

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
JANUARY 8, 2018 7:31 P.M.
PUBLIC MEETING**

CALL TO ORDER: Mayor Anesh called the meeting to order at 7:31 p.m. Mayor Anesh read the sunshine statement and announced that same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met with adequate notice of this meeting having been provided to the Borough's two official newspapers and also published on the Borough's website.

The roll call was administered by Clerk Antonides as follows:

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

Flag Salute: was led by Mayor Anesh and Councilman Wolak led the invocation.

Public Comment: Mayor Anesh opened the floor for public comment on agenda items only. With no comments from the public, Mayor Anesh closed the floor.

Proclamation - Martin Luther King Jr. – was read in full by Mayor Anesh. Mr. Calvin Gross and Councilman White were present to receive the proclamation. Everyone extended a round of applause and photographs were taken by the media present.

Authorizing the Approval of Council Minutes:

December 18, 2017 – Agenda
December 18, 2017 - Public
December 18, 2017 – 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:	5	0			
Mayor Anesh – TIE ONLY							

ORDINANCE – FIRST READING BY TITLE – was read by Clerk Antonides for the following Ordinance 2102. Mayor Anesh asked for council comments and no comments were made. Mayor Anesh set the public hearing for January 22,2018 at approx.. 7:00 p.m.

ORDINANCE NO. 2102

A SEWER CAPITAL ORDINANCE AUTHORIZING THE “ACQUISITION OF A UTILITY TRUCK AND SUPERVISORS PICKUP TRUCK” FOR THE SEWER UTILITY, IN THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

BE IT ORDAINED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY as follows:

Section 1. The aforementioned assets be funded by existing funds in the Capital Improvement Funds in the Sewer Utility. The funding requirements shall be identified by asset as follows:

Sewer Utility Truck and Pickup **\$93,000.00**

Totals **\$93,000.00**

Section 2. That the improvements described in Section 1 hereof shall be authorized as Sewer Capital Improvements for the Borough of South Plainfield in the County of Middlesex, New Jersey.

Section 3. It is hereby determined and declared by this Mayor and Borough Council as follows:

- A. That the maximum estimated amount of money to be raised from all sources for the purposes stated in Section 1, hereof, is \$93,000.00.
- B. That the cost for the equipment shall be \$93,000 from the Sewer Capital Improvement Fund.
- C. The estimated useful life of said improvements is hereby determined to be five (5) years.

Section 4. That the total amount of the appropriation to be expended for Architectural and inspection costs, legal costs, advertisement of ordinance and other expenses as provided in Section 48:2-20 of the Revised Statutes, is not to exceed \$1,500.00.

Section 5. This ordinance shall take effect after final passage and publication in accordance with the law.

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				
Council President Bengivenga		x	X				
		VOTE:	5	0			
Mayor Anesh – TIE ONLY							

RESOLUTIONS

RESOLUTION 2018-43

AUTHORIZING THE SERVICES OF NAJARIAN ASSOCIATES FOR ENGINEERING ADMINISTRATION AND INSPECTION SERVICES FOR ROAD IMPROVEMENTS TO ORCHARD DRIVE, RANGER STREET, LEDDEN TERRACE, AND LONSDALE DIVE IN AN AMOUNT NOT TO EXCEED \$60,500.00

BE IT RESOLVED that authorization by the Governing Body of the Borough of South Plainfield is hereby granted for Najarian Associates to perform engineering administration and inspection services for road improvements in the Borough of South Plainfield to Orchard Drive, Ranger Street, Ledden Terrace and Lonsdale Drive in an amount not to exceed \$60,500.00.

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

1. Municipal Clerk
2. Chief Financial Officer
3. Najarian Associates

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							

RESOLUTION 18-44

AUTHORIZING THE COOPERATIVE AGREEMENT WITH NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM (NJWCPS)

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 membership and a Cooperative Agreement with North Jersey Wastewater Cooperative Pricing Systems (NJWCPS) effective January 1, 2018 through November 24, 2019 and each renewal thereafter of the system unless the Borough Council of the Borough of South Plainfield elects to formally withdraw from the system; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute said agreement and a copy of this Resolution be forwarded to the following:

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

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							

RESOLUTION 2018-45
AUTHORIZING THE APPOINTMENT OF KAREN PLASSE TO THE POSITION OF SENIOR CLERK
TRANSCRIBER AT A RATE OF \$47,980.00

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

It hereby appoints Karen Plasse to the position of Senior Clerk Transcriber at a rate of \$47,980.00; and

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

1. James Parker, Police Chief
2. Karen Plasse, Police Department
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				
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							

RESOLUTION 18-46
AUTHORIZING THE ESCNJ CO-OPERATIVE PURCHASE OF A TORO
GRANDSMASER W/POLAR WINTER CAB FROM STORR TRACTOR
COMPANY IN AN AMOUNT NOT TO EXCEED \$48,635.70

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the ESCNJ Co-Operative purchase of a Toro Groundsmaster w/polar winter cab from Storr Tractor Company for the DPW in an amount not to exceed \$48,635.70 from pursuant to ESCNJ Co-Op Contract #65 ESCNJ 15/16-08; 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				
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							

**RESOLUTION 18-47
AUTHORIZING THE 2018 COMMUNITY POOL FEES**

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 to establish the 2018 Community Pool Fees as follows:

FEES: The following Fees will be used during the 2017 Summer Pool Season:

<u>Resident</u>	<u>On or Before 4/28</u>	<u>After 4/28</u>
Family	\$315 & 10 passes	\$370 & 10 passes
Individual	\$180 & 10 passes	\$235 & 10 passes
Senior Citizen	\$70 & 10 passes	\$85 & 10 passes
<u>Nonresident</u>		
Family	\$575 & 10 passes	\$600 & 10 passes
Individual	\$300 & 10 passes	\$325 & 10 passes
Senior Citizen	\$140 & 10 passes	\$160 & 10 passes

DAILY ADMISSION PASSES :Everyone must provide proper identification

Monday – Friday	Weekends/Holidays		Resident	Nonresident
	Resident	Nonresident		
All ages before 5:00pm	\$ 12	\$25	\$15	\$30
All ages after 5:00pm	\$ 8	\$12	\$ 8	\$ 12
Groups – 20 or more*	\$ 8		\$ 8	

***Must be pre-registered**

A limited amount of passes will be sold daily

IDENTIFICATION CARDS

Photo identification cards are to be used by all members. They must be presented at Front Desk each time you enter the Complex. Any member allowing someone else to use their cards will forfeit their membership for the rest of the season. Adult cards are good for six years. Children cards are good for three years. **THE FEE FOR A REPLACEMENT CARD IS \$5.**

RAIN CHECKS

Rain checks will be issued to paid guests if the pool is closed by management before 2:30PM

MEMBERSHIP

INDIVIDUAL – Resident of South Plainfield age 12 or over. Applicants under 18 must have parental consent.

FAMILY – Any 2 Adults and their children residing at the family home in South Plainfield and can prove residency. Any subsequent adults residing in the home must obtain an individual membership. Children included under this membership are under 19 year’s old or full time college students (valid college ID required) or fully dependent (severe physical/mental disability) adults.

SENIOR CITIZEN – 55 years of age and older

ALL CHILDREN UNDER 12 YEARS OF AGE MUST BE ACCOMPANIED BY A RESPONSIBLE MEMBER, AGE 18 OR OLDER. NO CHILD UNDER 12 SHALL BE LEFT ALONE AT THE FACILITY FOR ANY REASON.

FEES ARE NOT REFUNDABLE

All picnics must be arranged through the managers at the pool.

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

1. Kevin Hughes, Recreation Director
2. Glenn Cullen, Chief Financial Officer

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							

RESOLUTION 2018-48

**RESOLUTION AUTHORIZING SETTLEMENT OF 2017 TAX APPEAL FILED BY
BOROUGH OF SOUTH PLAINFIELD, FOR THE PROPERTY KNOWN AS DURHAM
AVENUE AND IDENTIFIED AS BLOCK 525.01, LOT 1, ON THE BOROUGH OF
SOUTH PLAINFIELD TAX ASSESSMENT MAPS**

WHEREAS, EQR-South Plainfield I, LP (hereinafter referred to as “Taxpayer”) is the owner of the property located at Durham Avenue and identified as Block 525.01, Lot 1, on the Borough of South Plainfield’s Tax Assessment Maps (“Property”); and

