

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
APRIL 4, 2022 7:11 P.M.
PUBLIC MEETING**

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

CALL TO ORDER: Mayor Anesh called the meeting to order at 7:11 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 hybrid 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:

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

Flag Salute: was led by Mayor Anesh and Council President Faustini led the invocation and called for a brief moment of silence in remembrance of Katherine Dean.

Mayor Anesh again reviewed some basic rules for conducting the hybrid 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.

Public Comment: Mayor Anesh opened the floor for public comment on agenda items only. Mayor Anesh also awaited virtual hand raises; he then unmuted all microphones. With no comments from the public in-person and virtual, Mayor Anesh closed the floor.

Authorizing the Approval of Council Minutes:

- March 21, 2022 – Agenda Meeting
- March 21, 2022 - Public Meeting
- March 21, 2022 – Executive Session

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

Proclamations: Mayor Anesh read all the below proclamations in full:

- Autism Awareness Month – Linda Hansen accepted the proclamation on behalf of C-Pak.
- Child Abuse Month – Debbie Boyle accepted the proclamation on behalf of Suburban Women’s Club
- National Library Week – Linda Hansen and Library Trustees accepted the proclamation.
- Volunteer Little Clean-Up Week – Debbie Boyle accepted the proclamation.

The below ordinance 2225 was and read by title by Clerk Antonides on the second reading. Mayor Anesh opened the floor for public hearing. There were no comments from the public or the Borough Council. Mayor Anesh closed the floor.

ORDINANCE 2225

AN ORDINANCE AMENDING ORDINANCE 2157 THAT PROVIDES FOR THE COMPENSATION OF PART-TIME EMPLOYEES FOR THE BOROUGH OF SOUTH PLAINFIELD FOR THE YEARS 2019 THROUGH 2023

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

SECTION 1: The rates of compensation for each part-time employee of the Borough of South Plainfield shall be on an hourly basis as follows. Such rates of pay shall be effective on 4/4/2022 unless otherwise noted.

PART-TIME EMPLOYEES:

Position	2019	2020	2021	2022	2023
Clerk Typist	\$13.50	\$13.75	\$14.00	\$14.25	\$14.50
Finance Clerk	\$13.75	\$14.00	\$14.25	\$14.50	\$14.75
Groundskeeper Level I	\$13.00	\$13.25	\$13.50	\$13.75	\$14.00
Groundskeeper Level II	\$14.25	\$14.50	\$14.75	\$15.00	\$15.25
DPW Summer Help	\$13.50	\$13.75	\$14.00	\$14.25	\$14.50
DPW Part Time Level I	\$13.75	\$14.00	\$14.25	\$14.50	\$14.75
DPW Part Time Level II	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50
PT Building-Electrical Inspector - Sub Code	\$41.00	\$41.75	\$42.50	\$43.25	\$44.00
PT Plumbing Inspector- Sub Code/Building Inspector	\$37.50	\$38.25	\$39.00	\$40.00-\$60.00	\$41.00-\$61.50
Public Safety Telecommunicator Training Phase	\$21.00	\$21.50	\$22.00	\$22.50	\$23.00
Public Safety Telecommunicator Upon Completion of Training	\$29.50	\$30.00	\$30.50	\$31.00	\$31.50
PT Interim Recreation Director	\$37.50	\$38.00	\$38.50	\$39.00	\$39.50
Recreation Attendent I	\$13.50	\$13.75	\$14.00	\$14.25	\$14.50
Recreation Attendent II**	\$15.25	\$15.50	\$15.75	\$16.00	\$16.25
Recreation Attendent III ***	\$17.00	\$17.25	\$17.50	\$17.75	\$18.00
Recreation Attendent IV ****	\$18.25	\$18.50	\$18.75	\$19.00	\$19.25
Clean Neighborhood Program Aid*	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50
Recreation Leader	\$20.00-\$30.00	\$20.50-\$30.50	\$21.00-\$31.00	\$21.50-\$31.50	\$22.00-\$32.00

**after 10 years of service as attendant I

*Effective 1/1/19

***after 5 years of service as attendant II

****after 5 years of service as attendant III

SECTION 2. INCONSISTENCY - all ordinance or parts in consistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. EFFECTIVE DATE - This ordinance shall become effective after publication in accordance with the laws of New Jersey.

COUNCIL	MOTION	2 ND	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							

The below ordinance 2226 was and read by title by Clerk Antonides on the second reading. Mayor Anesh opened the floor for public hearing. There were no comments from the public or the Borough Council. Mayor Anesh closed the floor.

