

DRAFT MINUTES

*These are the Draft Minutes of the Regular Meeting
of the North Plainfield Borough Council held on Monday, 8 May 2017.*

*Every attempt has been made to make these as comprehensive
and conclusive as possible. However, as it is a draft document, it is
not to be construed as a formal depiction of the official conduct of business and is subject to
revision up to and following the Governing Body's actual approval of same. If changes are
necessary, revised minutes will be posted to the website.*

MINUTES of the Regular Meeting of the Council of the Borough of North Plainfield held on Monday, **May 8, 2017** at 7:31 p.m. at the North Plainfield Borough Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

Council Members: Everett Merrill
Keiona R. Miller
Frank Righetti
Wendy Schaefer
Douglas M. Singleterry (7:32 p.m.)
Frank "Skip" Stabile
Lawrence La Ronde, Council President

Also Present: David E. Hollod, Business Administrator
Eric M. Bernstein, Esq., Borough Attorney
Richard K. Phoenix, RMC, Borough Clerk
Stephanie Sherwood, RMC, Deputy Clerk

The Pledge of Allegiance to the Flag was led by Mr. Righetti.

Council President La Ronde requested a moment of silence for the men and women serving in our Armed Forces.

The Council President read the following Notice of Compliance:

"This is a Regular Meeting of the Council of the Borough of North Plainfield, scheduled by resolution of the Council adopted on November 28, 2016. Adequate notice of this meeting was given pursuant to *N.J.S.A. 10:4-6 et seq.* by transmitting said notice to the *Courier News*, *The Star-Ledger*, *The Alternative Press* and *WKMB* Radio on November 29, 2016, by publication of the announcement in the *Courier News* on December 1, 2016 and by posting a copy of this notice on the bulletin boards in the Municipal Building and Memorial Library reserved for such purpose."

Mr. Hollod presented the following Mayoral Proclamation:

Municipal Clerks' Week
May 7 - 13, 2017

Whereas, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

Whereas, The Office of the Municipal Clerk is the oldest among public servants, and

Whereas, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

Whereas, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

Whereas, The Municipal Clerk serves as the information center on functions of local government and community.

Whereas, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations.

Whereas, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

Now, Therefore, I, Michael Giordano Jr., Mayor of North Plainfield, do recognize the week of May 7 through May 13, 2017, as Municipal Clerks' Week, and further extend appreciation to our Municipal Clerk, Rich Phoenix, our Deputy Municipal Clerk Stephanie Sherwood and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

The Clerk had submitted copies of the minutes of the Agenda Conference and Regular Meeting of April 24, 2017.

Council President La Ronde called for a Roll Call on the minutes of the Agenda Conference and Regular Meeting of April 24, 2017:

Aye: Merrill, Miller, Schaefer, Singleterry, Stabile, La Ronde

Abstain: Righetti

Mr. Phoenix recalled that Ordinance No. 17-08 had been previously tabled. Mr. Bernstein advised that a motion to remove the ordinance from the table would be necessary. Mr. Righetti moved to remove Ordinance No. 17-08 from the table. Seconded by Mr. Stabile and on Roll Call carried all seven voting aye. Confirming that no Council members wished to introduce Ordinance No. 17-08, Mr. Bernstein advised that the ordinance was dead.

Mr. Stabile presented the following Resolution and moved its adoption:

RESOLUTION NO. 05-08-17-01 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 17-09 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing May 22, 2017 at 7:30 p.m. or as soon thereafter as the matter can be heard, as the time and the North Plainfield Council Chambers, 263 Somerset Street, North Plainfield, New Jersey as the place for hearing and final adoption.

Seconded by Mr. Righetti and on Roll Call carried all seven voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 17-09 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER IV ENTITLED, "GENERAL LICENSING," ARTICLE 4-1A BY CREATING A NEW ARTICLE ENTITLED, "LIMOUSINES"

CONSENT AGENDA

Council President La Ronde stated that all matters listed on the Consent Agenda are considered to be routine in nature and will be approved by one motion. There will be no separate discussion of these items. If any discussion is desired by Council, that particular item will be removed from the Consent Agenda and will be considered separately.

Ms. Miller presented the following Resolution and moved its adoption:

RESOLUTION NO. 05-08-17-02 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

05-08-17-02a, b, c, d, e, f, g and h

having been placed on the Consent Agenda and there having been no objection thereto, the same are hereby approved.

Seconded by Ms. Schaefer and on Roll Call carried all seven voting aye.

APPROVED RESOLUTIONS:

RESOLUTION NO. 05-08-17-02a RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT WITH RICH TREE SERVICE, INC. FOR THE MAINTENANCE AND REMOVAL OF TREES THROUGHOUT THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of certain services to maintain and remove trees throughout the Borough for the remainder of calendar year 2017 (hereinafter referred to as the "Project"); and,

WHEREAS, the Borough of North Plainfield solicited bids for the Project and three (3) bids were received. The following three (3) bids were received:

<u>Bidding</u>	<u>Entity Total Amount</u>
Rich Tree Service, Inc.	\$119.00/hour
Caffrey Tree and Landscape, LLC	\$120.00/hour
M&A Tree Service, Inc.	\$185.00/hour

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsible bidder, Rich Tree Service Inc., whose main offices are located at 325 Bergen Street, South Plainfield, New Jersey 07080 (hereinafter referred to as the "Contractor") as there are no material defects with the bid proposal; and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of the Contractor to perform all those services contemplated in the Borough's bid documents and the bid proposal submitted by the Contractor; and,

WHEREAS, the Borough of North Plainfield finds that the Contractor is the lowest responsible bidder for the Project pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Borough Council hereby awards the following Bid and Contract:

Project: Tree Maintenance and Removal
 Successful Bidder: Rich Tree Service, Inc.
 Total Bid: In the Amount of One Hundred Nineteen Dollars and Zero Cents Per Hour (\$119.00).
 Term: Remainder of the 2017 Calendar year only.

