

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
JANUARY 3, 2022, 7:00 P.M. – BOROUGH HALL  
REORGANIZATION MEETING**

**\*Due to the COVID-19 outbreak, this meeting was transmitted virtually via the Webex platform**

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**CALL TO ORDER:** Mayor Anesh called the meeting to order at 7:00 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 remote meeting having been provided to the Borough’s two official newspapers and also published on the Borough’s website. Instructions for accessing the remote public meeting are found on the Borough’s website next to the agendas. Documentation pertaining to the remote meeting can be found electronically on the Borough’s website.

The roll call was administered by Clerk Antonides as follows for the 2021 Borough Council:

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

Mayor Anesh reviewed some basic rules for conducting the virtual meeting this evening. All lines will be muted until such time that the floor is open for public comment. Each phone call or virtual hand raise will be taken one at a time. To unmute the microphone, just click on the red microphone picture that has a line through it. It will then turn green indicating you have been unmuted and may begin to speak. Callers may dial 1-646-922-2010 followed by the access code of 126 663 1990 #. Using the pound button will mute and unmute the voice feature for any phone callers.

Mayor Anesh led the salute to the flag.

Signing of the National Anthem was conducted virtually by Miss. Taylor Kurilew followed by the invocation administered by Reverend James Lee.

Mayor Anesh called reelected Councilman Robert Bengivenga Jr. forward to be sworn in virtually by the Honorable Superior Court Judge, Robert J. Jones Jr. while Councilman Bengivenga’s wife held the Bible. Everyone extended a round of applause.

Mayor Anesh called reelected Councilman Joseph Wolak forward to be sworn in virtually by the Honorable Superior Court Judge, Robert J. Jones Jr. while his wife and family members held the Bible. Everyone extended a round of applause.

Both Councilmen said a few words expressing their appreciation to their fellow Councilmembers for all their support.

Mayor Anesh called for a motion to adjourn the 2021 Council. Councilman White made a motion to adjourn from the 2021 Council at 7:15 p.m., seconded by Councilman Bengivenga and unanimously carried.

Mayor Anesh called the 2022 Council to order at 7:15 p.m.

The roll call was administered by Clerk Antonides as follows for the 2022 Borough Council:

COUNCIL	Present	Absent	Late
Councilman Bengivenga	X		
Councilwoman Faustini	X		
Councilwoman Mott	X		
Councilman Smith	X		
Councilman White	X		
Councilman Wolak	X		
Mayor Anesh	X		
ALSO PRESENT			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Paul Rizzo	X		
Engineer Miller	X		

**RESOLUTION # 22-01**

**AUTHORIZING THE APPOINTMENT OF BOROUGH ATTORNEY**

**WHEREAS** there exists a need for certain legal services for the Borough of South Plainfield for the year 2021, and

**WHEREAS** the Local Public Contract Law (N.J.S.A. 40A:11-1 et.seq) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bidding must be publicly advertised; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with DiFrancesco, Bateman, Kunzman, Davis, Lehrer, Flaum P.C., 15 Mountain Boulevard, Warren, New Jersey 07059
2. This professional service contract is awarded pursuant to a fair and open process in accordance with N.J.S.A.19:44A-20.4 et seq.pr
3. Payment is based on an hourly rate of \$160.00 and health benefits will not be provided as part of the compensation for the annual position of Borough Attorney.
4. A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-02**

**AUTHORIZING THE NOMINATION OF THE 2022 COUNCIL PRESIDENT**

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

**“CHRISTINE FAUSTINI”**

is hereby appointed Borough Council President for the year 2022.

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

- Amy Antonides, Municipal Clerk
- 2022 Council President – Faustini

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

## **2022 COUNCIL COMMITTEE ASSIGNMENTS**

By the authority of the 2022 By-Laws of the Borough of South Plainfield, the Council President hereby makes the following Committee assignments for 2022:

### **ADMINISTRATION, FINANCE & PUBLIC INFORMATION**

Chairman: Rob Bengivenga

Committee Members: Christine Faustini & Derryck White

### **PUBLIC WORKS**

Chairman: Melanie Mott

Committee Members: Joseph Wolak & Rob Bengivenga

### **ECONOMIC DEVELOPMENT**

Chairman: Derryck White

Committee Members: Rob Bengivenga & Peter Smith

### **HEALTH, WELFARE & ENVIRONMENT**

Chairman: Peter Smith

Committee Members: Christine Faustini & Melanie Mott

### **PUBLIC SAFETY**

Chairman: Joe Wolak

Committee Members: Derryck White & Peter Smith

### **RECREATION, OFFICE ON AGING**

Chairman: Christine Faustini

Committee Members: Joseph Wolak & Melanie Mott

**Mayor Anesh advised that his annual State of the Borough Address for 2022 will be posted on the Borough's website.**

## **RESOLUTION # 22-03 AUTHORIZING MAYORAL APPOINTMENTS FOR 2022**

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

BOARD	POSITION	NEW TERM TO EXPIRE	2022 APPOINTMENT
Environmental Commission	Council Liaison	Annual 12/31/2022	Peter Smith
Environmental Commission	Member	3 yr 12/31/2024	Jonathon Walezak
Environmental Commission	Member	3 yr 12/31/2024	John Ferguson
Human Relations Committee	Council Liaison	Annual 12/31/2022	Melanie Mott
Housing & Community Development (CDBG)	Mayor's Rep	Annual 12/31/2022	Christine Faustini
Library Board	Mayor's Rep	Annual 12/31/2022	Raymond Rusnak
Planning Board	Class II	Annual 12/31/2022	Michael Pellegrino
Planning Board	Alternate II	2 yr 12/31/2023	Douglas Chapman
Planning Board	Class IV	4 yr 12/31/2025	Brian Bythell
Planning Board	Class IV	4 yr 12/31/2025	John Mocharski
Planning Board	Class IV	4 yr 12/31/2025	Richard Houghton
Recreation Commission	Council Liaison	Annual 12/31/2022	Christine Faustini
Recreation Commission	Member	5 yr term 12/31/2026	Wendell Born
Recreation Commission	Member	5 yr term 12/31/2026	William Ashnault
Recreation Commission	Alternate II	Unexpired term to 12/31/2023	Joe Scudato
Office on Aging Advisory Board	Council Liaison	Annual 12/31/2022	Christine Faustini
Middlesex County TCC	Mayor's Rep	Annual 12/31/2022	Joseph Wolak
Public Celebrations	Council Liaison	Annual 12/31/2022	Christine Faustini

is hereby appointed for the year 2022.

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

- Amy Antonides, Municipal Clerk

*(NO VOTE TAKEN FOR MAYORAL APPOINTMENTS)*

**RESOLUTION # 22-04  
AUTHORIZING COUNCIL APPOINTMENTS FOR 2021**

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

BOARD	POSITION	NEW TERM TO EXPIRE	2022 APPOINTMENT
Affordable Housing	Council Liaison	Annual 12/31/2022	Derryck White
Business Advisory Group	Council Liaison	Annual 12/31/2022	Derryck White
Business Advisory Group	Zoning Officer	Annual 12/31/2022	Richard Wolff
Business Advisory Group	Engineer	Annual 12/31/2022	Len Miller
Business Advisory Group	Member	3 yr 12/31/2024	Debra Anne Leporino
Business Advisory Group	Member	3 yr 12/31/2024	Jack Pedersen
Business Advisory Group	Member	3 yr 12/31/2024	Nancy Grennier
Greenbrook Flood Control Comm.	Alternate II Engineer	Annual 12/31/2022	Len Miller
Greenbrook Flood Control Comm.	Member	Annual 12/31/2022	Alice Tempel
Greenbrook Flood Control Comm.	Class III	Annual 12/31/2022	Peter Smith
Greenbrook Flood Control Comm.	Alternate I	Annual 12/31/2022	John Ferguson
Housing & Community Development (CDBG)	Council Rep.	Annual 12/31/2022	Robert Bengivenga Jr.
Office on Aging Advisory Board	Senior Center Rep.	Annual 12/31/2022	Tree Olano
Office on Aging Advisory Board	Member	3 yr 12/31/2024	Eleanor Monks
Office on Aging Advisory Board	Member	3 yr 12/31/2024	Laura Lemos
Planning Board	Class III	Annual 12/31/2022	Derryck White
Shared Services Committee	Council Liaison	Annual 12/31/2022	Christine Faustini
Shared Services Committee	Council Liaison	Annual 12/31/2022	Melanie Mott
Shared Services Committee	Council Liaison	Annual 12/31/2022	Robert Bengivenga Jr.

is hereby appointed for the year 2022.