WHEREAS, the assessed value of the Property was set at \$12,000,000 for 2017; and

WHEREAS, Borough of South Plainfield (hereinafter referred to as “Municipality”) filed an appeal seeking to increase the 2017 tax assessment in the Tax Court of the State of New Jersey under docket number 010429-2017; and

WHEREAS, a proposed settlement of the aforesaid tax appeal was negotiated between Taxpayer and the Borough Tax Assessor and Borough Tax Attorney as set forth in the Stipulation of Settlement annexed hereto; and

WHEREAS, the Borough Appraiser, Russ Sterling, MAI, opined that the Borough was able to defend the assessment for the tax year under appeal and recommended that the settlement be approved and therefore, this proposed settlement is reasonable and reflects the correct market value for the Property which was under assessed for the tax year under appeal; and

WHEREAS, pursuant to the proposed Stipulation of Settlement annexed hereto, the aforesaid tax appeal is to be resolved as follows:

- The 2017 original assessment in the amount of \$12,000,000 shall be increased to \$13,000,000 and the Taxpayer shall provide the Municipality with payment reflecting the tax increase for 2017;
- Taxpayer’s payment reflecting the tax increase for 2017 shall be made payable to “Borough of South Plainfield” and forwarded to the Borough Tax Collector within sixty (60) days of the date of Judgment.
- Statutory interest shall be waived by the Municipality provided the tax increase is paid within sixty (60) days of entry of the Tax Court Judgment.
- The parties agree that as an integral part of the settlement, the Property’s 2018 total tax assessment shall be increased to \$14,500,000 and the Property’s 2019 total tax assessment shall be increased to \$15,500,000. The parties further agree that these adjustments are subject only to there being no physical change in the improvements at the Property.

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							

RESOLUTION 2018-49

RESOLUTION AUTHORIZING SETTLEMENT OF THE 2013, 2014, 2015, 2016 AND 2017 TAX APPEALS FILED BY THE HOME DEPOT USA FOR THE PROPERTY KNOWN AS 3100 HAMILTON BOULEVARD AND IDENTIFIED AS BLOCK 472, LOT 36 ON THE BOROUGH OF SOUTH PLAINFIELD TAX ASSESSMENT MAPS

WHEREAS, The Home Depot USA (hereinafter referred to as “Taxpayer”) is the owner of the property known as 3100 Hamilton Boulevard and identified as Block 472, Lot 36 on the Borough of South Plainfield’s Tax Assessment Maps (“Property”); and

WHEREAS, the assessed value of the Property was set at \$10,500,000.00 for 2013; and

WHEREAS, the assessed value of the Property was set at \$9,249,500.00 for 2014; and

WHEREAS, the assessed value of the Property was set at \$9,249,500.00 for 2015; and

WHEREAS, the assessed value of the Property was set at \$9,249,500.00 for 2016; and

WHEREAS, the assessed value of the Property was set at \$9,249,500.00 for 2017; and

WHEREAS, Taxpayer filed appeals of the 2013, 2014, 2015, 2016 and 2017 tax assessments in the Tax Court of the State of New Jersey under docket numbers 008217-2013, 009103-2014, 004209-2015, 003010-2016, AND 006416-2017; and

WHEREAS, a proposed settlement of the aforesaid tax appeals was negotiated between Taxpayer and the Borough Tax Assessor and Borough Tax Attorney as set forth in the Stipulation of Settlement annexed hereto; and

WHEREAS, the Borough Appraiser, Russ Sterling, MAI, opined that the Borough was not able to defend the assessments for the 2013 and 2014 tax years under appeal and recommended that the settlement be approved and therefore, this proposed settlement is reasonable and reflects the correct market value for the Property which was over assessed for the years under appeal; and

WHEREAS, pursuant to the proposed Stipulation of Settlement annexed hereto, the aforesaid tax appeals are to be resolved as follows:

- The 2013 original assessment in the amount of \$10,500,000.00 shall be reduced to a total tax assessment of \$10,000,000.00 and the Borough of South Plainfield shall provide Taxpayer with a corresponding tax refund for 2013;
- The 2014 original assessment in the amount of \$9,249,500.00 shall be reduced to a total tax assessment of \$8,749,500.00 and the Borough of South Plainfield shall provide Taxpayer with a corresponding tax refund for 2014;
- The 2015 original assessment in the amount of 9,249,500.00 shall remain unchanged.
- The 2016 original assessment in the amount of 9,249,500.00 shall remain unchanged.
- The 2017 original assessment in the amount of 9,249,500.00 shall remain unchanged.
- Taxpayer has agreed to waive statutory interest provided the subject refunds are paid within sixty (60) days from the date of the entry of the Tax Court Judgment; and
- Refunds regarding overpayments shall be made payable to “The Home Depot USA and Stavitsky & Associates LLC, as attorneys” without any offsets or deductions for any unpaid taxes or municipal charges for tax years subsequent to the Tax Years covered by this settlement; and forwarded to Stavitsky & Associates LLC within sixty (60) days from the date of the entry of the Tax Court Judgment.

WHEREAS, the Borough of South Plainfield Tax Assessor agrees that it is in the best interests of the Borough of South Plainfield to resolve the aforesaid tax appeals pursuant to the terms and conditions set forth above and in the Stipulation of Settlement annexed hereto based on market conditions as well as the uncertainty and costs associated with continued litigation; and

WHEREAS, the aforesaid settlement is based on the specific and identifiable facts and circumstances pertaining to the Property and has no general application to other properties within the Borough of South Plainfield; and

WHEREAS, the Mayor and Borough Council of South Plainfield having reviewed and considered the pending tax appeals and the proposed settlement thereof agree and confirm it is in the best interests of the Borough of South Plainfield to resolve the tax appeals as set forth herein and in the Stipulation of Settlement attached hereto; and

WHEREAS, the Mayor and Borough Council make this settlement with the Taxpayer without prejudice to its dealing with any other South Plainfield taxpayer’s request for tax assessment reduction; and

WHEREAS, the Mayor and Borough Council leave the allocation between land and improvements of the aforesaid tax assessments reductions to the Borough Tax Assessor’s discretion with the direction that same be set so as to be most beneficial to the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Special Tax Counsel of South Plainfield, County of Middlesex, State of New Jersey, as follows:

1. The Borough Tax Assessor is hereby directed to establish the allocation between land and improvements of a \$10,000,000.00 total tax assessment reduction for the 2013 tax year for Block 472, Lot 36 which is most beneficial to the Borough and advise the Borough Special Tax Counsel of that allocation.
2. The Borough Tax Assessor is hereby directed to establish the allocation between land and improvements of a \$8,749,500.00 total tax assessment reduction for the 2014 tax year for Block 472, Lot 36 which is most beneficial to the Borough and advise the Borough Special Tax Counsel of that allocation.
3. The Borough Special Tax Counsel is authorized to execute on behalf of the Borough of South Plainfield the attached Stipulation of Settlement pertaining to the tax appeals filed by The Home Depot USA under Docket Nos.: 008217-2013, 009103-2014, 004209-2015, 003010-2016, AND 006416-2017 for the Property known as 3100 Hamilton Boulevard and identified as Block 472, Lot 36 on the Borough of South Plainfield Tax Assessment Maps which reduces the 2013 total tax assessment on the Property from \$10,500,000.00 to \$10,000,000.00; which reduces the 2014 total tax assessment on the Property from \$9,249,500.00 to \$8,749,500.00; which further provides that Taxpayer agrees to waive statutory interest on any refund or overpayment due provided the refund check is paid within sixty (60) days from the issuance of the Tax Court Judgment; and which further provides that any refunds shall be made payable to “The Home Depot USA, as Plaintiff, and Stavitsky & Associates LLC, as Attorneys for Plaintiff” and forwarded to Stavitsky & Associates LLC without any offsets or deductions for any unpaid taxes or municipal charges for tax years subsequent to the Tax Years covered by this settlement within sixty (60) days from the date of the entry of the Tax Court Judgment.
4. This settlement shall be without prejudice to the Borough’s dealings with any other taxpayer’s request or appeal for a tax assessment reduction.

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							

**RESOLUTION 18-50
AUTHORIZING 2017 APPROPRIATION TRANSFERS IN THE AMOUNT OF
\$100,000.00 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.

