

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
JANUARY 23, 2023 7:05 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 7:05 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
Councilwoman Faustini	X		
Councilwoman Mott	X		
Councilman Smith	X		
Councilman White	X		
Councilman Wolak	X		
Council President Bengivenga	X		
Mayor Anesh	X		
ALSO PRESENT			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Paul Rizzo	X		
Engineer Miller	X		

Flag Salute: was led by Mayor Anesh and Council President Bengivenga said the invocation.

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:

- December 19, 2022 – Agenda Meeting
- December 19, 2022 - Public Meeting
- December 19, 2022 – Executive Session
- January 2, 2023 – Reorganization

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

Proclamation: Lunar New Year 2023 – was read in full by Mayor Anesh. Mayor Anesh invited members of the Buddhist Light to come forward who in turn said a few words and extended well wishes for a happy new year. Photographs were taken by the media present, and everyone extended a round of applause.

ORDINANCES:

The following ordinance #2253 was read by Clerk Antonides by title for a first reading. Mayor Anesh set the public hearing for February 6, 2023 at approximately 7 p.m.. The council had no comments.

ORDINANCE 2253

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF SOUTH PLAINFIELD ACKNOWLEDGING THE BOROUGH OF SOUTH PLAINFIELD’S ACCEPTANCE OF THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF NEW BRUNSWICK AVENUE AND CARLTON AVENUE

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

SECTION 1. The intersection of New Brunswick Avenue (County Route 647) and Carlton Avenue shall be controlled by a Traffic Control Signal in accordance with the As-Built Traffic Signal Plan , bearing the date of September 13, 2022.

SECTION 2, The Traffic Control Signal shall be in accordance with provisions of the Manual on Uniform Traffic Control Devices, Title 39 of the Revised Statutes AND the New Jersey Administrative Code, AND SHALL BE OPERATED IN CONFORMANCE WITH THE DESIGNATED PLAN,

SECTION 3, All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance shall be and the same are hereby repealed,

SECTION 4, If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjusted and the remainder of the ordinance shall be deemed valid and effective, upon adoption.

SECTION 5, This Ordinance shall take effect upon final passage and publications provided by law,

SECTION 6, Upon final passage and adoption, the Borough Clerk shall forward a certified copy of this Ordinance to Ronald Sendner, P.E., Middlesex County Engineer, 75 Bayard, New Brunswick, NJ 08903 for submission to the Middlesex County Board of Chosen Freeholders for a Consenting Resolution,

SO ORDAINED, as aforesaid.

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

The following ordinance #2254 was read by Clerk Antonides by title for a first reading. Mayor Anesh set the public hearing for February 6, 2023 at approximately 7 p.m.. The council had no comments.

BOND ORDINANCE #2254

BOND ORDINANCE REAPPROPRIATING \$400,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR IMPROVEMENTS TO NEW MARKET AVENUE AND PITT STREET IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY. 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. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$400,000 of the proceeds of obligations originally made available pursuant to the following bond ordinances of the Borough of South Plainfield, in the County of Middlesex, New Jersey (the “Borough”), are no longer necessary for the various purposes for which the obligations previously were authorized:

<u>Ordinance Number</u>	<u>Improvement Description and Date of Adoption</u>	<u>Amount to be Reappropriated</u>
Bond Ordinance #2164	Various road improvements, including Saint Nicholas Avenue, Corporate Boulevard and Cragwood Road, including all work and materials necessary therefor and incidental thereto, finally adopted January 27, 2020	\$207,800
Bond Ordinance #2110, as reappropriated by Bond Ordinances #2124 and #2164	Various road improvements, including Saint Nicholas Avenue, Corporate Boulevard and Cragwood Road, including all work and materials necessary therefor and incidental thereto, finally adopted April 16, 2018, as reappropriated February 4, 2019 and January 27, 2020	\$67,200
Bond Ordinance #2187	Improvements to Durham Avenue, including, but not limited to, milling, paving and storm sewer improvements, and milling and resurfacing of Helen Street and further including all work and materials necessary therefor and incidental thereto, finally adopted December 21, 2020	\$125,000
Total:		\$400,000

Section 2. The \$400,000 proceeds described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 are hereby reappropriated to provide for improvements to New Market Avenue and Pitt Street, including all work and materials necessary therefor and incidental thereto.

