

RESOLUTION NO. 07-13-15-01

**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

07-13-15-01a, b, c, d, e, f, g, h, i, j, k and *l*

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

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

CONSENT AGENDA

July 13, 2015

RESOLUTION NOS. 07-13-15-01a through *l*

RESOLUTION NO. 07-13-15-01a

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

**RESOLUTION TO APPROVE PLACE TO PLACE TRANSFER OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1814-33-010-011
BY TEXAS ROADHOUSE HOLDINGS, LLC TO NEW LOCATION**

WHEREAS, the Borough Council of the Borough of North Plainfield previously approved the liquor license transfer referred to herein as a pocket license, by person to person transfer by Resolution No. 01-01-15-05g adopted by the Borough Council on January 1, 2015; and,

WHEREAS, Texas Roadhouse Holdings, LLC (hereinafter referred to as the "Owner") with its principal place of business located at 6040 Dutchmans Lane, Suite 200, Louisville, Kentucky 40205, is the holder of Plenary Retail Consumption License 1814-33-010-011 (hereinafter referred to as the "License") as a pocket license in the Borough of North Plainfield, County of Somerset and State of New Jersey; and,

WHEREAS, the Owner seeks to transfer the license from its current location to premises located at 1258 Route 22, North Plainfield, New Jersey (hereinafter referred to as the "Licensed Premises"), where the Owner intends to conduct business with use of the License;

WHEREAS, the Owner of the License has submitted and amended its License application for a place-to-place transfer, in due and complete form, and has caused the due and required notices to be published; and,

WHEREAS, the Borough Council of North Plainfield conducted a hearing for the place to place transfer of the License on July 13, 2015 at the regular meeting of the Borough Council; and,

WHEREAS, the Council considered the application submitted by the Owner and the Borough Police Department's investigation reports in this matter; and,

WHEREAS, upon all due consideration and evaluation of the application, the Borough Council of the Borough of North Plainfield has determined that the proposed location for the place to place transfer and activation of the License is acceptable.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of North that the Plenary Retail Consumption License No. 1814-33-010-011 be and is hereby **APPROVED FOR TRANSFER** from place to place, to 1258 Route 22, North Plainfield, New Jersey, upon condition of approval of the transfer by the State of New

Jersey, Department of the Treasury, Division of Alcoholic Beverage Control, duly required publication, and presentation of the same to the Borough Clerk.

Lawrence La Ronde, Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

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 regular meeting of the Borough Council held on July 13, 2015.

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

Date signed: July _____, 2015

RESOLUTION NO. 07-13-15-01b

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that the Tax Collector is hereby authorized and directed to create duplicate tax sale certificates as follows:

Block 41, Lot 1
86 Westervelt Ave.

Certificate #06-00029 issued 6/29/06
Certificate #12-00070 issued 10/23/12

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

RESOLUTION NO. 07-13-15-01c

**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 Treasurer is hereby authorized to make the following refunds:

Refund of Road Opening Bond:

GoldStar Environmental Services, Inc. 12 Fox Farm Road Phillipsburg, NJ 08865	\$1,500.00
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Job: Coddington Avenue - Toresco

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

Sandy Daidone


From: Sandy Daidone <sdaidone@npsmail.org>
Sent: Thursday, June 25, 2015 2:54 PM
To: kintrav@npsmail.org
Cc: 'sdaidone@npsmail.org'
Subject: Release Payment

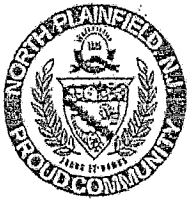
Kitty:

Please release payment for Gold Star's bond of \$1,500 for the Coddington Avenue street opening Permit.

Thank you.

Sandy Daidone

012 JM 62 



Borough of North Plainfield

Department of Public Works
263 Somerset Street
North Plainfield, New Jersey 07060
(908) 769-2914 Fax (908) 769-6499

APPLICATION FOR STREET OPENING PERMIT

(Application Fee \$50.00 Road Opening Bond \$1500.00)

CALL BEFORE YOU DIG 1-800-272-1000 FOR UTILITY LOCATIONS	CONTRACTOR MUST CHECK WITH THE NORTH PLAINFIELD POLICE TRAFFIC SAFETY OFFICER PRIOR TO STARTING
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No. _____, North Plainfield, NJ Date: 5/29/15, 2015