BOND ORDINANCE #2226

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$1,454,100 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$982,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of South Plainfield, in the County of Middlesex, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,454,100, including a grant in the amount of \$417,100 from the State of New Jersey Department of Transportation for the purpose in Section 3(e)(1) (the "State Grant"), including \$600,000 which supplements the \$1,029,000 appropriation in Bond Ordinance #2204, finally adopted May 17, 2021, and further including the aggregate sum of \$55,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and the State Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$982,000 pursuant to the Local Bond Law, including \$570,000 which supplements the \$980,000 bonds and notes authorized in Bond Ordinance #2204, finally adopted May 17, 2021. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

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

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
<p>a) <u>Computer Department</u> The acquisition and installation of switches, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.</p>	\$40,000	\$38,000	5 years
<p>b) <u>Recycling Department</u> The acquisition and installation of fencing, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.</p>	\$8,000	\$7,600	15 years
<p>c) <u>Police Department</u> The acquisition of sport utility vehicles, including all related costs and expenditures incidental thereto.</p>	\$240,000	\$228,000	5 years
<p>d) <u>Borough Department</u> The acquisition of a sport utility vehicle, including all related costs and expenditures incidental thereto.</p>	\$30,000	\$28,500	5 years
<p>e) <u>Public Works Department</u> 1) Improvements to New Market Avenue, including, but not limited to, milling and</p>	\$466,000	\$43,800	10 years

<p>paving and further including all work and materials necessary therefor and incidental thereto.</p> <p>2) The acquisition of equipment, including, but not limited to, a dumpster, a plow and a trailer and further including all related costs and expenditures incidental thereto.</p>	<p>(includes a grant in the amount of \$417,100 from the State of New Jersey Department of Transportation)</p> <p>\$70,100</p>	<p>\$66,100</p>	<p>15 years</p>
<p>3) Various road improvements, including resurfacing and repair of roads and repairs and installation of storm sewers in and on various roads, all as referenced on a list on file in the Office of the Clerk which list is amended from the road list in Bond Ordinance #2204, finally adopted May 17, 2021 and further including all work and materials necessary therefor and incidental thereto.</p>	<p><u>\$600,000</u> (this amount supplements the \$1,029,000 appropriation in Bond Ordinance #2204, finally adopted May 17, 2021)</p>	<p><u>\$570,000</u> (this amount supplements the \$980,000 bonds and notes authorized by Bond Ordinance #2204, finally adopted May 17, 2021)</p>	<p>10 years</p>
<p>Total</p>	<p><u>\$1,454,100</u></p>	<p><u>\$982,000</u></p>	

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such

bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

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

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 8.87 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$982,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$165,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

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

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or, if other than the State Grant referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

The below ordinance 2227 was and read by title by Clerk Antonides on the first reading. Mayor Anesh set the public hearing for April 18, 2022 at approximately 7 pm.

ORDINANCE 2227

A SEWER UTILITY CAPITAL ORDINANCE AUTHORIZING THE “CAPITAL IMPROVEMENTS TO THE NEW MARKET AVENUE & LOWDEN AVENUE PUMPING STATIONS DAMAGED BY IDA AT A COST OF \$65,000.00, IN THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

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

Section 1. The aforementioned assets be funded by Sewer Capital, Capital Improvement Fund.

Sewer Capital Improvement Fund **\$65,000.00**

Totals \$65,000.00

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

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

A. That the maximum estimated amount of money to be raised from all sources for the purposes stated in Section 1, hereof, is \$65,000.00.

B. That the cost for the improvements shall be paid by the Borough’s Sewer Utility Capital Improvement Fund \$65,000.00.

C. The estimated useful life of said improvements is hereby determined to be five (5) years.

Section 4. That the total amount of the appropriation to be expended for Architectural and inspection costs, legal costs, advertisement of ordinance and other expenses as provided in Section 48:2-20 of the Revised Statutes, is not to exceed \$5,000.00.

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

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

The below ordinance 2228 was and read by title by Clerk Antonides on the first reading. Mayor Anesh set the public hearing for April 18, 2022 at approximately 7 pm.

