

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
FEBRUARY 4, 2019, 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 Bengivenga	X		
Councilman Dean	X		
Councilwoman Faustini	X		
Councilman Vesce	X		
Councilman White	X		
Council President Wolak	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:

January 22, 2019 – Agenda

January 22, 2019 – Public

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

PROCLAMATION – 2019 National Wear Red for Women Day. -Mayor Anesh read the proclamation in full.

The following Ordinance 2124 was read by Clerk Antonides by title on second reading. Mayor Anesh opened the floor for public comment and with no comments made closed the floor.

BOND ORDINANCE 2124

BOND ORDINANCE OF THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY REAPPROPRIATING \$110,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSE AND TO APPROPRIATE AN ADDITIONAL \$58,000, INCLUDING \$3,000 FROM THE CAPITAL IMPROVEMENT FUND, AS WELL AS A DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$881,550 FOR A TOTAL OF \$1,049,550 FOR HADLEY ROAD PHASE II CONSTRUCTION AND AUTHORIZING THE ISSUANCE OF \$55,000 BONDS OR NOTES FOR SUCH PURPOSE.

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.(a) Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$110,000 of the proceeds of obligations originally made available pursuant to Section 3(a) of Bond Ordinance #2110 of the Borough of South Plainfield, in the County of Middlesex, New Jersey (the "Borough"), finally adopted April 16, 2018, is no longer necessary for Hadley Road Phase I road improvements for which the obligations previously were authorized (the "Reappropriation Amount").

(b) There is hereby also appropriated an additional \$58,000, including \$3,000 from the capital improvement fund as the down payment required for the additional appropriation, and the sum of \$881,550 from a grant from the State of New Jersey Department of Transportation (the "State Grant"), such appropriations amounting in the aggregate to \$1,049,550.

Section 2. The amounts described in Section 1(a) and (b) hereof are hereby appropriated and, as applicable, reappropriated to the purpose described in Section 4(a) below.

Section 3. In order to finance the cost of the improvement or purpose not covered by application of the down payment, the State Grant and the Reappropriation Amount, negotiable bonds are hereby authorized to be issued in the principal amount of \$55,000 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 4. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is Hadley Road Phase II construction, 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 3 hereof.

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

Section 5. 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 6. 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 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 4(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 \$55,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$210,000 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 8. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 3 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purpose described in Section 4(a) of this bond ordinance. This Section 8 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 9. Any grant moneys received for the purpose described in Section 4(a) hereof shall be applied either to direct payment of the cost of the improvement or, if other than the State Grant referred to in Section 1(b) 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 10. 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 {A0961100.1}

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 11. 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 12. 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 Bengivenga			X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White	x		X				
Council President Wolak		x	X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

The following Ordinance 2125 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for February 19, 2019.

BOND ORDINANCE #2125

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$629,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$597,000 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 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 \$629,000, and further including the aggregate sum of \$32,000 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, negotiable bonds are hereby authorized to be issued in the principal amount of \$597,000 pursuant to the {A0961100.1}

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) The acquisition of rescue squad ambulances, including all related costs and expenditures incidental thereto.	\$338,000	\$320,900	5 years
b) The acquisition of police sport utility vehicles, traffic safety devices and surveillance equipment, including all related costs and expenditures incidental thereto.	\$230,000	\$218,300	5 years
c) The acquisition of a sport utility vehicle for the Fire Department, including all related costs and expenditures incidental thereto.	\$49,000	\$46,450	5 years
d) The acquisition of a heating, ventilation and air-conditioning unit for the Fire Department, including all related costs and expenditures incidental thereto.	<u>\$12,000</u>	<u>\$11,350</u>	15 years
Total:	<u>\$629,000</u>	<u>\$597,000</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, 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 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 5.19 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 \$597,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$7,500 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 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 Bengivenga	x		X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Council President Wolak			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

The following Ordinance 2126 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for February 19, 2019.

