

DRAFT MINUTES

These are the Draft Minutes of the Regular Meeting of the North Plainfield Borough Council held on Tuesday, 29 May 2018. 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 Tuesday, **May 29, 2018** at 7:45 p.m. at the North Plainfield Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

Council Members: Everett Merrill
Keiona R. Miller
Frank Righetti (absent – excused)
Wendy Schaefer
Douglas M. Singleterry
Frank “Skip” Stabile
Lawrence La Ronde, Council President

Also Present: Michael Giordano, Jr., Mayor
David E. Hollod, Business Administrator
Eric M. Bernstein, Esq., 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 27, 2017. 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 28, 2017 by publication of the announcement in the *Courier News* of December 1, 2017 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 Board of Health, Agenda Conference and Regular Meeting of May 14, 2018.

The Council President called for a Roll Call on the minutes of the Board of Health, Agenda Conference and Regular Meeting of May 14, 2018:

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

HEARING:

ORDINANCE NO. 18-07 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE VARIOUS PORTIONS OF THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD TO ADJUST VARIOUS FEES AND PENALTIES AND RELATED MATTERS

The Clerk read the Ordinance by its title.

PUBLIC COMMENT: None.

Motion to close public comment by Ms. Schaefer, seconded by Ms. Miller and on Roll Call carried all six voting aye.

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

RESOLUTION NO. 05-29-18-01 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 18-07 be adopted and advertised as required by statute.

Seconded by Mr. Stabile and on Roll Call carried all six voting aye.

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

RESOLUTION NO. 05-29-18-02 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance entitled: BOND ORDINANCE NO. 18-08, PROVIDING FOR VARIOUS 2018 CAPITAL IMPROVEMENTS, BY AND IN THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY, APPROPRIATING \$2,216,000 THEREFOR (INCLUDING NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANTS IN THE AMOUNT OF \$479,000) AND AUTHORIZING THE ISSUANCE OF \$1,650,000 IN BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF, heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 25th day of June, 2018 at 7:30 o'clock, p.m., or as soon thereafter as the matter can be reached, at the North Plainfield Borough Council Chambers, 263 Somerset Street, North Plainfield, New Jersey and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

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

The Clerk read the ordinance by its title as follows:

BOND ORDINANCE NO. 18-08 PROVIDING FOR VARIOUS 2018 CAPITAL IMPROVEMENTS, BY AND IN THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF

SOMERSET, STATE OF NEW JERSEY, APPROPRIATING \$2,216,000 THEREFOR (INCLUDING NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANTS IN THE AMOUNT OF \$479,000) AND AUTHORIZING THE ISSUANCE OF \$1,650,000 IN BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

The Clerk then announced that the Supplemental Debt Statement in connection with both Bond Ordinances 18-08 and 18-09 had been filed by Chief Financial Officer DeBlasio with the Department of Community Affairs and produced evidence of same.

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

RESOLUTION NO. 05-29-18-03 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance entitled: BOND ORDINANCE NO. 18-09, PROVIDING FOR THE 2018 SANITARY SEWER INSPECTION AND REPAIR PROGRAM OF THE SEWER UTILITY WITHIN THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (THE "BOROUGH") AND VARIOUS CAPITAL IMPROVEMENTS TO THE SEWER UTILITY SYSTEM; APPROPRIATING \$706,245 THEREFOR (INCLUDING COMMUNITY DEVELOPMENT BLOCK GRANTS IN THE AGGREGATE AMOUNT OF \$184,245) FROM THE SEWER UTILITY OF THE BOROUGH AND AUTHORIZING THE ISSUANCE OF \$522,000 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF, heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 25th day of June, 2018 at 7:30 o'clock, p.m., or as soon thereafter as the matter can be reached, at the North Plainfield Borough Council Chambers, 263 Somerset Street, North Plainfield, New Jersey and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Seconded by Mr. Merrill and on Roll Call carried all six voting aye.

The Clerk read the ordinance by its title as follows:

BOND ORDINANCE NO. 18-09 PROVIDING FOR THE 2018 SANITARY SEWER INSPECTION AND REPAIR PROGRAM OF THE SEWER UTILITY WITHIN THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (THE "BOROUGH") AND VARIOUS CAPITAL IMPROVEMENTS TO THE SEWER UTILITY SYSTEM; APPROPRIATING \$706,245 THEREFOR (INCLUDING COMMUNITY DEVELOPMENT BLOCK GRANTS IN THE AGGREGATE AMOUNT OF \$184,245) FROM THE SEWER UTILITY OF THE BOROUGH AND AUTHORIZING THE ISSUANCE OF \$522,000 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

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.

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

RESOLUTION NO. 05-29-18-04 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

05-29-18-04 a, b, c, d, e, f, g

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

Seconded by Mr. Stabile and on Roll Call carried all six voting aye.