ORDINANCE 2228

AN ORDINANCE AMENDING ORDINANCE 2203 THAT PROVIDES FOR THE COMPENSATION OF EMPLOYEES OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEAR 2022 FOR PART TIME SEASONAL COMMUNITY POOL HELP

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

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

Pool Staff Rates		
2022		
Employee Type	Rate per Hour	Stipend for Summer
Pool Attendant (Non-Certified Staff)	\$12.00	
Lifeguard (Tier 1)	\$13.75	
Lifeguard (Tier 2)	\$14.25	
Lifeguard (Tier 3)	\$14.75	
Assistant Manager (Tier 1)	\$19.00	
Assistant Manager (Tier 2)	\$19.50	
Assistant Manager (Tier 3)	\$20.00	
Head Manager		\$15,000.00
Swim Team - Assistant Coach		\$2,350.00
Swim Team - Head Coach		\$5,700.00
Swim Instruction will pay an additional \$1.00/per hour from guard rate.		

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

SECTION 3. EFFECTIVE DATE – This ordinance shall become effective after publication in accordance with the law.

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

RESOLUTIONS

RESOLUTION 22-139

AUTHORIZING THE RELEASE OF PERFORMANCE BONDS POSTED BY JSM AT WEST END AVENUE, LLC FOR PUBLIC IMPROVEMENTS TO BLOCK 535, LOT 16.

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bond from JSM at West End Avenue, LLC for public improvements located in South Plainfield, known as Block 535, Lot 16; and

WHEREAS, the applicant requested release of the Performance Bond in October 2019, and submitted a Maintenance Bond in the amount of \$11,012.00, which Bond was approved by the Borough Engineer as to form and content; and

WHEREAS, all other conditions for the release of the Performance Bond were met, but JSM at West End Avenue, LLC did not comply with procedural requirements and the Performance Bond was never released by resolution of the Mayor and Council; and

WHEREAS, the project for which both the Performance Bond and Maintenance Bond were posted has been completed, and there have been no issues, and the Maintenance Bond has expired by its terms;

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 Clerk is hereby authorized to release the Performance Bond held for the public improvements located at the aforementioned block and lot, and any escrow funds held and remaining with the Borough may be released to JSM at West End Avenue, LLC.

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

**RESOLUTION 22-140
AUTHORIZING THE PURCHASE OF STOP SIGNS FROM GLENCO SUPPLY INC.
FOR THE DPW IN AN AMOUNT NOT TO EXCEED \$4,576.00**

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield that it hereby authorizes the Borough of South Plainfield, in the County of Middlesex, State of New Jersey to purchase stop signs from Glenco Supply Inc. for the DPW in an amount not to exceed \$4,576.00.

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

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

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

**RESOLUTION 22-141
AUTHORIZING THE NJ STATE CONTRACT SERVICES OF OCEAN COMPUTER GROUP
FOR A SONIC FIRE WALL SUPPORT FOR THE BOROUGH & POLICE
IN AN AMOUNT NOT TO EXCEED \$8,530.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract services of Ocean Computer Group for a sonic wall subscription in an amount not to exceed \$8,530.00 pursuant to state contract number 19-TELE-00656 & 89968, and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

RESOLUTION 22-142
AUTHORIZING THE NJ STATE CONTRACT SERVICES OF OCEAN COMPUTER GROUP
FOR ANTI-VIRUS SOFTWARE FOR 12 MONTHS
IN AN AMOUNT NOT TO EXCEED \$4,718.40

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract services of Ocean Computer Group for anti-virus software for 12 months in an amount not to exceed \$4,718.40 pursuant to state contract number 19-TELE-00656 & 89968, and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

RESOLUTION 22-143
AUTHORIZING THE NJ STATE CONTRACT SERVICES OF OCEAN COMPUTER GROUP
FOR PRO-SUPPORT FOR VIRTUAL MACHINES
IN AN AMOUNT NOT TO EXCEED \$8,466.19

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the state contract services of Ocean Computer Group for pro-support for virtual machines in an amount not to exceed \$8,466.19 pursuant to state contract number 19-TELE-00656 & 89968, and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. John Abbruzzese, IT

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

RESOLUTION 22-144
AUTHORIZING A 2022 TEMPORARY BUDGET AMENDMENT
OF \$2,000,000.00 IN THE CURRENT FUND

WHEREAS, N.J.S.A. 40a:4-19 Local Budget Act provides that where any contracts, commitments or payments are to be made prior to the final adoption of the budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is prior to the adoption of the FY 2022 Budget, and

