

**SOUTH PLAINFIELD BOROUGH
BOROUGH COUNCIL MEETING MINUTES
FEBRUARY 5, 2024 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. Mayor Anesh stated that pursuant to Article IV, Section 2 of the By-Laws, “the presiding officer shall limit such discussion to not more than a three-minute duration.”

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		
Chief Papa		X	

Flag Salute: was led by Mayor Anesh and Councilwoman Faustini said the invocation.

Mayor Anesh 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 announced that the format for the 2024 agenda has been slightly changed, noting that this will be the only public comment section on the agenda, and you can speak to any matter or those on the agenda. Mayor Anesh opened the floor for public comment. Mayor Anesh also awaited virtual hand raises and unmuted all microphones.

With no comments from the public in-person and virtual, Mayor Anesh closed the floor.

Authorizing the Approval of Council Minutes:

- January 22, 2024 – Agenda Meeting
- January 22, 2024 - Public Meeting
- January 22, 2024 – Executive Session

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				
			6	0			
Mayor Anesh – TIE ONLY							

Proclamation(s): all proclamations were read in full by Mayor Anesh. Everyone extended a round of applause for each one and photographs were taken by media present.

Lunar New Year – was accepted the South Plainfield Buddhist Lite Organization
 Black History Month – was accepted by Councilman White
 American Heart Month – was accepted by Debbie Boyle on behalf of the Mayor’s Wellness Committee

ORDINANCES:

The following ordinance #2292 was read by Clerk Antonides by title for a second reading. Mayor opened the floor for public hearing and with no comments from the public, closed the floor.

**SUMMARY
 ORDINANCE 2292
 AN ORDINANCE DELETING AND REPLACING CHAPTER 350 OF THE
 CODE OF THE BOROUGH RE: RENTAL OF THE SENIOR CENTER**

Ordinance #2292 was 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 22, 2024. In summary, this ordinance deletes and replaces Chapter 350 of the Code of the Borough of South Plainfield titled “Rental of the Senior Center”. The public hearing where further consideration will be made will be held on February 5, 2024, 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	X				
Councilwoman Mott			X				
Councilman Smith			X				
Councilman White	X		X				
Councilman Wolak			X				
Council President Bengivenga			X				
			6	0			
Mayor Anesh – TIE ONLY							

The following ordinance #2293 was read by Clerk Antonides by title for a second reading. Mayor opened the floor for public hearing and with no comments from the public, closed the floor.

BOND ORDINANCE #2293

BOND ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY BOND
 ORDINANCE #2206 OF THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF
 MIDDLESEX, NEW JERSEY, FINALLY ADOPTED JULY 12, 2021.

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 One. Bond Ordinance #2206 of the Borough of South Plainfield, in the County of Middlesex, New Jersey (the “Borough”), finally adopted July 12, 2021, is hereby amended and restated in its entirety.

“BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY
 THE BOROUGH OF SOUTH PLAINFIELD, IN THE COUNTY OF MIDDLESEX, NEW
 JERSEY, APPROPRIATING \$2,176,247 THEREFOR AND AUTHORIZING THE ISSUANCE

OF \$1,556,500 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 \$2,176,247, including a grant from the State of New Jersey Department of Transportation in the amount of \$361,533 for the Metuchen Road improvements described in Section 3(a) and a grant from the State of New Jersey in the amount of \$118,204 for the purpose described in Section 3(c) (collectively, the "State Grants"), a grant from the County of Middlesex in the amount of \$7,500 for the purpose in Section 3(e) (the "County Grant") and a Community Development Block Grant in the amount of \$67,542 for the purpose in Section 3(f) (the "CDB Grant") and further including the aggregate sum of \$72,468 as the several down payments for the improvements or purposes required by the Local Bond Law. Pursuant to N.J.S.A. 40A:2-11(c), no down payments are provided for the costs of the improvements or purposes in Section 3(a) (Metuchen Road improvements) and Section 3(c) since the improvements or purposes are being funded by the State Grants. The aggregate amount of the down payment is at least 5% of the amount of the obligations authorized for the improvements or purposes described in Sections 3(a) (the portion not covered by the \$361,533 State Grant), (b), (d), (e) and (f) herein (in the aggregate amount of \$1,341,500). 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, the State Grants and the CDB Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,556,500 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. 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>
a) Improvements to Metuchen Road, Belmont Avenue, Spicer Avenue and Kenneth Avenue, including, but not limited to, resurfacing and milling and further including all work and materials necessary therefor and incidental thereto.	\$665,033 (includes a grant from the State of New Jersey Department of Transportation in the amount of \$361,533 for Metuchen Road)	\$289,000	10 years
b) The acquisition of a fire truck with boom and equipment, including all related costs and expenditures incidental thereto.	\$861,000	\$820,000	10 years
c) The acquisition of police cameras and related equipment, including all related costs and expenditures incidental thereto.	\$333,204 (includes a grant from the State of New Jersey in the amount of \$118,204)	\$215,000	5 years