Section 3. 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 4. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

The following ordinance #2255 was read by Clerk Antonides by title for a first reading. Mayor Anesh set the public hearing for February 6, 2023 at approximately 7 p.m.. The council had no comments.

**NOTICE OF INTRODUCTION BY SUMMARY
ORDINANCE 2255**

AN ORDINANCE AMENDING ORDINANCE 2225 THAT PROVIDES FOR THE COMPENSATION OF PART-TIME EMPLOYEES FOR THE BOROUGH OF SOUTH PLAINFIELD FOR THE YEARS 2019 THROUGH 2023 TO AMEND GROUNDSKEEPER LEVEL 1 2023 SALARY TO COMPLY NJ'S MINIMUM WAGE

The ordinance #2255 read by title upon first reading herewith has been introduced at the meeting of the Mayor and Borough Council of the Borough of South Plainfield, held on January 23, 2023. In summary, this ordinance amends Ordinance 2225 that provides for the compensation of employees of the Borough of South Plainfield and the method of payment of such compensation of part-time employees for the Borough of South Plainfield for the years 2019 through 2023 to amend Groundskeeper Level 1 2023 salary from \$14.00/hour to \$14.13/hour to comply with New Jersey's minimum wage law. The public hearing where further consideration will be made will be held on February 6, 2023 at approximately 7:00 p.m. at the Municipal Building located at 2480 Plainfield Avenue, South Plainfield, NJ. A full complete copy of this ordinance shall be provided, free of charge prior to adoption, to all those who request said copy at the Borough Clerk's office during normal business hours of 8 a.m. to 4 p.m. or emailed upon request. A copy is also located on the municipal website and may be freely viewed and printed.

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

The following ordinance #2256 was read by Clerk Antonides by title for a first reading. Mayor Anesh set the public hearing for February 6, 2023 at approximately 7 p.m.. The council had no comments.

BOND ORDINANCE #2256

BOND ORDINANCE PROVIDING FOR THE PUTNAM PARK IMPROVEMENT PROJECT AND IMPROVEMENTS TO OTHER PARKS IN AND BY THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$1,495,773 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 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 improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Borough of South Plainfield, in the County of Middlesex, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$1,495,773, including a \$595,773 Middlesex

County Open Space, Recreation and Farmland and Historic Preservation Trust Fund Grant for the Putnam Park Improvement Project (the "County Grant") and further including the sum of \$45,000 as the down payment required by the Local Bond Law. The down payment is now 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 improvement or purpose not covered by application of the down payment and the County Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$855,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the Putnam Park Improvement Project and improvements to other parks, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

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

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 improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 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 \$855,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$235,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 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 described in Section 3(a) 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 purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or, if other than the County 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
Councilwoman Faustini	x		X				
Councilwoman Mott			X				
Councilman Smith			X				
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

The following ordinance #2257 was read by Clerk Antonides by title for a first reading. Mayor Anesh set the public hearing for February 6, 2023 at approximately 7 p.m.. The council had no comments.

ORDINANCE 2257

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF SOUTH PLAINFIELD ESTABLISHING 2023 SUMMER CAMP RATES

BE IT ORDAINED by the Borough Council of the Borough of South Plainfield, in the County of Middlesex and State of New Jersey that the following will be the 2023 Summer Camp Rates:

**South Plainfield Legends Camp
2023 Rates**

Weekly Rate (-\$50 for shortened Holiday Week)	\$250.00
Non-Resident Additional Fee (per week)	\$25.00
Additional Child Discount (per week)	(\$10.00)
1-time Seasonal Registration Fee	\$50.00
Weekly Early Drop-Off Fee (-\$6 for shortened Holiday Week)	\$30.00
Weekly Late Pick-Up Fee (-\$6 for shortened Holiday Week)	\$30.00
CIT Volunteer Registration Fee	\$50.00
The 1x seasonal registration fee is non-refundable.	
If cancellation is made prior to 5/5/23, a full refund (except registration fee) will be provided. If cancellation between 5/6/23-6/2/23 will receive refund minus \$50 per week and registration fee. No refunds to be provided after 6/2/23.	
CIT Volunteer Registration will be refunded contingent upon successful completion.	
Full Payment must be received by 6/2/2023 or your spot may be forfeited. After 6/2/23, a \$25 late/change request fee will be incurred.	

Community Pass Policy: A transaction fee of no more than 4% may be charged on credit transactions in Community Pass.

