

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
DECEMBER 3, 2018, 2018 7:03 P.M.
PUBLIC MEETING**

CALL TO ORDER: Mayor Anesh called the meeting to order at 7:03 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 Paul Rizzo	X		
Engineer Miller	X		

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

- November 19, 2018 – Agenda
- November 19, 2018 – Public
- November 19, 2018 – Executive

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							

Proclamation – PKS Awareness Day – was read in full by Mayor Anesh. Braianna and her family were present to accept the Proclamation. Everyone extended a round of applause and photographs were taken by family and media present.

The following Ordinance 2123 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for December 17, 2018. .

**ORDINANCE NO. 2123
AN ORDINANCE AMENDING ORDINANCE 2007 THAT PROVIDES FOR THE COMPENSATION
OF PBA EMPLOYEES OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF
PAYMENT OF SUCH COMPENSATION
FOR THE PERIOD OF JAN. 1, 2019 THROUGH DEC. 31, 2023**

BE IT ORDAINED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY THAT:

SECTION 1.

The rates of compensation for each PBA employee of the Borough of South Plainfield shall be on an annual basis as follows except where indicated. Such rates of pay shall be effective January 1st of the years shown

	Police Officers					
		2.25%	2.25%	2.50%	2.50%	2.50%
POSITION	2018	2019	2020	2021	2022	2023
CLASS A	112,216	116,991	119,623	122,614	125,679	128,821
CLASS B	109,336	114,046	116,612	119,527	122,516	125,578
CLASS C	100,055	104,556	106,909	109,581	112,321	115,129
CLASS D	90,768	95,060	97,199	99,629	102,120	104,673
CLASS E	79,766	83,811	85,696	87,839	90,035	92,286
CLASS F	72,136	76,009	77,719	79,662	81,654	83,695
CLASS G	68,336	72,124	73,746	75,590	77,480	79,417
CLASS H	56,928	60,459	61,819	63,365	64,949	66,573
CLASS I		47,628	48,700	49,917	51,165	52,444
ACADEMY	44,379	37,853	38,705	39,672	40,664	41,681
* 2019 Salaries include uniform allowance						

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 INCONSISTENCY – All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency.

SECTION 3. EFFECTIVE DATE: This Ordinance shall become effective and operative twenty days after publication thereof after final passage.

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							

RESOLUTIONS

**RESOLUTION 2018-503
ACCEPTING THE RETIREMENT OF LEON MIELNIKIEWICZ
FROM THE DPW EFFECTIVE MARCH 1, 2019**

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

It hereby accepts the retirement of Leon Mielnikiewicz from the DPW effective March 1, 2019;

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

1. Leon Mielnikiewicz, DPW
2. Len Miller, DPW Superintendent
3. Amy Antonides, Municipal Clerk
4. Anne Daley, Benefits
5. Carmela Sutor, Payroll

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							

RESOLUTION 2018-504
AUTHORIZING THE TRANSFER OF 2017 CDBG FUNDS IN THE AMOUNT OF \$6,500.00 AND
AUTHORIZES THE REQUEST OF SAID FUNDS
FROM THE COUNTY OF MIDDLESEX TO BE USED FOR
ADA CURB CUTS AND RAMPS THROUGHOUT THE BOROUGH OF SOUTH PLAINFIELD

WHEREAS, the County reports the following balances in the 2017 Community Development Block Grant program in the following amounts:

CD1759 \$6,500.00 ADA Pool Lift

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

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

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, and State of New Jersey that it hereby approves the transfer of County grant funds in the amount of \$6,500.00 from CD1759 ADA Pool Lift and hereby changes the use to ADA Curb Cuts and Ramps and Improvements” and as such authorizes the request of said funds from the County of Middlesex.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
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							

RESOLUTION 2018-505

AUTHORIZING THE MUNICIPAL ALLIANCE GRANT ALLOCATION IN THE AMOUNT OF \$24,586.00 WITH A MUNICIPAL IN-KIND MATCH OF \$18,439.50 AND A CASH MATCH OF \$6,146.50

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Middlesex;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the South Plainfield Municipal Alliance grant for fiscal year 2020 in the amount of:
 DEDR \$ 24,586.00
 Cash Match \$ 6,146.50
 In-Kind \$ 18,439.50
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

RESOLUTION #18-506

AUTHORIZING THE RELEASE OF PERFORMANCE BONDS POSTED BY INTERSTATE AERIALS FOR PUBLIC IMPROVEMENTS TO BLOCK 308, LOTS 21 & 22 AND ACCEPTANCE OF THE MAINTENANCE BOND IN THE AMOUNT OF \$51,915.38

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bond from Interstate Aerials for public improvements located at Block 308, Lots 21 & 22: and

WHEREAS, has submitted the Maintenance Bond in the amount of \$51,915.38; 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 308, Lots 21 & 22.

