

# BOROUGH OF NORTH PLAINFIELD

## AGENDA

### REGULAR COUNCIL MEETING

Virtual Meeting (via Zoom)

**MONDAY, OCTOBER 25, 2021**

(following 7:30 p.m. Agenda Conference)

### ROLL CALL:

Council Members:

- Aimee Corzo
- Suzette Given
- Steven McIntyre
- Everett Merrill
- Keiona R. Miller
- Wendy Schaefer
- Frank "Skip" Stabile

**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. Join Zoom Meeting via the following Link:

<https://us02web.zoom.us/j/87452789456?pwd=Sjd5RDREekdwMUERZGxha1NVVG5mdz09>

Meeting ID: 874 5278 9456

Passcode: 519883

One tap mobile

+19292056099,,87452789456#,,,,\*519883# US (New York)

Statement of Compliance as to Notice of Meeting

### APPROVAL OF COUNCIL MEETING MINUTES:

Regular Meeting and Executive Session of October 12, 2021

Roll Call

### CONSENT AGENDA

Statement by Council President

### RESOLUTION:

Mr. McIntyre:

**10-25-21-01** Approving Consent Agenda

Roll Call

**CONSENT AGENDA RESOLUTIONS:**

- a. Resolution to Cancel Capital Improvement Appropriation Balances
- b. Governing Body Certification of the Annual Audit
- c. Resolution to Refund Real Estate Over Tax Payment – 429 Grove Street
- d. Resolution to Refund Real Estate Over Tax Payment – 407 Richard Way
- e. Resolution Appointing a Fire Official for the North Plainfield Fire Department – Division of Fire Prevention
- f. Consolidated Bill List of October 25, 2021

**REPORTS 2021:**

Property Maintenance: Quarterly Report

**COMMUNICATIONS:**

NJ State League of Municipalities Trenton, NJ	Newsletters & Advisories
County of Somerset, Somerville, NJ	Newsletters & Communications
Plainfield Area Humane Society Plainfield, NJ	Report and Invoicing
Plainfield Area Regional Sewerage Authority Middlesex, NJ	Minutes and Agenda
PKF O’Connor Davies, Cranford, NJ	Borough Audit
Somerset County Business Partnership Somerville, NJ	Bizfest Somerset
Municipal Clerks’ Assoc. of NJ	The Quill Newsletter
Environmental Protection Agency Washington	Understanding New Brownfields Guidelines
NJ Assoc. of Planning & Zoning Admins. Bridgewater, NJ	Electric Vehicle Model Ordinance

**REQUESTS FOR AGENDA ITEMS**

**PUBLIC COMMENT**

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

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

**ADJOURNMENT**

***CONSENT AGENDA***

**October 25, 2021**

**RESOLUTION NOS. 10-25-21-01 a through f**

**RESOLUTION NO. 10-25-21-01**

**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

10-25-21-01 a, b, c, d, e, f

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

---

Council President

---

Council Member

Introduced: October 25, 2021  
Adopted: October 25, 2021

**RESOLUTION NO. 10-25-21-01a**

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

**RESOLUTION TO CANCEL  
CAPITAL IMPROVEMENT APPROPRIATION BALANCES**

WHEREAS, certain capital improvement appropriation balances remain dedicated to projects now completed, and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances maybe returned to each respective capital improvement fund or credited to surplus, and unused debt authorizations may be cancelled.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, that the following unexpended and dedicated balances of capital appropriations be cancelled:

**General Capital Fund**

ORD NO.	DATE AUTH.	PROJECT DESCRIPTION	AMOUNT CANCELLED	
			FUNDED	UNFUNDED
98-04	04/27/98	Land Acquisition-Recreation	\$151,154.36	0
06-12	08/14/06	Municipal Parking Lot	77,500.00	0
07-09	07/23/07	Parking Lot Construction	150,000.00	0
Totals			\$ 378,654.36	0

**Sewer Utility Capital Fund**

96-22	09/27/93	Farragut Place	\$ 5,241.72	0
14-08	09/08/14	Sanitary Sewer Replacement	7,953.61	0
16-11	06/13/16	Various Sewer Improvements	44,152.35	0
18-09	06/25/18	Sanitary Sewer Improvements	12,577.31	0
Totals			\$ 69,924.99	0

---

Council President

---

Council Member

Introduced: October 25, 2021

Adopted: October 25, 2021

**RESOLUTION NO. 10-25-21-01b**

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

**GOVERNING BODY CERTIFICATION OF  
THE ANNUAL AUDIT**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2020 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations," and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations," as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of North Plainfield, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

---

Council President

---

Council Member

Introduced: October 25, 2021

Adopted: October 25, 2021

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON October 25, 2021.