This ordinance shall become effective after publication in accordance with the laws of New Jersey.

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

RESOLUTIONS:

**RESOLUTION 23-53
AUTHORIZING THE SOLE SOURCE PROVIDER PURCHASE OF SUPPORT
AND MAINTENANCE CAD/RMS SYSTEM SERVICES FOR CY2023 FROM LAWSOFT INC.
IN AN AMOUNT NOT TO EXCEED \$23,625.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the sole source provider purchase of support and maintenance of CAD/RMS system services for CY2023 from LawSoft Inc. in an amount not to exceed \$23,625.00; and

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. Captain Peter Papa, Police Department

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

**RESOLUTION 23-54
AUTHORIZING THE APPOINTMENT OF PATRICK T. MALHOSKY AS FIREFIGHTER FOR THE SOUTH
PLAINFIELD VOLUNTEER FIRE DEPARTMENT**

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby confirms the appointment of:

*Patrick T. Malhosky
134 Grove Street
South Plainfield NJ 07080*

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

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

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

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

RESOLUTION 23-55

AUTHORIZING THE OFFICIAL POLICE TOWING OPERATORS FOR THE 2023 CALENDAR YEAR PURSUANT TO CHAPTER 434-11 OF THE CODE OF THE BOROUGH OF SOUTH PLAINFIELD

WHEREAS, pursuant to Chapter 434-11 of the Code of the Borough of South Plainfield, the Police Department has sought proposals from various towing operators for the police vehicle towing for the 2023 calendar year; and

WHEREAS, the operators of towing/wrecking establishments in the Borough of South Plainfield have made application in accordance with Chapter 434-11 of the Code of the Borough of South Plainfield for renewal of the license to operate on the rotation towing/wrecker list for the year 2023; and

WHEREAS, after proper review of the renewal application and inspection of the facilities by the South Plainfield Police Department it was deemed that following towing operators met the requirements of the Borough Code and are hereby appointed as the official police towers for the calendar year 2023:

Light Duty

1. J&L Auto Body
2. JVD Towing Service
3. Majestic Towing
4. Matthew's Service
5. R&C Auto Body

Heavy Duty

1. George Logan Towing Inc.
2. B&L Recovery and Towing

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the official towing operators for the South Plainfield Police Department be and hereby are as stated above for the year 2023.

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

RESOLUTION 23-56

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RYAN STREET INDUSTRIAL AREA PROJECT

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

RESOLUTION 23-57

AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE NJ DOT FOR THE TYLER PLACE IMPROVEMENT PROJECT

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

RESOLUTION 23-58

ACCEPTING THE RESIGNATION OF VICKY RODRIGUEZ AS A PER DIEM TELECOMMUNICATOR EFFECTIVE JANUARY 4, 2023

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

It hereby accepts the resignation of Vicky Rodriguez as a per diem Telecommunicator for the South Plainfield Police Department effective January 4, 2023, and

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

1. Amy Antonides, Municipal Clerk
2. Carmela Miller, Payroll
3. Anne Daley, Benefits
4. Lt. James McConville, Police Department
5. John Abbruzzese, IT

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

RESOLUTION # 23-59

AMENDING RESOLUTION 23-49 THAT AUTHORIZED THE RECLASSIFICATION OF CERTAIN PART-TIME EMPLOYEES TO NOW ADD AN ADDITIONAL GROUNDSKEEPER LEVEL II

BE IT RESOLVED by the Borough Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey, that it hereby amends resolution 23-49 to now move-up Vinnie Esposito to the Groundskeeper Level II reclassification as indicated below and pursuant to Salary Ordinance 2225:

Groundskeeper Level I to Groundskeeper Level II:

- Mark Barkalow
- Jason DelPaoli
- Richard Zekas
- Vinny Esposito

Clerk Typist to DPW Part-Time Level II:

- Nicolea Sutor

Clerk Typist to Finance Clerk:

- Jessica Romero

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. Len Miller, DPW Superintendent

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

RESOLUTION: 23-60

AUTHORIZING THE CANCELLATION OF TAXES FOR A 100% DISABLED VETERAN PERTAINING TO 146 WEST GOLF AVENUE IN SOUTH PLAINFIELD

WHEREAS, property known as Lot **11.02** in Township Block **96** more commonly known as **146 West Golf Avenue** in **South Plainfield, NJ** is owned by **Jose D. Rivera**; and