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

- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-05  
AUTHORIZING MAYORAL APPOINTMENTS  
WITH ADVICE AND CONSENT OF COUNCIL FOR 2022**

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

<b>BOARD</b>	<b>POSITION</b>	<b>NEW TERM TO EXPIRE</b>	<b>2022 APPOINTMENT</b>
Construction Board of Appeals	Alternate-Fire	3 yr 12/31/2024	Joseph Abbruzzese
Construction Board of Appeals	Alternate-Fire Prevention	3 yr 12/31/2024	Larry Delnegro
Construction Board of Appeals	Alternate-Electrical	3 yr 12/31/2024	Mark Hollain
Construction Board of Appeals	Member-Electrical	3 yr 12/31/2024	Richard Little
Cultural Arts Commission	Council Liaison	1 yr 12/31/2022	Christine Faustini
Cultural Arts Commission	Member	3 yr 12/31/2024	Joan O'Brien
Cultural Arts Commission	Member	3 yr 12/31/2024	Pamela Stefanek
Cultural Arts Commission	Member	3 yr 12/31/2024	Juana Lopez
Dismal Swamp Council	Republican Representative	5 yr 12/31/2026	Robert Bengivenga Jr.
Health Advisory Board	Council Liaison	Annual 12/31/2022	Peter Smith
Health Advisory Board	Member	3 yr 12/31/2024	Diane Stayvas
Health Advisory Board	Member	3 yr 12/31/2024	Christine Lee
Human Relations	Advisory Member	3 yr 12/31/2024	Angelica Jimenez
Housing & Community Develop.	Member	3 yr 12/31/2024	Olivia Leach Nunez
Housing & Community Develop.	Member	3 yr 12/31/2024	Susan Mazzeo
Library Board	Member	5 yr 12/31/2026	Melissa Katsingris
Mayors Wellness	Sr Center Rep	Annual 12/31/2022	Tree Olano
Mayors Wellness	Member	4 yr 12/31/2025	Debbie Boyle
Public Celebrations	Member	3 yr 12/31/2024	Gina D'urso
Public Celebrations	Member	3 yr 12/31/2024	Kelly Daley
Public Celebrations	Member	3 yr 12/31/2024	Rachel Henderson
Traffic Safety Advisory Comm.	Council Liaison	3 yr or concurrent w/council term (12/31/2024)	Joseph Wolak
Traffic Safety Advisory Comm.	DPW Rep.	Annual 12/31/2022	Len Miller
Traffic Safety Advisory Comm.	Member	3 yr 12/31/2024	Anthony Barbara
Traffic Safety Advisory Comm.	Member	3 yr 12/31/2024	Cathy Feeney
Traffic Safety Advisory Comm.	Member	3 yr 12/31/2024	Sal Esposito
Youth Guidance Council	Council Liaison for Recreation	Annual 12/31/2022	Christine Faustini
Youth Guidance Council	Council Liaison for Police	Annual 12/31/2022	Joseph Wolak
Youth Guidance Council	Police Member	Annual 12/31/2022	Christopher Colucci

is hereby Appointed, and

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

- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-06A  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH PROSECUTOR**

**WHEREAS**, in conformance with public laws of the state of New Jersey, 1996, c.95, sect. 14, **Maleski, Eisenhut & Zielinski, LLC.**, attorneys at law of the State of New Jersey, are hereby appointed **MUNICIPAL PROSECUTOR** for calendar year 2022 under the supervision of the Attorney General or the County Prosecutor who may represent the State, County or Municipality in any matter within the jurisdiction of the Central Municipal Court or any other Municipal Court:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

- The Mayor and Municipal Clerk are hereby authorized to execute a professional service agreement with **Hyun J. Lee, Maleski, Eisenhut & Zielinski LLC.**, 169 Main Street Flemington, NJ 08822 to provide prosecutorial services for calendar year 2022.
- This Professional Service Agreement is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
- Payment for this position is to be determined by the annual salary ordinance for this professional service position. Health Benefit coverage will not be provided for the position of Municipal Prosecutor.
- 4. the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised: A copy of this resolution shall be published in The Observer as required by law within ten days of its passage

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Municipal Court Administrator
- Hyun J. Lee, Prosecutor

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

**RESOLUTION # 22-06B  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH PROSECUTORS**

**WHEREAS**, in conformance with public laws of the state of New Jersey, 1996, c.95, sect. 14,

**THOMAS LANZA, ESQ.**, attorney at law of the State of New Jersey, are hereby appointed **MUNICIPAL PROSECUTOR** for calendar year 2022 under the supervision of the Attorney General or the County Prosecutor who may represent the State, County or Municipality in any matter within the jurisdiction of the Central Municipal Court or any other Municipal Court:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

- The Mayor and Municipal Clerk are hereby authorized to execute a professional service agreement with Thomas Lanza Esq. to provide prosecutorial services for calendar year 2022.
  - This Professional Service Agreement is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
  - Payment for this position is determined by the annual salary ordinance for this professional service position. Health Benefit coverage will not be provided for the position of Municipal Prosecutor.
- 4. the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised: A copy of this resolution shall be published in The Observer as required by law within ten days of its passage

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Municipal Court Administrator
- Thomas Lanza, Esq.

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

**RESOLUTION # 22-07  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF PUBLIC DEFENDER**

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

- The Mayor and Municipal Clerk are hereby authorized to execute a professional service agreement with **Edward Santoro Esq.**, to provide Public Defender services for calendar year 2022.
  - This professional service agreement is awarded pursuant to a fair and open process in accordance with N.J.S.A.19:44A-20.4 et seq.
  - Payment for this position is pursuant to annual salary ordinance for this professional service position. Health Benefit coverage will not be provided for the position of Municipal Public Defender.
- the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised: A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Municipal Court Administrator
- Edward Santoro, Esq.

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

**RESOLUTION # 22-08  
AUTHORIZING PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH AUDITOR**

**WHEREAS** there exists a need for the services of a Registered Municipal Auditor to conduct an audit of the Borough of South Plainfield, and

**WHEREAS** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Suplee, Clooney and Company**, 308 E. Broad Street, Westfield, NJ 07090, for the period January 1, 2022 through December 31, 2022. The cost shall be the fees indicated in the company’s proposal submission of \$71,900.00 with additional services based on variable hourly rates per the proposal and health benefits will not be provided as part of the compensation for the position.

1. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
2. A copy of this resolution shall be published in The Observer as required by Law within ten (10) days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Suplee, Clooney and Company

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

**RESOLUTION # 22-09  
AUTHORIZING PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH APPRAISERS**

**WHEREAS** the Borough of South Plainfield requires the services of a licensed appraisal company for the year 2022; and

**WHEREAS** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. This Mayor and Municipal Clerk are hereby authorized to execute an agreement with Sterling, DiSanto and Associates, as well as Sockler Realty Services Group Inc.
2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. The cost shall be the fees indicated in the company’s proposal submission which are hourly

rates for Sterling, DiSanto and Associates and for Sockler Realty Services Group Inc. with other variable hourly rates pursuant to their proposal and health benefits will not be provided as part of the compensation for the position for either appraiser.