Application is made by: Goldstar Environmental Services, Inc

of 12 Fox Farm Road, Phillipsburg, NJ 08865

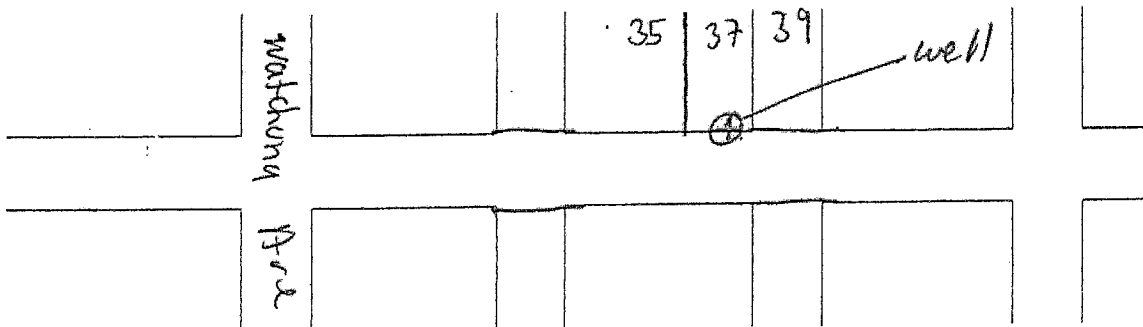
For (PROPERTY OWNER) Toresco Enterprise, 618-632 Rt. 22 East

For permission to open Codrington Avenue - One flush mount
monitor well in shoulder of ROW (between sidewalk and curb,
(as shown on diagram below)

For the purpose of installing (1) 2" x 20' monitor well, flush mount

Location of Main (Pipe) _____

Total Area of Opening 1 sq. ft. Width 1' Length 1'



The applicant agrees to comply with all the rules and regulations as set forth in the Sewer Ordinance of the Borough of North Plainfield "Relating to the Construction, Maintenance, Operations and Extension of the Sewerage System" and the acceptance of the permit shall be deemed an agreement to abide by all of its terms and conditions.

APPROVED: James Roden
Superintendent of Streets & Sewers

SIGNED: [Signature]
Applicant

ADDRESS: 12 Fox Farm Rd
Phillipsburg NJ 08865

Date of Payment: 5-29-15 Method of Payment: CASH CHECK # 9661 & 9662

Received By: [Signature]

ok
[Signature]

GOLDSTAR ENVIRONMENTAL SERVICES, INC.
 12 FOX FARM ROAD
 PHILLIPSBURG, NJ 08865
 (908) 387-0333

EXPLANATION	AMOUNT

55-33/212
 9662

PAY AMOUNT OF one thousand five hundred and 00/100 DOLLARS

DATE	TO THE ORDER OF	DESCRIPTION	CHECK NUMBER	CHECK AMOUNT
10/15	Borough of North Plainfield	Bond Torresco	9662	\$ 1,500.00

William Torresco

⑆00966 2⑆



GOLDSTAR ENVIRONMENTAL SERVICES, INC.
 12 FOX FARM ROAD
 PHILLIPSBURG, NJ 08865
 (908) 387-0333

EXPLANATION	AMOUNT

55-33/212
 9661

PAY AMOUNT OF 444 and 00/100 DOLLARS

DATE	TO THE ORDER OF	DESCRIPTION	CHECK NUMBER	CHECK AMOUNT
10/15	Borough of North Plainfield	Torresco Well	9661	\$ 50.00

William Torresco

⑆00966 1⑆



RESOLUTION NO. 07-13-15-01d

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

WHEREAS, on a property known as block 75, lot 7, also known as 14 Coddington Ave., as a result of NJTC Docket #013215-2014 real estate taxes for the year 2014 have been reduced by a total of \$996.82; and

WHEREAS, real estate taxes for the year 2014 were paid so the reduction in assessed value leaves an overpayment totaling \$996.82; and

WHEREAS, it is recommended by the Tax Collector that a refund of said overpayment be made to Edwin Dewitt, property owner.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Chief Financial Officer is authorized to make the following refunds:

Refund Real Estate Tax Payments:

Edwin Dewitt	\$996.82
14 Coddington Ave.	
North Plainfield, NJ 07060	

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

RESOLUTION NO. 07-13-15-01e

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

WHEREAS, on a property known as block 203.04, lot 11, also known as 555-57 Oakridge Ave., a duplicate tax payment totaling \$2,475.64 was submitted by Associated Title Agency on 5/4/15; and

WHEREAS, in accordance with a request from Associated Title, said overpayment is to be refunded to Associated Title for proper distribution to the appropriate parties.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Chief Financial Officer is authorized to make the following refunds:

Refund Real Estate Tax Payments:

Associated Title Agency	\$2,475.64
64 West Main St.	
Freehold, NJ 07728	

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

RESOLUTION NO. 07-13-15-01f

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

WHEREAS, on 6/8/15 on a property known as block 16, lot 23, also known as 236 N. Jackson Ave., a sewer payment totaling \$248.64 was submitted by ERA Queen City Realty on behalf of the owner; and

WHEREAS, said payment covered the 1st & 2nd half of 2015 sewer charges; and

WHEREAS, ERA Queen City Realty has notified the sewer department that they only intended to pay the 1st half 2015 sewer installment; and

WHEREAS, in accordance with a request from ERA Queen City Realty, the overpayment is to be refunded to them for proper distribution to the appropriate parties.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Chief Financial Officer is authorized to make the following refunds:

Refund Sewer Payment:

ERA Queen City Realty	\$123.40
310 Park Ave.	
Scotch Plains, NJ 07076	

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

RESOLUTION NO. 07-13-15-01g

**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 Tax Collector is hereby authorized and directed to create duplicate tax sale certificates as follows:

Block 125, Lot 19
2 Hurley Avenue

Certificate #04-47
Issued 1027/04

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

RESOLUTION NO. 07-13-15-01h

**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 Tax Collector is hereby authorized and directed to create duplicate tax sale certificates as follows:

Block 173, Lot 26 528 Ayres Ave. Certificate #13-00260 issued 12-09-13

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

Liberty Abstract Inc.

P.O. Box 50

Morristown, NJ 07963

Telephone: (973) 267-3111 Fax: (973) 718-4321

July 07, 2015

Borough of North Plainfield Tax Office
263 Somerset Street
North Plainfield, NJ 07060

Telephone: (908) 769-2909

Reference: LA 31,135 - FA Please Reference Our LA Title Number on All
Correspondence
528 Ayres Avenue
Borough of North Plainfield, County of Somerset, State of New Jersey
Block: 173 Lot: 26

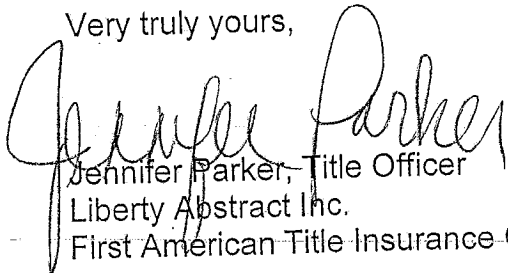
Dear Tax Collector

I am requesting a duplicate redemption for Certificate No. 13-00260 which was redeemed on November 18, 2014 since the original certificate endorsed for cancellation cannot be located. Enclosed is a check in the amount of \$100.00 made payable to Borough of North Plainfield.

Please for the duplicate redemption in the enclosed self addressed stamped envelope.

If we may be of further service in this or any other matter, please do not hesitate to call.

Very truly yours,


Jennifer Parker, Title Officer
Liberty Abstract Inc.
First American Title Insurance Company

RESOLUTION NO. 07-13-15-01i

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

**RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD
AUTHORIZING EXECUTION OF AGREEMENT AND GRANT
OF TEMPORARY EASEMENT FOR ACCESS AND CONSTRUCTION**

WHEREAS, a project known as the Costco Warehouse, located on Route 22 East, Block 203.01, Lot 1 on the Tax Maps of the Borough of North Plainfield, was approved by the Borough of North Plainfield Planning Board by Resolution as to Application No. SPR-12-001 signed on October 11, 2012; and,

WHEREAS, Costco Wholesale Corp., through its authorized contractor, Graham Contracting, Ltd. ("Costco"), has requested a temporary easement for access and construction to perform an installation pursuant to the requirements of the Planning Board Resolution; and,

