

# BOROUGH OF NORTH PLAINFIELD

## AGENDA

**REGULAR COUNCIL MEETING**

**MONDAY, OCTOBER 26, 2020**

Virtual Meeting (via Zoom)

7:30 p.m.

### **ROLL CALL:**

Council Members:           Aimee Corzo  
                                      Lawrence La Ronde  
                                      Everett Merrill  
                                      Keiona R. Miller  
                                      Wendy Schaefer  
                                      Douglas M. Singleterry  
                                      Frank “Skip” Stabile, Council President

**NOTICE:**     Pursuant to the Executive Order of New Jersey Governor Murphy requiring social distancing due to Covid-19, this meeting excludes public attendance. The entire meeting proceedings, including opportunity for public comment will be made available live, in real time via the “Zoom” system at Join Zoom Meeting via the following Link:

<https://us02web.zoom.us/j/84561584593?pwd=cWUwaFZQdXNTEUxoaWp0ZEtFV2FIUT09>

Meeting ID: 845 6158 4593

Passcode: 949386

One tap mobile

+19292056099,,84561584593#,,,,,0#,,949386# US (New York)

+13017158592,,84561584593#,,,,,0#,,949386# US (Germantown)

Pledge of Allegiance to the Flag

*Moment of Silence for the Men and Women Serving in Our Armed Forces*

Statement of Compliance as to Notice of Meeting

### **MAYORAL PROCLAMATION:**

TRICK-OR-TREATING HOURS DECLARED  
FOR SATURDAY, OCTOBER 31, 2020

### **APPROVAL OF COUNCIL MEETING MINUTES:**

**CONSENT AGENDA**

Statement by Council President

**RESOLUTION:**

Mr. Singleterry:

**10-26-20-01** Approving Consent Agenda

Roll Call

**CONSENT AGENDA RESOLUTIONS:**

- a. Authorizing Issuance of Limousine License
- b. Authorizing Issuance of Taxi Driver’s License
- c. Authorizing Refund of Dumpster Bond
- d. Authorizing Tax Collector to Cancel Taxes
- e. Authorizing Agreement with Zuccaro, Inc. for the Somerset Street Streetscape Improvements – Howard Street to Grandview Avenue Project
- f. Authorizing Agreement with Protective Paving, LLC for the Memorial Library Parking Lot Resurfacing Project
- g. Authorizing Payment Application No. 2 – Final and Change Order No. 1 to S. Brothers, Inc. and the Closing Out of the Contract for the 2018 NJDOT Clinton Avenue Improvements Project
- h. Authorizing Firefighters’ Grant
- i. Authorizing Refund of Board of Adjustment Fees
- j. Approving the Submission of a CARES Act Application
- k. Approving the Consolidated Bill List of October 26, 2020

**COMMUNICATIONS:**

NJ State League of Municipalities Trenton, NJ County of Somerset, Somerville, NJ Plainfield Area Humane Society Plainfield, NJ	Newsletters & Advisories  Newsletters & Communications Report and Invoicing
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Plainfield Area Regional Sewerage Authority Middlesex, NJ	Minutes and Agenda
NJ Dept. of Environmental Protection Trenton, NJ	Newsletters
Frank N. D'Amore Sr., North Plainfield NJLTAP, New Brunswick	Property Maintenance Report Webinar – Asphalt Road Paving
NJ Dept. of Transportation, Trenton, NJ	Transportation Set-Aside Program
NJ Highlands Coalition, Boonton, NJ	Newsletters
International Club, North Plainfield	Request to extend New Year's Hours
US Census, Washington, DC	Data Collection Ending
NJ State Treasurer, Trenton, NJ	Hotel/Motel Occupancy Tax Distribution
	Table of Equalized Valuations
Richard K. Phoenix, RMC – Borough Clerk & Chief Operator, WPQJ970 – 1630-AM Comcast, Union, NJ	Communications, Media Reports and Radio Scripts Newsletter

**PUBLIC COMMENT**

General public comments shall be limited to five minutes for each individual.  
*(Rule 29 of the Borough Council's Rules of Order)*