4. A copy of this resolution shall be published in The Observer as required by law within ten (10) days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Sterling DiSanto and Associates
- Sockler Realty Services

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

**RESOLUTION # 22-10  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF CONDEMNATION COUNSEL**

**WHEREAS**, there exists a need for certain legal services dealing with Condemnation for the year 2022, and

**WHEREAS**, the Local Public Contract Law (N.J.S.A. 40A:11-1 et.seq) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bidding must be publicly advertised; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with the legal firm of **DiFrancesco, Bateman, Kunzman, Davis, Lehrer, Flaum, P.C.** to provide legal services as Condemnation Counsel for the Borough for the year 2022, expiring December 31, 2022.
2. This contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. The fees indicated in the company's proposal submission is \$160.00 per hour and health benefits will not be provided as part of the compensation for the position.
4. A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- DiFrancesco, Bateman, Kunzman, Davis, Lehrer, Flaum P.C.

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

**RESOLUTION # 22-11  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF REDEVELOPMENT ATTORNEY**

**WHEREAS**, there exists a need for certain legal services dealing with Redevelopment for the year 2022, and

**WHEREAS**, the Local Public Contract Law (N.J.S.A. 40A:11-1 et.seq) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bidding must be publicly advertised; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with the legal firm of **DiFrancesco, Bateman, Kunzman, Davis, Lehrer, Flaum P.C.** to provide legal services as Redevelopment Attorney for the Borough for the year 2022, expiring December 31, 2022.
2. This contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. The fees indicated in the company's proposal submission is \$160.00 per hour and health benefits will not be provided as part of the compensation for the position.
4. A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- DiFrancesco, Bateman, Kunzman, Davis, Lehrer, Flaum P.C.

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

**RESOLUTION # 22-12  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH BOND COUNSEL**

**WHEREAS**, there exists a need for the services of Bond Counsel for the Borough of South Plainfield for CY2022, and

**WHEREAS**, the Local Public Contract Law (N.J.S.A. 40A:11-1 et.seq) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bidding must be publicly advertised.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **McManimon and Scotland**, 1037 Raymond Boulevard, Suite 400, Newark, NJ 07102 for CY2022 at the fees that will remain the same as in 2021 indicated in the company's proposal submission which are all variable hourly rates ranging from \$135-\$215/hr contingent upon the assignment at hand. Please refer to the proposal for the variable rates. Amount not to exceed \$60,000.00 without Council's authorization.
2. This contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. Health Benefits will not be provided as part of the compensation for the position of Bond

Counsel.

4. A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- McManimon and Scotland

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

**RESOLUTION # 22-13  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF INSURANCE BROKER/RISK MANAGER**

**WHEREAS** the Borough of South Plainfield in need of retaining an insurance brokerage/risk manager and consulting firm that will handle the implementation of the employee benefits as well as negotiation with the various benefit providers for the year 2022; and

**WHEREAS** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Acrisure located at 1460 Rt. 9 North, Suite 310, Woodbridge, NJ 07095**
2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. The contract amount shall not exceed the annual retainer fee of \$47,500.00 or the variable fees indicated in the company’s proposal submission and health benefits will not be provided as part of the compensation package for this position.
4. A copy of this resolution shall be published in The Observer as required by law within ten (10) days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Acrisure

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

**RESOLUTION # 22-14  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH CONSULTANT ENGINEERS**

**WHEREAS** the Borough of South Plainfield in need of retaining engineering firms to act as Borough Consultant Engineers for the year 2022; and

**WHEREAS** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **T & M Associates, 11 Tindall Road, Middletown, NJ 07748**, for calendar year 2022; and
2. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Najarian Associates of One Industrial Way, Eatontown, NJ**, for calendar year 2022
3. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
4. The fee schedule for Consultant Engineering Services is attached to the 2022 proposal submission that is comprised of a variable fee structure range (*and no additional per day charge for a vehicle*) depending on assignment at hand and shall not exceed \$250,000.00 in total expenses for each professional. **NO ADDITIONAL PER DAY CHARGE FOR A VEHICLE.**
5. A copy of this resolution shall be published in The Observer as required by law within ten (10) days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- T&M Associates
- Najarian Associates

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

**RESOLUTION # 22-14A  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH SPECIAL PROJECT ENGINEERS**

**WHEREAS** the Borough of South Plainfield in need of retaining engineering firms to act as Borough Special Project Engineers for the year 2022; and

**WHEREAS** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Colliers, 331 Newman Springs Road, Ste. 203, Red Bank, NJ 07701**, for calendar year 2022; and
2. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Morgan Engineering, 130 Central Avenue, Island Heights NJ**, for calendar year 2022
3. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Remington & Vernick of 3 Jocama Blvd., Old Bridge, NJ**, for calendar year 2022

4. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
5. The fee schedule for Consultant Engineering Services is attached to the 2022 proposal submission that is comprised of a variable fee structure range (*and no additional per day charge for a vehicle*) depending on assignment at hand and shall not exceed \$250,000.00 in total expenses for each professional. **NO ADDITIONAL PER DAY CHARGE FOR A VEHICLE.**
6. A copy of this resolution shall be published in The Observer as required by law within ten (10) days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Colliers
- Morgan Engineering
- Remington & Vernick

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

**RESOLUTION # 22-15A  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF ENVIRONMENTAL ENGINEER**

**WHEREAS**, the Borough of South Plainfield in need of retaining an engineering firm for matters dealing with site assessments, site remediation and brownfields development and for all matters regulated by the New Jersey Department of Environmental Protection, including the Suburban Transit Bus Co. property, for the year 2022; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Najarian Associates of One Industrial Way, Eatontown, NJ** for Environmental Engineering services for 2022 at a cost based on the variable 2022 proposed fee schedule (*and no additional per day charge for a vehicle*) submitted ranging from \$44-\$155/hr plus other miscellaneous fees, and is not to exceed \$100,000.00 without the consent of the Borough Council. **NO ADDITIONAL PER DAY CHARGE FOR A VEHICLE**
2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. A copy of this resolution shall be published in The Observer as required by law within ten (10) days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Najarian Associates

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

**RESOLUTION # 22-15B  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF ENVIRONMENTAL ENGINEER**

**WHEREAS**, the Borough of South Plainfield in need of retaining an engineering firm for matters dealing with site assessments, site remediation and brownfields development and for all matters regulated by the New Jersey Department of Environmental Protection, including the Suburban Transit Bus Co. property, for the year 2022; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Environmental Resolutions, 815 East Gate Drive, Mt. Laurel NJ** Engineering services for 2022 at a cost based on the variable 2022 proposed fee schedule (*and no additional per day charge for a vehicle*) submitted ranging from \$80-\$170/hr plus other miscellaneous fees, and is not to exceed \$100,000.00 without the consent of the Borough Council. **NO ADDITIONAL PER DAY CHARGE FOR A VEHICLE**
2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. A copy of this resolution shall be published in The Observer as required by law within ten (10) days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- T&M Associates

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

**RESOLUTION # 22-16  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF BOROUGH PLANNER**

**WHEREAS** the Borough of South Plainfield in need of retaining a professional planner to review land use and land development, preparation of master plan, housing element and fair share plan for the year 2022 for the Borough, the Planning Board and the Zoning Board; and

**WHEREAS** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of the contracts as “Professional Services” without competitive bidding must be publicly advertised:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **T & M Associates**, 11 Tindall Road, Middletown, NJ 07748 to provide Planner services, for calendar year 2022 at the fees established in the company’s 2022 proposal submission from \$69.00/hr. - \$153.00/hr. and/or a variable fees schedule depending on the assignment at hand and no additional per day charge for a vehicle and the cost be part of the total engineering cost and shall not exceed \$250,000.00. **NO ADDITIONAL FEE FOR A PER DAY VEHICLE**

