

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
July 23, 2018, 2018 7:03 P.M.
PUBLIC MEETING**

CALL TO ORDER: Council President Bengivenga called the meeting to order at 7:03 p.m. Council President Bengivenga read the sunshine statement and announced that same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met with adequate notice of this meeting having been provided to the Borough's two official newspapers and also published on the Borough's website.

The roll call was administered by Clerk Antonides as follows:

COUNCIL	Present	Absent	Late
Councilman Dean	X		
Councilwoman Faustini		X	
Councilman Vesce		X	
Councilman White	X		
Councilman Wolak	X		
Council President 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 Council President Bengivenga and Councilman Dean led the invocation.

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

Authorizing the Approval of Council Minutes:

July 9, 2018 – Agenda
June 9, 2018 – Public

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean	x		X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTIONS

RESOLUTION 2018-294

AUTHORIZING THE CANCELATION OF AN OUTSTANDING CHECKS

BE IT FURTHER RESOLVED by the Borough Council of the Borough of South Plainfield that based upon the recommendation of the Borough Auditor the below list of checks issued from Borough bank accounts have been outstanding for more than one year and as such, are now stale-dated;

CHECK	DATE	AMOUNT	PAYEE
65784	11/6/2015	\$215.50	Endless Refrigerator
67379	5/6/2016	\$100.00	Eileen Malara
67513	6/10/2016	\$38.50	Wendall Born
71322	7/10/2017	\$35.95	On the Spot

72338	11/20/2017	\$200.00	Mary Johnson
68268	9/12/2016	\$222.00	Automatic Door System
67704	6/10/2016	\$28.70	Shane McCold
67589	6/10/2016	\$200.00	Anita Hogan
72379	11/20/2017	\$25.95	Sharon Ciullo

BE IT FURTHER RESOLVED that the attached list of stale-dated checks be hereby canceled and that copies of this Resolution shall be forwarded as follows:

1. Municipal Clerk
2. Chief Financial Officer

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						x	
Councilman Vesce						x	
Councilman White			x				
Councilman Wolak	x		x				
Council President Bengivenga			x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 2018-295
AUTHORIZING THE APPROVAL OF THE REVISED
PLANNING/ZONING BOARDS APPLICATION PACKET**

BE IT RESOLVED that The Governing Body of the Borough of South Plainfield that it hereby accepts and approves of the revisions to the Planning/Zoning Boards Application Packet.

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

1. Municipal Clerk
2. Joanne Broderick, Board Secretary

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						x	
Councilman Vesce						x	
Councilman White			x				
Councilman Wolak	x		x				
Council President Bengivenga			x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION: 2018-296
AUTHORIZING THE PUBLIC AUCTION BY THE POLICE DEPARTMENT
FOR ABANDONED VEHICLES**

WHEREAS, the South Plainfield Police Department in accordance with R.S. 39:10A-1, are in possession of abandoned vehicles due to the failure of the owners claiming such and are now desires of conducting a public auction on August 3, 2018 at 11:00 a.m. at 2480 Plainfield Avenue, South Plainfield, New Jersey for the following abandoned vehicles:

YEAR	MAKE	MODEL	VIN#	STATUS	MIN. BID
2000	Lexus	127,533	JT6HF10U7Y0102750	FAIR	\$1,500.00
2003	Acura	201,318	19UUA56673A054497	FAIR	\$ 500.00

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the South Plainfield Police Department are hereby authorized to publicly advertise and auction the aforementioned vehicles deemed to be abandoned by their owner(s).

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						x	
Councilman Vesce						x	
Councilman White			x				
Councilman Wolak	x		x				
Council President Bengivenga			x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-297
AUTHORIZING THE REFUND OF A SENIOR CENTER SECURITY DEPOSIT IN THE AMOUNT OF \$100.00 TO CHRISTINA GARCIA OF 259 MERCHANTS AVENUE

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following refund(s) to senior(s):

Christina Garcia
259 Merchants Avenue
South Plainfield, NJ 07080
\$100.00 – security deposit

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of South Plainfield that the Finance Office hereby has approval to release the aforementioned refund(s).