**REQUESTS FOR AGENDA ITEMS**

**COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS**

**ADJOURNMENT**

***CONSENT AGENDA***

**October 26, 2020**

**RESOLUTION NOS. 10-26-20-01 a through k**

**RESOLUTION NO. 10-26-20-01**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

10-26-20-01 a, b, c, d, e, f, g, h, i, j, k

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

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Council President

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Council Member

Introduced: October 26, 2020

Adopted: October 26, 2020

**RESOLUTION NO. 10-26-20-01a**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

BE IT RESOLVED by the Council of the Borough of North Plainfield that, pursuant to N.P.R.G.O. 4-1 et seq., it does hereby authorize the issuance of licenses for the owner/operation of limousines to the following for one year in accordance with the applications heretofore submitted:

Shahid Riaz  
137 Sandford Avenue  
North Plainfield, NJ 07060

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Council President

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Council Member

Introduced: October 26, 2020

Adopted: October 26, 2020

**RESOLUTION NO. 10-26-20-01b**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

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:

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

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Council President

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Council Member

Introduced: October 26, 2020

Adopted: October 26, 2020

**RESOLUTION NO. 10-26-20-01c**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**BE IT RESOLVED**, by the Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Treasurer is hereby authorized to refund the following:

**Refund of Dumpster Bond:**

John O'Brien                      \$ 200.00  
158 Delacy Avenue  
North Plainfield, New Jersey 07060

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Council President

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Council Member

Introduced:    October 26, 2020

Adopted:        October 26, 2020



**RESOLUTION NO. 10-26-20-01d**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**A RESOLUTION AUTHORIZING THE TAX COLLECTOR  
TO CANCEL TAXES**

**WHEREAS**, the owner of 38 Race Street also known as Block 83 Lot 11 was deemed as a 100 % Disabled Veteran and is now exempt from property taxes per the Assessor and;

**WHEREAS**, taxes have been levied on the aforementioned parcel for fourth quarter to include 2020;

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of North Plainfield of Somerset County, State of New Jersey, that the Tax Collector is hereby authorized to cancel taxes on this parcel.

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Council President

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Council Member

Introduced: October 26, 2020

Adopted: October 26, 2020

**RESOLUTION NO. 10-26-20-01e**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE  
MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT  
WITH ZUCCARO, INC. FOR SOMERSET STREET STREETSCAPE  
IMPROVEMENTS-HOWARD STREET TO GRANDVIEW AVENUE  
PROJECT**

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**WHEREAS**, the Borough of North Plainfield is in need of certain streetscape improvements as it relates to the Somerset Street Streetscape Improvements-Howard Street to Grandview Avenue Project (hereinafter referred to as the “Project”); and,

**WHEREAS**, on June 26, 2020, the Federal Highway Administration authorized funding in the amount of \$291,158.00 for the construction of the Project; and,

**WHEREAS**, the Borough of North Plainfield solicited bids for the Project and received nine (9) bids, the three (3) lowest of which were:

<b><u>Bidding Entity</u></b>	<b><u>Base Bid</u></b>
Zuccaro, Inc.	\$328,998.00
Cifelli & Son General Construction, Inc.	\$339,754.00
AA Berms, LLC	\$354,266.00

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, as well as Grotto Engineering Associates, LLC, the Borough’s Engineer on the Project, have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsive and responsible bidder, Zuccaro, Inc., whose main offices are located at 248 Alberta Drive, Saddle Brook, New Jersey 07633 (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 responsive and 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: Somerset Street Streetscape Improvements-Howard Street to Grandview Avenue  
Successful Bidder: Zuccaro, Inc.  
Base Bid: In the Amount Not to Exceed Three Hundred and Twenty-Eight Thousand Nine Hundred and Ninety-Eight Dollars (\$328,998.00)

**BE IT FURTHER RESOLVED** that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute a contract and all other necessary documents to engage the construction services of Zuccaro, 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 Zuccaro, Inc. for the Project known as the Somerset Street Streetscape Improvements-Howard Street to Grandview Avenue.

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Frank A. "Skip" Stabile  
Council President

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Council Member

Introduced: October 26, 2020  
Adopted: October 26, 2020

### **CERTIFICATION**

I, Richard K. Phoenix, Municipal Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council at a meeting of the Borough Council held on October 26, 2020.