ORDINANCE NO. 2126
AN ORDINANCE AMENDING CHAPTER 216, ARTICLE III, SECTION 216-7,
OF THE CODE OF THE BOROUGH OF SOUTH PLAINFIELD
TITLED “MISCELLANEOUS FEES”

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY, THAT:

the following fees, as established by the South Plainfield Borough Council be and are hereby amended to include the following additional fee:

<u>South Plainfield Tiger Shark Swim Team</u>	<u>Fee</u>
One Family Swim Team Member	\$90.00
Additional Swim Team Member	\$70.00

- The Borough Council may amend these fees in the future by resolution.

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

The following Ordinance 2127 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for February 19, 2019.

**ORDINANCE NO. 2127
AN ORDINANCE AMENDING CHAPTER 187, TITLED VEHICLES AND TRAFFIC.**

WHEREAS, the Traffic Safety Advisory Committee has reviewed a concern with a parking lot entrance to 316 Durham Avenue, which is a McDonald’s restaurant, and has recommended that the Vehicles and Traffic Ordinance be amended to prevent certain left turns; and

WHEREAS, the Governing Body of the Borough of South Plainfield has considered the recommendation of the Traffic Safety Advisory Committee and deems it to be appropriate;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Chapter 187, titled Vehicles and Traffic, shall be amended as follows:

Article IV, Prohibited Turns, Section 187-28(A)(12), shall be deleted and replaced with the following:

Parking lot entrance to 316 Durham Avenue (McDonald’s restaurant), no left turn from the most southerly driveway onto northbound Durham Avenue, and no left turn from northbound Durham Avenue into the southerly driveway of 316 Durham Avenue.

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

RESOLUTIONS

**RESOLUTION 19-67
AUTHORIZING THE PLAINFIELD’S CHAPTER OF UNICO TO UTILIZE
BOROUGH HALL ON SATURDAY, APRIL 6, 2019 FROM 8 A.M. TO 4 P.M.
TO CONDUCT THEIR ANNUAL BLOOD DRIVE**

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby authorizes The Plainfield’s Chapter of UNICO to utilize Borough Hall on Saturday, April 6, 2019 from 8 a.m. to 4 p.m. to conduct their annual blood drive; and

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

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

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

RESOLUTION 19-68
AUTHORIZING THE PURCHASE OF A ROTARY ASYMMETRIC LIFT
FOR THE DPW FROM AUTOMOTIVE SHOP EQUIPMENT SPECIALIST
IN AN AMOUNT NOT TO EXCEED \$5,960.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the purchase of a rotary asymmetric lift for the DPW from Automotive Shop Equipment Specialist in an amount not to exceed \$5,960.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. Len Miller, DPW Superintendent

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

RESOLUTION 19-69
AUTHORIZING THE APPOINTMENT OF JUNIOR FIREFIGHTERS FOR THE SOUTH PLAINFIELD VOLUNTEER
FIRE DEPARTMENT

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 appointments of:

Jake Kolodziej
16 Delaney Court
South Plainfield, NJ 07080

Chris Lee
112 Atlantic Street
South Plainfield, NJ 07080

David Pelech, Jr.
1611 Field Avenue
South Plainfield, NJ 07080

for the South Plainfield Volunteer Fire Department as a Junior Firefighters as recommended by Fire Chief Scalera.

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

1. Glenn Cullen, CFO
2. Carmela Sutor, Payroll
3. Anne Daley, Benefits
4. Amy Antonides, Municipal Clerk
5. Fire Chief Scalera

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

RESOLUTION 19-70

AUTHORIZING THE CANCELLATION OF TAXES PERTAINING TO 1500 PARK AVENUE IN SOUTH PLAINFIELD

WHEREAS, property known as Lot 6, in Township Block 50, more commonly known as **1500 Park Avenue in South Plainfield, NJ** is owned by **Steven & Gina M. Zarra**;

AND, WHEREAS, a house fire occurred in November 2018 at this property, causing the Tax Assessor to reduce the assessed value from \$143,800 to \$84,700;

AND, WHEREAS, the Tax Bills for the four quarters of Calendar Year 2018 were generated from the 2017 Assessor's Tax Lists, as required under regulations promulgated by the New Jersey Division of Local Government Services in The Department of Community Affairs pursuant to N.J.S.A. 54:4-64, thus presenting this property owner with a tax bill based on the original assessment *prior* to the fire, while the assessment has since been reduced;

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector be, and she hereby is, authorized and directed to cancel taxes for the 4th quarter of 2018 in the amount of **\$371.56**; and

BE IT FURTHER RESOLVED, that the tax collector be, and she hereby is, authorized and directed to cancel taxes for the 1st and 2nd quarters of 2019 in the amount of **\$1,752.91**; and

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 credit(s) in the Amount(s) of **\$2,124.47** as mentioned above.