APPROVED RESOLUTIONS:

RESOLUTION NO. 05-29-18-04a RESOLUTION SUPPORTING THE *CLICK IT OR TICKET* MOBILIZATION OF MAY 21 – JUNE 3, 2018

Whereas, there were 626 motor vehicle fatalities in New Jersey in 2017; and

Whereas, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

Whereas, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

Whereas, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

Whereas, the State of New Jersey will participate in the nationwide *Click It or Ticket* seat belt mobilization from May 21 – June 3, 2018 in an effort to raise awareness and increase seat belt usage through a combination of high visibility enforcement and public education; and

Whereas, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 94% to 95.5%; and

Whereas, a further increase in seat belt usage in New Jersey will save lives on our roadways;

Therefore, be it resolved that The Borough of North Plainfield declares its support for the *Click It or Ticket* seat belt mobilization both locally and nationally from May 21 – June 3, 2018 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

RESOLUTION NO. 05-29-18-04b BE IT RESOLVED by the Council of the Borough of North Plainfield that it does hereby grant permission for the public display of fireworks on July 7, 2018 with a rain date of July 14, 2018; and

BE IT FURTHER RESOLVED that all appropriate permissions, clearances and conventions appertaining to the traditional North Plainfield Independence Day Parade be granted and appropriately applied to the scheduled municipal festivities of Wednesday, July 4, 2018; and

BE IT FINALLY RESOLVED that any fees regarding these municipally sponsored activities are hereby waived.

RESOLUTION NO. 05-29-18-04c RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT NO. 4 (FINAL) AND CHANGE ORDERS NO. 1 & 2 AND THE CLOSING OUT OF THE CONTRACT AND RELEASE OF RETAINAGE FOR THE PROJECT KNOWN AS THE NORTH PLAINFIELD MEMORIAL LIBRARY RENOVATIONS AND IMPROVEMENTS

WHEREAS, the Borough of North Plainfield previously awarded a contract for certain improvements with regard to a project known as the “North Plainfield Memorial Library Renovations and Improvements Project” (hereinafter referred to as the “Project”), with said contract having been awarded to Fine Construction Inc., whose main offices are located at 1404 Oak Tree Road, Suite 203, Iselin, New Jersey 08830 (hereinafter referred to as the “Contractor”); and,

WHEREAS, Renee Hobson, AIA, CID of CTS Group (hereinafter referred to as the “Architect”), on behalf of the Borough, has reviewed the Contractor’s submission for Payment No. 4 (Final) in the total amount of Seventeen Thousand Four Hundred Thirty-One Dollars and Fifty-Two Cents (\$17,431.52) and for the total closeout of the Project, which includes the release of any of the Contractor’s retained funds held by the Borough for the Project; and,

WHEREAS, the Architect, on behalf of the Borough, has reviewed the Contractor’s request for Change Work Order No. 1, increasing the net amount of the completed Project in the total amount of Nine Hundred Ninety Dollars and Eighty-Seven Cents (\$990.87), and request for Change Work Order No. 2, increasing the net amount of the completed Project in the total amount of One Thousand Five Hundred Eighty-Eight Dollars and Fifteen Cents (\$1,588.15), increasing the total contract price from Two Hundred Thirty Thousand Five Hundred Fifty Dollars and Zero Cents (\$230,550.00) to Two Hundred Thirty-Three Thousand One Hundred Twenty-Nine Dollars and Two Cents (\$233,129.02); and,

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, L.L.C. have reviewed the Architect’s and the Contractor’s submissions and accept same based on the recommendations of the Architect.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the request for Payment No. 4 (Final), dated April 20, 2018, and Closeout of the Project known as the North Plainfield Memorial Library Renovations and Improvements, is approved in the total amount of Seventeen Thousand Four Hundred Thirty-One Dollars and Fifty-Two Cents (\$17,431.52), which Final Payment Request and Closeout request is incorporated

herein by reference as if same was fully set forth within and payment for same is authorized to be made to the Contractor, without the need for any further action of this Borough Council; and,

BE IT FURTHER RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, Change Work Order Requests No. 1 & No. 2, dated December 8, 2017 and April 10, 2018 respectively, with Fine Construction Inc. are approved increasing the net amount of the completed project in the total amount of Two Thousand Five Hundred Seventy-Nine Dollars and Two Cents (\$2,579.02), increasing the total contract price from Two Hundred Thirty Thousand Five Hundred Fifty Dollars and Zero Cents (\$230,550.00) to Two Hundred Thirty-Three Thousand One Hundred Twenty-Nine Dollars and Two Cents (\$233,129.02), which Change Work Order Requests are incorporated herein by reference as if same were fully set forth within, without the need for any further action of this Borough Council.

