

**SOUTH PLAINFIELD BOROUGH  
BOROUGH COUNCIL MEETING MINUTES  
APRIL 15, 2024 7:02 P.M.  
PUBLIC MEETING**

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

**CALL TO ORDER:** Council President Bengivenga called the meeting to order at 7:06 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 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. Council President Bengivenga 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	
<b>ALSO PRESENT</b>			
Administrator Cullen	X		
Clerk Antonides	X		
Attorney Paul Rizzo	X		
Engineer Miller	X		
Chief Papa	X		

**Flag Salute:** was led by Council President Bengivenga and Councilman White said the invocation.

Council President Bengivenga 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 126 663 1990 #. Using the pound button will mute and unmute the voice feature for any phone callers.

Council President Bengivenga noted that we will be switching the order of our agenda a little bit this evening. Next, we will authorize our police promotions and new hires. Resolutions 24-164A and 24-164B (below) were both administered. Each officer was sworn in with their family/friends present. Everyone extended a round of applause and photos were taken by family, friends and media present. Each governing body member extended their well wishes and congratulations to each officer.

**RESOLUTION 24-164A  
AUTHORIZING THE PROMOTION OF SGT. LLOYD MCNELLY TO LIEUTENANT AND OFFICER  
CHRISTOPHER ROBLES TO SERGEANT WITH AN ANNUAL SALARY PURSUANT TO THE SALARY ORDINANCE  
AND CONTRACT FOR SAME**

**BE IT RESOLVED** by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby confirms the following promotions at an annual salary pursuant to the salary ordinance and/or PBA Contract:

- Sgt. Lloyd McNelly to Lieutenant - \$167,109.00, effective April 16, 2024
- Officer Christopher Robles to Sergeant - \$149,205.00, effective April 16, 2024

**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. Peter Papa, Chief of Police
4. Anne Daley, Benefits

- 5. Carmela Miller, Payroll
- 6. John Abbruzzese, IT

COUNCIL	MOTION	2 <sup>ND</sup>	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				
			5	0			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 24-164B**

**AUTHORIZING THE HIRING OF NATALIE R. DEVINE AND WILLIAM P. BETINES AS POLICE OFFICER RECRUITS WITH AN ANNUAL SALARY PURSUANT TO THE SALARY ORDINANCE AND CONTRACT FOR SAME**

**BE IT RESOLVED** by the Borough Council of the Borough of South Plainfield, County of Middlesex, in the State of New Jersey, that it hereby confirms the following hiring at an annual salary pursuant to the salary ordinance and/or PBA Contract:

- Natalie R. Devine – as Police Officer Recruit - \$42,827.00 effective April 16, 2024
- William P. Betines – as Police Officer Recruit - \$42,827.00 effective April 16, 2024

**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. Peter Papa, Chief of Police
4. Anne Daley, Benefits
5. Carmela Miller, Payroll
6. John Abbruzzese, IT

COUNCIL	MOTION	2 <sup>ND</sup>	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				
			5	0			
<b>Mayor Anesh – TIE ONLY</b>							

Council President Bengivenga called for a recess at 7:25 p.m.  
 Council President Bengivenga called the meeting back to order at 7:46 p.m.

**Public Comment:** Council President Bengivenga 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. Council President Bengivenga opened the floor for public comment. Council President Bengivenga also awaited virtual hand raises and unmuted all microphones.

Mr. Leon Aboosama of 221 Schillaci Lane expressed his concerns regarding flooding in his area saying the homes are being impacted a lot by it, and now, there is a sewage problem. Manhole covers are lifting with sewage and debris left on the street. There are concerns for the children in the area who play on the street. The bails of hay that are left in front of the storm drains are not helping. Council President Bengivenga responded by saying the DEP has advised it is a regional problem that is occurring. The EPA has also been investigating this. Mr. Cullen said he can have PARSAs on the line to see if there is a blockage.

With no further comments from the public in-person and virtual, Council President Bengivenga closed the floor.

