of business as follows and then opened the floor to the public for comment. With no comments made, Mayor Anesh closed the floor and the following resolution was passed:

**RESOLUTION 18-85  
AUTHORIZING THE TEMPORARY RETROACTIVE PAY INCREASE  
TO JANUARY 1, 2018 FOR THE DEPUTY REGISTRAR  
AND ALTERNATE DEPUTY REGISTRAR DUE TO THE  
EXTENDED ABSENCE OF THE REGISTRAR**

**WHEREAS**, there is a temporary extended absence in the role of Registrar of Vital Statistics since on or about January 1, 2018; and

**WHEREAS**, the Deputy Registrar and Alternate Deputy Registrar have been fulfilling the daily role and duties of Registrar in her absence. Specifically, Anne Daley has been performing the majority of birth, marriage and death vital statistics while Diane Janus has been performing the majority of pet licensing;

**NOW THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of South Plainfield hereby temporarily authorize to increase the hourly rate of Anne Daley as Deputy Registrar to \$4.00 per hour and temporarily increase the hourly rate of Diane Janus as Alternate Deputy Registrar to \$2.50 per hour retroactive to January 1, 2018 until such time as the Registrar reports back to duty;

**BE IT FURTHER RESOLVED** that such temporary pay increase arrangement shall continue for both the Deputy Registrar and Alternate Deputy Registrar during anytime that the Registrar is absent for three (3) or more consecutive sick days, of which both the Deputy Registrar and Alternate Deputy Registrar shall receive the said temporary hourly rate increase for all three consecutive days until such time that the Registrar reports back to duty.

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

1. Municipal Clerk
2. Chief Financial Officer
3. Carmela Sutor, Payroll

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga			X				
Councilman Dean	x		X				
Councilwoman Faustini		x	X				
Councilman Vesce			X				
Councilman Wolak			X				
Council President White			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**ADJOURNMENT**

Without further comment and no more action necessary for this evening, Mayor Anesh called for a motion to adjourn. Councilman White made a motion to adjourn at 9:20 p.m., seconded by Councilman Wolak and unanimously carried. The meeting was adjourned.

Submitted By:

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Amy Antonides, RMC/CMC/CMR  
Municipal Clerk