d) The acquisition of vehicles, equipment and a roller for the Department of Public Works, including all related costs and expenditures incidental thereto.	\$230,968	\$219,000	5 years
e) The acquisition of surveillance equipment for the recycling center, including, but not limited to, computer systems, cameras and other related equipment and further including all related costs and expenditures incidental thereto.	\$11,000 (includes a grant from Middlesex County in the amount of \$7,500)	\$7,500	5 years
f) Pitt Street Park improvements, including all work and materials necessary therefor and incidental thereto.	\$75,042 (includes a Community Development Block Grant in the amount of \$67,542)	\$6,000	15 years
Total	\$2,176,247	\$1,556,500	

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 and/or the amount of the State Grants and the CDB Grant 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 8.60 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 \$1,556,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$100,000 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 State Grants and the CDB 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. Any action taken by any Borough official pursuant to Bond Ordinance #2206 prior to its amendment and restatement hereby are hereby ratified confirmed and approved as if taken pursuant to the terms of this bond ordinance.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law."

Section Two. 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 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 Three. 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				
Councilwoman Mott			X				
Councilman Smith			X				
Councilman White	X		X				
Councilman Wolak		X	X				
Council President Bengivenga			X				
			6	0			
Mayor Anesh – TIE ONLY							

The following ordinance #2294 was read by Clerk Antonides by title for a first reading. Mayor Anesh set the public hearing for February 20, 2024

**NOTICE OF INTRODUCTION BY SUMMARY
ORDINANCE 2294**

AN ORDINANCE OF THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AMENDING CHAPTER 187 “VEHICLES AND TRAFFIC” OF THE CODE OF THE BOROUGH OF SOUTH PLAINFIELD

Ordinance #2294 was 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 February 5, 2024. In summary, this ordinance amends chapter 187 titled “Vehicles and Traffic” of the code of the Borough of South Plainfield. The public hearing where further consideration will be made will be held on February 20, 2024, 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				
			6	0			
Mayor Anesh – TIE ONLY							

The following ordinance #2295 was read by Clerk Antonides by title for a first reading. Mayor Anesh set the public hearing for February 20, 2024

ORDINANCE 2295

AN ORDINANCE AMENDING ORDINANCE 2123 THAT PROVIDES FOR THE COMPENSATION OF PBA EMPLOYEES OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE PERIOD OF JANUARY 1, 2024 THROUGH DECEMBER 31, 2028

BE IT ORDAINED BY THE GOVERNING BODY OF THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY THAT:

SECTION 1.

The rates of compensation for each PBA 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 January 1st of the years shown

POSITION	POLICE OFFICERS					
	2023	2024	2025	2026	2027	2028
CLASS A	128,821	132,364	136,335	140,425	144,638	148,977
CLASS B	125,578	129,031	132,902	136,889	140,996	145,226
CLASS C	115,129	118,295	121,844	125,499	129,264	133,142
CLASS D	104,673	107,552	110,779	114,102	117,525	121,051
CLASS E	92,286	94,824	97,669	100,599	103,617	106,726
CLASS F	83,695	85,997	88,577	91,234	93,971	96,790
CLASS G	79,417	81,601	84,049	86,570	89,167	91,842
CLASS H	66,573	68,404	70,456	72,570	74,747	76,989
CLASS I	52,444	53,886	55,503	57,168	58,883	60,649
ACADEMY	41,681	42,827	44,112	45,435	46,798	48,202

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

SECTION 3. EFFECTIVE DATE: This Ordinance shall become effective and operative twenty days after publication thereof after final passage.