**Authorizing the Approval of Council Minutes:**

April 1, 2024 – Agenda Meeting  
April 1, 2024 - Public Meeting

COUNCIL	MOTION	2 <sup>ND</sup>	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				
			3	0			
<b>Mayor Anesh – TIE ONLY</b>							

**ORDINANCES:**

The following ordinance #2304 was read by Clerk Antonides by title for a second reading. Council President Bengivenga opened the floor for public hearing and with no comments from the public, closed the floor.

**NOTICE OF ADOPTION BY SUMMARY  
ORDINANCE 2304**

**AN ORDINANCE THAT PROVIDES FOR THE COMPENSATION OF EMPLOYEES OF THE BOROUGH OF SOUTH PLAINFIELD AND THE METHOD OF PAYMENT OF SUCH COMPENSATION FOR THE YEARS 2024 THORUGH 2028 FOR NON-UNION PROFESSIONALS AND GOVERNING BODY**

Ordinance #2304 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 April 1, 2024. In summary, this ordinance provides for the compensation of employees of the Borough of South Plainfield and the method of payment of such compensation for the years 2024 through 2028 for non-union professionals and Governing Body. The public hearing where further consideration will be made will be held on April 15, 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.

COUNCIL	MOTION	2 <sup>ND</sup>	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				
			5	0			
<b>Mayor Anesh – TIE ONLY</b>							

The following ordinance #2305 was read by Clerk Antonides by title for a first reading. President Bengivenga set the public hearing for May 6, 2024 at 7:00 p.m.

**ORDINANCE 2305  
AN ORDINANCE ESTABLISHING TREE REMOVAL AND REPLACEMENT  
REGULATIONS WITHIN THE BOROUGH OF SOUTH PLAINFIELD**

**BE IT ORDAINED** by the Borough of South Plainfield, County of Middlesex, State of New Jersey that Chapter 444, Trees, of the Code of the Borough be deleted and replaced with the following:

**SECTION I. Purpose:**

{A1298313.1 }

An ordinance to establish requirements for tree removal and replacement in the Borough of South Plainfield to reduce soil erosion and pollutant runoff, promote infiltration of rainwater into the soil, and protect the environment, public health, safety and welfare.

## **SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The use of the word "shall" means the requirement is always mandatory and not merely directory.

- A. "Applicant" means any "person", as defined below, who applies for approval to remove trees regulated under this ordinance.
- B. "Critical Root Radius (CRR)" – means the zone around the base of a tree where the majority of the root system is found. This zone is calculated by multiplying the diameter at breast height (DBH) of the tree by 1.5 feet. For example: a tree with a 6" DBH would have a  $CRR = 6" \times 1.5' = 9'$ .
- C. "Diameter at Breast Height (DBH)" means the diameter of the trunk of a mature tree generally measured at a point four and a half feet above ground level from the uphill side of the tree.
- D. "Hazard Tree" means a tree or limbs thereof that meet one or more of the criteria below. Trees that do not meet any of the criteria below and are proposed to be removed solely for development purposes are not hazard trees.
  - 1. Has an infectious disease or insect infestation;
  - 2. Is dead or dying;
  - 3. Obstructs the view of traffic signs or the free passage of pedestrians or vehicles, where pruning attempts have not been effective;
  - 4. Is causing obvious damage to structures (such as building foundations, sidewalks, etc.); or
  - 5. Is determined to be a threat to public health, safety, and/or welfare by a certified arborist or licensed tree expert as defined pursuant to the Tree Expert and Tree Care Operator's Licensing Act, N.J.S.A. 45:15C-11, et seq.
- E. "Person" means any individual, resident, corporation, utility, company, partnership, firm, or association.
- F. "Planting strip" means the part of a street right-of-way between the public right-of-way adjacent to the portion of the street reserved for vehicular traffic the abutting property line and the curb or traveled portion of the street, exclusive of any sidewalk.
- G. "Resident" means an individual who resides on the residential property where a tree(s) regulated by this ordinance is removed or proposed to be removed.
- H. "Street Tree" means a tree planted in the sidewalk, planting strip, and/or in the public right-of-way adjacent to the portion of the street reserved for vehicular traffic. This also includes trees planted in planting strips within the roadway right-of-way, i.e., islands, medians, pedestrian refuges.
- I. "Tree" means a woody perennial plant, typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground.
- J. "Tree Caliper" means the diameter of the trunk of a young tree, measured six (6) inches from the soil line. For young trees whose caliper exceeds four (4) inches, the measurement is taken twelve (12) inches above the soil line.
- K. "Tree removal" means to kill or to cause irreparable damage that leads to the decline and/or death of a tree. This

includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, over-mulching or improper mulching, and improper grading and/or soil compaction within the critical root radius around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of treatments intended to manage invasive species.

**SECTION III. Regulated Activities:**

A. Application Process:

1. Any person planning to remove a street tree with DBH of 2.5” or more or any non-street tree with DBH of 6” or more on their property shall submit a Tree Removal Application to Construction Official. **No tree shall be removed until municipal officials have reviewed and approved the removal.**
2. Fees payable for the filing of an application for a tree removal and site clearing permit shall be as follows:
  - a. For existing residential property not involving a subdivision or site plan, the fee shall be \$25.00.
  - b. For any subdivision, vacant land or commercial property, the fee shall be \$100.00 per acre or portion thereof.

B. Tree Replacement Requirements

1. Any person who removes one or more street tree(s) with a DBH of 2.5” or more, unless exempt under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table below.
2. Any person, other than a resident, who removes one or more tree(s) with a DBH of 6” or more per acre, unless exempt under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table.

The species type and diversity of replacement trees shall be in accordance with Appendix A.

Replacement tree(s) shall:

1. Be replaced in kind with a tree that has an equal or greater DBH than tree removed or meet the Tree Replacement Criteria in the table below;
2. Be planted within twelve (12) months of the date of removal of the original tree(s) or at an alternative date specified by the Borough;
3. Be monitored by the applicant for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months; and
4. Shall not be planted in temporary containers or pots, as these do not count towards tree replacement requirements.

**Tree Replacement Requirements Table:**

Category	Tree Removed (DBH)	Required Action
1	DBH of 2.5” (for street trees) or 6” (for other trees) to 12.99”	Replant 1 tree with a minimum tree caliper of 1.5” for each tree removed
2	DBH of 13” to 22.99”	Replant 2 tree with a minimum tree caliper of 1.5” for each tree removed
3	DBH of 23” to 32.99”	Replant 3 tree with a minimum tree caliper

		of 1.5” for each tree removed
4	DBH of 33” or greater	Replant 4 tree with a minimum tree caliper of 1.5” for each tree removed

C. Replacement Alternatives:

1. If the Borough determines that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:
  - a. Plant replacement trees in a separate area(s) approved by the Borough.
  - b. Provide an estimate from a nursery for supplying the requisite number of trees, unplanted, and the fee shall be twice the estimate. The Borough shall have full and sole discretion to review all estimates and may reject any or all estimates and require submission of further estimates which shall be subject to the same requirements. This fee shall be placed into a fund established by the Borough for environmental programs, such as tree planting, tree maintenance, tree preservation, park development or landscaping and other comparable projects as recommended by the Borough Council.

**SECTION IV. Exemptions:**

All persons shall comply with the tree replacement standard outlined above, except in the cases detailed below. Proper justification shall be provided, in writing, to the Borough by all persons claiming an exemption which make consist of photographs, statements from an LTE or certified arborist, or such other evidence as may be required by the Borough.

- A. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- B. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the Borough;
- C. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan.
- D. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- E. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- G. Hazard trees may be removed with no fee or replacement requirement.

**SECTION V. Enforcement:**

This ordinance shall be enforced by the South Plainfield Police Department or Code Enforcement during the course of ordinary enforcement duties.

**SECTION VI. Violations and Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine equal to the greater of \$1,000.00, or the cost of acquiring and planting a replacement tree. The court shall have the discretion in lieu of a fine to require replacement of the basal area of the removed tree.