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

RESOLUTION 19-71

**AUTHORIZING THE BOROUGH OF SOUTH PLAINFIELD
TO GO OUT TO BID FOR A BUS FOR THE SENIOR CENTER AND TO FURTHER AUTHORIZE THE BOROUGH
ENGINEER TO PREPARE AND ADMINISTER SPECIFICATIONS FOR SAME**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the Borough of South Plainfield to go out for bid for a bus for the Senior Center and to further allow the Borough Engineer to prepare specifications for same; 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 Bengivenga			X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		X	X				
Council President Wolak	X		X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 19-72
AUTHORIZING THE PART-TIME HIRING OF NIKOS AMICK AND RYAN HARRIS AS LABORERS FOR THE DPW
AT THE HOURLY RATE OF \$13.29 PURSUANT TO ORDINANCE
WITH NO BENEFITS

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 Borough to hire Nikos Amick and Ryan Harris on a part-time basis without benefits as Laborers for the DPW at the hourly rate of \$13.29 pursuant to the salary ordinance for such and contingent upon the successful completion of all background checks and drug testing.

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. Carmela Sutor, Payroll
4. Anne Daley, Benefits
5. Len Miller, DPW Superintendent

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

RESOLUTION 19-73
AUTHORIZING THE MIDDLESEX COUNTY
CO-OPERATIVE PURCHASE OF ROCK SALT FROM MORTON SALT INC.
IN AN AMOUNT NOT TO EXCEED \$26,000.00

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 Morton Salt Inc. in an amount not to exceed \$26,000.00 pursuant to Middlesex County Co-Op Contract #B-18-560; 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 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga			X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		X	X				
Council President Wolak	X		X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 19-74
AUTHORIZING 2018 APPROPRIATION TRANSFERS IN THE AMOUNT OF
\$24,000.00 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
8-01-20-140-000-225	Computers		O&E	4,000.00
8-01-20-155-000-221	Legal		O&E	3,000.00
8-01-22-195-001-225	Code Enforcement		O&E	2,000.00
8-01-25-265-002-611	Fire Official		O&E	2,000.00
8-01-31-420-001-555	Electric		O&E	12,000.00
8-01-43-490-000-101	Court		S&W	1,000.00
Total FROM:				24,000.00
TO:				AMOUNT
8-01-23-210-000-651	Other Insurance		O & E	6,000.00
8-01-23-220-000-631	Health Insurance		O & E	3,000.00
8-01-25-265-001-201	Fire Department		O & E	3,000.00
8-01-26-290-002-435	Road Repairs		O & E	4,000.00
8-01-26-310-000-404	Public Buildings & Grounds		O & E	2,000.00
8-01-26-315-000-401	Vehicle Maintenance		O & E	6,000.00
Total TO:				24,000.00

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

RESOLUTION 2019-75
AUTHORIZING A 2019 TEMPORARY BUDGET AMENDMENT
OF \$250,000.00 IN THE CURRENT FUND

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 2019 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.

CURRENT FUND				
				AMOUNT
9-01-20-140-000-225	Computers	O&E		20,000
9-01-23-210-000-651	Other Insurance	O&E		10,000
9-01-25-240-001-225	Police	O&E		20,000
9-01-29-390-000-235	Library	O&E		185,000
9-01-36-472-000-675	SSI	Statutory		10,000
9-01-26-290-003-102	Snow	S&W		5,000
Total CURRENT FUND				250,000

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

RESOLUTION 19-76

AUTHORIZING THE PROFESSIONAL SERVICES OF BROWN AND BROWN CONSULTING TO PERFORM GASB 75 ACTUARIAL SERVICES IN AN AMOUNT NOT TO EXCEED \$6,125.00