WHEREAS, **Jose D. Rivera**, who had qualified as a one hundred percent **Disabled Veteran** under the provision of the N.J.S.A. 54:4-3.30, causing his property to be exempt from taxation at the local level commencing on **December 1, 2022** as verified by the Tax Assessor; and

WHEREAS, the Tax Bills for the four quarters of Calendar Year 2022 were generated from the 2021 Assessor’s Tax Lists, as required under regulations promulgated by the New Jersey Division of Local Government Services in The Department of Community Affairs pursuant to N.J.S.A. 54:4-64, thus presenting this property owner with tax bills for 2022, while the property is correctly classified as being Tax Exempt for the same period;

NOW THEREFORE BE IT RESOLVED, that the Tax Collector be, and she hereby is, authorized and directed to cancel and refund monies levied for the 4th quarter of 2022 in the amount of **\$679.04**; and

BE IT FURTHER RESOLVED, that the Tax Collector be, and she hereby is, authorized and directed to cancel monies levied for the 1st and 2nd quarters of 2023 in the amount of **\$4,072.42**.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) of **\$679.04**, as mentioned above.

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

RESOLUTION 23-61

AUTHORIZING THE CORRECTION OF ERROR JUDGMENT FOR A REDUCTION IN THE ASSESSMENT FOR 113 REDDING AVENUE

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

WHEREAS, the following taxpayer has filed a complaint with the State Tax Court and has received a Correction of Error judgment reducing her assessment:

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, County of Middlesex, State of New Jersey that the following appeal be credited.

<u>OWNER/ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>	<u>YEAR</u>	<u>AMOUNT</u>
Noelsine & Rigaud Saint Louis 113 Redding Avenue South Plainfield, NJ 07080	60	32.02	2023	\$5,935.50
			2022	\$15,735.00
Total				\$21,670.50

* No refund check to be issued. Credit will be applied to outstanding taxes.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a credit(s) in the amount(s) as mentioned above.

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

RESOLUTION 23-62

AUTHORIZING THE SOLE SOURCE PROVIDER SERVICES OF WHITMER PUBLIC SAFETY GROUP FOR THE PURCHASE OF FIREARMS FOR THE POLICE DEPARTMENT IN THE AMOUNT NOT TO EXCEED \$33,670.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the sole source provider services of Whitmer Public Safety Group for the purchase of firearms for the Police Department in an amount not to exceed \$33,670.00 to be paid for through the police forfeiture fund of which purchase authorization was approved by the County of Middlesex on September 17, 2022; 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. Captain Papa, Police Department

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

RESOLUTION 23-63

AUTHORIZING THE DISPOSAL OF IT EQUIPMENT THAT IS DEEMED TO HAVE OUTLIVED ITS USEFUL LIFE, IS PERMANENTLY DAMAGED, OR HOLDS NO MONETARY VALUE

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes John Abbruzzese, IT Officer, to dispose of the following items deemed to have outlived its useful life and/or is permanently damaged, and/or that holds no monetary value:

- 2348
- 2403 - Optiplex 3010
- 2612 - Optiplex 3020
- 2738 - Optiplex 3020
- 1315 – LCD Monitor
- 2388 - Optiplex 3010
- 2253 – Optiplex 380
- 2310 – Optiplex 390
- 2434 – Optiplex 3020

- 1988 – Vostro 200
- 2399 – Optiplex 3010 – No Hard Drive
- 2402 – Optiplex 3010 – No Hard drive
- 2381 Savin C 3030
- 2311 Tally T 2365
- No Tag – Savin C 3224
- 1676 – Savin C 3224
- 391 – Systemax computer for sign room

BE IT RESOLVED that the aforementioned item(s) are also to be removed from the Borough of South Plainfield’s asset inventory; 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 Department

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

RESOLUTION 23-64

AUTHORIZING THE REFUND OF A TAX OVERPAYMENT IN THE AMOUNT OF \$24,025.95 PERTAINING TO BLOCK 254, LOT 3

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

WHEREAS, the Tax Collector advises that the following taxpayers and/or their agents have overpaid their Tax and have requested refunds:

**Block 254; Lot 3
 PRO CAP 8 FBO FIRSTRUST BANK
 PO BOX 774
 FORT WASHINGTON, PA 19034-0774
 \$24025.95**

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

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

RESOLUTION 23-65

AUTHORIZING THE REFUND OF A TAX OVERPAYMENT IN THE AMOUNT OF \$7,883.95 PERTAINING TO BLOCK 234, LOT 1

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

WHEREAS, the Tax Collector advises that the following taxpayers and/or their agents have overpaid their Tax and have requested refunds:

**Block 234; Lot 1
 VIOLET POTTER
 367 DOGWOOD WAY
 MOUNTAINSIDE, NJ 07092
 \$7883.95**

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Chief Financial Officer is hereby authorized to issue a check(s) in the amount(s) as mentioned above.