BE IT FURTHER RESOLVED that the Borough Council, at the recommendation of the Administrator, rejects Alternate Bid A for the services in calendar year 2018.

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute the contract and all necessary documents to engage the construction services of Rich Tree Service, Inc. for the Project; and,

BE IT FURTHER RESOLVED that the award of this contract shall be subject to the certification of the Borough's Chief Financial Officer as to the availability of funds for payment for same; and,

BE IT FURTHER RESOLVED that the award and the contract and its performance shall be consistent with all applicable laws, the Borough's bid documents and the bid proposal of Rich Tree Service, Inc. for the Project known as the Tree Maintenance and Removal Services.

RESOLUTION NO. 05-08-17-02b WHEREAS, East End School PTO, 170 Oneida Avenue, North Plainfield, New Jersey, has applied for licenses to conduct an on-premise 50-50 cash raffle and an on-premise merchandise raffle on June 3, 2017; and

RESOLUTION NO. 05-08-17-02f BE IT RESOLVED by the Council of the Borough of North Plainfield that it does hereby authorize the issuance of a license to drive a taxicab for two years, pursuant to N.P.R.G.O. 4-1 et seq., to the following in accordance with the applications heretofore submitted:

Pablo C. Montero-Montalvo
164 Ogden Avenue, Apt. 6
Kearny, NJ 07032

RESOLUTION NO. 05-08-17-02g WHEREAS, the following applicant has filed application for an Outdoor Sidewalk Café license for the period ending December 31, 2017:

Arturo Marroquín, t/a Family Barbecue LLC
306 Somerset Street
North Plainfield, NJ 07060

WHEREAS, review of the application and investigations of the site by appropriate Borough Officials discloses that the granting of said application would be in order;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that an Outdoor Sidewalk Café license be issued to the applicant in accordance with the filed application, subject to all requirements set forth in N.P.R.G.O. 14-10 and the following conditions:

1. Restaurant management shall keep the outdoor dining area clear of litter, food scraps and soiled dishes and utensils at all times.
2. Trash receptacles shall be provided in outdoor dining areas used for consuming take-out items unless public trash receptacles are located nearby.
3. At the end of each business day, the establishment is to clean and sweep the entire sidewalk in and around the outdoor dining area.
4. No debris shall be swept, washed, or blown into the sidewalk, gutter or street.
5. Trash receptacles shall be emptied daily.
6. If awnings or umbrellas are used, they shall be washed whenever they become dirty.
7. Applicant must not block adjacent doorway with any tables, chairs or planters, and must maintain six (6) feet of clear space between tables/planters and curb and/or structures to ensure A.D.A. compliance.

RESOLUTION NO. 05-08-17-02h BE IT RESOLVED by the Council of the Borough of North Plainfield that the attached bills of the accounts named and for the amounts stated, having been duly audited and found to be correct as of this 8th day of May, 2017 the same be paid; and that the Mayor and Chief Financial Officer are hereby authorized to sign and deliver warrants for the same.

COMMUNICATIONS:

Somerset County Office of Public Information
Somerville, NJ
Richard K. Phoenix, RMC – Borough Clerk &

Various Communications, Advisories and
News Releases
Calendar Updates and Advisories; Time-Sensitive

Chief Operator, WPQJ970 – 1630-AM Radio Tri-County Chamber of Commerce South Plainfield, NJ	Radio Scripts Newsletters and Advisories
NJ State League of Municipalities Trenton, NJ	Newsletters and Advisories
NJ Dept. of Environmental Protection Trenton, NJ	Various Newsletters and Advisories
Plainfield Area Regional Sewerage Authority Middlesex, NJ	Agenda and minutes
Cordell Toson, Arooga's Sports Bar Freehold, NJ	Grand Opening details
Betsy G. Ramos, Esq., Capehart/Scatchard Esqs. Mount Laurel, NJ	NJ Public Entity Law Monthly
Frank N. D'Amore Sr. North Plainfield, NJ	Property Maintenance Report
Highlands Coalition Boonton, NJ	Newsletters
Dept. of Environmental Protection Trenton, NJ	Air Quality Awareness
Sustainable Raritan River Initiative Edw. J. Bloustein School, New Brunswick, NJ	Nominations for Awards
United Way of Greater Union County Elizabeth, NJ	Newsletter

REQUESTS FOR AGENDA ITEMS: None.

PUBLIC COMMENT: None.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Mr. Hollod detailed the Memorial Day ceremonies to be held on May 29.

Mr. Merrill reported on the recent Board of Education budget meeting, reminding that the State funds 50 percent of the budget. He explained that approximately \$700,000 would be spent to educate charter school students. The councilman regrettably announced that due to anticipated budget cuts, the American Sign Language courses would be eliminated. Most adversely affected would be high school juniors as they would have no way to complete their required fourth year of language. He further reported that several employee positions and the elementary after school sports programs would also be eliminated.

Mr. Singleterry thanked Mr. Phoenix and Ms. Sherwood for their work in the Clerk's office.

Motion to adjourn by Ms. Miller, seconded by Mr. Stabile and carried unanimously.

Meeting adjourned at 7:53 p.m.

Borough Clerk

Council President