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	X				
Council President Bengivenga			X				
			6	0			
Mayor Anesh – TIE ONLY							

RESOLUTIONS:

**RESOLUTION 24-82
AUTHORIZING THE RELEASE OF PERFORMANCE BONDS POSTED FOR
334 THAKUR LLC FOR PUBLIC IMPROVEMENTS
TO BLOCK 472, LOT 20
AND ACCEPTANCE OF THE MAINTENANCE BONDS
IN THE AMOUNT OF \$5,032.65**

WHEREAS, the Borough of South Plainfield is in possession of a Performance Bonds for 334 Thakur LLC (334 Shevchenko Avenue) for public improvements located at Block 472, Lot 20; and

WHEREAS, the applicant has submitted the Maintenance Bond in the amount of \$5,032.65; and

WHEREAS, the Borough Engineer has given approval of the form and content of the aforementioned Maintenance Bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Mayor and Council of the Borough of South Plainfield, that the Borough Clerk is hereby authorized to accept the aforementioned Maintenance Bonds and release the Performance Bonds held for the Public Improvements located at the aforementioned Block(s) and Lot(s).

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

**RESOLUTION 24-83
APPROVING APPLICATION FOR A PERSON-TO-PERSON LIQUOR LICENSE TRANSFER FOR LICENSE NO. 1222-33-003-009, BRICK HOUSE ACQUISITION NJ, LLC**

WHEREAS, an Application was filed by Brick House Acquisition NJ, LLC for a Person-to-Person Liquor License Transfer of plenary retail consumption license 1222-33-003-009 issued to Crab Shack Acquisition NJ LLC trading as Brick House Tavern & Tap/Joes Crab Shack for premises heretofore located at 4901 & 4905 Stelton Road, South Plainfield NJ 07080; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term and there being no objection to the person-to-person transfer having been filed in the Municipal Clerk’s Office; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinance and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed, and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business:

NOW, THEREFORE, BE IT RESOLVED, the South Plainfield Borough Governing Body does hereby approve, effective this date of February 5, 2024 the Person-to Person Transfer to Brick House Acquisition NJ, LLC., and does hereby direct the Municipal Clerk to provide a copy of this Resolution to the Licensee and to the State of New Jersey Division of Alcoholic Beverage Control and the State of New Jersey Division of Taxation.

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

RESOLUTION 24-84

AMENDING RESOLUTION 24-68 THAT AUTHORIZED THE EMERGENCY SERVICES OF STILO EXCAVATION TO REPAIR A SANITARY SEWER MAIN AT THE INTERSECTION OF LANE AND MANNING AVENUES TO CORRECT A TYPOGRAPHICAL ERROR IN THE BODY OF THE RESOLUTION

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby amends Resolution 24-68 to correct a typographical error in the body of the resolution to now indicate the following:

BE IT RESOLVED that the Borough Council of the Borough of South Plainfield hereby authorizes the emergency services of Stilo Excavation to repair a sanitary sewer main at the intersection of Lane and Manning Avenues in an amount not to exceed \$35,000.00; 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. Len Miller, DPW Superintendent

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

RESOLUTION 24-85

AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF A 2024 FORD F450 MASON DUMP FROM WINNER FORD IN AN AMOUNT NOT TO EXCEED \$86,359.00

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase of a 2024 Ford F450 Mason Dump from Winner Ford in an amount not to exceed \$86,359.00 pursuant to state contract number A88215; 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
Councilwoman Faustini			X				
Councilwoman Mott		X	X				
Councilman Smith	X		X				
Councilman White			X				
Councilman Wolak			X				
Council President Bengivenga			X				
			6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION #24-86

AUTHORIZING THE SERVICES OF GOVDEALS INC. FOR THE ELECTRONIC AUCTION OF MUNICIPAL OR UNCLAIMED SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE BY THE BOROUGH OF SOUTH PLAINFIELD

WHEREAS, the Borough of South Plainfield is the owner of certain surplus property which is no longer needed for public use, and

WHEREAS, the Borough is desirous of selling said surplus property in an “as-is” condition without express or implied warranties.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of South Plainfield hereby authorizes the following:

1. The sale of the surplus property shall be conducted through GovDeals, Inc. pursuant to Sourcewell National Cooperative in accordance with the terms and conditions of said Cooperative. The terms and conditions of the agreement entered into with GovDeals, Inc. are available online at govdeals.com and also available from the Chief Financial Officer.
2. The sale will be conducted online, and the internet address of the auction site is govdeals.com.
3. The sale is being conducted pursuant to Local Finance Notice 2019-5.
4. A list of the surplus property to be sold at auction is as follows: See Schedule A for a complete list of items.
5. The surplus property as identified shall be sold in “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Borough reserves the right to accept or reject any bid submitted.