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Richard K. Phoenix, R.M.C.  
Borough Clerk  
Borough of North Plainfield

Date signed:

**RESOLUTION NO. 10-26-20-01f**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE  
MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT  
WITH PROTECTIVE PAVING, LLC FOR THE MEMORIAL LIBRARY  
PARKING LOT RESURFACING PROJECT**

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**WHEREAS**, the Borough of North Plainfield is in need of certain parking lot resurfacing improvements as it relates to the Memorial Library Parking Lot Resurfacing Project (hereinafter referred to as the “Project”); and,

**WHEREAS**, the Borough of North Plainfield solicited bids for the Project and received four (4) bids, the three (3) lowest of which are as follows:

<b><u>Bidding Entity</u></b>	<b><u>Base Bid</u></b>
Protective Paving, LLC	\$38,491.47
JAG Paving Corp.	\$52,342.00
Garden State Sealing	\$55,777.00

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, as well as Grotto Engineering Associates, LLC, the Borough’s Engineer on the Project, have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsive and responsible bidder, Protective Paving, LLC, whose main offices are located at 12 Kearney Drive, Milltown, New Jersey 08850 (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 responsive and 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: Memorial Library Parking Lot Resurfacing  
Successful Bidder: Protective Paving, LLC

Base Bid: In the Amount Not to Exceed Thirty-Eight Thousand Four Hundred and Ninety-One Dollars and Forty-Seven Cents (\$38,491.47)

**BE IT FURTHER RESOLVED** that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute a contract and all other necessary documents to engage the paving services of Protective Paving, LLC 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 Protective Paving, LLC for the Project, known as the Memorial Library Parking Lot Resurfacing.

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Frank A. "Skip" Stabile  
Council President

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Council Member

Introduced: October 26, 2020  
Adopted: October 26, 2020

### **CERTIFICATION**

I, Richard K. Phoenix, Municipal Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council at a meeting of the Borough Council held on October 26, 2020.

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Richard K. Phoenix, R.M.C.  
Borough Clerk  
Borough of North Plainfield

Date signed:

**RESOLUTION NO. 10-26-20-01g**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**RESOLUTION OF THE BOROUGH COUNCIL APPROVING  
PAYMENT APPLICATION NO. 2-FINAL AND CHANGE  
ORDER NO. 1 TO S. BROTHERS, INC. AND THE CLOSING  
OUT OF THE CONTRACT FOR THE 2018 NJDOT-CLINTON  
AVENUE IMPROVEMENTS PROJECT**

**WHEREAS**, the Borough of North Plainfield previously awarded a contract for the 2018 NJDOT-Clinton Avenue Improvements Project (hereinafter referred to as the “Project”). Said contract was awarded to S. Brothers, Inc., whose main offices are located at P.O. Box 317, South River, New Jersey 08882 (hereinafter referred to as the “Contractor”); and,

**WHEREAS**, David Testa, P.E. of Grotto Engineering Associates, LLC (hereinafter referred to as the “Engineer”), on behalf of the Borough, by a letter dated September 30, 2020, a copy of which is on file in the Office of the Borough Clerk and made a part hereof, has reviewed the Contractor’s submission for Payment Application No. 2-Final in the total amount of Thirty-Two Thousand Two Hundred and Fourteen Dollars and Twenty-One Cents (\$32,214.21); and,

**WHEREAS**, Change Order No. 1 was submitted in the amount of Twenty-Four Thousand Five Hundred and Twenty-Six Dollars and Seventeen Cents (\$24,526.17), which increased the original Contract Sum from Three Hundred and Fifty-One Thousand Eight Hundred and Seventy-Eight Dollars and Fifty-Six Cents (\$351,878.56) to Three Hundred and Seventy-Six Thousand Four Hundred and Four Dollars and Seventy-Three Cents (\$376,404.73). Said Change Order No. 1 was also approved by Mr. Testa; and,

**WHEREAS**, in accordance with the Contract, the Contractor has submitted a one (1) year Maintenance Bond in the amount of Thirty-Seven Thousand Six Hundred and Forty Dollars and Forty-Seven Cents (\$37,640.47) (ten (10%) percent of the final contract price); 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 Engineer’s and the Contractor’s submissions and accept same, based on the recommendations of the Engineer.

