

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
MAY 21, 2018, 2018 7:04 P.M.
PUBLIC MEETING**

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

The roll call was administered by Clerk Antonides as follows:

COUNCIL	Present	Absent	Late
Councilman Dean	X		
Councilwoman Faustini	X		
Councilman Vesce	X		
Councilman White	X		
Councilman Wolak	X		
Council President Bengivenga	X		
Mayor Anesh	X		
ALSO PRESENT			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Michael Marcus	X		
Engineer Miller	X		

Flag Salute: was led by Councilman Dean and Mayor Anesh 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:

May 7, 2018 – Agenda
May 7, 2018 – Public

COUNCIL	MOTION	2 ND	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				
		VOTE:	5	0			
Mayor Anesh – TIE ONLY							

Proclamation - Honoring Coach Don Panzarella
National Police Week
EMS Week

Mayor Anesh read each proclamation in full and then he called forward the receiving parties to accept the proclamations. Everyone extended a round of applause and photos were taken by the media present.

ORDINANCE 2112 – FIRST READING BY TITLE – was read by Clerk Antonides for the following Ordinance 2112. Mayor Anesh asked for council comments and no comments were made. Mayor Anesh set the public hearing for June 4, 2018.

**Bond Ordinance #2112
BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS IN AND BY THE
BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY,
APPROPRIATING \$844,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$799,000
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 \$844,000, including the sum of \$45,000 as the down payment required by the Local Bond Law, \$25,000 of which is being provided from the Reserve for Road Improvements and \$20,000 of which is being provided from the Capital Improvement Fund.

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 \$799,000 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 various road improvements, including, but not limited to, milling and resurfacing of Ball Place, Cromwell Place, Cedarbrook Avenue, Front Street and other various roads, all as set forth on a 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 \$799,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$65,000 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 ND	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				
			4	2			
Mayor Anesh – TIE ONLY							

ORDINANCE 2113 – FIRST READING BY TITLE – was read by Clerk Antonides for the following Ordinance 2113. Mayor Anesh asked for council comments and no comments were made. Mayor Anesh set the public hearing for June 4, 2018.

BOND ORDINANCE #2113

BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE #2076 OF THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, FINALLY ADOPTED MAY 1, 2017, TO INCLUDE ADDITIONAL PROJECTS, TO INCLUDE AN ADDITIONAL GRANT, TO DECREASE AND INCREASE CERTAIN APPROPRIATION AND AUTHORIZATION AMOUNTS, TO INCREASE THE DOWN PAYMENT, TO INCREASE THE SECTION 20 COSTS AND TO AMEND THE AVERAGE USEFUL LIFE.

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 One. Bond Ordinance numbered 2076 of the Borough of South Plainfield, in the County of Middlesex, New Jersey (the “Borough”), finally adopted May 1, 2017, is hereby amended in its entirety to read as follows:

“BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$751,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$559,325 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 several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of South Plainfield, in the County of Middlesex, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$751,000, including a grant in the amount of \$137,500 from the County of Middlesex for the improvement or purpose in Section 3(a) (the “County Grant”) and a Community Development Block Grant (the “CDBG”) in the amount of \$25,000 for the improvement or purpose in Section 3(i) and further including the aggregate sum of \$29,175 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, the County Grant and the CDBG, negotiable bonds are hereby authorized to be issued in the principal amount of \$559,325 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Turf field lighting and other improvements, including all work and materials necessary therefor and incidental thereto.	\$294,500 (includes a \$137,500 grant from the County of Middlesex)	\$149,500	10 years

