

DRAFT MINUTES

These are the Draft Minutes of the Regular Meeting of the North Plainfield Borough Council held on Monday, 14 August 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, **August 14, 2017** at 7:58p.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
Frank "Skip" Stabile
Lawrence La Ronde, Council President

Also Present: David E. Hollod, Business Administrator
Dominic DiYanni, Esq., Associate Borough Attorney
Richard K. Phoenix, RMC, Borough Clerk

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."

The Clerk had submitted copies of the minutes of the Regular Meeting and Executive Session of July 10, 2017.

Council President La Ronde called for a Roll Call on the minutes of the Regular Meeting and Executive Session of July 10, 2017:

Aye: Merrill, Schaefer, Stabile, La Ronde

Abstain: Miller, Righetti, Singleterry

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

RESOLUTION NO. 08-14-17-01 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 17-14 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing September 11, 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 Ms. Schaefer and on Roll Call carried all seven voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 17-14 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER VII ENTITLED, "TRAFFIC," SECTION 7-10 ENTITLED "TURN PROHIBITIONS," MOST NOTABLY, SECTION 7-10.2, ENTITLED "U-TURN PROHIBITION," SCHEDULE XV, ENTITLED "NO U-TURNS"

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

RESOLUTION NO. 08-14-17-02 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 17-15 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing September 11, 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. Stabile and on Roll Call carried all seven voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 17-15 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER VII ENTITLED, "TRAFFIC," SECTION 7-15 ENTITLED "HANDICAPPED PARKING," MOST NOTABLY SECTION 7-15-1 ENTITLED, "HANDICAPPED PARKING ON STREET," SCHEDULE XII, ENTITLED "ON-STREET HANDICAPPED PARKING"

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

RESOLUTION NO. 08-14-17-03 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 17-16 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing September 11, 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 Ms. Miller and on Roll Call carried all seven voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 17-16 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER VII ENTITLED, "TRAFFIC," SECTION 7-6 ENTITLED, "THROUGH STREETS, STOP INTERSECTIONS AND YIELD INTERSECTIONS," MOST NOTABLY SECTION 7-6.2, ENTITLED "STOP INTERSECTIONS," SCHEDULE IX, ENTITLED "STOP INTERSECTIONS"

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

RESOLUTION NO. 08-14-17-04 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 17-17 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing September 11, 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. Singleterry and on Roll Call carried all seven voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 17-17 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER VII ENTITLED, "TRAFFIC," SECTION 7-3 ENTITLED, "PROHIBITED PARKING," MOST NOTABLY, SECTION 7-3.4 ENTITLED, "PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, SCHEDULE II, ENTITLED "NO PARKING"

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

RESOLUTION NO. 08-14-17-05 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 17-18 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing September 11, 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 Ms. Schaefer and on Roll Call carried all seven voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 17-18 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER VII ENTITLED, "TRAFFIC," SECTION 7-3 ENTITLED, "PROHIBITED PARKING," MOST NOTABLY, 7-3.5, ENTITLED "PARKING PROHIBITED CERTAIN HOURS ON CERTAIN STREETS," SCHEDULE III, "PARKING PROHIBITED CERTAIN HOURS"

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. Schaefer presented the following Resolution and moved its adoption:

RESOLUTION NO. 08-14-17-06 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

08-14-17-06a, b, c, d, e, f, g, h, i

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

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

APPROVED RESOLUTIONS:

RESOLUTION NO. 08-14-17-06a A RESOLUTION ADVISING THE SOMERSET COUNTY BOARD OF CHOSEN FREEHOLDERS OF MUNICIPAL PARTICIPATION IN THE SECOND UPDATE OF THE SOMERSET COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

WHEREAS, the current Somerset County All-Hazards Mitigation Plan approved by the Federal Emergency Management Agency (FEMA) includes a Jurisdictional Annex for the Borough of North Plainfield, through which the municipality is eligible for potential pre- and post-hazard mitigation planning and mitigation funding; and

WHEREAS, in order to continue to reduce hazard risks, strengthen community resiliency, and remain eligible for potential FEMA funding, the Borough of North Plainfield hereby commits to participating in the development of second update of the Somerset County Multi-Jurisdictional Hazard Mitigation Plan; and

NOW, THEREFORE, BE IT RESOLVED on this 14th day of August, 2017, by the Borough Council of the Borough of North Plainfield:

1. The Borough of North Plainfield agrees to participate in the update of the Somerset County Multi-Jurisdictional Hazard Mitigation Plan.

2. The following two municipal representatives Brian Martin, Municipal Hazard Mitigation Officer and David Hollod, Alternate Municipal Hazard Mitigation Officer are hereby authorized to serve on the Multi-Jurisdictional HMP Planning Committee; actively participate as requested throughout the process, and lead a Municipal Hazard Mitigation Planning (HMP) Committee tasked with carrying out local participation requirements.

3. The following additional members are hereby named to the Municipal HMP Committee: Mayor Michael Giordano and David Testa, Engineer/Public Works Director.

4. At the end of the project, when FEMA deems the updated plan approvable, the Borough of North Plainfield will, as required, pass a resolution formally adopting the final updated Somerset County Multi-Jurisdictional Hazard Mitigation Plan, which will include an updated municipal annex. This resolution will be provided immediately to the Somerset County Planning Division for submittal to FEMA, who requires the resolution on file.

BE IT FURTHER RESOLVED that a signed copy of this Resolution will be provided to both the Somerset County Board of Chosen Freeholders and the Somerset County Planning Division.