2. This contract is being awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.

3. A copy of this resolution shall be published in The Observer as required by law within ten (10) days of its passage.

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

**RESOLUTION # 22-17  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF TAX APPEAL ATTORNEY**

**WHEREAS** there exists a need for certain legal services for the Borough of South Plainfield for the year 2022, and

**WHEREAS** the Local Public Contract Law (N.J.S.A. 40A:11-1 et.seq) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bidding must be publicly advertised; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **DiFrancesco, Bateman, Kunzman, Davis, Lehrer, Flaum P.C.**, 15 Mountain Boulevard, Warren, New Jersey 07059
2. This contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. The fees indicated in the company’s proposal submission is \$160.00 per hour and health benefits will not be provided as part of the compensation for the position.
4. A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-18  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF LABOR ATTORNEY**

**WHEREAS** there exists a need for certain legal services for the Borough of South Plainfield for the year 2022, and

**WHEREAS** the Local Public Contract Law (N.J.S.A. 40A:11-1 et.seq) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bidding must be publicly advertised; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **DiFrancesco, Bateman, Kunzman, Davis, Lehrer, Flaum P.C.**, 15 Mountain Boulevard, Warren, New Jersey 07059
2. This contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. The fees indicated in the company's proposal submission is \$160.00 per hour and health benefits will not be provided as part of the compensation for the position.
4. A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-19  
AUTHORIZING THE PROFESSIONAL SERVICE APPOINTMENT  
OF CONFLICT TAX APPEAL ATTORNEY**

**WHEREAS** there exists a need for certain legal services for the Borough of South Plainfield for the year 2022, and

**WHEREAS** the Local Public Contract Law (N.J.S.A. 40A:11-1 et.seq) requires that the resolution authorizing the award of the contracts for "Professional Services" without competitive bidding must be publicly advertised; and

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute an agreement with **Savo, Schalk, P.A.**, 56 East Main Street, Ste. 301, Somerville, NJ 08876
2. This contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. Payment will be based on an hourly rate of \$145.00-\$175.00 and health benefits will not be provided as part of the compensation for the position of Conflict Tax Appeal Attorney.
4. A copy of this resolution shall be published in The Observer as required by law within ten days of its passage.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-20  
AUTHORIZING THE APPOINTMENT OF TAX SEARCH OFFICER**

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

*Kimberly Clifford*

is hereby appointed Tax Search Officer for the year 2022

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Kimberly Clifford, Tax Search Officer

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

**RESOLUTION # 22-21  
AUTHORIZING APPOINTMENT OF PUBLIC AGENCY COMPLIANCE OFFICER**

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

Pursuant to N.J.S.A. 10:5-31 et. seq. and N.J.A.C. 17:27 **AMY ANTONIDES**, Municipal Clerk for the Borough of South Plainfield is hereby appointed as the Public Agency Compliance Officer for the Borough of South Plainfield for the year 2022 at a compensation pursuant to the 2022 Salary Ordinance.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- NJ Treasury Department

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

**BY - LAWS  
OF THE BOROUGH OF SOUTH PLAINFIELD  
RESOLUTION 22-22  
FOR THE YEAR 2022**

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-23  
AUTHORIZING THE CHECK SIGNERS FOR  
THE BOROUGH OF SOUTH PLAINFIELD**

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

the following individuals are hereby authorized to sign checks or withdrawal slips where a combination of three (3) principal signatures are required for the year 2022:

***MAYOR, MUNICIPAL CLERK and CHIEF FINANCIAL OFFICER***

**BE IT FURTHER RESOLVED** that the signature cards with the signatures of said individuals authorized to sign be forwarded to all bank depositories.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-24  
AUTHORIZING THE 2022 OFFICIAL NEWSPAPERS**

**WHEREAS** pursuant to N.J.S.A. 10:4-7 the definition of an “official newspaper” is one that is paid, published and circulated in the municipality and/or the County; and

**WHEREAS** the following newspapers meet the legal statutory criteria for an “official newspaper” and are hereby officially declared to be the official newspapers for the purpose of publishing official advertisements, legal notices and the production of affidavits of publication for the Borough of South Plainfield in which any combination of two or more such newspapers may be utilized:

***THE OBSERVER, THE STAR LEDGER and THE COURIER NEWS***

**BE IT RESOLVED** that *Tap into South Plainfield* shall be and is hereby designated as the electronic news source for the Borough of South Plainfield for which notices and other matters may be provided pursuant to the Open Public Meetings Act (N.J.S.A. 10:4-6, et seq.), but which shall not be required. Costs for any publication of any statutory advertisements, legal notices, or any other advertisements shall be at the expense of *Tap into South Plainfield*. This designation of *Tap into South Plainfield* shall not require or mandate that legal advertising or any other notices must or should be provided to them; and

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

- Amy Antonides, Municipal Clerk
- Stephanie Merola, Planning/Zoning Secretary
- All Borough Departments

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

**RESOLUTION # 22-25  
ESTABLISHING THE BOROUGH HOLIDAYS FOR 2022**

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

the calendar of employee holidays for the year 2022 be adopted as follows:

December 31, 2021	Friday	New Year's Day (Observed)
January 17, 2022	Monday	Martin Luther King
February 11, 2022	Friday	Lincoln's Birthday (Observed)
February 21, 2022	Monday	President's Day
April 15, 2022	Friday	Good Friday
May 30, 2022	Monday	Memorial Day
June 17, 2022	Friday	Juneteenth Day (3 <sup>rd</sup> Friday of Month)
July 4, 2022	Monday	Independence Day
September 5, 2022	Monday	Labor Day (Except Police Officers)
October 10, 2022	Monday	Columbus Day
November 11, 2022	Friday	Veteran's Day
November 24, 2022	Thursday	Thanksgiving Day
November 25, 2022	Friday	Day After Thanksgiving
December 26, 2022	Monday	Christmas Day (Observed)
January 2, 2023	Monday	New Year's Day (Observed)

**BE IT FURTHER RESOLVED** that should the approved holidays be changed due to contract negotiations; this schedule will be adjusted; accordingly, and

**BE IT FURTHER RESOLVED** that any day designated by the Governor of the State of New Jersey or the President of the United States be also designated a holiday. Those holidays falling on Saturday shall be observed on Friday and those holidays falling on Sunday shall be observed on Monday.

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

**RESOLUTION # 22-26  
AUTHORIZING THE FIX RATES OF INTEREST ON TAXES AND SEWERS  
IN THE BOROUGH OF SOUTH PLAINFIELD**

**WHEREAS**, N.J.S.A. 54:4-67 permits the Governing Body of each municipality to fix the rate of interest to be charged for the non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes and assessments provided by law; and

**WHEREAS**, N.J.S.A. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500 of the delinquency and 18% per annum on any amount in excess of \$1,500 and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000 on properties that fail to pay the delinquency prior to the end of the fiscal year; and

**WHEREAS**, N.J.S.A. 40A:14b-41 permits the rate of interest for delinquent charges or payments on the Sewer Utility be 1 ½% per month on any amount provided, however, that a grace period of 10 calendar days from the due date is hereby granted

and provided further, that if such installment is not made within 10 days of the due date then interest shall be charged from the original due date; and

**WHEREAS**, “delinquency” means the sum of all taxes and other municipal charges due on a given parcel of property covering any number of quarters or years.

**NOW THEREFORE BE IT RESOLVED** of the following:

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500 of taxes and assessments becoming delinquent after the due date and 18% per annum on any amount of taxes and assessments in excess of \$1,500 of taxes becoming delinquent after the due date and if a delinquency is in excess of \$10,000 and remains in arrears beyond June 30, and additional penalty of 6% shall be charged against the delinquency.
2. Effective January 1, 2022 there will be a ten (10) day grace period for quarterly tax, sewer and annual assessment payments made by cash, check, money order, credit card or debit card.
3. Any payments not made in accordance with Paragraph 2 of this resolution shall be charged interest from the due date as set forth in Paragraph 1 of this resolution.

