

***CONSENT AGENDA***

**December 17, 2018**

**RESOLUTION NOS. 12-17-18-02 a through p**

**RESOLUTION NO. 12-17-18-02**

**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

12-17-18-02 a, b, c, d, e, f, g, h, i, j, k, l, m, n, o, p

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

---

Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02a**

***Resolution Supporting the Drive Sober or Get Pulled Over  
2018 Year End Holiday Crackdown***

**Whereas**, impaired drivers on our nation’s roads killed 10,874 people in 2017; and

**Whereas**, 20% of motor vehicle fatalities in New Jersey are alcohol-related; and

**Whereas**, an enforcement crackdown is planned to combat impaired driving; and

**Whereas**, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

**Whereas**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

**Whereas**, the project will involve increased impaired driving enforcement from December 7, 2018 through January 1, 2019; and

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

**Therefore**, be is resolved that North Plainfield Borough declares it’s support for the *Drive Sober or Get Pulled Over 2018 Year End Holiday Crackdown* from December 7, 2018 through January 1, 2019 and pledges to increase awareness of the dangers of drinking and driving.

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

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

Introduced: December 17, 2018

Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02b**

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

WHEREAS, St. Joseph Church, 99 Westervelt Avenue, North Plainfield, New Jersey, has applied for a license to conduct a three-month Calendar Raffle from April 2, 2019 through June 4, 2019; and

WHEREAS, St. Joseph Church has been issued Identification No. 352-1-11754 by the New Jersey Legalized Games of Chance Control Commission; and

WHEREAS, St. Joseph Church has paid its fees in full. Investigation has shown that said applicant meets the requirements for the issuance of a raffle license;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of North Plainfield hereby authorizes the issue of License No. RL-1176 to St. Joseph Church for a three-month Calendar Raffle to be held April 2, 2019 through June 4, 2019 at 99 Westervelt Avenue, North Plainfield, New Jersey.

---

Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018

RESOLUTION NO. 12-17-18-02c

RESOLUTION AUTHORIZING CONTRACTS APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A 40A:11-12a

WHEREAS, the Borough of North Plainfield, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any state contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of North Plainfield has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough of North Plainfield intends to enter into contracts with the attached referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of North Plainfield pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the Borough of North Plainfield and the referenced State Contract Vendors shall be for the 2019 Year, and:

<u>A/C #</u>	<u>Name</u>		
88273	AK Equipment	69944	Highpoint Furniture
74018	Absolute Fire	83930	Home Depot
80963	Air & Gas Technologies	82693	Horizon Blue Cross & Blue Shield
65808	Air Purifiers, Inc.	63522	Innovation Doc Imaging, LLC
69942	All Steel Inc.	87466	John Deere Landscapes
68766	Allied Oil, Co.	74012	Kaldoz
61419	American Tire Service	69923	KML Technology, Inc.
71048	Approved Fire Protection	69531	Kova Corp.
83331	Atlantic Salt	67875	Lanigan Assoc. Inc.
73991	Atlantic Tactical	67872	Lawman Supply Co.
A79161	Beyer Bros	85850	Lawson Products
01785	Bodyworks by Tiffany	62423	Lifesavers
63767	Boises Bus Interiors	70142	Mayline Furniture
85017	Broadview Network	77814	Messercola Excavating
81413	BSN Sports	81520	Morpho Trak
71054	Cairns	T0213	Morton Salt Inc.
T2085	Cambria Truck Center	53804	Motorola
78848	Celebrity Fleet Operations LLC	83909	Motorola Solutions
68645	Cintas Fire Protection	69830	Office Business Systems
80977	CMF Business	42285	Office Solutions
27171	Computer Systems Method	47705	Pitney Bowes
71056	Continental Fire & Safety	82709	Ricoh Americas Corporation
70137	Dell Marketing, LP (70256)	80866	Rutgers the State University
81301	Draeger Safety Inc.	81408	Safety Down Under Inc.