Borough of South Plainfield				
Transfers				
2017				
CURRENT FUND				
FROM:				AMOUNT
7-01-20-150-000-101	Assessing		S&W	4,000.00
7-01-20-195-000-101	Code Enforcement		S&W	3,000.00
7-01-23-220-000-601	Health Insurance		O&E	15,000.00
7-01-25-240-001-101	Police		S&W	15,000.00
7-01-26-290-001-101	Public Works Admin		S&W	3,000.00
7-01-26-290-002-461	Road Repairs & Maintenance		O&E	5,000.00
Total FROM:				45,000.00
TO:				AMOUNT
7-01-20-140-000-215	Computers		O & E	4,000.00
7-01-25-240-001-321	Police		O & E	4,000.00
7-01-25-265-002-400	Fire Official		O & E	1,000.00
7-01-26-290-003-321	Snow		O & E	5,000.00
7-01-26-310-000-321	Public Buildings & Grounds		O & E	3,500.00
7-01-26-315-000-401	Vehicle Maintenance		O & E	4,000.00
7-01-28-370-002-404	Recreation		O & E	2,500.00
7-01-28-370-002-401	Office on Aging		O & E	2,500.00
7-01-30-420-000-404	Public Celebrations		O & E	1,000.00
7-01-31-440-001-541	Telephone		O & E	4,000.00
7-01-30-415-001-101	Accumulated Leave		O & E	5,000.00
7-01-31-435-002-555	Street Lights		O & E	3,500.00
7-01-31-465-001-565	Gasoline		O & E	5,000.00
Total TO:				45,000.00

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:	5	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 18-51
AUTHORIZING THE MIDDLESEX COUNTY
CO-OPERATIVE PURCHASE OF ROCK SALT FROM ATLANTIC SALT INC.
IN AN AMOUNT NOT TO EXCEED \$25,000.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the Middlesex County Co-operative purchase of rock salt for the DPW from Atlantic Salt Inc. in an amount not to exceed \$25,000.00 pursuant to Middlesex County Co-Op Contract #B-17-560; and

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

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

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

**RESOLUTION 2018-52
ACCEPTING THE RESIGNATIONS OF DARLEEN MARIN-EPSIN
AND KEELY HEYMAN AS PER DIEM TELECOMMUNICATION OPERATORS
FOR THE POLICE DEPARTMENT**

BE IT RESOLVED that The Governing Body of the Borough of South Plainfield that it hereby accepts the resignation of Darleen Marin-Epsin and Keely Heyman as per diem Telecommunication Operations for the Police Department.

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

1. Municipal Clerk
2. Chief Financial Officer
3. Chief Parker
4. Anne Daley, Benefits
5. Carmela Sutor, Payroll

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

**RESOLUTION 18-53
AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF SONIC WALLS
AND OTHER RELATED COMPUTER SOFTWARE AND EQUIPMENT
INSTALLATION FOR BOROUGH HALL, POLICE AND OEM
FROM OCEAN COMPUTER GROUP IN AN AMOUNT NOT TO EXCEED \$45,200.67**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ state contract purchase of sonic walls and other related computer software and equipment installation for Borough Hall, Police and OEM from Ocean Computer Group in an amount not to exceed \$45,200.67 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:	5	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 2018-54
AUTHORIZING A 2018 TEMPORARY BUDGET AMENDMENT
OF \$36,586.00 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 2018 Budget, and

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

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

**Borough of South Plainfield
Temporary Budget Amendment
CALENDAR YEAR 2018**

CURRENT FUND

				AMOUNT
8-01-41-718-000-301		Municipal Alliance Grant	O&E	20,586
8-01-25-252-000-321		Emergency Management	O&E	6,000
8-01-26-290-003-101		Snow	O&E	5,000
8-01-26-290-003-321		Snow	O&E	5,000

Total CURRENT FUND

36,586

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							

RESOLUTION 2018-55
AUTHORIZING THE BOROUGH ADMINISTRATOR TO FORWARD CORRESPONDENCE TO THE
D.O. J. PERTAINING TO RESPONSE TRAINING

BE IT RESOLVED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Borough Administrator shall be and is hereby authorized to forward correspondence to the Department of Defense to confirm the ability of said Department to conduct training within the Borough in 2018 regarding urban response training. Such training shall be coordinated with the South Plainfield Police Department and New Jersey State Police, and is specifically conditioned upon the Department of Defense accepting all liability in the event of any claims arising out of such training.