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak	x		X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 2018-298
AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE BOROUGH OF SOUTH PLAINFIELD AND PYROTECNICO FOR A FIREWORK DISPLAY TO BE HELD ON LABOR DAY, 2018 IN AN AMOUNT NOT TO EXCEED \$14,500.00

WHEREAS, two quotations for the September 3, 2018 Labor Day Fireworks have been received from the following:

Pyrotecnico	\$14,500.00
Fireworks Extravaganza	\$12,450.00

WHEREAS, Fireworks Extravaganza submitted their proposal well past the deadline for receipt of such proposal on July 2, 2018 at 10:00 a.m. and as such has been disqualified;

NOW THEREFORE, BE IT RESOLVED that authorization by the Governing Body of the Borough of South Plainfield is hereby granted, for Pyrotecnico to perform a firework display to be held on Labor Day; September 3, 2018 in an amount not to exceed \$14,500.00; and

BE IT FURTHER RESOLVED that the Mayor has authorization to execute said contract for same and be it further resolved that copies of this Resolution shall be forwarded as follows:

1. Municipal Clerk
2. Chief Financial Officer
3. Pyrotecnico
4. Public Celebrations Committee

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		X	X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak	X		X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2018-299

AUTHORIZING THE REFUND AND CANCELLATION OF TAXES FOR 100% DISABLED VETERAN PERTAINING TO 101 WELLS DRIVE IN SOUTH PLAINFIELD

WHEREAS, property known as Lot 8, in Township Block 92 more commonly known as 101 Wells Drive in South Plainfield, NJ is owned by **Robert Waldrop**; and

WHEREAS, **Robert Waldrop**, 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 **January 1, 2018** as verified by the Tax Assessor; and

WHEREAS, the Tax Bills for the four quarters of Calendar Year 2018 were generated from the 2017 Assessor’s Tax Lists, as required under regulations promulgated by the New Jersey Division of Local Government Services in The Department of Community Affairs pursuant to N.J.S.A. 54:4-64, thus presenting this property owner with tax bills for 2018, 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 1st and 2nd quarters of 2018 in the amount of **\$3,338.83**; and

BE IT FURTHER RESOLVED, that the Tax Collector be, and she hereby is, authorized and directed to cancel monies levied for the 3rd and 4th quarters of 2018, as well as, the 1st and 2nd quarters of 2019, once the preliminary bills are determined.

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
Councilman Dean		X	X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak	X		X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2018-300

AUTHORIZING THE REFUND AND CANCELLATION OF TAXES FOR 100% DISABLED VETERAN PERTAINING TO 133 CAMDEN AVENUE IN SOUTH PLAINFIELD

WHEREAS, property known as Lot 8.01, in Township Block 426 more commonly known as 133 Camden Avenue in South Plainfield, NJ is owned by **Ronald & Diane Janus**; and

WHEREAS, Ronald Janus, 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 **May 14, 2018** as verified by the Tax Assessor; and

WHEREAS, the Tax Bills for the four quarters of Calendar Year 2018 were generated from the 2017 Assessor’s Tax Lists, as required under regulations promulgated by the New Jersey Division of Local Government Services in The Department of Community Affairs pursuant to N.J.S.A. 54:4-64, thus presenting this property owner with tax bills for 2018, 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 2nd quarter of 2018 in the amount of **\$1,062.17**; and

BE IT FURTHER RESOLVED, that the Tax Collector be, and she hereby is, authorized and directed to cancel monies levied for the 3rd and 4th quarters of 2018, as well as, the 1st and 2nd quarters of 2019, once the preliminary bills are determined.