In the event that a service charge of any municipal authority with regard to any parcel of real property shall not be paid as and when due, interest shall accrue and be due to the municipal authority on the unpaid balance at a rate of 18% per annum until such service charge, and the interest thereon, shall be fully paid to the municipal authority.

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

- Amy Antonides, Municipal Clerk
- Kim Clifford, Tax Collector

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

**RESOLUTION #22-27  
ESTABLISHING THE BOROUGH COUNCIL MEETING DATES FOR 2022**

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

the following dates are hereby approved as 2022 meeting dates for the Mayor and Council:

<u>Agenda Meeting</u>	<u>Public Meeting</u>
(Reorganization) January 3, 2022 7:00 p.m.*	January 3, 2022 – 7:00 p.m. *Senior Center
January 24, 2022	January 24, 2022
February 7, 2022	February 7, 2022
February 22, 2022	February 22, 2022 – Due to Presidents Day on 21st
March 7, 2022	March 7, 2022
March 21, 2022	March 21, 2022
April 4, 2022	April 4, 2022
April 18, 2022	April 18, 2022
May 2, 2022	May 2, 2022
May 16, 2022	May 16, 2022
June 6, 2022	June 6, 2022
June 20, 2022	June 20, 2022
July 11, 2022	July 11, 2022
August 15, 2022	August 15, 2022
September 6, 2022	September 6, 2022 – Due to Labor Day on 5th
September 19, 2022	September 19, 2022
October 3, 2022	October 3, 2022
October 17, 2022	October 17, 2022

November 10, 2022 \*Thursday  
 November 21, 2022  
 December 5, 2022  
 December 19, 2022

November 10, 2022 \*Thursday  
 November 21, 2022  
 December 5, 2022  
 December 19, 2022

All Agenda Meetings begin at 7:00pm followed immediately by the Public Meeting, unless otherwise noted. Any changes to the aforementioned schedule shall be posted on the Borough bulletin board and website and transmitted to the official newspaper. All meetings of the Governing Body are held in accordance with the New Jersey Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) Action may be taken at all aforementioned meetings of the Mayor and Council. Please be advised that the Mayor & Council of the Borough of South Plainfield will hold all their regularly scheduled meetings, until further notice, as a hybrid of both virtual and in-person sessions at Borough Hall located at 2480 Plainfield Avenue, South Plainfield, NJ. Pursuant to the provisions of N.J.S.A. 10:4-8(b), these meetings will also be held by means of the use of electronic communications equipment due to the COVID-19 pandemic. The Borough is using this format in an effort to mitigate the chance of exposure to COVID-19 as part of the Borough's ongoing effort to slow the rate of transmission.

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

**RESOLUTION 22-28  
 ESTABLISHING A CASH MANAGEMENT PLAN AND NAMING  
 OFFICIAL CASH DEPOSITORIES**

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk

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

**RESOLUTION # 22-29  
 AUTHORIZING THE MAYOR, ADMINISTRATOR AND/OR MUNICIPAL CLERK TO BE THE OFFICIAL  
 SIGNER ON ALL BOROUGH DOCUMENTS**

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

the Mayor is hereby authorized to sign and execute all Borough documents inclusive of all documents pertaining to the Department of Environmental Protection on behalf of the Borough; and

the Municipal Clerk and or Borough Administrator is hereby authorized to co-sign and execute all Borough documents if a secondary and/or third signature is required.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Mayor Anesh

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

**RESOLUTION # 22-30**

**AUTHORIZING THE MUNICIPAL CLERK TO ADMINISTER ALL MOTOR VEHICLE SALE, AMUSEMENT, LAUNDROMAT, JUNKYARD, WRECKERS, CLOTHING BIN, AND LIMOUSINE PERMITS FOR THE LICENSE YEAR 2022/2023**

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

the Municipal Clerk is hereby authorized to administer, sign and execute all motor vehicle sale, amusement, amusement, laundromat, junkyard, wreckers, clothing bin, and limousine permits and licenses for the year 2022/2023 contingent that applicants have met all State and Borough requirements and all fees have been paid.

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

- Amy Antonides, Municipal Clerk
- Janette Bonnell, Secretary to Municipal Clerk

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

**RESOLUTION 2022-31**

**AUTHORIZING PRACTICES AND PROCEDURES FOR BOROUGH OFFICIALS OF THE BOROUGH OF SOUTH PLAINFIELD IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

**WHEREAS**, certain practices and procedures have been followed by the Borough for over ten years, and no record of codification or authorization for such practices can be found; and

**WHEREAS**, such practices are reasonable and appropriate, and should be continued;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey as follows:

1. The Mayor, each Councilperson and each department head attending the annual League of Municipalities Convention shall be entitled to an allowance of \$350.00 for expenses for attending such convention and the Mayor shall be allotted an additional \$350.00 to attend the NJLM Conference of Mayors Convention;
2. The members of the Governing Body shall receive a quarterly revenue allowance as follows: Mayor \$2,000.00, Council President \$1,750.00 and Council Person \$1,500.00. Payment for said allowance shall continue to be made on a quarterly basis.
3. The Borough Administrator, Chief Financial Officer, Borough Clerk, and any other employee of the Borough holding a professional license shall be permitted a monetary allowance to attend professional conferences, seminars or conventions related to their job functions. The Borough Administrator will determine the amount of allowance, and entitlement to such allowance and shall be based upon approval being granted by the Administrator

for attendance at such conference, seminar or convention prior to attendance at same. Consideration may be made for other Borough officials and employees to be granted an allowance for attendance at conferences, seminars and conventions on a case-by-case basis at the discretion of the Borough Administrator;

4. The Borough Clerk shall receive one compensatory day for every election worked by the Borough Clerk;

5. The Borough Clerk shall receive one compensatory day for each reorganization meeting attended by the Clerk when such meeting is held on either January 1 or a Saturday or Sunday;

6. The Borough shall pay for all continuing education requirements for all officials and employees holding professional licenses conditioned upon the Borough Administrator approving attendance at such class prior to attendance by the official or employee; and

7. All managerial staff of the Borough who are not members of a union shall receive the same benefits as received by employees under the Professional Manager's Contract.

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

**RESOLUTION # 22-32  
AUTHORIZING THE APPROVAL OF BLOCK PARTY REQUESTS FOR THE 2022 CALENDAR YEAR  
CONTINGENT UPON APPLICANTS HAVING OBTAINED APPROVALS FROM THE POLICE, FIRE, RESCUE,  
AND DPW DEPARTMENTS**

**BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that formal applications requesting Block Parties for the calendar year 2022 shall be approved contingent upon the following conditions:

1. Formal application is submitted to the Municipal Clerk's Office at least 30 days prior to the anticipated Block Party date.
2. Formal application is approved by the South Plainfield Police, Fire, Rescue, and DPW Departments.
3. Block Parties in the vicinity of the Municipal Recycling Center are not to be held during the same hours of operation of the Municipal Recycling Center.
4. Applicants shall abide by any and all regulations, policies and Municipal Code of the Borough of South Plainfield.

