

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
SEPTEMBER 3, 2019 7:04 P.M.  
PUBLIC MEETING**

**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 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 Bengivenga	X		
Councilman Dean	X		
Councilwoman Faustini	X		
Councilman Vesce	X		
Councilman White	X		
Council President Wolak	X		
Mayor Anesh	X		
<b>ALSO PRESENT</b>			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Paul Rizzo	X		
Engineer Miller	X		

**Flag Salute:** was led by Mayor Anesh and Councilman Dean led the invocation.

**Public Comment:** Mayor Anesh opened the floor for public comment on agenda items only. With no comments from the public, Mayor Anesh closed the floor.

**Authorizing the Approval of Council Minutes:**

August 12, 2019 – Agenda Meeting  
August 12, 2019 – Public Meeting

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga							
Councilman Dean							
Councilwoman Faustini							
Councilman Vesce							
Councilman White							
Council President Wolak							
		<b>VOTE:</b>					
<b>Mayor Anesh – TIE ONLY</b>							

**ORDINANCES:**

The following Ordinance 2151 was read by Clerk Antonides by title on second reading. Mayor Anesh opened the floor for a public hearing and with no public comments made, closed the floor.

**ORDINANCE NO. 2151**

**AN ORDINANCE AMENDING CHAPTER 187, TITLED "VEHICLES AND TRAFFIC" SECTION 187-10, A. (37) (b)**

**WHEREAS**, the Traffic Safety Advisory Committee has reviewed a concern with a loading zone on the corner of South Plainfield Avenue and Sacred Heart Drive as a designated loading zone, however it has been discovered that no such loading/unloading zone is necessary and as such, has recommended that the Vehicles and Traffic Ordinance be amended to remove the following in its entirety from our Borough Code:

Section 187-10, A. (37):

(b) Loading zone, from a point 25 feet west of the intersecting curb lines of the northwest corner of South Plainfield Avenue and Sacred Heart Drive to a point 75 feet west of the intersecting curb lines of the northwest corner of South Plainfield Avenue

and Sacred Heart Drive. This area to be designated a loading or unloading zone. Only vehicles actively engaging in loading or unloading of passengers to stop or stand in this location.

**WHEREAS**, the Governing Body of the Borough of South Plainfield has considered the recommendation of the Traffic Safety Advisory Committee and deems it to be appropriate;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Chapter 187, titled Vehicles and Traffic, Section 187-10, A (b) shall be amended and removed in its entirety.

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

The following Ordinance 2152 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for September 16, 2019 at approximately 7:00 p.m.:

**ORDINANCE 2152**  
**AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A**  
**TRAFFIC SIGNAL AT THE INTERSECTION OF WOODLAND AVENUE AND OAK TREE ROAD (RT. 604)**  
**IN THE BOROUGH OF SOUTH PLAINFIELD**  
**COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

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

**SECTION 1.** That the intersection of Woodland Avenue and Oak Tree Road (Rt. 604) shall be controlled by a Traffic Control Signal in accordance with the As-Built Traffic Signal Plan Dated July 2019 and Timing Directive bearing the date of October 9, 2017.

**SECTION 2.** That the Traffic Control Signal shall be in accordance with the 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 plans.

**SECTION 3.** That all prior ordinances and/or resolutions or portions thereof of the Borough of South Plainfield Council inconsistent herewith be and they are hereby repealed.

**SECTION 4.** That this ordinance shall become effective upon adoption and publication as required by law.

**SECTION 5.** That if any clause, section or provision of this ordinance is declared invalid by a Court of competent jurisdiction, such provision shall be deemed a separate distinct and independent provision and shall not affect the validity of the remaining portion hereof.

**SECTION 6.** When the ordinance is finally adopted, the Borough Clerk will send a certified copy of the same to Ronald Sendner, Acting Middlesex County Engineer, PO Box 871, 75 Bayard Street, 5<sup>th</sup> Floor, New Brunswick, NJ 08901 for submission to the Middlesex County Board of Chosen Freeholders for a Consenting Resolution.

**SECTION 7.** Any section of any other Borough rule, regulation, policy, ordinance or requirement that conflicts with any part of this Ordinance is repealed to the extent of the conflict.

**SECTION 8.** If any chapter, section, subchapter or paragraph of this Ordinance be declared unconstitutional, invalid, or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section, subchapter, or paragraph shall to the extent that it is not held unconstitutional, invalid, or inoperative remain in full force and effect and shall not affect the remainder of this Ordinance.