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

RESOLUTION 23-66

AUTHORIZING RENEWAL OF A SHARED SERVICE CONTRACT BETWEEN THE BOROUGH OF SOUTH PLAINFIELD AND COUNTY OF MIDDLESEX FOR PUBLIC HEALTH SERVICES FOR 2023 IN THE AMOUNT OF \$133,100.71

WHEREAS, the Borough of South Plainfield and the County of Middlesex (Lead Agency) previously entered into a Shared Services Agreement for Middlesex County Health Department to provide Municipal Health Services of a technical and professional nature; and

WHEREAS, both the Borough and the County wish to continue this Shared Service Agreement of which term is for one (1) year, January 1, 2023 through December 31, 2023; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that authorization is hereby given for the Mayor and Municipal Clerk to execute the Shared Services Agreement with Middlesex County to provide Municipal Health Services of a technical and professional nature for a one-year (1) year period, January 1, 2023 through December 31, 2023 in the amount of \$133,100.71.

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

RESOLUTION 23-67

AUTHORIZING A THREE-MONTH CONTRACT EXTENTION FOR ANIMAL CONTROL SERVICES BETWEEN THE BOROUGH OF SOUTH PLAINFIELD AND THE PLAINFIELD AREA HUMANE SOCIETY IN AN AMOUNT NOT TO EXCEED \$5,500.00 PER MONTH

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, NEW JERSEY, THAT: authorization is hereby given for the Mayor and Borough Administrator and/or Municipal Clerk to execute a three-month extension of a contract for Animal Control Services between the Borough of South Plainfield and the Plainfield Area Humane Society for the term of January 1, 2023 through March 31, 2023 in an amount not to exceed \$5,500.00 per month; and

BE IT FURTHER RESOLVED THAT pursuant to NJSA 40:48-5.1, the Plainfield Area Humane Society, being an association not organized for pecuniary profit, is exempt from all laws requiring advertisement of bids.

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

RESOLUTION 23-68

AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE NJ DCA FOR THE RECONSTRUCTION OF PUTNAM PARK

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

RESOLUTION 23-69
AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF BODY ARMOR VESTS
FOR THE POLICE DEPARTMENT FROM ATLANTIC UNIFORM CO.
IN AN AMOUNT NOT TO EXCEED \$7,682.96

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase of eight body armor vests for the Police Department from Atlantic Uniform Co. in an amount not to exceed \$7,682.96218.70 pursuant to state contract number 17-Fleet-00763: 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. Captain Peter Papa, Police Department

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

RESOLUTION 23-70
AUTHORIZING AN ESCROW AGREEMENT BETWEEN THE
BOROUGH OF SOUTH PLAINFIELD AND TFJ SOUTH PLAINFIELD I, LLC

WHEREAS, TFJ South Plainfield I, LLC had previously received preliminary and final site plan approval regarding a project to be constructed on property known as Block 495, Lot 2 on the Tax Map of the Borough, and sought approval of an amendment to the site plan approval; and

WHEREAS, the Borough Zoning Board of Adjustment granted the amendment on September 20, 2022 which included a condition requiring the developer to post an escrow with the Borough to cover the cost of replacement of trees potentially destroyed within the project site; and

WHEREAS, it has been determined that an escrow in the amount of \$50,000.00 is satisfactory;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that it hereby authorizes the Mayor to execute the Escrow Agreement between the Borough of South Plainfield and TFJ South Plainfield I, LLC in the form attached hereto.