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
Councilman Dean		X	X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak	X		X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 2018-301

RESOLUTION AUTHORIZING SETTLEMENT OF 2013, 2014 and 2015 TAX APPEALS FILED BY M & M REALTY PARTNERS AT SOUTH PLAINFIELD LLC FOR THE PROPERTY KNOWN AS 1111 DURHAM AVENUE AND IDENTIFIED AS BLOCK 550, LOT 3 ON THE BOROUGH OF SOUTH PLAINFIELD TAX ASSESSMENT MAPS

WHEREAS, M & M Realty Partners at South Plainfield, LLC (hereinafter referred to as “Taxpayer”) is the owner of the property known as 1111 Durham Avenue and identified as Block 550, Lot 3 on the Borough of South Plainfield’s Tax Assessment Maps (“Property”); and

WHEREAS, the assessed value of the Property was set at \$7,980,000 for 2013; and

WHEREAS, the assessed value of the Property was set at \$3,603,000 for 2014; and

WHEREAS, the assessed value of the Property was set at \$3,603,000 for 2015; and

WHEREAS, Taxpayer filed appeals of the 2013, 2014 and 2015 tax assessments in the Tax Court of the State of New Jersey under docket numbers 004293-2013, 001956-2014 and 004576-2015; and

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

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

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

- The 2013 original assessment in the amount of \$7,980,000 shall be reduced to a total tax assessment of \$3,603,000 and the Borough of South Plainfield shall provide Taxpayer with a corresponding tax refund for 2013;
- The 2014 tax appeal shall be withdrawn and the total tax assessment for tax year 2014, in the amount of \$3,603,000,

shall remain unchanged;

- The 2015 tax appeal shall be withdrawn and the total tax assessment for tax year 2015, in the amount of \$3,603,000, shall remain unchanged;
- Taxpayer has agreed to waive statutory interest provided that any refunds are paid within sixty (60) days from the date of the entry of the Tax Court Judgment; and
- Any refunds as a result of the settlement shall be made payable to “Michael I. Schneck, Esq., Attorney for M & M Realty Partners at South Plainfield LLC” and forwarded to counsel for taxpayer within sixty (60) days of the date of the Judgment.

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

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

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

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

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

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

1. The Borough Tax Assessor is hereby directed to establish the allocation between land and improvements of a \$3,603,000 total tax assessment for the 2013 tax year for Block 550, Lot 3 which is most beneficial to the Borough and advise the Borough Attorney of that allocation.
2. The Borough Attorney is authorized to execute on behalf of the Borough of South Plainfield the attached Stipulation of Settlement pertaining to the tax appeals filed by M & M Realty Partners at South Plainfield LLC under Docket Nos.: 004293-2013, 001956-2014 and 004576-2015 for the Property known as 1111 Durham Avenue and identified as Block 550, Lot 3 on the Borough of South Plainfield Tax Assessment Maps which reduces the 2013 total tax assessment on the Property from \$7,980,000 to \$3,603,000; which withdraws the tax appeals for the 2014 and 2015 tax years; which provides that Taxpayer agrees to waive statutory interest on any refund or overpayment due provided the refund check is paid within sixty (60) days of the date of the Tax Court Judgment; and which further provides that any refunds shall be made payable to “Michael I. Schneck, Esq., Attorney for M & M Realty Partners at South Plainfield LLC” and forwarded to counsel for taxpayer within sixty (60) from the date of the Tax Court Judgment.
3. This settlement shall be without prejudice to the Borough’s dealings with any other taxpayer’s request or appeal for a tax assessment reduction.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						x	
Councilman Vesce						x	
Councilman White			x				
Councilman Wolak	x		x				
Council President Bengivenga			x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2018-302

AUTHORIZING THE REFUND OF A SEWER OVERPAYMENT IN THE AMOUNT OF \$324.00 PERTAINING TO BORO OF SOUTH PLAINFIELD

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

OWNER/ADDRESS

Boro of South Plainfield
\$324.00

MAKE CHECK PAYABLE TO:

Boro of South Plainfield
2480 Plainfield Ave.
South Plainfield, N.J. 07080

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
Councilman Dean		X	X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak	X		X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 2018-303

AUTHORIZING A REFUND OF A TAX APPEAL JUDGMENT IN THE AMOUNT OF \$5,697.00 PERTAINING TO SOUTH PLAINFIELD- HADLEY LLC.

