

DRAFT MINUTES

These are the Draft Minutes of the Regular Meeting of the Borough Council of North Plainfield, New Jersey held on Monday, 8 February 2016.

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 Monday, **February 8, 2016** at 7:44 p.m. at the North Plainfield Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

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

Also Present: David E. Hollod, Business Administrator
Christine Faustini, Esq., Associate Borough Attorney
Richard K. Phoenix, RMC, Borough Clerk

Council President La Ronde 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 December 14, 2015. 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 December 15, 2015 by publication of the announcement in the *Courier News* of December 17, 2015 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 Agenda Conference, Board of Health, and Regular Meeting of January 25, 2016.

Council President La Ronde called for a Roll Call on the minutes:

Agenda Conference, Board of Health, and Regular Meeting of January 25, 2016: All in favor.

HEARING:

ORDINANCE NO. 16-06 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT ORDINANCE NO. 11-05 OF THE BOROUGH OF NORTH PLAINFIELD, COUNTY OF SOMERSET, STATE OF NEW JERSEY, ENTITLED “AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF NORTH PLAINFIELD,” MOST NOTABLY CHAPTER VI, ENTITLED “ALCOHOLIC BEVERAGE CONTROL”

The Clerk read the Ordinance by its title.

PUBLIC COMMENT: None.

Motion to close public comment by Mr. Stabile, seconded by Ms. Schaefer and on Roll Call carried all five voting aye.

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

RESOLUTION NO. 02-08-16-01 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 16-06 be adopted and advertised as required by statute.

Seconded by Ms. Miller and on Roll Call carried all five voting aye.

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. 02-08-16-02 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

02-08-16-02a, b, c, d, e, f, g and h

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

Seconded by Mr. Stabile with Roll Call as follows:

Ayes: Schaefer, Singleterry, Stabile, La Ronde
Abstain: Miller

Resolution carried 4-0-1.

APPROVED RESOLUTIONS:**RESOLUTION NO. 02-08-16-02a SAFE AND SECURE COMMUNITIES PROGRAM**RESOLUTION OF PARTICIPATION

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.

Whereas, the Borough of North Plainfield wishes to apply for funding of approximately \$90,000 with a match of \$362,746 for an approximate project total cost of \$452,746 for a project under the State of New Jersey Safe and Secure Neighborhoods Grant Program, and

Whereas, the North Plainfield Borough Council has reviewed the accompanying application and has approved said request, and

Whereas, the project is a joint effort between the Department of Law and Public Safety and the Borough of North Plainfield for the purpose described in the application;

Therefore, be it resolved by the North Plainfield Borough Council that

1. As a matter of public policy, the Borough of North Plainfield wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the application for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

RESOLUTION NO. 02-08-16-02b RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE CONTRACT CHANGE ORDER REQUEST NO. 1 – FOR PROJECT KNOWN AS BELMONT AVENUE ROADWAY IMPROVEMENTS–NJDOT 2013 TO REIVAX CONTRACTING CORP. AND APPROVING PAYMENT NO. FOUR (FINAL) TO REIVAX CONTRACTING CORP.

WHEREAS, the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, previously resolved to award a contract for certain road improvements with regard to a project known as “Belmont Avenue Roadway Improvements–NJDOT 2013,” said contract having been awarded to Reivax Contracting Corp., with an address of 356 Thomas Street, Newark, New Jersey (hereinafter referred to as the “Contractor”) in the amount of Three Hundred Fifty-Two Thousand Eight Hundred Ninety-Six

Dollars and No Cents (\$352,896.00) and authorized the Mayor and Borough Clerk to execute a contract with the Contractor on behalf of the Borough, with respect to the above referenced Project; and,

WHEREAS, at the request of the Borough of North Plainfield, the Contractor has prepared Change Order Request No. 1, dated January 11, 2016, setting forth the revised total costs associated with the provision of the construction contract, reducing the revised total cost associated with the provisions in the contract to Three Hundred Thirty-Eight Thousand Four Hundred Fifty-Three Dollars and Three Cents (\$338,453.03); and,

WHEREAS, David J. Testa, PE, CME, of Grotto Engineering Associates, Borough Engineers, has reviewed the Contractor's submission for Payment No. 4 (Final) in the total amount of Fourteen Thousand Two Hundred Eighty-Eight Dollars and Twenty-Nine Cents (\$14,288.29); for a total (final) payment of Three Hundred Thirty-Eight Thousand Four Hundred Fifty-Three Dollars and Three Cents (\$338,453.03); and,