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

RESOLUTION 23-71
AUTHORIZING THE SOLE SOURCE PROVIDER PURCHASE OF A
BLUE LINE EDITION UPGRADE TO THE LAWSOFT SYSTEM
FROM LAWSOFT INC.
IN AN AMOUNT NOT TO EXCEED \$14,450.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the sole source provider purchase of a blue line edition upgrade to the law soft system from LawSoft Inc. in an amount not to exceed \$14,450.00; and
 {A1298313.1 }

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. Captain Peter Papa, Police Department

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

RESOLUTION 23-72
AUTHORIZING THE NJ STATE CONTRACT SERVICES OF OCEAN COMPUTER GROUP
TO INSTALL BARRACUDA EMAIL AND FIREWALL PROTECTION
IN AN AMOUNT NOT TO EXCEED \$11,720.80

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 to install Barracuda email and firewall protection for the operating system in an amount not to exceed \$11,720.80 pursuant to state contract number A89967/A89968, 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
Councilwoman Faustini			X				
Councilwoman Mott			X				
Councilman Smith			X				
Councilman White	x		X				
Councilman Wolak			X				
Council President Bengivenga		x	X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 23-73
AUTHORIZING THE NJ STATE CONTRACT SERVICES OF OCEAN COMPUTER GROUP
TO PROVIDE MICROSOFT OFFICE 365 SUBSCRIPTION SERVICES FOR THE BOROUGH
AND POLICE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$18,096.00

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 to provide Microsoft Office Subscription Services for the Borough and Police Department in an amount not to exceed \$18,096.00 pursuant to state contract number A89967/89968; and

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

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

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

RESOLUTION 23-74
AUTHORIZING THE NJ STATE CONTRACT SERVICES OF OCEAN COMPUTER GROUP
TO PROVIDE BARRACUDA BACK-UP SUBSCRIPTION SERVICES
IN AN AMOUNT NOT TO EXCEED \$11,880.00

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 to provide Barracuda Back-up Subscription Services in an amount not to exceed \$11,880.00 pursuant to state contract number A89967/89968; and

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

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

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

RESOLUTION 23-75
AUTHORIZING THE PURCHASE OF EPOXY COATED PUMPS FOR RECREATION
FROM RECREONICS IN AN AMOUNT NOT TO EXCEED \$17,785.32

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the purchase of epoxy coated pumps for Recreation from Recreonics in an amount not to exceed \$17,785.32; 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. Elizabeth Yarus, Recreation Director

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

**RESOLUTION 23-76
AUTHORIZING 2022 APPROPRIATION TRANSFERS IN THE AMOUNT OF
\$29,500.00 FROM THE CURRENT FUND
PURSUANT TO N.J.S.A. 40A:4-58**

WHEREAS, in accordance with N.J.S.A. 40A:4-58 permits appropriation transfers during the last two months of the fiscal year and the first three months of the fiscal year, for the purposes specified and in excess of sums appropriated in the Budget; and

WHEREAS, such transfers must be approved by a vote of not less than two-thirds of the full membership of the governing body.

NOW, THEREFORE, BE IT RESOLVED that the below transfers be approved.

CURRENT FUND					
FROM:					AMOUNT
2-01-20-100-000-235	Administration		O&E		1,000.00
2-01-20-110-000-505	Executive		O&E		1,500.00
2-01-20-150-000-101	Assessing		S&W		1,500.00
2-01-20-150-000-221	Assessing		O&E		3,500.00
2-01-20-165-000-265	Engineering		O&E		5,000.00
2-01-21-180-001-101	Planning		S&W		500.00
2-01-21-180-001-235	Planning		O&E		2,000.00
2-01-21-185-000-101	Zoning		S&W		1,500.00
2-01-21-185-000-221	Zoning		O&E		2,500.00
2-01-22-195-001-102	Code Enforcement		S&W		1,500.00
2-01-25-252-000-101	OEM		S&W		1,000.00
2-01-25-260-000-209	Rescue		O&E		1,000.00
2-01-25-265-002-101	Fire Official		S&W		1,000.00
2-01-26-290-001-101	DPW Administration		S&W		1,000.00
2-01-26-290-003-102	Snow		S&W		2,000.00
2-01-26-305-003-101	Recycling		S&W		2,000.00
2-01-28-370-001-495	Recreation		O&E		1,000.00
Total FROM:					29,500.00
TO:					AMOUNT
2-01-20-155-000-221	Legal		O&E		4,000.00
2-01-25-240-001-105	Police		S&W		2,000.00
2-01-25-240-001-311	Police		O&E		6,500.00
2-01-26-290-003-321	Snow		O&E		1,500.00
2-01-26-305-003-235	Recycling		O&E		4,000.00
2-01-30-415-001-101	Accumulated Leave		O&E		6,000.00
2-01-30-410-001-685	LOSAP		O&E		5,500.00
Total TO:					29,500.00