WHEREAS, the Agreement and Grant of Temporary Easement for Access and Construction (the "Agreement") provides for Costco's access in, along, under and through Clinton Avenue, a public roadway of the Borough of North Plainfield (the "Borough") and access and construction in, along, under and through real property known as 614 Warfield Road, Block 199.05, Lot 5, upon which is located a residential dwelling owned by Anthony Moglia ("Moglia"); and,

WHEREAS, the Agreement provides for the Borough and Moglia, as Grantors, to allow that temporary access and construction, to and by Costco, the Grantee; and,

WHEREAS, the Agreement provides for posting of performance and maintenance guarantees by Costco for the protection of the property of the Borough and Moglia; and,

WHEREAS, Costco has posted its performance guarantee with the Borough; and,

WHEREAS, the Borough Attorney/Director of Law Eric M. Bernstein & Associates, LLC, has drafted the Agreement in consultation with Costco and Moglia, containing terms pursuant to the requirements of the Planning Board Resolution; and,

WHEREAS, the Borough Engineer, Grotto Engineering Associates, LLC, by Senior Project Manager David J. Testa, P.E., C.M.E. has recommended execution of the Agreement by the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Mayor of the Borough of North Plainfield is hereby authorized to enter into such Agreement and to take all necessary steps to effectuate such Agreement and the Borough Clerk is authorized to witness such execution of the Agreement.

BE IT FURTHER RESOLVED that the Agreement shall not take effect unless and until all parties execute same.

Council President Lawrence La Ronde

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

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 regular meeting of the Borough Council held on July 13, 2015.

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

Date signed _____, 2015

RESOLUTION NO. 07-13-15-01j

**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/taxicabs to the following for two years in accordance with the applications heretofore submitted:

Zeeshan R. Ishfaq, t/a
Aero American Limousine, LLC
437 Oakridge Avenue
North Plainfield, NJ 07063

Council Member

Council President

Introduced: July 13, 2015

Adopted: July 13, 2015

RESOLUTION NO. 07-13-15-01k

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

**RESOLUTION ENCOURAGING THE STATE
TO RAISE THE TOBACCO PURCHASING AGE TO 21**

WHEREAS, forty-two million Americans still smoke, resulting in tobacco use being responsible for nearly one in five deaths in the U.S.;

WHEREAS, because cigarette smoking and tobacco use are acquired behaviors, smoking is one of the most preventable causes of death in the U.S.;

WHEREAS, eighteen percent of adults place themselves and their families at risk for major and preventable health problems through tobacco use;

WHEREAS, eighty-five percent of daily smokers start smoking before age twenty one;

WHEREAS, there is an alarming increase in the use of e-cigarettes among teenagers and young adults;

WHEREAS, the Institute of Medicine found that increasing the tobacco purchasing age to 21 would reduce smoking by twelve percent, resulting in 249,000 fewer premature deaths, 45,000 fewer lung cancer deaths, 4.2 million fewer total years of life lost among those born between 2000 and 2019, and fewer infants born prematurely;

WHEREAS, the journal, Tobacco Control, reports that underage smoking plummeted by nearly fifty percent after Needham, MA became the first municipality in the nation to raise the tobacco purchasing age to twenty one;

WHEREAS, the American Medical Association endorses raising the tobacco purchasing age to 21;

WHEREAS, municipalities across the country, including New York City and approximately eight New Jersey municipalities have raised the tobacco purchasing age to twenty one;

WHEREAS, Hawaii is the first state in the nation to raise the tobacco purchasing age to twenty one and other states, including California, have introduced similar legislation;

WHEREAS, on June 30, 2014 the New Jersey State Senate passed a bill raising the tobacco purchasing age to 21;

WHEREAS, the New Jersey State Assembly still has not yet passed the companion bill to raise the tobacco purchasing age, as the bill is still pending before the Assembly Health and Senior Services Committee;

WHEREAS, be it resolved by the North Plainfield Borough Council that we hereby request that the New Jersey State Assembly pass bill A3254 raising the tobacco purchasing age to 21, and establishing New Jersey as a public health leader in reducing underage smoking and preventable deaths.

Council President

Council Member

Introduced: July 13, 2015

Adopted: July 13, 2015

RESOLUTION NO. 07-13-15-01/

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that the attached bills of the accounts named and for the amounts stated, having been duly audited and found to be correct as of this 13th day of July, 2015 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: July 13, 2015

Adopted: July 13, 2015