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

WHEREAS, the following list of taxpayers have filed appeals with the Tax Court of New Jersey and have received judgments reducing their assessments:

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 appeals be refunded.

OWNER/ADDRESS

South Plainfield-Hadley L.L.C.
6200,6400,6600 Hadley Road
South Plainfield, NJ 07080

BLOCK

528.01

LOT

46.10

YEAR

2015

AMOUNT

\$5,697.00

Make check payable to:

Michael I. Schneck, Trustee
for South Plainfield-Hadley L.L.C.
301 South Livingston Avenue
Suite 105
Livingston, NJ 07039

Total

\$5,697.00 *

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.

{A0961100.1}

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		X	X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak	X		X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION: 2018-304

AUTHORIZING THE EXTENSION OF THE GRACE PERIOD FOR THE 2018 THIRD QUARTER REAL ESTATE TAXES IN SOUTH PLAINFIELD

WHEREAS, municipalities are required to charge interest on delinquent tax payments under the provisions of R.S. 54:4-66 and R.S. 54:4-67; and

WHEREAS, municipalities are also allowed to grant a grace period during which time interest will not be charged on delinquent tax payments; and

WHEREAS, the Taxpayers of the Borough of South Plainfield are entitled to a grace period wherein interest will not be charged; and

WHEREAS, tax bills are expected to be mailed by August 3, 2018.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF SOUTH PLAINFIELD, that interest at the rate of ten-millionth of one percent (0.0000001%) per annum shall be charged on the tax bills nominally due on August 1, 2018 provided that the payment therefore is actually received by the Tax Collector on or before August 31, 2018; and

BE IT FURTHER RESOLVED, that any quarterly property tax installment due for the third quarter of Calendar Year 2018 for which payment has not been received by August 31, 2018 shall be charged interest from August 1, 2018 to the date that the payment is actually received by the Tax Collector, to be calculated at the rate of eight percent (8%) per annum on the first \$1,500.00 of the delinquency, and at eighteen percent (18%) per annum on any and all delinquent amounts in excess of \$1,500.00; and

BE IT FURTHER RESOLVED, that beginning with the fourth quarterly installment of Calendar Year 2018 due and payable on November 1, 2018, and continuing for all tax quarters thereafter, interest shall be charged on delinquent payments at the rates of eight percent (8%) per annum on the first \$1,500.00 of the delinquency, and at the rate of eighteen percent (18%) per annum on any and all delinquent amounts in excess of \$1,500.00, to be calculated from the date that the payment was originally due until the date that the payment is actually received by the Tax Collector.

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		X	X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White			X				
Councilman Wolak	X		X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-305
AUTHORIZING THE REFUND OF A SENIOR CENTER TRIP IN THE AMOUNT OF \$28.00 TO NINA TURRISE OF 130 DAY STREET

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following refund(s) to senior(s):

Nina Turrise
 130 Day Street
 South Plainfield, NJ 07080
 \$28.00 – Trip 7/18/18

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of South Plainfield that the Finance Office hereby has approval to release the aforementioned refund(s).

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						x	
Councilman Vesce						x	
Councilman White			x				
Councilman Wolak	x		x				
Council President Bengivenga			x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-306
AUTHORIZING A \$100.00 REIMBURSEMENT TO ANTOJOS TICOS FOR THE 2017 CHRISTMAS IN JULY EVENT

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following refund(s) for the 2017 Christmas in July event:

Antojos Ticos
 23 South Plainfield Avenue
 South Plainfield, NJ 07080
 \$100.00

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of South Plainfield that the Finance Office hereby has approval to release the aforementioned refund(s).