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

1. Glenn Cullen, Chief Financial Officer/BA
2. Division of Local Government Services, Department of Community Affairs
3. Amy Antonides, Municipal Clerk
4. Chief Papa, Police Department

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

RESOLUTION 24-87

AUTHORIZING THE REFUND OF A TAX OVERPAYMENT IN THE AMOUNT OF \$1890.82 PERTAINING TO 1604 GRANT AVE. IN SOUTH PLAINFIELD

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

OWNER/ADDRESS

Block 18 Lot 14

**CHARLES SHEGOG
1604 GRANT AVENUE**

MAKE CHECK PAYABLE TO:

**CHARLES SHEGOG
1604 GRANT AVENUE
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
Councilwoman Faustini			X				
Councilwoman Mott		X	X				
Councilman Smith	X		X				
Councilman White			X				
Councilman Wolak			X				
Council President Bengivenga			X				
			6	0			
Mayor Anesh – TIE ONLY							

RESOLUTION 24-88

AUTHORIZING 2024 APPROPRIATION TRANSFERS IN THE AMOUNT OF \$50,000.00 FROM THE CURRENT FUND AND \$50,000.00 FROM THE SEWER UTILITY 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
3-01-20-140-001-235	Data Process		O&E	2,000.00
3-01-21-185-000-221	Zoning		O&E	2,500.00
3-01-25-240-001-101	Police		S&W	10,000.00
3-01-25-265-002-403	Fire Official		O&E	2,500.00
3-01-26-290-002-101	Road Repairs & Maintenance		S&W	2,000.00
3-01-26-290-003-102	Snow		S&W	15,000.00
3-01-26-310-000-415	Public Buildings & Grounds		O&E	5,000.00
3-01-28-370-001-104	Recreation		S&W	2,000.00
3-01-31-465-001-565	Gasoline		O&E	5,000.00
3-01-36-472-000-675	SSI		Statutory	2,000.00
3-01-43-490-000-102	Court		S&W	2,000.00
Total FROM:				50,000.00
TO:				AMOUNT
3-01-23-220-000-631	Group Health		O&E	5,000.00
3-01-25-240-001-519	Police		O&E	4,000.00
3-01-26-290-003-321	Snow		O&E	12,000.00
3-01-30-415-001-101	Accumulated Leave		O&E	25,000.00
3-01-38-481-000-225	Tax Appeals		O&E	4,000.00
Total TO:				50,000.00
SEWER UTILITY				
FROM:				AMOUNT
3-07-55-515-001-585	Sewer Charges		O&E	15,000.00
3-07-55-515-002-402	Motor Fuels		O&E	10,000.00
3-07-55-515-002-555	Gas & Electric		O&E	25,000.00
Total FROM:				50,000.00
TO:				AMOUNT
3-07-55-515-002-101	Salary & Wages		S&W	50,000.00
Total TO:				50,000.00

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

RESOLUTION 24-89
AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF EMERGENCY LIGHTING
& EQUIPMENT INSTALLATION FOR 3 DODGE DURANGOS
FROM EAST COAST LIGHTING IN AN AMOUNT NOT TO EXCEED \$54,092.40

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase of emergency lighting & equipment installation for patrol vehicles from East Coast Lighting in an amount not to exceed \$54,092.40 pursuant to state contract number #17-Fleet-00761 to be applied to line-item C-04-55-993-000-902; 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. Chief Papa, Police Department
4. Captain Hoppe, Police Department

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

RESOLUTION 24-90
AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF 3 GENTAC TABLETS
AND RELATED EQUIPMENT FOR 3 DODGE DURANGOS
FROM ISLAND TECH SERVICES IN AN AMOUNT NOT TO EXCEED \$10,439.31

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase of 3 Gentac tablets and related equipment for 3 Dodge Durangos from Island Tech Services in an amount not to exceed \$10,439.31 pursuant to state contract number #17-Fleet-00744 to be applied to line-item C-04-55-993-000-902; 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. Chief Papa, Police Department
4. Captain Hoppe, Police Department

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

RESOLUTION 24-91
AUTHORIZING THE NJ STATE CONTRACT PURCHASE OF 3 AXON CAMERAS
AND ALPR SYSTEMS FOR 3 DODGE DURANGOS
FROM AXON ENTERPRISES INC. IN AN AMOUNT NOT TO EXCEED \$8,336.52
FOR THE TERM OF MARCH 2024 TO MARCH 2025