**SECTION VII. Severability:**

Each section, subsection, sentence, clause, and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause or reason shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective Date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

COUNCIL	MOTION	2 <sup>ND</sup>	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				
			5	0			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTIONS:**

**RESOLUTION 24-165**

**AMENDING RESOLUTION 24-250 TO STATE THE PROPERTIES TO BE INCLUDED FOR INVESTIGATION AS AN AREA IN NEED OF REDEVELOPMENT WITHOUT THE POWER OF CONDEMNATION SHALL INCLUDE BLOCK 457, LOT 2 AND NOT INCLUDE BLOCK 547, LOT 2**

**WHEREAS**, on April 1, 2024, the Mayor and Council passed a Resolution, 2024-150, authorizing and directing the Planning Board to conduct a preliminary investigation of the conditions of certain parcels of property within the Borough for determination as an area in need of redevelopment without the power of condemnation; and

**WHEREAS**, Resolution 2024-250 listed a number of different lots and blocks, and the Resolution contained a typographical error in which it listed Block 547, Lot 2 as one of the properties to be included in the investigation, and the proper designation should have been Block 457, Lot 2;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Resolution 2024-150 is corrected to state that the properties to be included for investigation as an area in need of redevelopment without the power of condemnation shall include Block 457, Lot 2 and shall not include Block 547, Lot 2. All other provisions and terms of Resolution 2024-150 shall continue to be in full force and effect.

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

**RESOLUTION 24-166**

**AUTHORIZING THE MAYOR TO EXECUTE THE COLLECTIVE BARGAINING AGREEMENT WITH THE PROFESSIONAL MANAGER’S ASSOCIATION FOR THE PERIOD OF JANUARY 1, 2024, TO DECEMBER 31, 2028**

**BE IT RESOLVED** that authorization is hereby given by the Borough Council of the Borough of South Plainfield for the Mayor, Borough Administrator, and/or Municipal Clerk to execute the Professional Manager’s Association collective bargaining agreement for the period of January 1, 2024 to December 31, 2028.

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

**RESOLUTION 24-167  
AUTHORIZING SENIOR CENTER REFUNDS TO VARIOUS SENIORS  
DUE TO CANCELLED TRIPS**

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

130 LiGreci’s Trip 3/20/24  
Linda Zushma  
109 Susan Terrace  
SP, NJ

\$130 LiGreci’s Trip 3/20/24  
Ken Ribar  
325 South Plainfield Ave.  
SP, NJ

\$40 William Nagy  
1119 Cherry Street  
South Plainfield, NJ 07080

**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 <sup>ND</sup>	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilwoman Faustini		X	X				
Councilwoman Mott			X				
Councilman Smith	X		X				
Councilman White			X				
Councilman Wolak						X	
Council President Bengivenga			X				
			5	0			
<b>Mayor Anesh – TIE ONLY</b>							

**RESOLUTION 24-168  
AUTHORIZING A 2024 TEMPORARY BUDGET AMENDMENT  
FOR \$1,100,000.00 IN THE CURRENT AND \$1,500,000.00 IN THE SEWER UTILITY**