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							

RESOLUTION 18-56
AUTHORIZING 2017 APPROPRIATION TRANSFERS IN THE AMOUNT OF
\$100,000.00 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.

Borough of South Plainfield			
Transfers			
2017			
CURRENT FUND			
FROM:			AMOUNT
7-01-23-220-000-601	Health Insurance	O&E	30,000.00
7-01-26-290-001-101	Public Works Admin	S&W	10,000.00
Total FROM:			40,000.00
TO:			AMOUNT
7-01-26-310-000-321	Road Repairs & Maintenance	S&W	15,000.00
7-01-26-305-003-101	Recycling	S&W	3,000.00
7-01-28-370-001-101	Recreation	S&W	2,000.00
7-01-28-370-002-101	Office on Aging	S&W	2,000.00
7-01-36-472-000-675	SSI	Statutory	18,000.00
Total TO:			40,000.00

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:	5	0			
Mayor Anesh – TIE ONLY							

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Zoning Board Minutes – December 5, 2017
- Board of Health Minutes – December 12, 2017
- Cultural Arts Commission Minutes – July through November, 2017
- Environmental Commission Minutes – November 8, 2017

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:	5	0			
Mayor Anesh – TIE ONLY							

PAYMENT OF BILLS

Current Fund	7-01	392,381.49
Current Fund	6-01	183,705.53
Pool Utility	6-26	0.00
Pool Utility	7-26	0.00
Sewer Utility	6-07	3,257.82
Sewer Utility	7-07	0.00
Sewer Utility Capital	C-08	0.00
General Capital	C-04	75,238.41
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	892.05
Dog Trust	T-12	2,900.00
Treasurers Trust	T-13	2,945.13
Recreation Trust	T-14	0.00
TOTAL ALL FUNDS		\$661,320.43

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:	5	0			
Mayor Anesh – TIE ONLY							

COUNCIL REPORTS:

Borough Attorney Rizzo Esq. – reported progress.

Administrator Cullen – briefly mentioned that we did have a significant water pipe burst at the PAL during the recent snow storm and the freezing temperature. We have submitted a claim to our JIF and we are fortunate that it appears that the new flooring is undamaged. On another note there have been a number of recycling questions about pick-up. We have added additional pick-up and will be picking up this Thursday. Mayor Anesh said he feels we need better communication from Soltera in this regard. Mr. Cullen thanked the DPW for their assistance with the water pipe break and with the snow storm.

Engineer Miller – reported that the DPW is out salting the roads again this evening and went on to report progress.

Clerk Antonides –reported progress.

Councilman Vesce – was absent this evening.

Councilman Wolak – noted that despite all the concern regarding tonight’s liquor license transfer, he feels that our restrictions will help ease that concern. Councilman Wolak thanked the Fire Department for all that they do.

Councilman White – reported that the Lobster Pub was sold to “Phat Today” and will be holding their grand opening this Saturday.

Councilman Dean – said that Len Miller and his crew did an excellent job with the recent snow plowing. South Plainfield was by far in better shape than many other towns.

Councilwoman Faustini – confirmed that a pipe did burst at the PAL after midnight on Thursday and the water extended over the entire new basketball court and into the offices. It was reported to our JIF and the floor does not seem to be damaged.

Council President Bengivenga – said he is looking forward to be a judge at the spelling bee on January 23rd.

Mayor Anesh – reported progress.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment.

Debbie Boyle of Van Fleet confirmed that the spelling bee will be at 6 p.m. at the Senior Center on January 23rd and the Mayor's Wellness and the High School will be hosting a blood drive at the High School on February 6th from 8 a.m. to 2 p.m.

Suzanne Lepore of Bullard Place said that the Cultural Arts Commission will be hosting the annual talent show again on March 4th at Wesley Methodist.

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

At 7:55 p.m. Mayor Anesh called for a recess from the public portion of the meeting to go into Executive Session advising that everyone is welcome to stay if they choose.

Upon return from Executive Session at 8:08 p.m., Mayor Anesh called the public meeting back to order saying the results of this evenings Executive Session did not result in the addition any further business.

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 8:08 p.m., seconded by Councilwoman Faustini and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC/CMR
Municipal Clerk