**BE IT RESOLVED** that Block Parties may be denied if a municipal event or any other event is taking place in the vicinity of the Block Party that could cause disruption of said event or problematic traffic/safety conditions; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk is authorized to deny any requests for a Block Party should the applicant not meet the aforementioned conditions for approval or should the Governing Body of the Borough of South Plainfield instruct the Municipal Clerk to do so; and

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

- Amy Antonides, Municipal Clerk
- Janette Bonnell, Secretary to Municipal Clerk
- Andrew Nguyen, Assistant to Municipal Clerk
- Police Department - Chief
- Police Traffic Safety
- Fire Department
- Rescue Squad
- Department of Public Works

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

**RESOLUTION # 22-33**

**AUTHORIZING APPROVAL TO WAIVE CERTAIN PERMIT FEES FOR THE 2022 CALENDAR YEAR FOR CERTAIN SOUTH PLAINFIELD MUNICIPAL OR CHARITABLE ORGANIZATIONS**

**BE IT RESOLVED** that the Mayor and Governing Body of the Borough of South Plainfield hereby authorize the waiver of municipal fire and/or construction department permit fees for the 2022 calendar year for the following municipal departments, and/or South Plainfield charitable organizations for their annual or routine events or projects, any cost or project whose projected value is in excess of \$100,000 shall be responsible for paying 20% of fire and construction department fees:

- |  |  |
|--|--|
| <b>New Jersey EPA</b>                      | for Superfund Site(s) within the Borough of South Plainfield   |
| <b>Cultural Arts Committee</b>             | Annual Talent Showcase   |
| <b>Borough of South Plainfield</b>         | All Municipal Buildings and Departments (i.e.: Municipal Building, DPW, Recreation Building, Senior Center, Fire Department, EMS, OEM, Community Pool) for any permits needed for repairs and maintenance. For permits necessary for the annual Labor Day Parade and Labor Day Fireworks. For annual breakfast with Santa at the Senior Center and/or any other event. |
| <b>Our Lady of Czestochowa</b>             | for annual Feast of St. Anthony, 50/50's and Raffles   |
| <b>SPHS PTA</b>                            | for annual Project Graduation Auction  |
| <b>SP Volunteer Fire Company</b>           | Oldie Night Concert  |
| <b>Borough of South Plainfield Schools</b> | for any permits needed for repairs and maintenance to the schools. Also, for any permits needed for participation in the annual Labor Day festivities. Pre-Thanksgiving Football Game Bonfire at the High School. School band competitions at the High School. For any fire permits needed for school or PTO events.   |
| <b>St. Stephens Orthodox Church</b>        | for annual International Festival, and fire permits  |
| <b>SP Summer Drama Workshop</b>            | for annual play performed usually in August  |
| <b>SP Athletic Booster Club</b>            | for installation of Sign Located at Middle School or for any repairs or maintenance for South Plainfield School related purposes   |
| <b>SP Knights of Columbus</b>              | for annual Trivia Night held at Senior Center  |
| <b>Future Stars</b>                        | for Movie Night at Roosevelt School  |
| <b>SP Exempt Fireman's Assoc.</b>          | for any permits needed for repairs and maintenance to Fire Department  |
| <b>Sacred Heart Church</b>                 | for annual Christmas Concert Events  |
| <b>Holy Savior Academy Inc.</b>            | All Raffles, 50/50's   |
| <b>SP Elks Lodge #2298</b>                 | for annual Hoop Shot at Grant School   |

<b>SP Lion's Club</b>	for annual Dinner with Santa at Senior Center, annual breakfasts
<b>SP Elks</b>	for annual Instant Calendar Raffle Permit and any other games of chance for the calendar year
<b>Italian American Progressive</b>	for annual Instant Calendar Raffle Permit
<b>American Legion</b>	for annual Instant Calendar Raffle Permit and for annual picnic and any other games of chance for the calendar year
<b>All SP Charitable Organizations</b>	for specifically the annual Labor Day Parade festivities
<b>All SP Churches</b>	for repairs and maintenance to Church buildings
<b>SP Business Association</b>	for annual Taste of South Plainfield Event
<b>VFW</b>	for all games of chance for the calendar year
<b>FIRE PERMIT FEES</b>	for all South Plainfield Charitable Organizations
<b>SPPA (Ponytail Association)</b>	for annual Beefsteak Fundraiser
<b>SP Clubs/Civic/Charitable/Educational organizations</b>	for applicable construction or fire fees for repairs to buildings they own (example: Elks, American Legion, and Knights of Columbus etc.)
<b>County of Middlesex</b>	for all applicable construction related permit fees EXCEPT for sanitary sewer fees or anything COAH related

**BE IT RESOLVED** that other requests for permit waivers that are not mentioned on the aforementioned listing shall be considered by separate Resolution by the Mayor and Governing Body of the Borough of South Plainfield upon receiving written application submitted to the Municipal Clerk's office at least 30 calendar days before event; and

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

- Amy Antonides, Municipal Clerk
- Janette Bonnell, Secretary to Municipal Clerk
- All Building Inspectors and personnel
- Fire Official

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

**RESOLUTION 22-34  
AUTHORIZING THE APPOINTMENT OF DOCTORS EXPRESS URGENT CARE OF SOUTH PLAINFIELD AS  
THE BOROUGH PHYSICIAN FOR THE  
2022 CALENDAR YEAR**

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

***DOCTORS EXPRESS URGENT CARE OF SOUTH PLAINFIELD***

is hereby appointed as the official Borough Physician for the 2022 calendar year.

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

**RESOLUTION # 22-35**

**AUTHORIZING THE MUNICIPAL CLERK TO ADMINISTER ALL GAMES OF CHANCE LICENSES FOR THE YEAR 2022**

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

the Municipal Clerk is hereby authorized to administer, sign and execute all Games of Chance Licenses for the year 2022 contingent that applicants have met all State and Borough requirements and all fees have been paid.

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

- Amy Antonides, Municipal Clerk
- Janette Bonnell, Secretary to Municipal Clerk

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

**RESOLUTION # 22-36**

**AUTHORIZING THE USE OF VARIOUS COOPERATIVES IN THE STATE OF NEW JERSEY**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, THAT** the CFO and/or Purchasing Agent is hereby authorized to utilize the various cooperatives throughout the State of New Jersey for the 2022 year, such as, but not limited to; the Somerset County Cooperative, Passaic Valley Cooperative, ESCNJ Cooperative, and all Middlesex County Cooperatives; and

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- NJ Treasury Department
- Len Miller, DPW Superintendent

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

**RESOLUTION # 22-37**

**AUTHORIZING THIRD PARTY PAYROLL DISBURSEMENTS AND APPOINTING A PAYROLL APPROVAL OFFICER**

**WHEREAS**, N.J.A.C. 5:30-1, ENTITLED “Electronic Disbursement Controls for Payroll Purposes,” sets forth standards for local governments to follow when contracting with an organization to make disbursements on behalf of the local unit, as permitted by N.J.S.A. 52:27D-20.1; and

**WHEREAS**, the Borough Council of the Borough of South Plainfield must formally approve a payroll service provider access to Borough funds, assign responsibility to an official to oversee the process, and enact policies regulating payroll disbursements by payroll service providers;

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield, in the County of Middlesex, State of New Jersey as follows:

1. ADP, Inc. is authorized to prepare any necessary payment documentation and make payroll and payroll agency disbursements on behalf of the Borough by executing such disbursements from the Borough’s designated bank accounts, or by taking possession of Borough funds to make such disbursements and to hold those funds pending transmittal.
2. ADP, Inc. shall use its own customized programming process to execute disbursements for the Borough.
3. The Chief Financial Officer is hereby appointed the approval officer and shall be responsible for authorizing and supervising the activities of the payroll service with respect to the disbursement of Borough funds, and shall further be charged with the reconciliation and analysis of all Borough general ledger accounts affected by the activities of the disbursing organization.
4. ADP Inc. shall be required to report any irregularities that may indicate potential fraud, noncompliance with appropriate laws, dishonesty or gross incompetence on the part of any approval officer.
5. ADP Inc. shall report circumstances that could jeopardize its ability to continue operations or otherwise interrupt the service provided to the Borough.
6. ADP Inc. shall comply with the requirements of N.J.A.C. 5:30-17.5 by providing documentation on an annual basis that ADP, Inc. has its own internal controls and appropriately safeguards against theft and other adverse conditions.