b) Improvements to the PAL Recreation Center and the Senior Center, including, but not limited to, digital message boards and site lighting, and further including all work and materials necessary therefor and incidental thereto.	\$50,000	\$47,500	10 years
c) Improvements to the PAL Recreation Center wrestling room, including, but not limited to, the acquisition of mats and underpadding, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$58,500	\$55,575	15 years
d) Improvements to PAL Recreation storage room, including, but not limited to, a butler building addition, and further including all work and materials necessary therefor and incidental thereto.	\$120,000	\$114,000	15 years
e) The acquisition of air condition units for the PAL Recreation Center, including all related costs and expenditures incidental thereto.	\$8,000	\$7,500	15 years
f) Improvements to Southside Dog Park, including, but not limited to, fencing, stone work and plumbing, and further including all work and materials necessary therefor and incidental thereto.	\$55,000	\$52,250	15 years
g) Sitework, engineering, soil and grading to the former Suburban Bush Company Site, including all work and materials necessary therefor and incidental thereto.	\$55,000	\$52,250	15 years
h) The acquisition and installation of heating, ventilation and air-conditioning units for the Recreation Center, the Senior Center and the Department of Public Works Building, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.			

	\$45,000	\$42,750	15 years
i) The acquisition of a handicap accessible minivan, including all related costs and expenditures incidental thereto.	\$65,000 (includes a Community Development Block Grant in the amount of \$25,000)	\$38,000	5 years
TOTAL:	<u>\$751,000</u>	<u>\$559,325</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 12.55 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 \$559,325, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$47,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

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

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or, if other than the County Grant or CDBG referred to in Section 1 hereof, 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."

Section Two. 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 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 Three. 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 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean				x			
Councilwoman Faustini	x		x				
Councilman Vesce				x			
Councilman White			X				
Councilman Wolak			X				
Council President Bengivenga		x	X				
			4	2			
Mayor Anesh – TIE ONLY							

BUDGET RESOLUTIONS - Mr. Cullen gave a briefing on the budget process and gave a summary of where the Borough fiscally stands.

**GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S**

“Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964”

RESOLUTION 18-213

CERTIFYING THAT THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD HAS COMPLIED WITH HIRING PRACTICES UNDER N.J.S.A. 40A:4-5

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the

Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring practices as they pertain to the consideration of an individual’s criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Borough Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit’s hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 2018-214

Authorizing the Public Hearing and Approval of the 2018 Municipal Budget Amendment

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 2018-215

AUTHORIZING THE ADOPTION OF THE 2018 MUNICIPAL BUDGET

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield that it hereby approves and confirms the adoption of the 2018 Municipal Budget pursuant to the attached budget document.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean				X			
Councilwoman Faustini			X				
Councilman Vesce				X			
Councilman White			X				
Councilman Wolak		x	X				
Council President Bengivenga	x		X				
			4	2			
Mayor Anesh – TIE ONLY							

RESOLUTIONS

**RESOLUTION #18-216
AUTHORIZING THE REDUCTION OF PERFORMANCE BONDS POSTED BY
MASTROCOLA PARTNERS FOR PUBLIC IMPROVEMENTS TO
BLOCK 328, LOT 6.01 AND ACCEPTANCE
OF THE REDUCED PERFORMANCE BOND IN THE AMOUNT OF \$51,671.52**

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bond from Mastrocola Partners for public improvements located at Block 328, Lot 6.01 in the amount of \$148,114.00; and

WHEREAS, has T&M Associates has determined that several of the bonded items have been completed and as such, a Performance Bond reduction is recommended in the amount of \$51,671.52; and

WHEREAS, the Borough Engineer has given approval of the form and content of the aforementioned Performance Bond reduction.

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 reduced Performance Bond in the amount of \$51,671.52 and release the original Performance Bond in the amount of \$148,114.00 held for the Public Improvements located at Block 328, Lot 6.01.

COUNCIL	MOTION	2 ND	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				
			6	0			

**RESOLUTION 18-217
AUTHORIZING THE REFUND OF A SENIOR CENTER TRIP IN THE AMOUNT OF \$80.00 TO CHERYL NAGEL
SMILEY OF 261 EAST GOLF AVENUE**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following refund(s) to senior(s):

Cheryl Nagel Smiley
261 East Golf Avenue
South Plainfield, NJ 07080
\$80.00 – Trip 3/21/18

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of South Plainfield that the Finance Office hereby has approval to release the aforementioned refund(s).