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esq., and the offices of Eric M. Bernstein & Associates, LLC has reviewed the Engineer's and the Contractor's submission and accepts same based on the recommendations of the Engineer, and

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 authorizes the Mayor and the Borough Clerk, on behalf of the Borough, to sign and/or execute Change Order Request No. 1, dated January 11, 2016, with Reivax Contracting Corp., which Change Order Request is incorporated herein by reference as if same was fully set forth, without the need for any further action of this Borough Council.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that Partial Payment Application No. 4 (final) is approved in the total amount of Fourteen Thousand Two Hundred Eighty-Eight Dollars and Twenty-Nine Cents (\$14,288.29) and payment for same is authorized to be made to the Contractor.

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 all necessary documents to close out the project and issue final payment.

RESOLUTION NO. 02-08-16-02c RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD AUTHORIZING A CONTRACT WITH BUSINESS & GOVERNMENT INSURANCE AGENCY FOR PROFESSIONAL RISK MANAGEMENT CONSULTING SERVICES

WHEREAS, the bylaws of the Garden State Municipal Joint Insurance Fund require professional risk management consulting services to be performed; and

WHEREAS, the Business & Government Insurance Agency has offered its professional risk management consulting services to the Borough of North Plainfield for the Fund Year January 1, 2016 to December 31, 2016; and

WHEREAS, the Business & Government Insurance Agency has proposed compensation for its services in the amount of seven percent (7%) of the Borough's annual assessment as promulgated by the Garden State Municipal JIF.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that Business & Government Insurance Agency be and is hereby appointed to provide professional risk management consulting services as referenced herein and that the Fund Commissioner and Borough Clerk are hereby authorized to execute all documents relevant to this service.

RESOLUTION NO. 02-08-16-02d 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:

Fabian Soria
621 West 3rd Street
Plainfield, NJ 07060

RESOLUTION NO. 02-08-16-02e WHEREAS, José H. Hernandez has filed an application for a coin-operated amusement devices license for calendar year 2016 for premises known as Mi Mundo Latino LLC, 375 Somerset Street, North Plainfield, and has submitted the required fee; and

WHEREAS, review of the application with accompanying sketch and investigation of the site by appropriate Borough officials disclose that the granting of the application would be in order;

NOW, THEREFORE, BE IT RESOLVED that a coin-operated amusement devices license be granted to said applicant for calendar year 2016 in accordance with the filed application, subject to all conditions and requirements set forth in N.P.R.G.O. 4-2.

RESOLUTION NO. 02-08-16-02f AUTHORIZING AMENDMENT TO THE 2016 TEMPORARY BUDGET

WHEREAS, The Revised Statutes of New Jersey 40A:4-20 provides for the adoption of temporary appropriations in addition to temporary appropriations necessary for the period between the beginning of the current fiscal year and the date of the adoption of the Local Budget for the Year 2016;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Council of the Borough of North Plainfield, that the following amendments to the temporary appropriations be made in the amounts and for the purposes herein set forth for the period between January 1st, 2016 and the adoption of the Local Budget for the Borough of North Plainfield, County of Somerset and State of New Jersey for the fiscal Year 2016:

<u>A/C #</u>	<u>CURRENT FUND</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
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20-100	Department of Administration	\$ 50,750.00	\$ 3,612.50
20-110	Borough Council	00.00	1,000.00
20-120	Borough Clerk	31,250.00	6,175.00
20-130	Department of Finance	60,500.00	3,375.00
20-135	Annual Audit		9,500.00
20-145	Tax Collection		3,000.00
20-150	Division of Assessments	22,500.00	1,800.00
20-151	Tax Appeals		8,750.00
20-155	Department of Law		62,500.00
20-165	Engineering		12,500.00
20-175	Historical Commission	500.00	250.00
21-180	Planning Board	300.00	1,475.00
21-185	Board of Adjustment	300.00	1,625.00
22-195	Uniform Construction Code	45,000.00	2,375.00
23-210	Liability Insurance		450,000.00
23-220	Group Insurance		300,000.00
23-225	Unemployment Compensation		12,000.00
25-240	Police	1,328,750.00	15,456.25
25-241	Crossing Guards	42,500.00	0.00
25-252	Emergency Management	1,775.00	2,550.00
25-265	Fire Protection	761,500.00	13,750.00
25-266	Fire Hydrant		48,250.00
25-267	Uniform Fire Code	3,000.00	2,104.25
25-268	LOSAP		2,000.00
25-269	Emergency Medical Services		6,000.00
25-275	Borough Prosecutor	6,500.00	0.00
26-290	Street & Roads	225,000.00	99,750.00
26-310	Building & Grounds		21,375.00
26-315	Vehicle Maintenance		44,250.00
27-330	Health	54,500.00	31,250.00
27-340	Dog Regulation		8,750.00
28-370	Recreation	22,800.00	5,487.50
28-375	Maintenance of Parks		1,625.00
28-380	Shade Tree Advisory Board		2,500.00
30-415	Retirement Benefits		50,000.00
30-420	Celebration of Public Events		1,625.00
31-201	Contingent		1,500.00
31-430	Electricity		93,750.00
31-440	Telephone		18,250.00
31-445	Water		5,500.00
31-446	Natural Gas		15,500.00
31-460	Gasoline		53,750.00
31-461	Technology		4,500.00
31-462	Postage		9,000.00
31-471	Employees Retirement System		72,066.75
36-472	Social Security		93,750.00
36-475	Police/Fireman Retirement		485,523.25