67873 Eagle Point Gun/TJ Morris-Son  
81338 East Coast Emergency Lighting  
72300 Elite Tree Service  
84698 Emerald City Auto Spa  
75248 Ergo Space Design Inc.  
67899 ESI Equipment  
81357 Firefighter One  
81397 Finch Fuel Oil Co. Inc.  
T0106 Flemington Department Store  
15/16-08 Foley Incorporated  
70462 Ford Motor Credit  
73032 Garden State Highway  
71062 Gen-el Safety & Ind.  
71048 Globe Manufacturing  
73783 Hertrich Fleet Services  
70262 Hewlett Packard

68461 Sagem Morphotrak  
71063 Scott  
64040 Sharpe Electronic Corp.  
82236 Sherwin Williams  
82226 Siperstein's  
71057 Stanfield  
76921 Storr Tractor Company  
85193 Traffic Safety Services  
67765 Trico Equipment  
76669 Turnout Fire & Safety  
82583 Verizon Wireless  
69933 WB Mason Co, Inc.  
71642 WE Timmerman Co.  
73902 Weldon Asphalt

**BE IT FURTHER RESOLVED**, that the referenced State Contract Vendors are projected to exceed the bid threshold for the 2019 Year:

68766 Allied Oil, Co.  
73032 Garden State Highway

70462 Ford Motor Credit  
77814 Messercola Excavating

---

Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02d**  
**BOROUGH OF NORTH PLAINFIELD**  
**COUNTY OF SOMERSET**  
**STATE OF NEW JERSEY**

**WHEREAS**, the installation of a solar system at 51 Mountain Avenue was never done, Spectrum Energy Inc. now requests refund of their payment of permits.

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

**Refund of Building and Electrical Permit Fee:**

Spectrum Energy Inc.       \$ 284.00  
3081 Route 73 South  
Maple Shade, N.J. 08052

---

Council President

---

Council Member

Introduced:   December 17, 2018

Adopted:     December 17, 2018

**RESOLUTION NO. 12-17-18-02e**

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

**CANCEL UNEXPENDED BUDGET APPROPRIATION BALANCES**

**WHEREAS**, certain unexpended budget appropriation balances have been reviewed and can be cancelled, and

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances may be returned to surplus.

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

<u>Sewer Utility</u>		
<u>Acc Number</u>	<u>Title/Description</u>	<u>Amount Cancelled</u>
55-501-101	Sewer-Salaries and Wages	\$ 75,000.00
55-501-299	Sewer-OE	200,000.00
55-502-299	PARSA	<u>75,000.00</u>
	Totals	\$350,000.00

---

Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018



**RESOLUTION NO. 12-17-18-02f**

**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 certificate(s) as follows:

Block 79 Lot 28	29-31 Fairview Ave.	Cert. #04-29	issued 10-27-04
		#08-00076	issued 12-04-08
		# 09-00266	issued 10-01-09

---

Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02g**

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

**WHEREAS**, Sage Title Agency, paid \$2,181.10 on Block 30 Lot 22, for 2018 in error due to a total tax exemption the homeowner has on the property. They have requested refund of their payment.

**BE IT RESOLVED**, by the Council of the Borough of North Plainfield, that the Tax Collector is authorized to make the following refund:

**Refund Real Estate Tax Payment:**

Sage Title Agency	\$ 2,181.10
948 McBride Avenue	
Woodland Park, NJ 07424	

Re: 162 Delacy Avenue

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

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

Introduced: December 17, 2018

Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02h**

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

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

**WHEREAS**, the Lache Taylor purchased the property known as Block 30 Lot 22, 162 Delacy Avenue., in North Plainfield in September, 2018; and

**WHEREAS**, Lache Taylor is a 100% disabled veteran and exempt from paying taxes on the property she owns; and

**WHEREAS**, taxes have been levied on the aforementioned parcel the fourth quarter of 2018 and first of 2019;

**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 as indicated and refund the title company:

Block 30 Lot 22	4th Quarter	\$2161.41 cancel & refund
	1 <sup>st</sup> Quarter	\$ 19.69 cancel & refund