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				
			6	0			
Mayor to break a tie							

RESOLUTION 18-507

AUTHORIZING THE REFUND OF \$529.00 TO BRIAN AGUILAR OF 2330 OXFORD AVENUE FOR THE FILING OF A VARIANCE THAT WAS NOT REQUIRED

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the refund of \$529.00 to Brian Aguilar of 2330 Oxford Avenue, South Plainfield, NJ 07728 for the filing of a variance that was not required due to employee error.

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	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							

RESOLUTION 18-508

AUTHORIZING THE RENTAL SERVICES OF JESCO FOR A FRONT-END LOADER FOR THE DPW IN AN AMOUNT NOT TO EXCEED \$13,500.00 FOR THREE MONTHS

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the rental services of Jesco for a front-end loader for the DPW in an amount not to exceed \$13,500.00 for three months; 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 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							

RESOLUTION 18-509
AUTHORIZING THE REFUND OF SENIOR CENTER SECURITY DEPOSIT
IN THE AMOUNT OF \$100.00

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

Ms. Lewis
 1882 Second Place
 South Plainfield, NJ 07080
 \$100.00 – security deposit

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

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							

RESOLUTION 18-510
AUTHORIZING 2018 APPROPRIATION TRANSFERS IN THE AMOUNT OF
\$79,000.00 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.

CURRENT FUND			
FROM:			AMOUNT
8-01-20-150-000-101	Assessing	S&W	5,000.00
8-01-20-150-000-225	Assessing	O&E	3,000.00
8-01-20-155-000-101	Legal	S&W	3,000.00
8-01-20-155-000-221	Legal	O&E	10,000.00
8-01-20-165-001-235	Engineering	O&E	5,000.00
8-01-26-290-001-101	Public Works Admin	S&W	3,000.00
8-01-26-290-002-101	Road Repairs & Maintenance	S&W	15,000.00
8-01-26-290-002-435	Road Repairs & Maintenance	O&E	10,000.00
8-01-26-310-000-101	Public Buildings & Grounds	S&W	20,000.00
8-01-28-370-001-101	Recreation	S&W	5,000.00
Total FROM:			79,000.00
TO:			AMOUNT
8-01-20-145-000-101	Tax Collection	S&W	10,000.00
8-01-20-165-000-101	Engineering	S&W	3,000.00
8-01-23-210-000-651	Other Insurance	O & E	5,000.00
8-01-23-220-000-631	Health Insurance	O & E	19,000.00
8-01-25-265-002-101	Fire Official	S&W	6,000.00
8-01-26-290-003-321	Snow Removal	O & E	2,000.00
8-01-26-305-003-101	Recycling	S&W	4,000.00
8-01-26-315-000-401	Vehicle Maintenance	O & E	7,000.00
8-01-26-310-000-445	Public Buildings & Grounds	O & E	4,000.00
8-01-30-410-001-204	Municipal Support	O & E	4,000.00
8-01-32-465-001-545	Landfill	O & E	5,000.00
8-01-31-440-001-541	Telephone	O & E	5,000.00
8-01-43-490-000-331	Municipal Court	O & E	5,000.00
Total TO:			79,000.00

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				
			6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 2018-511
ACCEPTING THE ORDINARY DISABILITY RETIREMENT OF KAREN COSTANTINO
FROM THE POSITION OF COURT ADMINISTRATOR EFFECTIVE JANUARY 1, 2019

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

It hereby accepts the ordinary disability retirement of Karen Costantino from the position of Court Administrator effective January 1, 2019;

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

1. Karen Costantino, Court Administrator
2. Amy Antonides, Municipal Clerk
3. Anne Daley, Benefits
4. Carmela Sutor, Payroll

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							

RESOLUTION 18-512
AUTHORIZING THE SUBMITTAL OF AN OPEN SPACE RECREATION AND FARMLAND AND HISTORIC PRESERVATION MATCHING GRANT WITH THE COUNTY OF MIDDLESEX IN THE TOTAL AMOUNT OF \$208,480.00