41-899	Matching Funds for Grants		1,250.00
42-300	COAH Housing		1,250.00
42-305	Somerset County Recycling		50,000.00
42-405	Parking Authority	18,250.00	0.00
42-520	NJDEP Permit Fee		1,312.50
43-490	Municipal Court	80,500.00	5,475.00
43-495	Public Defender		1,000.00
62-405	Capital Equipment		16,950.00
Totals		<u>\$2,756,175.00</u>	<u>\$2,166,613.00</u>

<u>A/C #</u>	<u>SEWER UTILITY FUND</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
55-501	Sewer Operating	\$ 50,000.00	\$ 10,750.00
55-502	Plainfield Area Regional Sewer		412,500.00
55-541	Social Security		3,875.00
55-542	Unemployment Comp Insurance		250.00
Totals Sewer Utility		<u>\$ 50,000.00</u>	<u>427,375.00</u>

RESOLUTION NO. 02-08-16-02g WHEREAS, St. Joseph Church, 99 Westervelt Avenue, North Plainfield, New Jersey, has applied for a license to conduct a three-month Calendar Raffle from March 8, 2016 through May 17, 2016; 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, investigation has shown that said applicant meets the requirements for the issuance of a raffle license;

NOW, THEREFORE, BE IT RESOLVED that the Clerk be and is hereby authorized to issue a license to St. Joseph Church for a three-month Calendar Raffle to be held March 8, 2016 through May 17, 2016 at 99 Westervelt Avenue, North Plainfield, New Jersey.

RESOLUTION NO. 02-08-16-02h 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 8th day of February, 2016 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 Richard K. Phoenix, RMC – Borough Clerk & Chief Operator, WPQJ970 – 1630-AM Radio Tri-County Chamber of Commerce South Plainfield, NJ	Various Communications / Newsletters Time-Sensitive Radio Scripts Newsletters
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NJ State League of Municipalities Trenton, NJ	Various Communications / Newsletters
PSE&G Newark, NJ	Communications & Newsletters
NJ Highlands Coalition Boonton, NJ	Newsletters
Frank N. D'Amore Sr. North Plainfield, NJ	Property Maintenance memos
Somerset-Union Soil Conservation District Bridgewater, NJ	Communication re: Approval, Building Addition, Metro Storage, LLC
Verizon/FIOS San Angelo, TX	2015 Franchise Fee
Ken Wedeen, Somerset Co. Planning Board Somerville, NJ	Raritan Valley Rail Coalition activities
Betsy Ramos, Esq. Capehart/Scatchard, P.A. Mount Laurel, NJ	NJ Public Interest Law Monthly
Comcast Union, NJ	2015 Franchise Fee
Cindy Randazzo, NJ Dept. of Environmental Protection, Trenton, NJ	Various communications & Newsletters
Sustainable Raritan River Initiative New Brunswick, NJ	Newsletters

REQUESTS FOR AGENDA ITEMS:

Mr. La Ronde requested discussion of the Municipal Alliance Committee and Youth Services Commission at the next meeting.

PUBLIC COMMENT: None.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Mr. Hollod thanked the Department of Public Works and all of the emergency personnel for their efforts during the blizzard. The budget packet will be distributed by the end of the week, he concluded.

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

Meeting adjourned at 7:53 p.m.

Borough Clerk

Council President