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase of 3 Axon cameras and ALPR systems for 3 Dodge Durangos from Axon Enterprises, Inc. in an amount not to exceed \$8,336.52 for the term of March 2024 to March 2025 pursuant to state contract number #T0106/17-FLEET-00738 to be applied to line-item C-04-55-993-000-902; 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. Chief Papa, Police Department
4. Captain Hoppe, Police Department

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

RESOLUTION 24-92

AUTHORIZING THE HIRING OF ELEONORA JACOB AS FULL-TIME TELECOMMUNICATION OFFICER AT THE ANNUAL SALARY OF \$50,827.24, EFFECTIVE FEBRUARY 6, 2024

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

It hereby authorizes the hiring of Eleonora Jacob as Full-Time Telecommunication Officer for the South Plainfield Police Department at the annual salary of \$50,827.24 with an effective date of February 6, 2024, contingent upon the completion and passing of the required psychological exam, 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
5. Peter Papa, Police Chief
6. John Abbruzzese, IT

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

RESOLUTION 24-93

AUTHORIZING THE HIRING OF ERICA GRANT AS PART-TIME TELECOMMUNICATION OFFICER AT THE HOURLY TRAINING RATE OF \$23.00 AND THEN THE HOURLY RATE OF \$31.50 UPON SUCCESSFUL COMPLETION OF HER TRAINING AND EXAMS, EFFECTIVE FEBRUARY 6, 2024

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

It hereby authorizes the hiring Erica Grant as part-Time Telecommunication Officer for the South Plainfield Police Department at the hourly training rate of \$23.00 and then the hourly rate of \$31.50 upon successfully completion of her training and passing of the psychological exam with an effective date of February 6, 2024, 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
5. Peter Papa, Police Chief
6. John Abbruzzese, IT

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

RESOLUTION 24-94
AUTHORIZING A ONE-YEAR EXTENSION TO BEST CLEANING BUILDING SERVICE FOR JANITORIAL SERVICES FOR THE MUNICIPAL BUILDING

BE IT RESOLVED by the Governing Body of the Borough of South Plainfield, State of New Jersey, that:

WHEREAS, in accordance with the provisions of N.J.S.A. 40A:11, any expenditure of public funds in excess of \$17,500 requires municipalities to advertise for proposals for delivery of said goods or services; and

WHEREAS, a need has been determined that janitorial cleaning services are necessary for the municipal building; and

WHEREAS bids were solicited and opened on Wednesday, December 14, 2022, at 10:00 a.m. and the following picked-up bid packages from the Borough Engineer and submitted bids as follows:

Best Cleaning Building Service	\$2,400.00 per month for 1 st year \$2,550.00 per month for 2 nd year \$2,700.00 per month for 3 rd year
Paramount Services Group	\$2,880.66 per month for 1 st year \$3,052.12 per month for 2 nd year \$3,137.85 per month for 3 rd year
Maintenance Mart Inc.	\$3,150.64 per month for 1 st year \$3,360.08 per month for 2 nd year \$3,569.53 per month for 3 rd year

WHEREAS, in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-15, said agreement may be extended for two one-year terms and it is the Borough’s and Best Cleaning Building Services desire to extend said contract for the second year in which term is to expire December 31, 2024; and

WHEREAS, funds for said purpose have been certified by the Chief Financial Officer and are available through the current fund budget.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that the Mayor and Municipal Clerk are hereby authorized to extend the exiting contract for a second one- year term to expire December 31, 2024.

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

RESOLUTION: 24-95

AUTHORIZING GLENN CULLEN TO SUBMIT AN APPLICATION FOR A RECYCLING ENHANCEMENT GRANT (REG)

WHEREAS, the County of Middlesex in continuing to recognize the importance of recycling and the role that the individual municipalities play in conjunction with the County towards achieving an exemplary recycling rate has proposed to provide grant monies to municipalities through the Recycling Enhancement Grant (REG) Program; and

WHEREAS, it is the intent of the REG Program to provide funds to qualifying municipalities to be used for a paper shred event to enhance a municipality’s recycling program; and

WHEREAS, the Borough intends to hold a paper shredding event on September 14, 2024; and

WHEREAS, it appears to be in the best interest of the Borough of South Plainfield and its citizens to apply for this grant;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of South Plainfield that Glenn Cullen, Borough Administrator, is hereby authorized to submit the attached application for consideration of a grant to the Middlesex County Division of Solid Waste Management.