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

**RESOLUTION # 22-38  
AUTHORIZING CUSTODIANS OF PETTY CASH AND CHANGE FUNDS  
FOR THE 2022 YEAR**

**WHEREAS**, in accordance with N.J.S.A. 40:5-21, the Borough of South Plainfield has the following employees as custodians of the “petty cash” funds:

Patricia Olano	Office on Aging	\$200.00 \$1,000.00 bonded
James Parker	Police Department	\$300.00 No bond
Leonard Miller or Kistina Nieradka	Public Works	\$300.00 No bond
Glenn F. Cullen	Finance Officer	\$200.00 \$1,000.00 bonded

**WHEREAS**, the Borough Council of the Borough of South Plainfield hereby authorize the following offices to have a “change funds” as follows:

Amy Antonides	Municipal Clerk/Registrar	\$200.00 No bond
Yolanda Diaz	Court Administrator	\$150.00 No bond
Kim Clifford	Tax Collector	\$450.00 No bond
John Abbruzzese	Code Enforcement Officer	\$100.00 No bond
James Parker	Police Chief	\$ 50.00 No bond
Joseph Abbruzzese	Fire Official	\$ 50.00 No bond

**NOW THEREFORE BE IT FURTHER RESOLVED** by the Borough Council of the Borough of South Plainfield, County of Middlesex that the aforementioned authorization is hereby granted and that a copy of this Resolution be forwarded to the following:

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Division of Local Government Services (2 copies)

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

**RESOLUTION 22-39**

**AUTHORIZING A SOLE SOURCE PROVIDER CONTRACT PURSUANT TO N.J.S.A.40A:11-5(1)(DD) FOR 2022 PROPRIETARY SOFTWARE MAINTENANCE WITH EDMUNDS & ASSOCIATES, INC. IN AN AMOUNT NOT TO EXCEED \$23,561.25**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes a sole source provider contract purchase pursuant to N.J.S.A. 40A:11-5(1)(dd) for 2022 proprietary software maintenance with Edmunds & Associates, Inc. in an amount not to exceed \$23,561.25.

**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 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga	x		X				
Councilwoman Mott			X				
Councilman Smith			X				
Councilman White			X				
Councilman Wolak		x	X				
Council President Faustini			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 2022-40**

**AUTHORIZING THE TAX ASSESSOR TO FILE AND SETTLE TAX APPEALS AT THE COUNTY TAX BOARD.**

**WHEREAS**, in order to revise and correct assessments, from time to time, there is and has been a need for the Borough Tax Assessor, with the assistance of the Borough Special Tax Counsel to file tax appeals and settle those appeals at the County Tax Board; and

**WHEREAS**, the Borough Council has consulted with the Borough Attorney, and has reviewed the recommendations of the Borough Tax Assessor, that the filing of appeals and settlements for the 2022 tax year with the County Tax Board to revise and correct assessments, are in the best interests of the Borough of South Plainfield; and

**WHEREAS**, the Borough Council has authorized the filing of tax appeals and the settlement of those appeals at the County Tax Board by the Borough Special Tax Counsel in consultation with the Borough Tax Assessor, and reaffirms and ratifies those petitions of appeal and settlements made to date;

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

1. The Borough Special Tax Counsel is hereby authorized to file petitions of tax appeals for the 2022 tax year with the Middlesex County Tax Board, and settle those appeals, all in consultation with the Borough Tax Assessor; and

2. The filing of appeals and settlements to date are hereby reaffirmed and ratified by this Resolution.

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

**RESOLUTION 22-41**

**TITLE: RESOLUTION AUTHORIZING THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY THROUGH THE SOUTH PLAINFIELD POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE 1033 PROGRAM TO ENABLE THE SOUTH PLAINFIELD POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

**WHEREAS**, the United State Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program the Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies; and

**WHEREAS**, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting law enforcement agency; and

**WHEREAS**, participation in the 1033 Program allows municipal and county law enforcement agencies to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

**WHEREAS**, although property is provided through the 1033 Program at no cost to municipal and county law enforcement agencies, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

**WHEREAS**, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

**NOW THEREFORE BE IT RESOLVED** by the **Governing Body** of the **Borough of South Plainfield** that the **South Plainfield Police Department** is hereby authorized to enroll in the 1033 Program for a one-year period from January 1, 2022 to December 31, 2022; and

**NOW THEREFORE BE IT RESOLVED** that **South Plainfield Police Department** is hereby authorized to acquire items of non-controlled property designated “DEMIL A,” which may include: office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the **South Plainfield Police Department**, without restriction; and

**NOW THEREFORE BE IT RESOLVED** that the **South Plainfield Police Department** is hereby authorized to acquire the following “DEMIL B through Q” property, if it shall become available in the period of time for which this resolution authorizes: **(1) Up-armored HMMWV, deep water fording kits, (1) 7-Ton truck, (1) MRAP, (40) 5.56 millimeter rifles (10) shotguns, ammunition for 5.56 and shotgun, Personnel protective equipment-body armor, plates, helmets, night vision, all components and parts and (1) Command and Control vehicle, Storage containers, see also attached list;** and

**BE IT FURTHER RESOLVED** that the *Chief of South Plainfield Police Department* shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

**BE IT FURTHER RESOLVED** that the *South Plainfield Police Department* shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; and requests to acquire “DEMIL B through Q” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes, with Program participation and all property request authorization terminating on December 31 of the current calendar year from January 1, 2022 to December 31, 2022.

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

**RESOLUTION 22-42  
AUTHORIZING THE TEAMSTERS LOCAL UNION NO. 469 TO UTILIZE  
THE SOMERSET COUNTY COOPERATIVE FOR THE PURCHASE  
OF UNIFORMS THROUGH FLEMINGTON DEPARTMENT STORE  
LOCATED IN FLEMINGTON, NJ**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the Teamsters Local Union No. 469 to utilize the Somerset County cooperative for the purchase of uniforms through Flemington Department Store, located at 151 Rt. 31, Flemington, NJ 08822 under Contract #CC-0004-18 bid #2-SOCCP; and

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- Len Miller, DPW Superintendent

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

**RESOLUTION 22-43  
AUTHORIZING THE PRE-PAYMENT OF CERTAIN ITEMS**

WHEREAS, Borough of South Plainfield has budgeted funds for 2022 for payment of utilities, payroll, debt service, misc. governmental fees, and insurance, and for the printing and mailing costs of the Borough; and

WHEREAS, the payment of these items frequently arrives out of time for placement on the next available bills list, and in several months of the year the Governing Body does not meet for a period of a few weeks, thereby inadvertently placing these bills and mailings in arrears because of the schedule of meetings.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South Plainfield that the Chief Financial Officer be and is hereby authorized to make pre-payment of the following fixed items prior to the same appearing on the Borough Council meeting bills list, such funds to be taken from the pre-budgeted amount for each such expense for 2022:

1. Utilities (electric, gas, water, sewer, cable and telephone);

2. Payroll;
3. Debt services, as evidenced by pre-existing bonds and notes;
4. Health, dental and other insurance premiums;
5. Federal, state, county fees and taxes; and
6. Misc. Governmental Fees and Invoices
7. Postage for tax bills, newsletters, and other Township mailings.