WHEREAS, the Borough of South Plainfield at the recommendation of the Director of Recreation desire to apply to the County of Middlesex for Open Space and Farmland and Historic Preservation grant funding for play structures, a new pavilion, and asphalt for walking paths and basketball courts at various Borough park locations in the Borough of South Plainfield; and

WHEREAS, the Middlesex County Board of Chosen Freeholders offer a matching grant for said purposes;

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the Director of Recreation for the Borough of South Plainfield to submit said grant application to the County of Middlesex in the total project amount of \$208,480.00 of which each party will pay the amount of \$104,240.00; 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. Kevin Hughes, Recreation Director
4. Rick Lear, Middlesex County Parks and Recreation Department

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:	5	0			
Mayor Anesh – TIE ONLY							

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Recycling Monthly Report – October 2019

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				
			6	0			
Mayor Anesh – TIE ONLY							

PAYMENT OF BILLS

Current Fund	8-01	446,259.53
Current Fund	7-01	0.00
Pool Utility	7-26	0.00
Pool Utility	8-26	4,675.00
Sewer Utility	7-07	0.00
Sewer Utility	8-07	11,295.79
Sewer Utility Capital	C-08	0.00
General Capital	C-04	76,830.28
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	21,259.45
Dog Trust	T-12	3,443.33
Treasurers Trust	T-13	1,586.36
Recreation Trust	T-14	9,675.92
TOTAL ALL FUNDS		\$575,025.66

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							

COUNCIL REPORTS:

Borough Attorney Rizzo Esq. – reported progress.

Administrator Cullen – advised that for the fourth year in a row we have an increase in our ratable base which is very pleasing. Mr. Cullen thanked the Council for their support of resolution 18-512 this evening on behalf of the Recreation Director. Hopefully we will be approved for some grant funding. Councilwoman Faustini added that the grant funded, if awarded, will be for very much needed pool renovations.

Engineer Miller – reported that the draft recycling bid has been distributed for review. The gas company is finished paving in the East Hendricks area. The recent water main break is temporarily repaired and hopefully in the Spring it will be permanently repaired.

Clerk Antonides – updated the governing body on their newly adopted vacant property ordinance advising that in two months time we have taking in \$11,550.00.

Councilman Vesce – advised that on Oaktree and Woodland the striping work will soon be finished and the traffic light should be operational within the next two weeks, weather permitting.

Councilman Wolak – reported progress.

Councilman White – reported progress.

Councilman Dean – said that he looked over the draft recycling bid and believes all to be in good order. Mr. Miller said he will just await Alice Tempel’s feedback and based on that hopes to go out to bid soon. On another note, Councilman Dean said that Alice is asking to have the grass clipping area moved as people are complaining about the muddy area surrounding it. Council President Bengivenga asked if we could put some wood chips or something down. Mr. Miller said yes we can put stone or chips down.

Councilwoman Faustini – thanked everyone for their support of resolution 18-512 this evening saying that she hopes everyone will continue their support to refurbish and repair the community pool.

Council President Bengivenga – reported that UNICO will have their pig roast on Friday December 7th at the Italian American Club and went on to say that last week was a very busy week for him with the birth of his first child; Matthew Robert. Council President Bengivenga thanked everyone for all their well wishes.

Mayor Anesh – reported progress.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Suzanne Lepore of Bullard Place asked whose jurisdiction is the new traffic light on Oaktree and Woodland. Councilman Vesce said he believes we have the contract on that. Mr. Miller said yes but is uncertain of that answer at the moment. Councilman Vesce said the timing of the light is being reexamined. Ms. Lepore asked on behalf of her mother if the traffic light on Chambers and Park can be looked at as she says it's always red. Council President Bengivenga said he believes that is a State light owned by the County but maintained by the state. Ms. Lepore reported that the Cultural Arts Commission will be having a first annual House Decorating Contest. All interested parties must be registered to participate. There are different categories for consideration.

Debbie Boyle of Van Fleet congratulated Council President Bengivenga and his family on the birth of their new son and then went on to mention various events and dates to occur throughout the town.

Steve Dano verified the rental of the front end loader. Mr. Miller confirmed it's only for 3 months. Mr. Sano asked if there will be a new sewer pump station to accommodate the new housing at the Motorola site. Mr. Miller said yes. Mr. Dano went on to question a variety of concerns regarding the approved COAH litigation. Both Mr. Miller and Mayor Anesh addressed the concerns.

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 7:40 p.m., seconded by Council President Bengivenga and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC/CMR
Municipal Clerk