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

**RESOLUTION 24-96
AUTHORIZING AN ADDITIONAL SPECIAL RATE FOR TRIPS AND SPECIAL EVENTS PERTAINING TO THE LEGENDS CAMP FOR 2024**

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 apply the additional fee of \$20.00 for camp weeks that include a trip and/or a special event for the 2024 year.

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	X				
Councilman Smith	X		X				
Councilman White			X				
Councilman Wolak			X				
Council President Bengivenga			X				
		VOTE:	6	0			
Mayor Anesh – TIE ONLY							

**RESOLUTION 24-97
AUTHORIZING THE SERVICES OF NAJARIAN ASSOCIATES
FOR A CONCEPTUAL DESIGN AND BID PERTAINING TO THE 2024 ROAD PROGRAM
IN AN AMOUNT NOT TO EXCEED \$61,000.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the services of Najarian Associates for a conceptual design and bid pertaining to the 2024 road program in an amount not to exceed \$61,000.00.

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
4. John Freeman, Najarian Associates

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

RESOLUTION 24-98

**AUTHORIZING THE SERVICES OF NAJARIAN ASSOCIATES
FOR DESIGN AND CONSTRUCTION ADMINISTRATION
IN AN AMOUNT NOT TO EXCEED \$20,500.00**

BE IT RESOLVED, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the services of Najarian Associates for design and construction administration in an amount not to exceed \$20,500.00.

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
4. John Freeman, Najarian Associates

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

CORRESPONDENCE:

- Board of Health Monthly Report – January 2024
- Resignation Denell Marsh from CDBG Committee
- CDBG Minutes – January 24, 2024

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	X				
Council President Bengivenga			X				
			VOTE:	6	0		
Mayor Anesh – TIE ONLY							

PAYMENT OF BILLS

Current Fund	4-01	330,253.00
Current Fund	3-01	91,199.39
Pool Utility	4-26	2,463.79
Pool Utility	3-26	0.00
Sewer Utility	4-07	37,836.98
Sewer Utility	3-07	75,558.01
Sewer Utility Capital	C-08	0.00
General Capital	C-04	80,0828.66
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	47,128.31
Land for Rec & Consv.	T-10	0.00
Legends Camp Trust	T-11	1,923.85
Dog Trust	T-12	901.20
Treasurers Trust	T-13	24,315.65
Recreation Trust	T-14	3,091.65
Senior Citizen Trust	T-16	0.00
Total All Funds:		694,700.49
Plus wires totaling:		5,215,769.34
GRAND TOTAL:		5,910,469.83

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	X				
Council President Bengivenga			X				
			VOTE:	6	0		
Mayor Anesh – TIE ONLY							

COUNCIL REPORTS:

Borough Attorney Paul Rizzo – reported progress.

Administrator Cullen – said resolution 24-97 and 24-98 on tonight’s agenda pertain to road projects for 2024. Also new for this year the Legends Camp will be offering periodic trips for the campers.

Engineer Miller – reported that work on the turf field is still taking place, weather permitting. The next step will be to install the turf. The Putnam Park project is still ongoing and the 2023 road projects are near completion, however, we will be doing a change order in the near future to add to the scope of the project.

Clerk Antonides –reported progress.

Chief Papa – was absent this evening.

Councilwoman Mott – reported progress.

Councilman Smith – reported progress.

Councilman Wolak – reported progress.

Councilwoman Faustini – reported that the Buddy Ball program has begun and there will be a Buddy Ball dance on March 15th from 6pm to 8pm. Registration for Spring football clinics is now open. Registration for T-Ball is now available, as well as Ponytail Softball.

Councilman White – advised that Middlesex Mall where the new Shoprite will be going in will now have a new name called “Hadly Commons”. The new owner is giving it a new name and makeover of the complex. The new Urgent Care just received a C/O and will be opening soon.

Council President Bengivenga – reported progress.

Mayor Anesh – reported that he has begun the first in a series of Mayor’s Wellness related webinars. The first one was completed last week called “Seasonal Effective Disorder” and a copy of it is on the Borough’s website. Mayor Anesh invited everyone to email with any suggestions of topics they would like to see.

Mayor Anesh announced that we are now going into closed session at 7:29 p.m. All are welcome to stay should they wish to.

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 7:34 p.m., seconded by Councilman Smith and unanimously carried. The meeting was adjourned.

Submitted By:

Amy Antonides, RMC/CMC/CMR
Municipal Clerk