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

**RESOLUTION 22-44  
REGARDING MEMBERSHIP IN THE SOMERSET COUNTY  
JOINT INSURANCE FUND**

**WHEREAS**, the Somerset County Joint Insurance Fund (“Fund”) is a joint insurance fund formed pursuant to N.J.S.A. 40A:10-36, et seq., and the administrative regulations promulgated pursuant thereto; and

**WHEREAS**, the Fund provides insurance coverage to its participating members consistent with its Bylaws, Risk Management Plan, and the statutes and administrative regulations governing local unit insurance funds; and

**WHEREAS**, the statutes governing the creation and operation of joint insurance funds contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a fund; and

**WHEREAS**, the Fund’s Bylaws and Risk Management Plan have been reviewed and approved by the New Jersey Department of Banking and Insurance and the Department of Community Affairs; and

**WHEREAS**, the Borough of South Plainfield (hereinafter referred to as “Local Unit:”) has determined that membership in the Fund is in its best interest and on December 20, 2021 adopted a Resolution authorizing membership in the Fund; and

**WHEREAS**, the Local Unit has never defaulted on claims if self-insured and has not been canceled for non-payment of insurance premiums for two (2) years prior to this Resolution; and

**WHEREAS**, the Local Unit agrees to be a member of the Fund for a period of three (3) years effective upon approval of the Fund, said membership to terminate on December 31, 2024 at 12:01 a.m. Standard Time;

**NOW, THEREFORE, BE IT RESOLVED** on this 3<sup>rd</sup> day of January, 2022 that the Borough of South Plainfield, County of Middlesex, State of New Jersey does hereby resolve and agree to become a member in the Somerset County Joint Insurance Fund for the purpose of obtaining all types of coverage offered by the Fund effective January 1, 2022.

- a. Commercial General Liability Insurance, including Law Enforcement Liability & Emergency Responder Liability; Employee Benefits Liability
- b. Automobile Liability Insurance
- c. Workers’ Compensation and Employer’s Liability
- d. Property, Inland Marine, Mobile Equipment, Boiler & Machinery, and Automobile Physical Damage (specified and scheduled vehicles)
- e. Educator’s Legal Liability or Public Entity Liability & Employment Practices Liability
- f. Non-Owned Aircraft Liability (specified & scheduled drones)

- g. Crime Coverage
- h. Pollution Coverage
- i. Student Blanket and Educator's Medical Professional Liability, if applicable

**BE IT FURTHER RESOLVED** that Local Unit is authorized and directed to execute any and all written agreements necessary for membership in the Fund, including, but not limited to the Indemnity and Trust Agreement, in order to implement membership by the Local Unit in the Fund according to its Bylaws and the statutes and regulations governing joint insurance funds.

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

**RESOLUTION 22-45  
AUTHORIZING THE PROMOTIONS OF POLICE OFFICERS  
WITH AN ANNUAL SALARY PURSUANT TO THE  
SALARY ORDINANCE AND/OR LOCAL CONTRACT**

**BE IT RESOLVED** by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, at the Police Chief's recommendation that it hereby confirms the promotion of the following Police Officers at a salary pursuant to ordinance and/or PBA Contract:

- Sgt. Shaun Clifford: promoted to Lieutenant, effective January 1, 2022.
- Patrolman Michael Molinaro: promoted to Sergeant, effective January 1, 2022.
- Patrolman Justin Melanson: promoted to Sergeant, effective January 1, 2022.

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

- Glenn Cullen, CFO
- Amy Antonides, Municipal Clerk
- James Parker, Chief of Police
- Anne Daley, Benefits
- Carmela Miller, Payroll
- John Abbruzzese, IT

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

**RESOLUTION 22-46  
AUTHORIZING THE BOROUGH OF SOUTH PLAINFIELD TO PARTICIPATE  
IN NATIONWIDE SETTLEMENT AGREEMENTS WITH  
JOHNSON & JOHNSON, McKESSON, CARDINAL HEALTH, AND  
AMERISOURCEBERGEN TO RESOLVE CLAIMS INVOLVING THEIR ROLES  
IN THE COUNTRY'S OPIOID CRISIS**

**WHEREAS**, the ongoing opioid crisis in America has had a devastating effect on individuals and communities, including here in the Borough of South Plainfield; and

**WHEREAS**, the Borough is a party to a class action lawsuit filed by state, local and tribal governments, hospitals, individuals and insurers seeking damages against opioid manufacturers, distributors and retailers in *In re National Opiate Litigation*, Case No. 17-md-02804, MDL No. 2804, in the District Court for the Northern District of Ohio; and

**WHEREAS**, on August 20, 2021, Acting Attorney General Andrew J. Bruck announced that New Jersey intends to joint nationwide settlement agreements with New Jersey based pharmaceutical company Johnson & Johnson and the United States' three largest pharmaceutical distributors, McKesson, Cardinal Health, and AmerisourceBergen, to resolve claims involving their roles in fomenting the country's opioid crisis; and

**WHEREAS**, participation in the nationwide settlements will not only hold the companies financially accountable by requiring payments as much as \$26 billion, the settlements will provide funding to support programs that address the opioid epidemic in New Jersey and across the country, and will require significant changes in the pharmaceutical industry aimed at preventing similar crises in the future; and

**WHEREAS**, the proposed settlements provide:

"the Distributors to pay up to \$21 billion over 18 years and Janssen to pay up to \$5 billion over no more than 9 years, for a total of \$26 billion (the "Settlement Amount"). Of the Settlement Amount, approximately \$22.7 billion is earmarked for use by participating states and subdivisions to remediate and abate the impacts of the opioid crisis. The Settlements also contain injunctive relief provisions governing the opioid marketing, sale and distribution practices at the heart of the states' and subdivisions' lawsuits and further require the Distributors to implement additional safeguards to prevent diversion of prescription opioids;" and

**WHEREAS**, participation by a significant number of state, county and municipal governments nationwide must agree to the proposed terms in order for the settlements to take effect; and;

**WHEREAS**, provided enough states opt to participate in the settlements, their subdivisions will have through January 26, 2022 to join; and

**WHEREAS**, the Borough's share in the settlement funds will ultimately depend on the number of counties and municipalities that opt in, population of each participating county and municipality, and effects of the opioid epidemic on each participating community; and

**WHEREAS**, it is in the best interests of the Borough and its residents to participate and join in the settlement agreements in order to hold these companies financially accountable for the ongoing opioid crisis and to implement the necessary changes to prevent such a crisis from happening again in the near future.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the Borough Administrator is authorized to sign any documents necessary in order to join the settlement agreements with Johnson & Johnson, McKesson, Cardinal Health and AmerisourceBergen to resolve the claims involving their participation in the opioid crisis.

**BE IT FURTHER RESOLVED** that upon effectuation of the settlement agreement, the Borough of South Plainfield agrees to dismiss its claims against the settling parties.

**BE IT FURTHER RESOLVED** that the Clerk of the Borough shall forward a copy of this Resolution to the Office of the Attorney General of New Jersey.

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

**PUBLIC COMMENTS** – Mayor Anesh opened the floor for public comments.

Debbie Boyle of Van Fleet congratulated all the reelected Council members and wished everyone a Happy New Year.

**Mayor Anesh welcomed any comments from Council:**

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Councilman Wolak congratulated all the officers promoted this evening.

Councilman Smith congratulated all those appointed this evening, with a special note of appreciation to all those who volunteer and concluded by wishing everyone a Happy New Year.

Councilwoman Mott congratulated Councilmen Wolak and Bengivenga saying she couldn't be more proud to work with them and then went on to wish everyone a Happy New Year.

Councilman White congratulated Councilmen Wolak, Bengivenga and Council President Faustini and went on to wish everyone a safe and prosperous New Year.

Councilman Bengivenga congratulated the officers promoted tonight as well as Councilman Wolak and Council President Faustini.

Council President Faustini congratulated Councilmen Wolak and Bengivenga saying she has learned a lot from both of them and then went on to thank all the residents who volunteer their time for the Borough.

Mayor Anesh advised that there are 273 new cases reported over the past four days for a total of 4249 cases in South Plainfield. Mayor Anesh reminded everyone to remain diligent, wear a mask and social distance and concluded by wishing everyone a healthy and happy New Year.

With no further comments made, Mayor Anesh closed the floor.

With no further business of Council, Councilman White called for a motion to adjourn the meeting at 7:37 p.m., seconded by Councilman Bengivenga unanimously carried.

Submitted By:

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Amy Antonides, RMC/CMC/CMR  
Municipal Clerk