WHEREAS the Borough of South Plainfield received a proposal(s) for a professional services agreement for specialty GASB 75 actuarial valuation services for the Borough of South Plainfield for an amount not to exceed \$6,125.00; and

WHEREAS the proposals were solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et. seq.; and

WHEREAS, prior to the awarding the professional service agreement herein, the Borough considered six (6) criteria that included: the applicant’s qualifications, the applicant’s general experience, the applicant’s specific experience with the Borough of South Plainfield, if any, quantified achievement within the scope and nature of the services required, compensation, and references; and

WHEREAS after receiving said proposal, the Governing Body of the Borough of South Plainfield desire to award the following specialized professional service agreement in an amount not to exceed \$6,125.00 to:

**Brown & Brown Consulting
The Curtis Center
601 Walnut Street, Suite 275W
Philadelphia, NJ 19106**

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the above-named professional service agreement is being awarded through the Fair and Open Process and the Mayor and/or Municipal Clerk are hereby authorized and directed to execute the aforementioned specialty professional service agreement, if applicable:

BE IT FURTHER RESOLVED that the above professional service agreement award shall be subject to fee schedules approved by the Governing Body of the Borough of South Plainfield; and

BE IT FURTHER RESOLVED that the required “Notice of Contract Awards” shall be published in the legal newspaper as required by law within ten (10) days of its passage.

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

1. Municipal Clerk
2. Chief Financial Officer
3. Brown & Brown Consulting

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

**RESOLUTION 19-77
AUTHORIZING THE ESTABLISHMENT OF PERMIT FEES
FOR THE JOST FIELD HOUSE PROJECT**

WHEREAS, the South Plainfield Board of Education as part of its referendum project is constructing a field house at the Jost Field Complex; and

WHEREAS, the representatives of both the Borough and the Board of Education recently met to determine the appropriate permit fees to be charged by the Borough to the Board for the Jost Field House Construction Project; and

WHEREAS, subsequent to that discussion, the Borough and the Board of Education have determined that a flat fee amount of \$5,000.0 be established as the permit fee for the project, including, but not limited to, all Borough permit fees and costs of inspection and issuance of the permit,

NOW, THEREFORE, BE IT RESOLVED, that the permit fee for the Jost Field House project is hereby established at \$5,000.00, inclusive of all costs and fees for same; and

BE IT FURTHER RESOLVED, that the Board of Education will issue a purchase order to he Borough for the fees as set forth by the parties; and

BE IT FURTHER RESOLVED, that both the Board of Education and Borough adopt this resolution to memorialize the intent of the parties.

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

**RESOLUTION 19-78
AUTHORIZING THE SERVICES OF EDISON HEATING & COOLING TO REPLACE THE HVAC ROOF UNIT AT THE
FIRE DEPARTMENT
IN AN AMOUNT NOT TO EXCEED \$10,880.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it sought two quotations and whereby Quality Air choose not to submit a quotation and Edison Heating & Cooling was the only vendor to submit a quotation, the Borough

Council hereby authorizes the services of Edison Heating & Cooling to replace the HVAC roof unit at the Fire Department in an amount not to exceed \$10,880.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk

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

RESOLUTION 2019-79

RESOLUTION OF THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-20 IN THE AMOUNT OF \$11,000 TO FUND THE ACQUISITION OF A HEATING, VENTILATION AND AIR-CONDITIONING UNIT FOR THE FIRE DEPARTMENT

BE IT RESOLVED 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 Borough of South Plainfield, in the County of Middlesex, New Jersey (the "Borough") hereby authorizes and approves an emergency temporary appropriation pursuant to N.J.S.A. 40A:4-20 in the amount of \$11,000 to fund the acquisition of a heating, ventilation and air-conditioning unit for the Fire Department, including all work and materials necessary therefor and incidental thereto.

Section 2. The emergency temporary appropriation provided for herein is necessary in order to meet a pressing need for public expenditures to protect or promote the public health, safety, morals or welfare of the inhabitants of the Borough.

Section 3. As required by N.J.S.A. 40A:4-20, the chief financial officer of the Borough shall send a certified copy of this resolution to the Director of the Division of Local Government Services.