**SECTION 9.** This Ordinance shall take effect immediately or as required by law.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga			X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce							x
Councilman White	x		X				
Council President Wolak		x	X				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

The following Ordinance 2153 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for September 16, 2019 at approximately 7:00 p.m.:

**ORDINANCE 2153**  
**AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A**  
**TRAFFIC SIGNAL AT THE INTERSECTION OF PARK AVENUE (CO. RT. 531) AND OAK TREE ROAD (CO. RT. 604)**  
**IN THE BOROUGH OF SOUTH PLAINFIELD**  
**COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

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

**SECTION 1.** That the intersection of Park Avenue (Co. Rt. 531) and Oak Tree Road (Co. Rt. 604) shall be controlled by Traffic Control Signal in accordance with the As-Built Traffic Signal Plan Dated July 2019 and Timing Directive bearing the date of April 19, 2017.

**SECTION 2.** That the Traffic Control Signal shall be in accordance with the 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 plans.

**SECTION 3.** That all prior ordinances and/or resolutions or portions thereof of the Borough of South Plainfield Council inconsistent herewith be and they are hereby repealed.

**SECTION 4.** That this ordinance shall become effective upon adoption and publication as required by law.

**SECTION 5.** That if any clause, section or provision of this ordinance is declared invalid by a Court of competent jurisdiction, such provision shall be deemed a separate distinct and independent provision and shall not affect the validity of the remaining portion hereof.

**SECTION 6.** When the ordinance is finally adopted, the Borough Clerk will send a certified copy of the same to Ronald Sendner, Acting Middlesex County Engineer, PO Box 871, 75 Bayard Street, 5<sup>th</sup> Floor, New Brunswick, NJ 08901 for submission to the Middlesex County Board of Chosen Freeholders for a Consenting Resolution.

**SECTION 7.** Any section of any other Borough rule, regulation, policy, ordinance or requirement that conflicts with any part of this Ordinance is repealed to the extent of the conflict.

**SECTION 8.** If any chapter, section, subchapter or paragraph of this Ordinance be declared unconstitutional, invalid, or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section, subchapter, or paragraph shall to the extent that it is not held unconstitutional, invalid, or inoperative remain in full force and effect and shall not affect the remainder of this Ordinance.

**SECTION 9.** This Ordinance shall take effect immediately or as required by law.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga		x	X				
Councilman Dean			X				
Councilwoman Faustini	x		X				
Councilman Vesce							x
Councilman White			X				
Council President Wolak			X				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

The following Ordinance 2154 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for September 16, 2019 at approximately 7:00 p.m.:

**ORDINANCE 2154**  
**AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A**  
**TRAFFIC SIGNAL AT THE INTERSECTION OF THE SHOPPING CENTER/OAK PARK COMMONS AND OAK TREE ROAD**  
**(RT. 604) IN THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

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

**SECTION 1.** That the intersection of the Shopping Center/Oak Park Commons and Oak Tree Road (Rt. 604) shall be controlled by a Traffic Control Signal in accordance with the As-Built Traffic Signal Plan Dated July 2019 and Timing Directive bearing the date of April 19, 2017.

**SECTION 2.** That the Traffic Control Signal shall be in accordance with the 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 plans.

**SECTION 3.** That all prior ordinances and/or resolutions or portions thereof of the Borough of South Plainfield Council inconsistent herewith be and they are hereby repealed.

**SECTION 4.** That this ordinance shall become effective upon adoption and publication as required by law.

**SECTION 5.** That if any clause, section or provision of this ordinance is declared invalid by a Court of competent jurisdiction, such provision shall be deemed a separate distinct and independent provision and shall not affect the validity of the remaining portion hereof.

**SECTION 6.** When the ordinance is finally adopted, the Borough Clerk will send a certified copy of the same to Ronald Sendner, Acting Middlesex County Engineer, PO Box 871, 75 Bayard Street, 5<sup>th</sup> Floor, New Brunswick, NJ 08901 for submission to the Middlesex County Board of Chosen Freeholders for a Consenting Resolution.

**SECTION 7.** Any section of any other Borough rule, regulation, policy, ordinance or requirement that conflicts with any part of this Ordinance is repealed to the extent of the conflict.

**SECTION 8.** If any chapter, section, subchapter or paragraph of this Ordinance be declared unconstitutional, invalid, or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section, subchapter, or paragraph shall to the extent that it is not held unconstitutional, invalid, or inoperative remain in full force and effect and shall not affect the remainder of this Ordinance.