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						x	
Councilman Vesce						x	
Councilman White			x				
Councilman Wolak	x		x				
Council President Bengivenga			x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 18-307
AUTHORIZING VARIOUS DONATION REIMBURSEMENTS PERTAINING TO THE VARIABLE MESSAGE SIGN

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the following donation refund(s) pertaining to the variable message sign:

Clean Communities Grant	1,000.00
CRC Associates	200.00
Plainfield Animal Hospital	200.00
R&C Auto Body	100.00
So Plfd Business Assoc	500.00
So Plfd Cultural Arts	490.00
So Plfd Eagles Football	500.00
So Plfd Education Foundation	100.00
So Plfd Elks	1,000.00
So Plfd Music Boosters	100.00
So Plfd Wrestling Club	500.00
St. Stephen's Church	500.00
Impact Church	125.00
Senior Center	100.00

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of South Plainfield that the Finance Office hereby has approval to release the aforementioned refund(s).

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean		x	x				
Councilwoman Faustini						x	
Councilman Vesce						x	
Councilman White			x				
Councilman Wolak	x		x				
Council President Bengivenga			x				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:

- Environmental Minutes – May 9, 2018
- Environmental Monthly Report – June 2018
- Zoning Board Minutes – June 5, 2018

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean			X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White	x		X				
Councilman Wolak		X	X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

PAYMENT OF BILLS

Current Fund	8-01	162,403.21
Current Fund	7-01	0.00
Pool Utility	7-26	0.00
Pool Utility	8-26	12,186.81
Sewer Utility	7-07	0.00
Sewer Utility	8-07	1,048,365.35
Sewer Utility Capital	C-08	0.00
General Capital	C-04	28,450.99
Pool Capital	C-27	0.00
Election Account	E-18	0.00

Grant Fund	G-02	1,700.00
Dog Trust	T-12	194.70
Treasurers Trust	T-13	16,278.88
Recreation Trust	T-14	8,075.59
TOTAL ALL FUNDS		\$1,277,655.53

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dean	x		X				
Councilwoman Faustini						X	
Councilman Vesce						X	
Councilman White		x	X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	4	0			
Mayor Anesh – TIE ONLY							

COUNCIL REPORTS:

Borough Attorney Rizzo Esq. – reported progress.

Administrator Cullen – advised that we are expecting the tax bills to go out by the end of this week or by next Monday or Tuesday. The grace period has been extended until August 31st. The sewer bills should be out by this Wednesday or Thursday. The delay was due to the change of funding on the state level. Orchard Drive has been delayed due to six service lines that were in conflict. They were out last week moving these lines. Once that is done than the storm sewer work can be completed.

Engineer Miller – The milling on Hadley Road is taking place. The road has been kept open with no issues with traffic. When the paving takes place, it will be done at night. We received a letter from the County saying they will start their work on Plainfield Avenue from Sampton to the county line on the 26th to complete by August 3rd with striping to follow.

Clerk Antonides – Advised that she set-up a poll worker training class at the Senior Center on Thursday, October 18th at 7:00 p.m.

Councilman Vesce – was absent this evening.

Councilman Wolak – wished everyone a happy summer and is looking forward to seeing everyone at the upcoming Christmas in July event which should prove to be a good turnout.

Councilman White – thanked everyone that is involved with putting together the Christmas in July event.

Councilman Dean – asked if the woodchip pile will be hauled out this week, Mr. Cullen said yes, this week. There were a few more issues with recycling this week with Bolliger Way in particular. Mr. Cullen said he had DPW pick it up just because we had a storm forthcoming. Councilman Dean asked if Alice had any more calls while she was away. Mr. Cullen said no nothing was sent over to him. Councilman Dean said he noticed the Woodland Avenue project seems to be moving along now. Mr. Cullen said correct, but he is not sure if the gas line is completely moved yet. On a final note Councilman Dean said someone approached him earlier that on June 26th our garbage truck was involved in an accident of which neither he nor Councilman Vesce were notified about. Mr. Cullen said yes and Mr. Miller interjected that someone ran a stop street and hit the truck. There was no damage to our truck. The police were there and took a report. Councilman Dean said that when the public contacts them and starts asking them questions about the DPW truck being involved in an accident they would like to be notified. Councilman Dean said Councilman Vesce indicated that this is the third time now that he has not been notified of such an occurrence. Council President Bengivenga said this was a minor incident with no damage at all. Councilman Dean said he understands that but the point is it’s a Borough vehicle involved in an accident. It seems other departments notify the council or liaison for that department. Council President Bengivenga said that it seems you’ve known about it for a month that you would have reached out to Len. Councilman Dean said he just literally found out.