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 18-218
AUTHORIZING THE SERVICES OF INDEPENDENT EDISON DOOR COMPANY
TO REPAIR THE DPW GARAGE DOORS AS REQUIRED BY PEOSH
IN AN AMOUNT NOT TO EXCEED \$4,830.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the services of Independent Edison Door Company to repair the DPW garage doors as required by PEOSH in an amount not to exceed \$4,830.00; 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

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 18-219
AUTHORIZING THE HIRING OF 2018 COMMUNITY POOL PERSONNEL**

BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, New Jersey that at the recommendation of the Director of Recreation, authorization is hereby given for employing the following people for seasonal work at the South Plainfield Community Pool Utility. Dates of hire are May 12, 2018 September 5, 2018:

Concession I 9.15/hr.

Michael Kurilew
Olivia Olano
Brianna Padavano
Heidi Sutor
Alexx White
Zachary Wolpin

Concession II 9.42/hr

Skylar Cochrane
Hannah McMahon
Mackenzie O'Brien
Andrew Rachwal
Tatianna Sutor
Lauren Zultowski

Concession III 9.61/hr

Alexandra Barrios
Justin Spry
Jack Scudato
Matthew Waters
Nicole Zultowski
Caitlin Hughes
Brian Cullen
Connor Wolpin

Front Desk Cashier I 11.35/hr

{A0961100.1}

Deanna Devizio

Front Desk Cashier II 11.94/hr

Shannah Conway
Shannon Hughes

Lifeguard I 10.59/hr

Connor Adams
Kayla Santiago
Maxwell Strassburger

Lifeguard II 10.91/hr

Connor Aleksandrowicz
Ellenie Mejias
Haley Olsen
Trevor Barry
Vanessa Cifuentes
Dominic Faustini
Jake Kolodziej
Syleen Reyes
Zoe Nardacci

Lifeguard III 11.68/hr

Ward Alktaish
Tyson Nguyen
Benedict Peregrin
Brandon Wizda
Diego Murillo
Ming Cheung
Lacey Gress

Lifeguard IV 12.32/hr

Katherine Dolinski
Aubrey Marish
Jared Marks
Dylan O'Connor
Kyle Dennis
Joseph Nardacci
Nicholas Gurrieri
Justice Lipuma
Caleb Kuberiet

Swim Coach \$5,120.94

Katherine Vaccaro

Assistant Swim Coach \$2,600.57

Stephanie Judge
Laurie Post
Andrew Galarza

Recreation Leader/Aquatic \$12,323.89

Alicia Berardacco

Assistant Recreation Leader/Aquatic \$6,387.72

Shannon Dabrio
Elizabeth Martin
Kate McLaughlin
Stephen Zurawiecki

Concession Manager \$6,271.26

Lou Colicchio

{A0961100.1}

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			x				
Councilwoman Faustini							x
Councilman Vesce			x				
Councilman White							x
Councilman Wolak		x	x				
Council President Bengivenga	x		x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2018-220
AUTHORIZING THE PUBLIC AUCTION BY THE POLICE DEPARTMENT
FOR ABANDONED VEHICLES

WHEREAS, the South Plainfield Police Department in accordance with R.S. 39:10A-1, are in possession of abandoned vehicles due to the failure of the owners claiming such and are now desires of conducting a public auction on June 1, 2018 at 11:00 a.m. at 2480 Plainfield Avenue, South Plainfield, New Jersey for the following abandoned vehicles:

YEAR	MAKE	MODEL	VIN#	STATUS	MIN. BID
2001	Mercedes	S50	WDBNG75J11A195435	CRASH	\$1695.00
2008	Nissan	Rogue	JN8AS58T68W003069	FAIR	\$1880.00
1995	GMC	Son	1GTCS14Z3SK542013	FAIR	\$ 200.00
1992	Ford	S31	1FBJS31H7NHB13140	FAIR	\$ 250.00
2006	Chrysler	Sebring	1C3EL56R45N113272	FAIR	\$ 200.00

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the South Plainfield Police Department are hereby authorized to publicly advertise and auction the aforementioned vehicles deemed to be abandoned by their owner(s).