**SECTION 9.** This Ordinance shall take effect immediately or as required by law.

COUNCIL	MOTION	2 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga	x		X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce							x
Councilman White			X				
Council President Wolak		x	X				
		<b>VOTE:</b>	<b>5</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

The following Ordinance 2155 was read by Clerk Antonides by title on first reading. Mayor Anesh set the public hearing for September 16, 2019 at approximately 7:00 p.m.:

**ORDINANCE 2155**

**A CAPITAL ORDINANCE AUTHORIZING THE “INSTALLATION OF ADA RAMPS” THROUGHOUT THE BOROUGH INCLUDING ON DESEPIO AVENUE, BEATRICE PLACE, SCALERA STREET, WEST FAIRVIEW AVENUE TO BE FUNDED BY THE 2018 MIDDLESEX COUNTY HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT, IN THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

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

Section 1. The aforementioned assets be funded by 2018 Middlesex County CD # 1851. The funding requirements shall be identified by said asset as follows:

Middlesex County CD # 1851 Grant	<b>\$23,823.00</b>
<b>Totals</b>	<b><u>\$23,823.00</u></b>

Section 2. That the improvements described in Section 1 hereof shall be

authorized as Capital Improvements for the Borough of South Plainfield in the County of Middlesex, New Jersey.

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

- A. That the maximum estimated amount of money to be raised from all sources for the purposes stated in Section 1, hereof, is \$23,823.00.

- B. That the cost for the ADA Ramps shall be \$23,823 from the General Capital Grant Fund.
- C. The estimated useful life of said improvements is hereby determined to be five (5) years.

Section 4. That the total amount of the appropriation to be expended for Architectural and inspection costs, legal costs, advertisement of ordinance and other expenses as provided in Section 48:2-20 of the Revised Statutes, is not to exceed \$2,500.00.

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

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

**RESOLUTIONS:**

**RESOLUTION # 19-282**

**AUTHORIZING THE AMENDMENT OF RESOLUTION 19-253 THAT AUTHORIZED THE SERVICES OF THERMAL SERVICES OF NJ INC. TO REPLACE THE 7.5 TON ROOFTOP UNIT AT THE PAL IN AN AMOUNT NOT TO EXCEED \$10,217.00 TO NOW INCLUDE AN ADDITIONAL \$500.00**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby amends Resolution 19-282 that authorized the services of Thermal Services of NJ Inc. to replace the 7.5 ton rooftop unit at the PAL in an amount not to exceed \$10,217.00 to now include an additional \$500.00; 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, Borough Engineer/Superintendent DPW

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

**RESOLUTION 19-283**

**AUTHORIZING THE NJ STATE CONTRACT PURCHASE FOR THE SERVICES OF EAST COAST EMERGENCY LIGHTING FOR EQUIPMENT & INSTALLATION FOR THE FIRE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$5,848.86**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase for the services of East Coast Emergency Lighting for equipment for the Fire Department pursuant to NJ State Contract number #81338; 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. Fire Chief

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

**RESOLUTION: 19-284**

**AUTHORIZING THE REFUND AND CANCELLATION OF TAXES FOR 100% DISABLED VETERAN PERTAINING TO 418 HIGHLAND AVENUE IN SOUTH PLAINFIELD**

**WHEREAS**, property known as Lot 7 in Township Block 308 more commonly known as 418 Highland Avenue in South Plainfield, NJ is owned by **Joseph William Caffiero, Jr.**; and

**WHEREAS**, **Joseph William Caffiero, Jr.**, 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 **July 1, 2019** as verified by the Tax Assessor; and

**WHEREAS**, the Tax Bills for the four quarters of Calendar Year 2019 were generated from the 2018 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 2019, 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 monies levied for the 3<sup>rd</sup> and 4<sup>th</sup> quarters of 2019 in the amount of **\$2707.56**; and

**BE IT FURTHER RESOLVED**, that the Tax Collector be, and she hereby is, authorized and directed to cancel monies levied for the 1<sup>st</sup> and 2<sup>nd</sup> quarters of 2020 in the amount of **\$2636.36**.