BE IT FURTHER RESOLVED that this Resolution shall be subject to the Certification of the Borough's Chief Financial Officer as to the availability of funds for payment for same.

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute any and all necessary documents to close out the Project, issue Payment No. 4 (Final) and approve Change Work Orders No. 1 and No. 2.

RESOLUTION NO. 05-29-18-04d RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH GROTTO ENGINEERING ASSOCIATES, LLC FOR THE CLINTON AVENUE ROAD IMPROVEMENTS – NJDOT 2018 FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield has received a grant in the amount of Two Hundred Fifty-Nine Thousand Dollars (\$259,000.00) from the New Jersey Department of Transportation Local Aid for pavement, sidewalk, curb and drainage improvements to Clinton Avenue from Greenbrook Road to the bridge at the Plainfield border (approximately two thousand [2,000'] feet) within the Borough known as the Clinton Avenue Road Improvements – NJDOT 2018 (hereinafter referred to as the "Project"); and,

WHEREAS, the Borough of North Plainfield is in need of professional engineering services to provide the design documents and services relative to bid support and construction observation and administration for the Project; and,

WHEREAS, Grotto Engineering Associates, LLC, with a principal place of business located at 340 North Avenue, Cranford, New Jersey 07016, is in the business of providing professional engineering services and previously submitted a proposal for the Project for the Borough of North Plainfield, Somerset County, New Jersey, dated May 11, 2016, as follows:

Item 1: Bid Design Documents in an amount of Twenty-Nine Thousand Five Hundred Dollars (\$29,500.00) in the form of a fixed fee; and,

Item 2: Bid Support, Construction Observation, Contract Administration and Testing at an hourly rate in an amount not to exceed Thirty-Four Thousand Dollars (\$34,000.00).

All of these fees are contemplated and set forth in the afore-referenced proposal, a copy of said proposal being maintained in the Office of the Borough Clerk and the contents of which are incorporated herein; and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of Grotto Engineering Associates, LLC to perform all of those services contemplated in the afore-referenced proposal.

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 does hereby award said contract to Grotto Engineering Associates, LLC, 340 North Avenue, Cranford, New Jersey 07016 in an amount set forth above and authorizes the Mayor and the Borough Clerk to sign and/or execute a Professional Services Agreement with Grotto Engineering Associates, LLC, without the need for any further action of this Borough Council.

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.

BE IT FURTHER RESOLVED that the award is made pursuant to and consistent with the Local Public Contracts Laws of the State of New Jersey.

RESOLUTION NO. 05-29-18-04e 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:

Miguel A. Carrillo
426 David Street
South Amboy, NJ 08879

Blanca C. Shulca
14 Linden Avenue
North Plainfield, NJ 07060

RESOLUTION NO. 05-29-18-04f BE IT RESOLVED by the Council of the Borough of North Plainfield that the Tax Collector is hereby authorized and directed to create duplicate tax sale certificate(s) as follows:

Block 22 Lot 17 3 Berry Hill Court # 12-00052 issued 10/23/12

RESOLUTION NO. 05-29-18-04g 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 29th day of May, 2018 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	Various Communications, Advisories and News Releases
Richard K. Phoenix, RMC – Borough Clerk & Chief Operator, WPQJ970 – 1630-AM Radio	Calendar Updates and Advisories; Time-Sensitive Radio Scripts

NJ State League of Municipalities Trenton, NJ	Newsletters & Advisories
NJ Highlands Coalition Boonton, NJ	Newsletters
Plainfield Area Humane Society Plainfield, NJ	Invoice and Report
Plainfield Area Regional Sewerage Authority, Middlesex, NJ	Agenda and Minutes
Tri-County Chamber of Commerce South Plainfield, NJ	Networking Event
Frank N. D'Amore Sr. North Plainfield	Property Maintenance Report
US Census Bureau Washington, DC	Local Levels
NJ Healthcare Quality Institute Trenton, NJ	Newsletters
NJ DEP Trenton, NJ	Emerging Centers Grant Program
NJ American Water Voorhees Twp., NJ	Water Rates
NJDEP Trenton, NJ	Weekly Update, Recycling Challenges
NJ State Treasurer Trenton, NJ	Hotel/Motel Tax Distribution
Public Service Electric & Gas Newark, NJ	Rate Hearings
Det. Eric Fowler NPPD	Invitation to D.A.R.E. Graduation

REQUESTS FOR AGENDA ITEMS: None.

PUBLIC COMMENT:

Frank D'Amore, 40 Willow Avenue, North Plainfield, offered his praise of the Memorial Day ceremony which was well done and attended.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Mayor Giordano reported that he will meet with the North Plainfield Business Association and there will be a flag retirement ceremony by the American Legion on Flag Day, June 14.

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

Meeting adjourned at 8:00 p.m.

Borough Clerk

Council President