Section 4. The emergency temporary appropriation shall be provided for by adoption of a bond ordinance entitled, "Bond Ordinance Providing for Various Capital Improvements in and by the Borough of South Plainfield, in the County of Middlesex, New Jersey, Appropriating \$629,000 Therefor and Authorizing the Issuance of \$597,000 Bonds or Notes of the Borough to Finance Part of the Cost Thereof" and, if not so adopted, by provision in the 2019 Borough budget.

Section 5. This resolution shall take effect immediately.

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

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Recycling Monthly Report – November & December 2018
- Property Maintenance Report – January 2019

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

PAYMENT OF BILLS

Current Fund	8-01	75,239.34
Current Fund	9-01	260,591.89
Pool Utility	9-26	0.00
Pool Utility	8-26	0.00
Sewer Utility	9-07	4,772.74
Sewer Utility	8-07	3,925.03
Sewer Utility Capital	C-08	0.00
General Capital	C-04	38,717.84
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	21,889.68
Dog Trust	T-12	0.00
Treasurers Trust	T-13	53,405.69
Recreation Trust	T-14	0.00
TOTAL ALL FUNDS		\$458,542.21

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

COUNCIL REPORTS:

Borough Attorney Rizzo Esq. – advised that due to a new laws that passed developers are required to submit a safety and stabilization bond along with the performance bond. As such, as a policy decision, the governing body will need to decide if they wish it to be released in the same formal manner that we presently do when releasing performance bonds. Councilman White asked what other towns are doing, Mr. Rizzo said there is no uniformity in that regard. After a brief discussion, the governing body decided to maintain the same formal release process as we presently do with all performance bonds.

Administrator Cullen – advised that Ordinance 2124 contained approximately \$1.2 million in DOT grant funding. We finished the year with an increase of \$12.96 million in our ratable base.

Engineer Miller – reported progress.

Clerk Antonides – reported progress.

Councilman Vesce – reported that the overhead signs for the truck route on Hamilton Blvd. has an installation target date for the end of March. This Thursday evening the county should be awarding the Hybrid Beacon Contract for Maple Avenue. Regarding the South Clinton Avenue Extension Culvert is over a year away

Councilwoman Faustini – The Library is working with children who are doing valentines to send to veterans in hospitals. Tomorrow the Senior Center will host a blood pressure screening and their Valentines Day lunch will be held on Valentines Day itself. Sign-ups have begun for all Spring sports. Councilwoman Faustini went on to say she met with the architect for the community pool who is presently working on putting together a design and related costs. The Recreation Commission will have a follow-up meeting in the coming days.

Councilman Bengivenga – explained Ordinance 2125 on the agenda this evening emphasizing the need for a new ambulance and went on to thank the rescue squad and all emergency services for all their support.

Councilman Dean – reported on a couple issues pertaining to the recent recycling pick-up. Their were trucks broken down due to the extreme weather conditions we had, but all pick-up were tended to on that following Saturday. Councilman Dean inquired about the parking situation with All Sports Academy on Hamilton Blvd. in that they are still parking on the street. Mr. Miller explained and went on to say he will look into this further. He believes there was a bit of a delay due to their changes of legal representation.

Councilman White – reported progress.

Council President Wolak – congratulated the new Junior Firefighters that were appointed this evening in resolution 19-69.

Mayor Anesh – reported progress.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Suzanne Lepore went over upcoming Cultural Arts events that are forthcoming such as the annual Talent Show.

Nancy Grennier questioned the signage as indicated in ordinance 2127 expressing concerns for the lit sign that's presently there. Councilman Wolak said he will take a look at it and speak to Traffic Safety.

Debra Boyle of Van Fleet reported on the Mayor's Wellness blood drive.

Kerry Kim of Crown Lane expressed her concerns pertaining to water on her street that ices up and seems to be piling up in front of her home and then went on to express concerns with her neighbors' commercial vehicles blocking and/or parking in her driveway. Mayor Anesh said we will look into that.

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 7:38 p.m., seconded by Councilman Bengivenga and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC/CMR
Municipal Clerk