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

**RESOLUTION: 19-285**

**AUTHORIZING A REFUND IN THE AMOUNT OF \$75.00 TO LUBOV MACK FOR A HOT WATER HEATER BUILDING PERMIT FOR THE PROPERTY LOCATED AT 59 LEEDS DRIVE**

**WHEREAS**, the Building Official confirms that the owner is a senior citizen who required a hot water heater replacement and as such, is exempt from paying a permit fee for said hot water heater;

**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 refund check(s) in the amount(s) of \$75.00 to the following:

**Lubov Mack  
59 Leeds Drive  
South Plainfield, NJ 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 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga	x		X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Council President Wolak			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 19-286**

**AUTHORIZING THE PURCHASE CHAIN LINK FENCE FOR THE RECYCLING CENTER FROM KEITH’S FENCE COMPANY IN AN AMOUNT NOT TO EXCEED \$5,350.00**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the purchase of chain link fence for the Recycling Center from Keith’s Fence Company in an amount not to exceed \$5,350.00; 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. Alice Tempel, Environmental Specialist

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

**RESOLUTION: 19-287**

**AUTHORIZING A REFUND IN THE AMOUNT OF \$25.00 TO SCOTT DELVECCHIO LOCATED AT 215 RAHWAY AVENUE FOR A TREE PERMIT NOT NEEDED**

**WHEREAS**, the Environmental Specialist confirms that a tree permit was not needed for the property located at 215 Rahway Avenue because a demolition tree permit dated 3/26/2019 is still in effect and as such, it is recommended to refund \$25.00 for the additional tree permit;

**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 refund check(s) in the amount(s) of \$25.00 to the following:

**Scott Delvecchio**  
**215 Rahway Avenue**  
**South Plainfield, NJ 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 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Bengivenga	x		X				
Councilman Dean			X				
Councilwoman Faustini			X				
Councilman Vesce			X				
Councilman White		x	X				
Council President Wolak			X				
		<b>VOTE:</b>	<b>6</b>	<b>0</b>			
Mayor Anesh – TIE ONLY							

**RESOLUTION 19-288**  
**AUTHORIZING A REFUND OF A SEWER OVERPAYMENT IN THE AMOUNT OF \$1,573.99**  
**FOR NOBLE TITLE AGENCY INC.**

**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 sewer and have requested refunds:

**Block 140 ; Lot 6**  
**Noble Title Agency, Inc.**  
**1130 Route 202 South, Bldg D**  
**Raritan, NJ 08869**  
**\$1573.99**

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

**RESOLUTION 19-289**  
**AUTHORIZING A REFUND OF A TAX OVERPAYMENT IN THE AMOUNT OF \$15,084.15**  
**FOR CORELOGIC**

**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 sewer and have requested refunds:

**Block 45 ; Lot 9**  
**Corelogic**  
**PO Box 9202**  
**Attn: Refund Department**  
**Coppell, TX 75019-9766**  
**\$15,084.15**

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

**RESOLUTION 19-290**

**AUTHORIZING THE STATE CONTRACT PURCHASE OF AN L3 MOBILE SYSTEM FOR POLICE RECORDS FROM SAFE FLEET LAW ENFORCEMENT IN AN AMOUNT NOT TO EXCEED \$19,286.60**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase for an L3 Mobile System for Police Records from Safe Fleet Law Enforcement in an amount not to exceed \$19,286.60 pursuant to NJ State Contract number #A81311 ; 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. Police Chief

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

**RESOLUTION 19-291**

**AUTHORIZING AWARD OF AN RFP TO PABCO INDUSTRIES, LLC FOR BIODEGRADABLE AND RECYCLABLE LEAF BAGS FOR THE BOROUGH OF SOUTH PLAINFIELD IN AN AMOUNT NOT TO EXCEED \$25,245.00**

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

**WHEREAS**, a need has been determined to provide biodegradable and recyclable leaf bags for the Borough of South Plainfield citizens; and

**WHEREAS**, RFP's were solicited and opened on Tuesday, August 27, 2019 at 10:00 a.m. and the following two proposals were submitted a bid:

- Pabco Industries, LLC \$ 25,245.00 (\$0.425/unit)
- Earth2Earth LLC \$ 46,800.00 (\$0.78/unit)

**WHEREAS**, the bids have been reviewed by the Borough Engineer, and the Borough Attorney, and it is their recommendation that the RFP from Pabco Industries, LLC. for biodegradable and recyclable leaf bags in the amount of \$25,245.00 (\$0.425 per bag) be accepted and a unit price contract be awarded; and

**WHEREAS**, funds for said purpose have been certified by the Chief Financial Officer and are available in the 2019 current budget account;

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of South Plainfield that authorization is hereby given to award a unit price contract to Pabco Industries, LLC for biodegradable and recyclable leaf bags at a cost not to exceed \$25,245.00 (\$0.425 per bag).