Councilwoman Faustini – was absent this evening.

Council President Bengivenga – that we are still looking for window decorators for the Christmas in July event. The AC units at the PAL should be completed soon and same with the Senior Center. National Night Out is Tuesday, August 7th behind the Library. There is also an emergency vehicles event on August 4th at Veteran’s Park. The Police Department is bringing back the Junior Police

Academy. Safety Town will be forthcoming in August. In the fall we will be hosting a buddy ball with basketball for special needs children. Again the grace period for tax bills has been extended to August 31st.

Mayor Anesh – was absent this evening.

COMMENTS FROM THE PUBLIC:

Council President Bengivenga opened the floor for public comment.

Mr. Roberto Sayers of West Crescent Parkway inquired if there are any penalties worked into the recycling contract, in cases where the contactor isn't working up to par. Mr. Cullen said yes there are penalties, but we have to work through the county with that. We have worked up a bill to be compensated for the recycling services. Mr. Sayers said this is the 2nd or 3rd time that Councilman Vesce has not been notified of things happening at the DPW. Mr. Sayers said it should be an easy thing to do to just call him as an FYI and feels we can be doing better than this. Councilman White said that Mr. Miller and Councilman Vesce will work it out and discuss it.

Debbie Boyle of Van Fleet went over the itinerary for the Christmas in July event then went on to say we are a small community and encourages the Council to set an example by reaching out to people in person instead of having the Borough attorney write letters.

Nancy Grennier from the Observer thanked the Council for doing a second bills list to accommodate the Christmas in July vendors at the last minute. There should be 70-75 vendors in attendance. Mrs. Grennier asked to have the Santa chair, wreaths and barricades put out for the event. Mr. Miller said he will take care of it.

Mr. Jeff Seider of 208 O'Donohue Avenue asked what the table of organization is. Council President Bengivenga explained it. Mr. Seider said as a former elected official he would be very upset if he was not notified of something. If Mr. Miller reports to the Administrator than the Administrator should notify the Council liaison. Mr. Miller said he has never heard of any policy in this Borough for reporting of accidents to certain officials. Mr. Seider said it should be a town policy that the Department Heads report to the Administrator and in turn he informs the council liaison. No one should be left unaware. Councilman Dean said that is why he brought it up because a resident approached him and he had no idea about it. Mr. Seider said everyone should be equally aware and you all work for the tax payers. Mr. Miller stressed that this is an insignificant accident with no damage and questioned why other departments are not tasked with reporting every little scratch or fender bender i.e. police, fire, ems, etc. Mr. Seider asked what the status of Mario's position is. Mr. Cullen said we are weighing in on various options in that regard. At present John Abbruzzese is filling in. Mr. Seider stressed the importance of having someone full time taking care of these property maintenance issues that are all over town. Councilman Dean said a quick email going out to everyone would be all it would take.

Mr. Sayers said we spend a lot of time talking about common curtesy, and encouraged everyone to just let each other know what is going on. Send a simple email. You don't need a policy for common curtesy.

Ms. Boyle commented on the great job Eagle Scout Joe Reilly did on the Parade Marshall wall.

Council President Bengivenga said he just wanted to clarify that Department Heads should be notifying their council liaison opposed to the entire council.

ADJOURNMENT

Without further comment and no more action necessary for this evening, Council President Bengivenga called for a motion to adjourn. Councilman White made a motion to adjourn at 7:57 p.m., seconded by Councilman Dean and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC/CMR
Municipal Clerk