**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 Application No. 2-Final and the Closeout of the 2018 NJDOT-Clinton Avenue Improvements Project is approved for S. Brothers, Inc., whose main offices are located at P.O. Box 317, South River, New Jersey 08882, in the total amount of Thirty-Two Thousand Two Hundred and Fourteen Dollars and Twenty-One Cents (\$32,214.21), 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** that the Change Order No. 1 in the amount of Twenty-Four Thousand Five Hundred and Twenty-Six Dollars and Seventeen Cents (\$24,526.17), which has increased the original Contract Sum from Three Hundred and Fifty-One Thousand Eight Hundred and Seventy-Eight Dollars and Fifty-Six Cents (\$351,878.56) to Three Hundred and Seventy-Six Thousand Four Hundred and Four Dollars and Seventy-Three Cents (\$376,404.73), is hereby approved; and,

**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; and,

**BE IT FURTHER RESOLVED** that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute all necessary documents to close out the Project and issue payment on Payment Application No. 2-Final.

By: \_\_\_\_\_  
Frank A. "Skip" Stabile  
Council President  
  
\_\_\_\_\_  
Council Member

Introduced: October 26, 2020  
Adopted: October 26, 2020

**CERTIFICATION**

I, Richard K. Phoenix, Municipal Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the North Plainfield Borough Council at a meeting of the Borough Council held on October 26, 2020.

**BOROUGH OF NORTH PLAINFIELD**

By: \_\_\_\_\_  
Richard K. Phoenix, R.M.C.  
Borough Clerk

Date signed:

**RESOLUTION NO. 10-26-20-01h**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**REQUESTING APPROVAL OF INSERTION OF \$13,861.59 FOR THE 2020 BUDGET  
REVENUE AVAILABLE FROM THE FEMA ASSISTANCE TO FIREFIGHTERS  
GRANT**

**WHEREAS**, N.J.S. 40:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of North Plainfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$13,861.59 which item is now available as revenue from the FEMA Assistance to Firefighters Grant.

**BE IT FURTHER RESOLVED** that a like sum of \$13,861.59 be and the same is hereby appropriated under the caption of:

FEMA Assistance to Firefighters Grant

\_\_\_\_\_  
Council President

\_\_\_\_\_  
Council Member

Introduced: October 26, 2020

Adopted: October 26, 2020

**CERTIFICATION**

I, Richard K. Phoenix, Municipal Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council at a meeting of the Borough Council held on October 26, 2020.

\_\_\_\_\_  
Richard K. Phoenix, R.M.C.  
Borough Clerk  
Borough of North Plainfield

Date signed:



**RESOLUTION NO. 10-26-20-01i**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**BE IT RESOLVED**, by the Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Treasurer is hereby authorized to refund the following due to plan changes:

**Refund of Board of Adjustment Fees:**

Jewel Williams           \$ 230.00  
106-108 Tappan Avenue  
North Plainfield, NJ 07060

\_\_\_\_\_  
Council President

\_\_\_\_\_  
Council Member

Introduced:   October 26, 2020

Adopted:     October 26, 2020

**RESOLUTION NO. 10-26-20-01j**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

**Approving Submission of a CARES Act (Local Government Emergency  
Fund Grant) Application**

*(Resolution being prepared – will be available on  
Monday, October 26, 2020  
prior to the scheduled 7:30 p.m.  
Virtual Meeting)*

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Council President

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Council Member

Introduced: October 26, 2020

Adopted: October 26, 2020

**RESOLUTION NO. 10-26-20-01k**

**BOROUGH OF NORTH PLAINFIELD  
COUNTY OF SOMERSET  
STATE OF NEW JERSEY**

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 26<sup>th</sup> day of October, 2020 the same be paid; and that the Mayor and Chief Financial Officer are hereby authorized to sign and deliver warrants for the same.

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Council President

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Council Member

Introduced: October 26, 2020

Adopted: October 26, 2020