**FURTHER BE IT RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to execute the necessary agreement, if applicable, with Pabco Industries, LLC., the lowest responsible provider for the services described.

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

**RESOLUTION # 19-292  
AUTHORIZING THE SERVICES OF CENTRAL JERSEY SECURITY CAMERAS  
TO REPAIR CAMERAS AT THE DPW  
IN AN AMOUNT NOT TO EXCEED \$3,450.00**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the services of Central Jersey Security Cameras to repair the cameras at the DPW in an amount not to exceed \$3,450.00; 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, Borough Engineer/Superintendent DPW

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

**RESOLUTION 19-293  
AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE A  
DEVELOPER’S AGREEMENT BETWEEN THE BOROUGH OF SOUTH PLAINFIELD, NAYAN  
INVESTMENT GROUP LLC, MAHESH BHAGIA LLC, UPRISING HOLDINGS LLC AND  
TOWNSHIP OF PISCATAWAY FOR BLOCK 528, LOTS 44 AND 45**

**BE IT RESOLVED** that authorization by the Governing Body of the Borough of South Plainfield is hereby granted for the Mayor and Municipal Clerk to execute a Developer’s Agreement between the Borough of South Plainfield, Nayan Investment Group LLC, Mahesh Bhagia LLC, Uprising Holdings LLC and Township of Piscataway for Block 528, Lots 44 and 45; and

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

1. Municipal Clerk
2. Chief Financial Officer

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

**RESOLUTION 19-294**  
**AUTHORIZING THE PART-TIME HIRING DOMINIC ALEXANDER FOR THE DPW AND CHRISTOPHER KUBERIET FOR THE FINANCE OFFICE**  
**AT THE HOURLY RATE OF \$13.50**  
**WITH NO BENEFITS**

**BE IT RESOLVED** by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby authorizes the Borough to hire on a part-time basis Dominic Alexander for the DPW and Christopher Kuberiet for the Finance Office, without benefits, at the hourly rate of \$13.50 pursuant to the salary ordinance for such.

**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 Sutor, Payroll
4. Anne Daley, Benefits
5. Len Miller, DPW Superintendent

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

**RESOLUTION 19-295**  
**AUTHORIZING THE SERVICES OF T&M FOR ADDITIONAL PERMITTING AND MITIGATION ENGINEERING SERVICES FOR HOLLYWOOD AVENUE DEP APPLICATION IN AN AMOUNT NOT TO EXCEED \$25,650.00**

**BE IT RESOLVED** that authorization by the Governing Body of the Borough of South Plainfield is hereby granted for T&M Associates for additional permitting and mitigation engineering services for Hollywood Avenue DEP Application in an amount not to exceed \$25,650.00.

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

1. Municipal Clerk
2. Chief Financial Officer
3. T&M Associates
4. Len Miller, DPW Superintendent

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

**RESOLUTION 19-296**  
**AUTHORIZING THE STATE CONTRACT PURCHASE OF A 2020 CHEVROLET TAHOE FOR THE POLICE DEPARTMENT FROM GENTILINI CHEVROLET IN AN AMOUNT NOT TO EXCEED \$44,998.00 TO BE EXPENDED OUT OF THE POLICE FORFEITURE FUND**

**BE IT RESOLVED**, by the Borough Council of the Borough of South Plainfield that it hereby authorizes the NJ State Contract purchase of a 2020 Chevrolet Tahoe for the Police Department from Gentilini Chevrolet of 2703 Fire Road, Egg Harbor Township, NJ 08234 in an amount not to exceed \$44,998.00 to be expended out of the police forfeiture fund pursuant to NJ State Contract number #89938 ; 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. Police Chief

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

**AUTHORIZING THE ACCEPTANCE OF CORRESPONDENCE:**

- Notice from Middlesex County – Paving Park Avenue
- Recreation Monthly Report – July 2019
- Cultural Arts Commission Minutes – 2/17/19, 3/19/19, 4/16/19, 5/21/19, and 6/18/19
- Environmental Commission Monthly Report – July 2019
- Recycling Monthly Report – July 2019

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

**PAYMENT OF BILLS**

Current Fund	8-01	0.00
Current Fund	9-01	479,270.55
Pool Utility	9-26	0.00
Pool Utility	8-26	0.00
Sewer Utility	9-07	1,136,741.52
Sewer Utility	8-07	0.00
Sewer Utility Capital	C-08	5,938.60
General Capital	C-04	256,832.83
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	312.54
Dog Trust	T-12	0.00
Treasurers Trust	T-13	642.65
Recreation Trust	T-14	2,892.44
Senior Citizen Trust	T-16	2,513.50
<b>TOTAL ALL FUNDS</b>		<b>\$1,885,144.63</b>

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

## **COUNCIL REPORTS:**

Borough Attorney Paul Rizzo – reported progress.