---

Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02i**

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

AUTHORIZING BUDGET TRANSFERS

*Text of this Resolution pending from the  
Chief Financial Officer*

---

Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02j**

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

**RESOLUTION OF THE BOROUGH COUNCIL OF NORTH  
PLAINFIELD SUSPENDING THE BUSINESS HOUR RESTRICTION  
ON THE SALE OF ALCOHOLIC BEVERAGES AT CERTAIN  
PLENARY RETAIL CONSUMPTION LICENSEES' ESTABLISHMENTS**

**WHEREAS**, the Borough of North Plainfield has an ordinance prohibiting the sale of alcoholic beverages on January 1, New Year's Day, between the hours of 2:00 a.m. and 7:00 a.m. unless January 1<sup>st</sup> is a Sunday; and,

**WHEREAS**, the Borough has received written requests from The Bridge, Plenary Retail Consumption License No. 1814-33-001-003, and Dombar LLC, t/a International Club and Sports Bar, Plenary Retail Consumption License No. 1814-33-007-008 to allow the extension of their hours of operation on Tuesday, January 1, 2019 to better enable them to serve their clientele and to improve their receipts during difficult financial times; and

**WHEREAS**, The Bridge, Plenary Retail Consumption License No. 1814-33-001-003 and Dombar LLC, t/a International Club and Sports Bar, Plenary Retail Consumption License No. 1814-33-007-008 have requested permission to close at a later hour on Tuesday, January 1, 2019; and

**WHEREAS**, New Year's Eve generates a large amount of business for alcoholic beverage licensees in the Borough; and,

**WHEREAS**, the Borough wishes to grant the requests of The Bridge and International Club and Sports Bar to remain open until a later hour on January 1, 2019;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of North Plainfield that the business hours restriction on the sale of alcoholic beverages is hereby suspended on January 1, 2019 to allow The Bridge, and International Club and Sports Bar to sell alcoholic beverages until last call at 2:00 a.m. with non-alcoholic sales permitted until 3:00 a.m. closing at that time.

---

Council President

---

Council Member

Introduced: December 17, 2018  
Adopted: December 17, 2018

**RESOLUTION NO. 12-17-18-02k**

**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 EXTENSION OF A GENERAL ENGINEERING  
SERVICES AGREEMENT WITH MOTT MACDONALD FOR THE PERIOD  
BETWEEN JANUARY 1, 2019 THROUGH JUNE 30, 2019 FOR THE BOROUGH OF  
NORTH PLAINFIELD**

---

**WHEREAS**, the Borough Council for the Borough of North Plainfield previously approved a General Engineering Services Agreement with Mott MacDonald for the Calendar Year 2018; and,

**WHEREAS**, the Borough of North Plainfield is in need of an extension of the General Engineering Services Agreement for the period January 1, 2019 and running through June 30, 2019; and,

**WHEREAS**, Mott MacDonald, with a principal place of business located at 3 Paragon Way, Freehold, New Jersey 07060, is in the business of providing general engineering services and has submitted a proposal dated December 12, 2018 to extend the previously authorized General Engineering Services Agreement for a total proposed budget of One Hundred Forty-Four Thousand Dollars (\$144,000.00); Ninety-Six Thousand Five Hundred Dollars (\$96,500.00) for Task 1 – Engineering Services for Application Coordination, Design, Bidding Assistance, and Construction Administration and Inspection of Projects funded through the Somerset County Community Development Block Grant (“CDBG”) program and Forty-Seven Thousand Five Hundred Dollars (\$47,500.00) for Task 2 – Additional General Engineering Services, which 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 extending the term of the previously authorized General Engineering Services Agreement by extending the engineering services agreement of Mott MacDonald 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 authorize the Mayor and the Borough Clerk to sign and/or execute an extension of the General Engineering Services Agreement with Mott MacDonald, 3 Paragon Way, Freehold, New Jersey 07060, as contemplated in the afore-referenced proposal 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.