RESOLUTION NO. 08-14-17-06b RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE BOROUGH OF NORTH PLAINFIELD TO ENTER INTO AN INTERLOCAL CONTRACT FOR COOPERATIVE PURCHASING WITH THE HOUSTON-GALVESTON AREA COUNCIL

WHEREAS, the Houston-Galveston Area Council (“H-GAC”) is a regional planning commission and political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code (the “Texas LGC”); and,

WHEREAS, pursuant to the Texas LGC, the H-GAC is authorized to contract with eligible entities to perform governmental functions and services, including the purchase of goods and services; and,

WHEREAS, in reliance on such authority, H-GAC has instituted a cooperative purchasing program under which it contracts with eligible entities under the Act; and,

WHEREAS, the H-GAC cooperative purchasing program is nationally recognized and accepted program that has been developed utilizing a competitive bidding process; and,

WHEREAS, the Borough of North Plainfield Fire Department has determined that the use of the H-GAC cooperative purchasing program to possibly purchase a new ambulance and other applicable equipment/materials shall result in cost savings after all factors, including charges for service, material, and delivery, have been considered; and,

WHEREAS, the Borough of North Plainfield is eligible to participate in the H-GAC cooperative purchasing program by virtue of N.J.S.A. 52:34-6.2(b)(3) and is therefore an “eligible entity” within the meaning of the Texas LGC; and,

WHEREAS, many municipalities throughout New Jersey have entered into cooperative purchasing agreements with the H-GAC, including, but not limited to, the Borough of Bound Brook, the Township of Branchburg and the Borough of South Plainfield; and,

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 is hereby authorized to enter

into an Interlocal Contract for Cooperative Purchasing with the H-GAC and thereby become a member of the H-GAC cooperative purchasing program.

RESOLUTION NO. 08-14-17-06c RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE ACCEPTANCE OF A DONATION OF MONIES FOR USE BY THE BOROUGH OF NORTH PLAINFIELD POLICE DEPARTMENT FOR THE BOROUGH OF NORTH PLAINFIELD'S NATIONAL NIGHT OUT CELEBRATION

WHEREAS, VIP Honda, located in the Borough of North Plainfield, has made a monetary donation to the Borough of North Plainfield Police Department, County of Somerset, State of New Jersey, in support of the 2017 National Night Out celebration; and,

WHEREAS, National Night Out has become a nationwide event where residents of all ages get to meet and greet their public safety professionals and exchange literature in a positive atmosphere featuring free food and refreshments as well as an exhibit of emergency vehicles and equipment.

WHEREAS, the Borough of North Plainfield, on behalf of the Police Department, wishes to accept the above referenced monetary donation to support the Borough's local National Night Out celebration, and,

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 of North Plainfield, on behalf of the Borough Police Department, hereby accepts the donation from VIP Honda to the Borough of North Plainfield for use by the North Plainfield Police Department in support of National Night Out celebration on Tuesday, August 1, 2017.

RESOLUTION NO. 08-14-17-06d WHEREAS, *N.J.S.A. 54:5-19.1* authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and

WHEREAS the rules and regulations require a municipality to send three (3) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of North Plainfield wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

BE IT RESOLVED by the Council of the Borough of North Plainfield that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2017 electronic tax sale.

RESOLUTION NO. 08-14-17-06e WHEREAS, Title Source inadvertently paid the Second Quarter Tax balance on Block 154.04 Lot 1, they have requested refund of that payment, and;

WHEREAS, the project will involve increased impaired driving enforcement from August 18 through September 4, 2017; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, be it resolved that North Plainfield Borough declares its support for the *Drive Sober or Get Pulled Over 2017 Statewide Crackdown* from August 18 through September 4, 2017 and pledges to increase awareness of the dangers of drinking and driving.

RESOLUTION NO. 08-14-17-06i 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 14th day of August, 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 & Chief Operator, WPQJ970 – 1630-AM Radio NJ State League of Municipalities Trenton, NJ NJ Dept. of Environmental Protection Trenton, NJ Highlands Coalition Boonton, NJ Frank N. D’Amore Sr., North Plainfield NJ Transit, Hoboken, NJ NJ Local Technology Assistance Program New Brunswick Capehart Scatchard, P.C. Mount Laurel, NJ Tri-County Chamber of Commerce, South Plainfield NJ State Division of Alcoholic Beverage Control Trenton, NJ Healthier Somerset, Somerville, NJ John E. McCormac, Mayor Woodbridge, NJ Lisa Roach, NJ Transit Newark, NJ Ann Marie Lehberger, Secretary, Planning Division Bridgewater, NJ Tina Totten, North Plainfield, NJ Kathryn Quick, Deputy Clerk Somerset Co. Freeholders, Somerville, NJ	Various Communications, Advisories and News Releases Calendar Updates and Advisories; Time-Sensitive Radio Scripts Newsletters and Advisories Newsletters and Advisories Various Newsletters and Advisories Property Maintenance Memos Summer Track Repair Advisory Newsletter(s) NJ Public Entity Law Monthly Newsletters Offer in Lieu of Suspension and Days Held in Abeyance Policy Perspectives Luncheon NJ Senior Olympics Penn Station Summer Repairs Amendment to Housing Element Green Brook Flood Control Memorial Service Agreement re: Annual Recycling Tonnage Reports
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NJ Dept. of Environmental Protection, Trenton, NJ Groundwater Remedial Action Termination Notice

REQUESTS FOR AGENDA ITEMS: None.

PUBLIC COMMENT:

Frank D'Amore, Sr., 40 Willow Avenue, North Plainfield, reported on visual obstruction due to the natural growth at 118 Willow Avenue. He complimented the Mayor's Special Events Committee for the most enjoyable concerts at Vermeule.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Council President La Ronde announced that the Plainfield Area Humane Society held a fund raiser at Texas Roadhouse that evening and the North Plainfield Friends of the Library would do the same on August 22.

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

Meeting adjourned at 8:13 p.m.

Borough Clerk

Council President