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

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

CURRENT FUND			AMOUNT
2-01-20-140-000-225	Computer	O&E	25,000
2-01-20-145-000-101	Collection of Taxes	S&W	10,000
2-01-20-150-000-225	Assessing	O&E	5,000
2-01-23-210-000-661	Other Insurance	O&E	100,000
2-01-23-220-000-601	Health Insurance	O&E	575,000
2-01-23-220-000-621	Health Insurance	O&E	200,000
2-01-25-240-001-101	Police	S&W	300,000
2-01-25-240-001-102	Police	S&W	200,000
2-01-25-240-001-225	Police	O&E	25,000
2-01-25-250-000-102	911	S&W	75,000
2-01-25-265-002-101	Fire Official	S&W	35,000
2-01-26-290-002-101	Road Repairs & Maintenance	S&W	40,000
2-01-26-305-003-235	Recycling	O&E	200,000
2-01-26-310-000-101	Public Buildings & Grounds	S&W	30,000
2-01-26-310-000-445	Public Buildings & Grounds	O&E	10,000
2-01-27-330-001-235	Board of Health	O&E	50,000
2-01-28-370-001-101	Recreation	S&W	10,000
2-01-28-370-002-101	Office on Aging	S&W	10,000
2-01-43-490-000-101	Court	S&W	50,000
2-01-36-472-000-675	SSI	Statutory	50,000
Total CURRENT FUND			2,000,000

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

RESOLUTION 22-145
AUTHORIZING THE CANCELLATION OF UNEXPENDED BALANCES
IN THE SEWER UTILITY CAPITAL FUND

WHEREAS, the following Sewer Utility Capital Fund budget appropriation reserve balances remain unexpended:

{A1298313.1 }

Borough of South Plainfield				
SEWER CAPITAL FUND				
Schedule of Improvement Authorizations Balance Cancellations				
4/4/22				
Ordinance				
Number	Description			AMOUNT
2102	Sewer Truck			8,482.60
2118	Sewer Tracking & Pumps			24,441.55
2149	Road Trench Repairs			1,849.42
Total				34,773.57
	Capital Improvement Fund			34,773.57
	Total			34,773.57

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to surplus.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey, that the above listed unexpended balances in the Current Fund be cancelled.

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

**RESOLUTION 22-146
AUTHORIZING THE DELINEATION OF THE METES AND BOUNDS
FOR THE PETER J. BARNES III WILDLIFE PRESERVE**

WHEREAS, the Borough Council of the Borough of South Plainfield, pursuant to the Peter J. Barnes III Wildlife Preserve Act in N.J.S.A. 40:550-88.1 et. seq. desires that a comprehensive regulatory authority under regional planning is the best means of protecting and preserving the ecological, historical and recreational values of the Preserve; and

WHEREAS, the Borough Council of the Borough of South Plainfield previously adopted an authorizing resolution, established the Peter J. Barnes III Wildlife Preserve Commission; and

WHEREAS, N.J.S.A. 40:550-88.3 requires the Borough Council of the Borough of South Plainfield to adopt a resolution approving a metes and bounds description for the portion of the Preserve in the Borough of South Plainfield to be adopted by the Borough Council of the Borough of South Plainfield; and

WHEREAS the Peter J. Barnes III Wildlife Preserve Commission has adopted a resolution recommending the metes and bounds description for the Preserve to the Borough Council of the Borough of South Plainfield; and

WHEREAS, the Borough Council of the Borough of South Plainfield acknowledges that all applications for development in the Preserve area delineated by the metes and bounds adopted by this resolution shall be reviewed, approved, rejected or modified by the Commission.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of South Plainfield shall delineate the metes and bounds description as the area of the Preserve.

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

RESOLUTION 22-147
AUTHORIZING THE SERVICES OF PETRILLO LANDSCAPING FOR THE LANDSCAPING FOR THE COMMUNITY POOL
IN THE AMOUNT NOT TO EXCEED \$600.00 PER MONTH

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the services of Petrillo Landscaping for the landscaping for the community pool in an amount not to exceed \$600.00 per month; and

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

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

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

RESOLUTION 22-148
AUTHORIZING THE PART-TIME HIRING OF JOHN KOSTROWSKI, JR. TO THE POSITION OF PLUMBING SUBCODE OFFICIAL FOR THE BUILDING DEPARTMENT
AT THE HOURLY RATE OF \$58.00 WITH NO HEALTH BENEFITS

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby authorizes the part-time hiring of John Kostrowski Jr. to the position of Plumbing Subcode Official for the Building Department at the hourly rate of \$58.00 with no health benefits.