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-221
AUTHORIZING THE APPROVAL OF MIDDLESEX WATER COMPANY’S PROPOSED 2017 RENEW ROAD
RESURFACING PLAN AS OUTLINED IN THE MAP

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby authorizes the approval of Middlesex Water Company’s proposed 2017 Renew Road Resurfacing Plan as outlined the attached map; and

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

1. Amy Antonides, Municipal Clerk
2. Len Miller, DPW Superintendent

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

**RESOLUTION 18-222
AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF AMMUNITION
FOR THE POLICE DEPARTMENT FROM EAGLE POINT GUN/T.J. MORRIS & SON
IN AN AMOUNT NOT TO EXCEED \$24,785.19**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract purchase of ammunition for the Police Department from Eagle Point Gun/T.J. Morris & Son in an amount not to exceed \$24,785.19 pursuant to state contract number A81296; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. James Parker, Chief of Police

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

**RESOLUTION 2018-223
AUTHORIZING THE AWARD OF A BID FOR THE PAL EXPANSION TO PATTI
CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$101,500.00
AND AUTHORIZING THE MAYOR AND MUNICIPAL CLERK
TO EXECUTE CONTRACT FOR SAME**

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

WHEREAS, in accordance with the provisions of N.J.S.A. 40A:11, any expenditure of public funds in excess of \$17,500 requires municipalities without a QPA to advertise for proposals for delivery of said goods or services; and

WHEREAS, a need has been determined that an expansion to the South Plainfield PAL Building is necessary; and

WHEREAS bids were solicited and opened on May 10, 2018 at 11:00 a.m. and the following picked-up bid packages from the Borough Engineer and submitted bids as follows:

Patti Construction	\$101,500.00
B&B Contracting Group, LLC	\$348,613.00
K&D Contractors	\$408,500.00

WHEREAS, the bids have been reviewed by the Borough Architect and the Borough Attorney who has verified that the lowest qualified bidder is Patti Construction in the amount of \$101,500.00 and that the bid be accepted and a contract be awarded; and

WHEREAS, funds for said purpose have been certified by the Chief Financial Officer and are available through capital funding in the municipal budget;

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Mayor and Municipal Clerk are hereby authorized to execute a contract for the expansion improvements to the PAL Building in the amount of \$101,500.00.

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION #2018-224

AUTHORIZING THE APPROVAL AND RENEWAL OF LIQUOR LICENSES FOR 2018 - 2019 AND AUTHORIZING THE MUNICIPAL CLERK TO ISSUE 2018-2019 LIQUOR LICENSES TO ALL LICENSEES THAT HAVE MET ALL STATE AND BOROUGH REQUIREMENTS AND HAVE PAID ALL APPROPRIATE FEES.

WHEREAS, applications for renewal of Liquor Licenses for the year 2018-2019 have been submitted; and

WHEREAS, no objections to said renewals have been filed; and

WHEREAS, the proper Borough fees have been paid by all applicants and the renewal retail licensee tax clearance certificate has been issued.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of the Borough of South Plainfield that the following licensees be granted renewals of their liquor licenses for the year commencing July 1, 2018 and expiring June 30, 2019:

License #	Type	License Name	Trade Name
1222-33-019-006	Plenary Retail Consumption	Brinel LLC	Paulo's
1222-31-028-001	Club License	South Plainfield Columbian Club	Knights of Columbus
1222-44-006-005	Plenary Retail Distribution	Dhara & Reshma Inc.	Oak Tree Discount Wines/Spirits

BE IT FURTHER RESOLVED that the Municipal Clerk is authorized to issue 2018-2019 liquor licenses to the above-named licensees.