---

Richard K. Phoenix, RMC  
Borough Clerk

CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT  
Group Affidavit Form  
*No photo copies of signatures*

State of New Jersey  
County of Somerset

We, members of the governing body of the Borough of North Plainfield in the County of Somerset being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Borough Council of the Borough of North Plainfield in the County of Somerset.
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2020;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.)

(L.S.)

\_\_\_\_\_  
(L.S.)

\_\_\_\_\_  
(L.S.)

\_\_\_\_\_  
(L.S.)

\_\_\_\_\_  
(L.S.)

\_\_\_\_\_  
(L.S.)

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_  
Notary Public of State of New Jersey

\_\_\_\_\_  
Richard K. Phoenix, RMC  
Borough Clerk

*Reason for absence of signature of any governing body member:*

*(Certificate must be sent to Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, NJ 08625)*



**RESOLUTION NO. 10-25-21-01c**

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

**WHEREAS**, Corelogic and Raja Munir, both paid third Quarter Taxes on Block 111 Lot 5, Mr. Munir, the homeowner has requested refund of that over payment, and;

**BE IT RESOLVED**, by the Council of the Borough of North Plainfield, that the Treasurer is authorized to make the following refunds:

**Refund Real Estate Over Tax Payment:**

Raja Munir.                      \$ 2383.95  
429 Grove Street  
North Plainfield, NJ 07060

---

Council President

---

Council Member

Introduced:    October 25, 2021

Adopted:      October 25, 2021

**RESOLUTION NO. 10-25-21-01d**

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

**WHEREAS**, the homeowner, Zhongxin Ju paid third quarter taxes on Block 4.02 Lot 29, in error two times, Mr. Ju has requested refund of that over payment, and;

**BE IT RESOLVED**, by the Council of the Borough of North Plainfield, that the Treasurer is authorized to make the following refunds:

**Refund Real Estate Over Tax Payment:**

Zhongxin Wu     \$ 1,813.88  
6926 Old Benton Drive  
Apollo Beach, Florida 33572

Re: 407 Richard Way

---

Council President

---

Council Member

Introduced:     October 25, 2021

Adopted:        October 25, 2021

**RESOLUTION NO. 10-25-21-01e**

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

**WHEREAS**, Pursuant to Borough code, Chapter 19-2.1 and N.J.S.A. 52:27D-202 of the Uniform Fire Safety Act, the New Jersey Uniform Fire Code shall be locally enforced in the Borough of North Plainfield by the Local Enforcing Agency; and

**WHEREAS**, pursuant to Chapter 19-2.2 set forth herein, the Local Enforcing Agency of the Borough as to the Uniform Fire Safety Act shall be the Division of Fire Prevention, a unit of the Department of Fire Prevention and Protection; and

**WHEREAS**, the local enforcing agency (LEA) shall be under the direct supervision of a Fire Official, who shall be appointed by the Director of the Department of Fire Prevention and Protection; and

**WHEREAS**, there exists a vacancy in the position of Fire Official due to the retirement of the former Fire Official, Frank D'Amore, Jr.; and

**WHEREAS**, the Director of the Department of Fire Prevention and Protection is appointing Robert Beattie as the new Fire Official.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of North Plainfield, County of Somerset, State of New Jersey, that Robert Beattie be appointed Fire Official for the North Plainfield Fire Department – Division of Fire Prevention, effective October 25, 2021.

---

Frank "Skip" Stabile, III, Council President

---

Council Member

Introduced:      October 25, 2021  
Adopted:         October 25, 2021

By my hand, I hereby certify this to be a true and complete copy of the Resolution adopted by the Council of the Borough of North Plainfield at its meeting of October 25, 2021

---

Richard K. Phoenix, RMC  
Borough Clerk

**RESOLUTION NO. 10-25-21-01f**

**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 25<sup>th</sup> day of October, 2021 the same be paid; and that the Mayor and Chief Financial Officer are hereby authorized to sign and deliver warrants for the same.

---

Council President

---

Council Member

Introduced: October 25, 2021  
Adopted: October 25, 2021