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

RESOLUTION 23-77
AUTHORIZING A 2023 TEMPORARY BUDGET AMENDMENT FOR \$635,000.00
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 2023 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
3-01-23-210-000-661	Other Insurance	O&E	200,000
3-01-26-290-003-321	Snow	O&E	5,000
3-01-26-305-003-235	Recycling	O&E	125,000
3-01-20-140-000-204	Computers	O&E	30,000
3-01-29-390-000-235	Library	O&E	150,000
3-01-31-440-001-541	Telephone	O&E	20,000
3-01-27-335-002-265	Green Brook Flood	O&E	20
3-01-32-465-001-545	Landfill	O&E	29,980
3-01-36-472-000-675	SSI	Statutory	50,000
3-01-44-901-000-235	Capital Improvement Fund	Capital	25,000
Total CURRENT FUND			635,000

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

RESOLUTION 23-78
A RESOLUTION APPROVING PARTICIPATION IN THE FEDERAL GRANT PROGRAM FOR 2023
SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY

WHEREAS the Police Department of the Borough of South Plainfield, in the County of Middlesex, State of New Jersey wishes to apply for a 2023 Safe and Secure Communities Grant Program (Grant 23-1222); and

WHEREAS the Governing Body of the Borough of South Plainfield has reviewed the application and has approved said request for a total grant of \$32,400.00 under subaward number 23-1222, for the subaward period of 7/1/2022 to 6/30/2023 to provide for additional law enforcement personnel to address crime in a focused community oriented manner; and

WHEREAS the total project cost of \$32,400.00 includes the federal amount of \$32,400.00 and the in-kind match of fringe benefits.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of SouthPlainfield that

1. The Borough of South Plainfield Police Department is approved to participate in the 2023 Safe and Secure Communities Grant Program.
2. The Borough of South Plainfield accepts the grant funding in the amount of \$32,400.00 for the Police Department's additional law enforcement project under the Safe and Secure Communities Program administered by N.J. Department of Law & Public Safety, Office of the Attorney General
3. The Mayor and Administrator of the Borough of South Plainfield are hereby authorized and directed to execute such grant documents required for the aforementioned participation.

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

**RESOLUTION 23-79
AUTHORIZING RATES FOR USE OF THE SOUTH PLAINFIELD
COMMUNITY POOL FOR 2023**

BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, New Jersey that at the recommendation of the Director of Recreation, authorization is hereby given to establish the 2022 Community Pool Fees as follows:

Membership Type			
Membership Type	Guest Passes	Before 5/1/2023	After 5/1/2023
Resident - Individual	2	\$210.00	\$260.00
Resident - Individual + 1	2	\$315.00	\$360.00
Resident - Family	5	\$365.00	\$430.00
Resident - Senior Citizen	3	\$85.00	\$130.00
Non-Resident - Individual	2	\$350.00	\$410.00
Non-Resident - Individual + 1	2	\$475.00	\$550.00
Non-Resident - Family	2	\$625.00	\$750.00
Non-Resident - Senior Citizen	2	\$155.00	\$210.00

Infant: Under 3 years of age FREE (age as of 5/31/2023)
Individual: Age 13 & Over (as of 5/31/2023). Applicants under 18 must have parental consent.
Individual + 1: Adult plus one additional adult or child
Family: Adult plus 2 or more. No family unit can have more than a total of two adults aged 26 or over.
Senior Citizen: 60 years of age (as of 5/31/23)
All adults must show proof of residency. Group Memberships (Individual + 1 and Family) must reside in the same home. Children 12 and under must be accompanied by an adult.