Administrator Cullen – noted that leaf bag coupons will be mailed out in the near future. Thanked everyone who participated in helping out with the situation yesterday. It was unfortunate but keeping the public safe was most important.

Engineer Miller – The gas company has finished up their work on South 9<sup>th</sup> Street with the exception of one service they will need to back fill-in. The contractor should be back out there this week working on the project so hopefully we will really start seeing some progress.

Clerk Antonides – reported progress.

Councilman Vesce – The milling and paving of Park Avenue is forthcoming on or around September 9<sup>th</sup> weather permitting. Councilman Vesce said he will try to find out the reasons or exceptions the ADA ramps are put in the way they are. Sometimes it is just mandated that they have to be installed and there is nothing we can do about it.

Councilwoman Faustini – asked if Councilman Vesce happened to know when the lights will be installed at Spring Lake Park. Councilman Vesce said he didn't know but can check with Mr. Leer. As Liaison to the Public Celebrations Committee, Councilwoman Faustini on their behalf thanked all the first responders for keeping us all safe yesterday and extended a special thanks to all the committee members as well who all worked very hard yesterday under a lot of stress. Of course, we were all saddened and disappointed that we were not able to enjoy our annual Labor Day Parade festivities, but we are a town that has always put safety first. The Public Celebrations Committee is regrouping to come up with a plan to possibly come up with another event to see that the Veteran's are honored in some way. To conclude Councilwoman Faustini wished all the students and teachers going back to school tomorrow well.

Councilman Bengivenga – thanked all the volunteers for helping to notify everyone yesterday of the cancellation and went on to recognize the Elks, VFW and American Legion noting all the banners that were put up on Plainfield Avenue in honor and memory of those who gave the ultimate sacrifice. There are 29 of them hung up. They look great. Councilman Bengivenga explained that the gas company working in the Desepio area will also have storm drains and storm sewer replacements in that area. It will make for some extensive work that we would like to have done before the winter. As such, because there is a gap of some 3 weeks between meetings, we may need to call for a special meeting to award that project.

Councilman Dean – commended Chief Parker and his staff for keeping us all safe yesterday. Everyone did a great job and at the end of the day everyone was kept safe and that is what is most important.

Councilman White – also thanked Chief Parker for all his work behind the scenes in keeping us all safe. It took a real consolidated effort to pull through. Councilman White mentioned rolling out phase two for the honoring of our Veterans. We are still working on finalizing plans.

Council President Wolak – thanked the Police Department and the Public Celebrations Committee for all their hard work yesterday. On another note, Council President Wolak reminded everyone to drive carefully tomorrow with schools in session again.

Mayor Anesh – reported progress.

## **COMMENTS FROM THE PUBLIC:**

Mayor Anesh opened the floor for public comment.

Suzanne Lepore of Bullard Place on behalf of the Cultural Arts Committee invited everyone to attend the National Hispanic Heritage event at the Senior Center on September 21<sup>st</sup> at 12 noon.

Sandy Doyon of Elizabeth Court thanked the Council and Police for a job well done yesterday. Ms. Doyon asked why DPW workers were out looking for explosive devices. Chief Parker who was in the room responded by saying it was a team effort and that everyone was instructed that if they saw something to stay away and to report it only. No one was told to handle anything, but only to report it. We had fire, EMS and DPW present and all assisting us yesterday. The bomb squad was the agency who would handle anything suspicious. Mr. Miller added that each of his men were assigned into groups with a leader.

{A0961100.1}

Debbie Boyle of Van Fleet reported on various events and dates forthcoming throughout the Borough.

With no further comments from the public, Mayor Anesh closed the floor and announced that we are going into a closed session meeting and everyone is welcome to stay if they wish.

**ADJOURNMENT**

Without further comment and no more action necessary for this evening Mayor Anesh called for a motion to adjourn. Council President Wolak made a motion to adjourn at 9:28 p.m., seconded by Councilman White and unanimously carried. The meeting was adjourned.

Submitted By:

---

Amy Antonides, RMC/CMC/CMR  
Municipal Clerk