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. Carmela Miller, Payroll
4. Anne Daley, Benefits
5. Dominic Demico, Construction Official

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

**RESOLUTION 22-149
SUPPORTING A COMMUNITY SOLAR PROJECT IN THE MUNICIPALITY**

WHEREAS, for more than a decade, the State of New Jersey has promoted energy policies that have created a vibrant solar energy market; and

WHEREAS, the State of New Jersey adopted the 2019 New Jersey Energy Master Plan, *Pathway to 2050*; and the legislature passed the Clean Energy Act of 2018; and

WHEREAS, Strategy 6 of the 2019 Energy Master Plan calls for the State to support community energy planning and action with an emphasis on encouraging and supporting participation by low- and moderate-income and environmental justice communities; and

WHEREAS, Goal 6.2.1 of the 2019 Energy Master Plan calls for the support of community-led development of community solar projects; and

WHEREAS, the Borough of South Plainfield recognizes the benefits of the Board of Public Utilities Community Solar Program for the Borough’s residents including the following: local and clean power generation; support for active participation in the program by low and moderate income families, and reduction of energy bills for all participants;

NOW THEREFORE BE IT RESOLVED that Borough Council of the Borough of South Plainfield will support community solar projects that serve the municipality and have the following benefits to the community:

- a. Minimum of 51% of the overall solar generation of the project to be reserved for low-and moderate-income residents
- b. Minimum 20% discount on the electricity from the community solar project for Municipality residents that qualify as low-to-moderate income
- c. Minimum 15% discount on the electricity from the community solar project for Municipality residents that don’t qualify as low-to-moderate income
- d. Provide additional benefits to the community through free job training opportunities
- e. Provide subscription with flexible terms including no additional fees attributed to subscription and no minimum time requirements for subscription

BE IT FURTHER RESOLVED that the Borough Council of the Borough of South Plainfield will continue collaborating with community solar developers in furtherance of bringing the financial and environmental benefits of this project to our residents; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of South Plainfield supports green energy alternatives within our municipality and will help make subscriber information available to our residents for all community solar projects that meet the criteria for our residents’ participation.

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

CORRESPONDENCE

- Recycling Monthly Report – November & December 2021

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

PAYMENT OF BILLS

Current Fund	1-01	22,458.35
Current Fund	2-01	512,877.18
Pool Utility	1-26	0.00
Pool Utility	2-26	0.00
Sewer Utility	1-07	0.00
Sewer Utility	2-07	27,634.12
Sewer Utility Capital	C-08	0.00
General Capital	C-04	67,151.50
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	24,115.38
Dog Trust	T-12	0.00
Treasurers Trust	T-13	0.00
Recreation Trust	T-14	1,943.79
Senior Citizen Trust	T-16	0.00
Total All Funds:		\$656,180.32

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

COUNCIL REPORTS:

Borough Attorney Paul Rizzo – reported progress.

Administrator Cullen – thanked the Council for their support in hiring John Kostrowski as the part-time Plumbing Subcode Official, saying the Building Department is very busy and this position is much needed.

Engineer Miller – reported that the road projects have begun and are moving along.

Clerk Antonides – reported progress.

Councilman Smith – thanked the Council President and the Borough volunteers for all they did for the Bunny Hop event. It was very well done. On another note, Councilman Smith said he recently attended the High School Green Team’s presentation on animals which was excellent, and he highly recommends them for a presentation at a Council meeting in the future.

Councilwoman Mott – reported progress.

Councilman Wolak – reported progress.

{A1298313.1 }

Councilman Bengivenga – thanked the Mayor and Council for their support with the delineation of the metes and bounds for the Peter J. Barnes III Wildlife Preserve.

Council President Faustini – thanked all who came out and made the Bunny Hop event a success this past weekend. The opening day of baseball and ponytail baseball will be this Saturday beginning at 9:30 am.

Councilman White –reported progress.

Mayor Anesh –reported progress.

COMMENTS FROM THE PUBLIC:

Mayor Anesh opened the floor for public comment reiterating the aforementioned remote directions for making remote public comment.

Debbie Boyle of Van Fleet expressed her thoughts and prayers for Frank Ferino’s family regarding his recent passing as well as for John Dean’s family regarding the passing of his wife. Ms. Boyle congratulated Glenn and Darlene Cullen on the recent birth of their new grandson. Ms. Boyle concluded by congratulating Councilman Smith and the Green Team for their work with tonight’s solar resolution.

Without further comment from the public, Mayor Anesh closed the floor from the public and advised that we will be going into Closed Session at this time, 7:42 p.m., and everyone is welcome to stay if they choose.

ADJOURNMENT

Without further comment and no more action necessary for this evening Mayor Anesh called for a motion to adjourn. Councilman Bengivenga made a motion to adjourn at 8:49 p.m., seconded by Council President Faustini and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC/CMR
Municipal Clerk