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

**WHEREAS**, the date of this resolution is prior to the adoption of the FY 2024 Budget, and

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

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

CURRENT FUND			AMOUNT
4-01-20-100-000-101	Administration	S&W	10,000
4-01-20-110-000-101	Executive	S&W	5,000
4-01-20-120-000-101	Clerk	S&W	10,000
4-01-20-140-000-204	Computers	O&E	10,000
4-01-20-140-000-331	Computers	O&E	10,000
4-01-20-145-000-101	Taxes	O&E	5,000
4-01-20-155-000-221	Legal	O&E	10,000
4-01-22-195-001-101	Code Enforcement	S&W	50,000
4-01-25-240-001-101	Police	S&W	400,000
4-01-25-240-001-102	Police	S&W	100,000
4-01-25-240-001-321	Police	O&E	10,000
4-01-25-240-003-241	Crossing Guard	O&E	20,000
4-01-25-240-004-101	Police Tow Yard	S&W	30,000
4-01-25-240-004-225	Police Tow Yard	O&E	35,000
4-01-25-250-000-101	911	S&W	50,000
4-01-25-265-001-300	Fire	O&E	20,000
4-01-25-265-002-101	Fire Official	S&W	25,000
4-01-25-265-003-581	Fire Service Charges	O&E	50,000
4-01-26-290-001-102	Public Works Administration	S&W	5,000
4-01-26-290-002-101	Road Repairs & Maintenance	S&W	20,000
4-01-26-290-002-425	Road Repairs & Maintenance	O&E	20,000
4-01-26-310-000-101	Public Buildings & Grounds	S&W	20,000
4-01-26-310-000-415	Public Buildings & Grounds	O&E	30,000
4-01-26-315-000-101	Vehicle Maintenance	S&W	25,000
4-01-26-315-000-401	Vehicle Maintenance	O&E	20,000
4-01-27-330-001-235	Board of Health	O&E	30,000
4-01-28-370-001-101	Recreation	S&W	20,000
4-01-28-370-002-101	Office on Aging	S&W	15,000
4-01-28-370-002-321	Office on Aging	O&E	3,000
4-01-43-490-000-101	Court	S&W	20,000
4-01-36-472-000-675	SSI	Statutory	22,000
<b>Total CURRENT FUND</b>			<b>1,100,000</b>
<b>SEWER</b>			<b>AMOUNT</b>
4-07-55-515-001-585	Sewer Charges	O&E	1,500,000
<b>Total Sewer</b>			<b>1,500,000</b>

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

**RESOLUTION 24-169  
AUTHORIZING THE AWARD OF A BID TO STILO EXCAVATION  
FOR THE 2024 SOUTH PLAINFIELD ROAD PROGRAM  
IN AN AMOUNT NOT TO EXCEED \$1,515,950.64**

**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 various road improvements are necessary; and

**WHEREAS** bids were solicited and opened on Wednesday, August 10, 2024 at 10:30 a.m. and the following picked-up bid packages and submitted bids as follows:

Stilo Excavation	\$1,515,950.64
American Asphalt Trucking	\$1,518,890.33

DLS Construction	\$1,633,705.00
JA Alexander, Inc.	\$1,644,534.88
Black Rock Enterprises	\$1,725,707.50
Topline Construction	\$1,756,601.24
Cifelli Son	\$2,052,247.50
Lancha Construction	\$2,079,719.50

**WHEREAS**, the bids have been reviewed by the Borough’s Engineer and Attorney and as such it has been determined that Stilo Excavation is the lowest qualified bidder and it is recommended the bid be awarded to them in the amount of \$1,515,950.64 for the 2024 South Plainfield Road Program; and

**WHEREAS**, funds for said purpose have been certified by the Chief Financial Officer and are available through the current fund budget and/or via capital bonding.

**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 execute a contract if applicable for the aforementioned vendor.

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

**RESOLUTION 24-170  
AUTHORIZING THE HIRING OF VARIOUS PART-TIME SUMMER HELPERS  
FOR THE DPW AT THE HOURLY RATE PURSUANT TO THE SALARY ORDINANCE**

**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 for the Summer the following individuals for the DPW, without benefits, at the hourly summer rate of \$14.50 pursuant to the salary ordinance for such:

- |                  |                |
|------------------|----------------|
| Troy O’Connor    | Mitchell Dudak |
| Luke Bickunas    | Connor Gillis  |
| Alfred Fuschetti | Patrick Berry  |
| Jack Massett     | Aiden Taber    |
|                  | Chris Born     |

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

1. Glenn Cullen, CFO
2. Amy Antonides, Municipal Clerk
3. Carmela Miller, Payroll
4. Anne Daley, Benefits
5. Len Miller, DPW Superintendent

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

**CORRESPONDENCE - Council President Bengivenga Read and Accepted all Correspondence.**

- Board of Health Monthly Report – March 2024
- Environmental Advisory Committee Minutes – January 10, 2024
- Traffic Safety Advisory Commission Minutes – January 24, 2024 & February 28, 2024
- PAL Weightroom – Thank You
- Resignation of Erica Grant, Telecommunicator, effective April 8, 2024
- Award of 2024 Recycling Enhancement Grant - \$10,000.00