Day Passes (3 years and older)

Day Pass	2023 - Weekday	2023 - Weekend/Holiday
Resident - 3 years and older (before 5pm)	\$15.00	\$20.00
Resident - 3 years and older (after 5pm)	\$13.00	\$15.00
Non Resident - 3 years and older (before 5pm)	\$27.00	\$35.00
Non-Resident - years and older (after 5pm)	---	---

Guest Passes

(for members only - members must accompany guests)	2023
10 Guest Passes (sold online in advance only)	\$130.00
5 Guest Passes (sold online in advance only)	\$65.00
1 Guest Pass (sold at front gate only)	\$15.00

Swim Team

Members Only	2023
Swim Team rate Individual	\$50.00
Swim Team rate for each additl family member after 1	\$25.00

Swim Lessons

Session (8 - 30 minute lessons)	2023
Member	\$50.00
Non-Member Resident	\$90.00
Non-Member Non-Resident	\$130.00

Picnics/Group Events

Pool Members ONLY. Minimum party of 15 or more. No Guest Passes. Limit 2 parties per household per season. Parties not available for booking on holidays.	
	2023
per person	\$13.00

Policy

Membership: Once registration is completed and up until Opening Day, there will be a \$10.00 processing fee for all refund requests. Once the season begins, there are NO Refunds.

Guest Passes: Guest Pass purchases are non-refundable, non-transferable, and only valid for the current pool season.

Programs: Once a registration is completed and up until the program begins, there will be a \$10.00 processing fee for all refund requests. Once a program begins there are NO refunds. Exception: a full refund of fees will be provided for a program participant providing medical documentation demonstrating participant will miss 50% or more of the program

Birthday Parties: Birthday party payments are non-refundable and non-transferable. Exception: If the pool is closed by staff, the party will be offered a make-up date or full refund.

Day Passes: The purchase of a Day Pass is non-refundable and non-transferable. Day Passes are only valid for the date purchased. There are NO Rain Checks.

Community Pass Policy: a transaction fee of no more than 4% may be charged on credit transactions in Community Pass

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

1. Elizabeth Yarus, Recreation Director
2. Glenn Cullen, Chief Financial Officer

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

CORRESPONDENCE:

- Board of Health Monthly Report – December 2022
- Code Enforcement Lien Report
- Environmental Commission Minutes – November 9,2022
- Middlesex County Order for Revaluation

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

PAYMENT OF BILLS

Current Fund	3-01	818,844.36
Current Fund	2-01	245,834.38
Pool Utility	3-26	0.00
Pool Utility	2-26	0.00
Sewer Utility	3-07	15,626.93
Sewer Utility	2-07	16,714.12
Sewer Utility Capital	C-08	27,120.10
General Capital	C-04	89,106.80
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	10,114.77
Dog Trust	T-12	7,617.90
Treasurers Trust	T-13	20,093.96
Recreation Trust	T-14	21,714.22
Senior Citizen Trust	T-16	0.00
Total All Funds:		\$1,272,787.54

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

COUNCIL REPORTS:

Borough Attorney Paul Rizzo – reported progress.

Administrator Cullen – said that we are awarded a nearly \$600,000 grant for this project, however this ordinance will fund the project upfront. Mr. Cullen thanked everyone for their support of resolution 23-68 for the application for the Putnam Park grant application.

Engineer Miller – reported progress.

Clerk Antonides – reported progress.

Councilman Smith – reported progress.

Councilman Wolak – wished everyone a Happy Lunar New Year and went on to report progress.

Councilwoman Mott – reported progress.

Council President Bengivenga – reported progress.

Councilwoman Faustini – expressed her excitement with the progress of the summer camp and advised that registration will begin February 14th. Also, the pool membership fees for 2023 will remain flat this year, with early bird registration in May. The CDBG committee met on January 18th and developed a plan for the 2023 allocations. The CDBG is required to have a public hearing and we would like to set that date for February 21, 2023, at 6:45 pm, right before our regular Council meeting. Councilwoman Faustini asked if the Council would be ok to attend at that time. The council unanimously said yes. Clerk Antonides said she will advertise that public hearing accordingly.

Councilman White – announced that America’s Best Eyeglasses and will be coming to Hadley Center and Diamond Braces will be coming to Oak Park Commons.

Mayor Anesh –thanked Councilwoman Faustini and Councilman White for their participation in this past Saturday’s Meet the Mayor at the Senior Center. The biggest topic that kept coming up was the interest in pickle ball courts at the revitalized Putnam Court. Mayor Anesh said he thinks he may have volunteered the Council to a pickle ball math.

COMMENTS FROM THE PUBLIC:

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

Without 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, 7:22 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 White made a motion to adjourn at 8:13 p.m., seconded by Councilwoman Faustini and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC/CMR
Municipal Clerk