---

Lawrence La Ronde,  
Council President

---

Council Member

Introduced: December 17, 2018  
Adopted: December 17, 2018

#### **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 December 17, 2018.

---

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

**RESOLUTION NO. 12-17-18-02I**

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

**RESOLUTION OF THE BOROUGH COUNCIL APPROVING  
PAYMENT APPLICATION NO. TWO AND CHANGE WORK  
ORDER NO. ONE TO NORTH AMERICAN PIPELINE  
SERVICES LLC FOR THE PROJECT KNOWN AS THE WEST  
END SANITARY SEWER REHABILITATION PROJECT.**

**WHEREAS**, the Borough of North Plainfield previously awarded a contract for certain improvements with regard to a project known as the “West End Sanitary Sewer Rehabilitation” project (hereinafter referred to as the “Project”), with said contract having been awarded to North American Pipeline Services LLC, with an address of 210 Bennett Road, Freehold, New Jersey 07728; (hereinafter referred to as the “Contractor”); and,

**WHEREAS**, Mott MacDonald Consulting Engineers (hereinafter referred to as the “Engineer”), on behalf of the Borough, has reviewed the Contractor’s submission for Change Order No. 1, for an adjustment of the contract quantities to reflect changes in the scope of work, and Payment Application No. 2 in the total amount of Six Thousand Twenty-One Dollars and Twelve Cents (\$6,021.12); and,

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esq., and the offices of Eric M. Bernstein & Associates, L.L.C. has reviewed the Engineer’s and the Contractor’s submissions and accepts 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 and Change Order No. 1, dated December 5, 2018, for the Project known as the West End Sanitary Sewer Rehabilitation project, is approved with Six Thousand Twenty-One Dollars and Twelve Cents (\$6,021.12), which Payment Application and Change Order 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 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, issue Payment No. 2 and approve Change Work Order No. 1.



By: \_\_\_\_\_  
Lawrence La Ronde, Council President

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

Introduced: December 17, 2018

Adopted: December 17, 2018

### **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 regular meeting of the Borough Council held on December 17, 2018.

### **BOROUGH OF NORTH PLAINFIELD**

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

Date signed: December 17, 2018

**RESOLUTION NO. 12-17-18-02m**

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

**RESOLUTION OF THE BOROUGH OF NORTH  
PLAINFIELD ACCEPTING THE PROJECT  
KNOWN AS METRO STORAGE AND AUTHORIZING  
THE RELEASE OF PERFORMANCE GUARANTEE,  
BONDS AND ESCROW**

**WHEREAS**, an application and construction project known as Metro Storage, located at 351 Route 22 West, Block 6.02, Lots 1, 2.01 and 5 on the official tax map of the Borough of North Plainfield, was approved by the Borough of North Plainfield Planning Board by Resolution in Application No. BA-15-003; and,

**WHEREAS**, Metro Storage, the applicant before the Borough Planning Board, has posted a performance guarantee, bonds and escrow for the guarantee of the installation of required public improvements as required under the Municipal Land Use Law (hereinafter referred to as the “MLUL”), *N.J.S.A. 40:55D-1 et seq.*; and,

**WHEREAS**, the Borough Engineer, Grotto Engineering Associates, LLC, by Senior Project Manager David J. Testa, P.E., C.M.E., C.P.W.M., in a letter dated November 30, 2018, has recommended acceptance of the public improvements and release of the performance guarantees; and,

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, have reviewed the recommendations of David J. Testa, P.E. and concurs with his recommendations;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, that the project known as “Metro Storage”, located at 351 Route 22 West, Block 6.02, Lots 1, 2.01 and 5 on the official tax map of the Borough of North Plainfield, be and is hereby accepted and the performance guarantee, bonds and escrow may be released.