**PAYMENT OF BILLS**

Current Fund	4-01	207,623.49
Current Fund	3-01	9,566.35
Pool Utility	4-26	0.00
Pool Utility	3-26	0.00
Sewer Utility	4-07	0.00
Sewer Utility	3-07	0.00
Sewer Utility Capital	C-08	1,000.00
General Capital	C-04	495,990.99
Pool Capital	C-27	0.00
Election Account	E-18	0.00
Grant Fund	G-02	9,689.69
Land for Rec & Consv.	T-10	89.79
Legends Camp Trust	T-11	89.85
Dog Trust	T-12	5,792.40
Treasurers Trust	T-13	27,154.08
Recreation Trust	T-14	2,272.29
Senior Citizen Trust	T-16	0.00
<b>Total All Funds:</b>		<b>\$759,467.93</b>
<b>Plus wires totaling:</b>		<b>\$0.00</b>
<b>GRAND TOTAL:</b>		<b>\$759,467.93</b>

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

**COUNCIL REPORTS:**

Borough Attorney Paul Rizzo – reported progress.

Administrator Cullen – stated that we will be introducing the 2024 municipal budget at the next council meeting. The Putnam Park project is moving along very well with a late May projected opening, weather permitting. We are finishing up the 2023 road improvements. The turf field refurbishment is in it’s final stage of completion and we hope to have that open soon. Mr. Cullen thanked Kristine and Paul from DPW for their work on the recycling grant.

Mr. Jim Patti gave a brief update on the status of some other DPW projects.

Engineer Miller – was absent this evening.

Clerk Antonides –reminded everyone that the annual Financial Disclosure is due on or before April 30<sup>th</sup>.

Chief Papa – reported that Fishing Derby at Spring Lake Park has 150 kids registered so far. Our name will be “Cops & Bobbers”.

Councilwoman Mott – reminded everyone that the annual spring volunteer litter clean-up is on April 27<sup>th</sup> from 10am-12 noon. There will be a pizza party available afterward.

Councilman Smith – reported progress.

Councilman Wolak – was absent this evening.

Councilwoman Faustini – reminded everyone that the early pricing will end on May 1<sup>st</sup> for the community pool registrations. Recreation will be offering extended hours for registration purposes on April 18<sup>th</sup> from 4:30 to 8pm and April 27<sup>th</sup> from 9am to 12 noon. This year's Cappy Award will honor Franco Mitrano on April 27<sup>th</sup> at 6:30 pm. at the Senior Center. Tickets are available online or at the PAL. Spring Tennis will begin this weekend. The refurbishment of the PAL gym is completed and now open with a new layout which overall is more pleasant. Councilwoman Faustini concluded by saying that we are wearing purple ribbons today in honor of Purple Up Day representing Military Children Month. The purple ribbons symbolize our support for military children.

Councilman White – reported that Nothing But Bunts at Hadley Center will have their ribbon cutting at 11am this Saturday and the new Shoprite at Hadley Commons should open by mid-May.

Council President Bengivenga – reported that last week he attended a Rotary Club event honoring both Tom Cassio and Tom Scalera. Council President Bengivenga congratulated them both saying it is a well-deserved honor. To conclude Council President Bengivenga asked everyone to remember April 16<sup>th</sup> in honor of those lives lost in the Virginia Tech shooting. His brother-in-law was a victim of this event.

Mayor Anesh – was absent this evening.

At this time, 8:11 p.m., Council President Bengivenga stated that we will be going into Executive Session, and it is not anticipated to take action afterwards.

#### **ADJOURNMENT**

Without further comment and no more action necessary for this evening Council President Bengivenga called for a motion to adjourn. Council President Bengivenga made a motion to adjourn at 8:33 p.m., seconded by Councilman White and unanimously carried. The meeting was adjourned.

Submitted By:

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Amy Antonides, RMC/CMC/CMR  
Municipal Clerk