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-225

AUTHORIZING THE REFUND OF A POOL MEMBERSHIP FOR TERRY CIANFROCCA IN THE AMOUNT OF \$285.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following refund(s) to:

Terry Cianfrocca
 1083 Sherman Avenue
 {A0961100.1}

South Plainfield, NJ 07080

\$285.00 – Community Pool Membership representing the difference between the Family Membership vs. the Senior Citizen Membership

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of South Plainfield that the Finance Office hereby has approval to release the aforementioned refund(s).

COUNCIL	MOTION	2 ND	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				
VOTE:			6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-226

AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF COMPUTERS FOR THE BUILDING DEPARTMENT FROM OCEAN COMPUTER GROUP IN AN AMOUNT NOT TO EXCEED \$5,955.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract purchase of computers for the Building Department from Ocean Computer Group in an amount not to exceed \$5,955.00 pursuant to state contract number A89967/89968; 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
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga	x		X				
VOTE:			6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-227

AUTHORIZING THE PURCHASE OF A HVAC UNIT FROM EDISON HEATING AND COOLING FOR THE POLICE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$5,935.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the purchase of a HVAC Unit from Edison Heating and Cooling for the Police Department in an amount not to exceed \$5,935.00; 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. James Parker, Police Chief

COUNCIL	MOTION	2 ND	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			
		VOTE:	6	0		
Mayor Anesh – TIE ONLY						

RESOLUTION 18-228

AUTHORIZING A NJ STATE CONTRACT WITH HUNTER TECHNOLOGIES TO PROVIDE PHONES SERVICES FOR THE BOROUGH OF SOUTH PLAINFIELD

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes a NJ State Contract (A80802) with Hunter Technologies to provide phone services for the Borough of South Plainfield; 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
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga	x		X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Environmental Commission Minutes – February 14, 2018
- Planning Board Minutes – April 24, 2018
- Environmental Monthly Report – April 2018
- Zoning Board Minutes - April 17, 2018

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

PAYMENT OF BILLS

Current Fund	8-01	105,373.56
Current Fund	7-01	64,578.36
Pool Utility	7-26	0.00
Pool Utility	8-26	500.00
Sewer Utility	7-07	14,000.00
Sewer Utility	8-07	1,043,147.93
Sewer Utility Capital	C-08	0.00
General Capital	C-04	162,526.79
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	760.43
Dog Trust	T-12	4,387.13
Treasurers Trust	T-13	3,736.01

Recreation Trust	T-14	50.00
TOTAL ALL FUNDS		\$1,399,060.21

COUNCIL	MOTION	2 ND	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				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

COUNCIL REPORTS:

Borough Attorney Rizzo Esq. – was absent this evening.

Administrator Cullen – said that the Mario Abbruzzese, who devoted his whole life to this Borough, will be missed by many as he had a long career with the Borough. Mr. Cullen then thanked all the Department Heads and everyone involved with the budget process.

Engineer Miller – updated the council on the status of the water company’s road work. They will begin tomorrow on Joan Street. Th project will probably be completed by the end of June. The contractor started on Lonsdale. Hadley Road will begin when we receive the DOT approval.

Clerk Antonides –reported progress.

Councilman Vesce – advised he was informed that there was an OSHA inspection at the DPW a couple of weeks ago. Mr. Miller said yes. Councilman Vesce asked for the status of it and reiterated that when something important like this happens at the DPW that he be informed of it. Mr. Miller said there were minor issues that were reported that will need to be taken care of but will send the report over to Councilman Vesce.

Councilman Wolak – attended the line dancing at the Senior Center this past Saturday and it was a great time. Councilman Wolak thanked the Cultural Arts Commission for putting it together.