---

Lawrence La Ronde, Council President

---

Council Member

Introduced: December 17, 2018  
Adopted: December 17, 2018

### **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 December 17, 2018.

---

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

**RESOLUTION NO. 12-17-18-02n**

**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  
MESSERCOLA EXCAVATING CO., INC. FOR THE NORTH PLAINFIELD  
2019-2020 ON-CALL SERVICES – EMERGENCY REPAIRS  
FOR THE BOROUGH OF NORTH PLAINFIELD**

---

**WHEREAS**, the Borough of North Plainfield is in need of a service provider of on-call services and emergency repairs for the 2019-2020 year throughout the Borough (hereinafter referred to as the “Project”); and,

**WHEREAS**, the Borough of North Plainfield solicited bids for the Project and the following two (2) bids were received:

<b><u>Bidding Entity</u></b>	<b><u>Total Amount of Schedule “A” Hourly Charges</u></b>
Messercola Excavating Co., Inc	\$920.00
Montana Construction Corp. Inc.	\$1,400.00

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsible and responsive bidder, Messercola Excavating Co., Inc. whose main offices are located at 549 East Third Street, Plainfield, New Jersey 07060 (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 responsible and responsive 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: 2019-2020 On-Call Services – Emergency Repairs  
Successful Bidder: Messercola Excavating Co., Inc., 549 East Third Street, Plainfield,  
New Jersey 07060

Total Bid: In the Amount of Nine Hundred Twenty Dollars and Zero Cents  
(\$920.00) per hour

**BE IT FURTHER RESOLVED** that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute the contract and all necessary documents to engage the on-call emergency repair services of Messercola Excavating Co., 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 Messercola Excavating Co., Inc. for the Project known as the 2019-2020 On-Call Services – Emergency Repairs.

---

Lawrence La Ronde, Council President

---

Council Member

Introduced: December 17, 2018

Adopted: December 17, 2018

### **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 December 17, 2018.

Date: December 17, 2018

---

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

**RESOLUTION NO. 12-17-18-02o**

**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 RICH TREE SERVICE, INC. FOR THE MAINTENANCE AND REMOVAL  
OF TREES THROUGHOUT THE BOROUGH OF NORTH PLAINFIELD**

---

**WHEREAS**, the Borough of North Plainfield is in need of certain services to maintain and remove trees throughout the Borough for the calendar year 2019 and Alternate A for calendar year 2020 (hereinafter referred to as the “Project”); and,

**WHEREAS**, the Borough of North Plainfield solicited bids for the Project and four (4) bids were received. The following four (4) bids were received:

<b><u>Bidding Entity</u></b>	<b><u>Base Bid Total Amount</u></b>	<b><u>Alternate A</u></b>
Rich Tree Service, Inc.	\$115.00/hour	\$115.00/hour
Caffrey Tree and Landscape, LLC	\$180.00/hour	\$180.00/hour
M&A Tree Service, Inc.	\$285.00/hour	\$285.00/hour
Downes Tree Service Inc.	\$685.00/hour	\$700.00/hour

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC have reviewed the bid submissions and recommends the award of the bid and contract for the Project to the lowest responsible bidder, Rich Tree Service Inc., whose main offices are located at 325 Bergen Street, South Plainfield, New Jersey 07080 (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 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: Tree Maintenance and Removal  
Successful Bidder: Rich Tree Service, Inc.

Total Bid: In the Amount of One Hundred Fifteen Dollars and Zero Cents Per Hour (\$115.00).  
Term: Calendar Years 2019 and 2020.

**BE IT FURTHER RESOLVED** that the Borough Council, at the recommendation of the Administrator, accepts Alternate Bid A for the services in calendar year 2020.

**BE IT FURTHER RESOLVED** that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute the contract and all necessary documents to engage the construction services of Rich Tree Service, 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 Rich Tree Service, Inc. for the Project known as the Tree Maintenance and Removal Services.

---

Lawrence La Ronde, Council President

---

Council Member

Introduced: December 17, 2018  
Adopted: December 17, 2018

### **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 December 17, 2018.

Date: December 17, 2018

---

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

**RESOLUTION NO. 12-17-18-02p**

**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 17<sup>th</sup> day of December, 2018 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: December 17, 2018

Adopted: December 17, 2018