Councilman White – advised that Motor Vehicle opened up today at 5000 Hadley Road. The employees seemed very happy to be at their new location. On another note, Councilman White said he is happy to welcome Fit Body Boot Camp to town and their grand opening is scheduled for June 2.

Councilman Dean – reported that he spoke to Alice Tempel who apprised him with various issues we are having with our recycling collection. As such she has asked for a meeting in this regard to discuss in more detail what is going on.

Councilwoman Faustini – advised that there will be a Seniors had an identity theft seminar. On May 24th there will be a Friends of the Library meeting everyone is welcome to attend. The Library will be closed May 27th and 28th for Memorial Day. A new item has been added to the dog park; a ramp built by an Eagle Scout. A wrestling banner will be put up at the PAL to honor the wrestler. Also the community pool enrollment is filling up. To conclude, there are mark-outs at Willow Park for the new playground equipment to be installed.

Council President Bengivenga – asked that everyone this Memorial Day remember all those who have made the great sacrifice for us and then went on to congratulate his father on becoming the 2nd Commander in Chief at the American Legion.

Mayor Anesh – reported progress.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Sandy Doyon of 105 Elizabethtown Court, as Vice President of the South Plainfield education association congratulated all the teachers on teachers’ week noting there was no proclamation for her organization.

Mr. Bob Bengivenga personally invited the governing body to the Memorial Day Services on Monday at 9:00 a.m.

Debbie Boyle of Van Fleet said Mario Abbruzzese will be well missed then encouraged everyone to take the Mayor’s Wellness survey and then went on to report on various upcoming events throughout the Borough.

Suzanne Lepore of Bullard Place thanked Pappa John Pizza for their generous donation at their events. Christmas in July window painting contest is forthcoming. Our Lady of Czestochowa will have their Fair on June 5th.

Mr. Rick Mattioli, of Lift Tech Forklifts, 124 Sylvania Place, asked the governing body for consideration of paving of this road. Mr. Miller said he will look into seeing what temporary repairs can be made right now, though our 2018 road improvement program is already set for this year, we can consider it for next year.

At 8:17 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 the closed session meeting Mayor Anesh announced that action will be needed as a result of this evening’s closed session meeting. The following two resolutions were added to the agenda and adopted accordingly.

RESOLUTION 18-229

AUTHORIZING THE TEMPORARY APPOINTMENT OF JOHN ABBRUZZESE, AS CODE ENFORCEMENT OFFICER

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 temporary appointment of John Abbruzzese as Code Enforcement Officer until such time that a permanent candidate is appointed; and

BE IT FURTHER RESOLVED that the temporary salary for this position is \$2.50 per hour; and

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

1. Amy Antonides, Municipal Clerk
2. John Abbruzzese, Temporary Code Enforcement Officer
3. Carmela Sutor, Payroll
4. Anne Daley, Benefits

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

RESOLUTION 18-330

AUTHORIZING THE SALARY ADJUSTMENT OF THE COMPUTER SERVICE TECHNICIAN DUE TO AN EXPANSION OF WORK ASSIGNMENTS

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby authorizes an adjustment to John Abbruzzese, Computer Service Technician, salary due to an expansion of work assignments; and

BE IT FURTHER RESOLVED that the revised salary for this position is from \$56,600 to \$62,300 per year pursuant to the salary ordinance for same; and
{A0961100.1}

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

1. Amy Antonides, Municipal Clerk
2. John Abbruzzese, Temporary Code Enforcement Officer
3. Carmela Sutor, Payroll
4. Anne Daley, Benefits

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

Mayor Anesh called for another public hearing in light of the additional resolutions added to the agenda. With no comments from the public Mayor Anesh closed the floor.

ADJOURNMENT

Without further comment and no more action necessary for this evening, Mayor Anesh called for a motion to adjourn. Council President Bengivenga made a motion to adjourn at 8:51 p.m., seconded by Councilman White and unanimously carried. The meeting was adjourned.

Submitted By:

 Amy Antonides, RMC/CMC/CMR
 Municipal Clerk