

DRAFT MINUTES

*These are the Draft Minutes of the Regular Meeting
of the North Plainfield Borough Council held on Monday, 25 September 2017.*

*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, **September 25, 2017** at 7:35 p.m. at the North Plainfield Borough Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

Council Members: Everett Merrill
Keiona R. Miller (7:37 p.m.)
Frank Righetti (absent – excused)
Wendy Schaefer
Douglas M. Singleterry (absent – excused)
Frank “Skip” Stabile
Lawrence La Ronde, Council President

Also Present: Michael Giordano, Jr., Mayor
Eric M. Bernstein, Esq., Borough Attorney
Richard K. Phoenix, RMC, Borough Clerk

The Pledge of Allegiance to the Flag was led by Mr. Stabile.

Council President La Ronde requested a moment of silence for the men and women serving in our Armed Forces.

The Council President 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 November 28, 2016. 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 November 29, 2016, by publication of the announcement in the *Courier News* on December 1, 2016 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 and Regular Meeting of September 11, 2017.

Council President La Ronde called for a Roll Call on the minutes of the Agenda Conference and Regular Meeting of September 11, 2017:

Aye: Merrill, Miller, La Ronde
Abstain: Schaefer, Stabile

HEARING:

ORDINANCE NO. 17-19 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER VII ENTITLED, "TRAFFIC," SECTION 7-3 ENTITLED, "PROHIBITED PARKING," MOST NOTABLY, SECTION 7-3.5, ENTITLED "PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS," SCHEDULE III, "PARKING PROHIBITED CERTAIN HOURS."

The Clerk read the Ordinance by its title.

PUBLIC COMMENT:

Frank D'Amore, Sr., 40 Willow Avenue, voiced his support of the ordinance as well as his concerns with traffic on Wilson Avenue during before and after school hours when parents are dropping off and picking up their children.

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

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

RESOLUTION NO. 09-25-17-01 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 17-19 be adopted and advertised as required by statute.

Seconded by Ms. Schaefer 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.

Ms. Schaefer presented the following Resolution and moved its adoption:

RESOLUTION NO. 09-25-17-02 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

09-25-17-02a, b, c, d, e, f

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

Seconded by Mr. Merrill and on Roll Call carried all five voting aye.

APPROVED RESOLUTIONS:

RESOLUTION NO. 09-25-17-02a RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT WITH FINE CONSTRUCTION INC. FOR THE NORTH PLAINFIELD MEMORIAL LIBRARY BRANCH RENOVATIONS AND IMPROVEMENTS – PHASE 1 IN THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of renovations and improvements at the North Plainfield Memorial Library Branch located in the Borough (hereinafter referred to as the “Project”); and,

WHEREAS, the Borough of North Plainfield solicited bids for the Project and the following three (3) bids were received:

<u>Bidding Entity</u>	<u>TotalAmount</u>
Fine Construction Inc.	\$230,550.00
Hahr Construction	\$247,550.00
Daskal LLC	\$263,125.00

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, as well as CTS Group, Inc., the Borough’s Architect on the Project, have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsible bidder, Fine Construction Inc., whose main offices are located at 1404 Oak Tree Road, Suite 203, Iselin, New Jersey 08830 (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: North Plainfield Memorial Library Branch Renovations and Improvements – Phase 1
 Successful Bidder: Fine Construction Inc.

Total Bid: In the Amount of Two Hundred Thirty Thousand Five Hundred Fifty Dollars and Zero Cents (\$230,550.00)

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 Fine Construction 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 Fine Construction Inc. for the Project known as the North Plainfield Memorial Library Branch Renovations and Improvements – Phase 1.

RESOLUTION NO. 09-25-17-02b RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A COOPERATIVE PRICING AGREEMENT WITH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes the Borough of North Plainfield to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and,

WHEREAS, the Educational Services Commission of New Jersey (hereinafter referred to as the “Lead Agency”) has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services through the Middlesex County Cooperative Pricing System; and,

WHEREAS, on September 25, 2017, the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, duly considered participation and decided to participate in a Cooperative Pricing System for the provision and performance of goods and services as per the paragraph above.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, as follows:

TITLE

This resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of North Plainfield.

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor and Borough Clerk are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency to participate in the Middlesex County Cooperative Pricing System for Purchases.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

RESOLUTION NO. 09-25-17-02c 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 170.01 Lot 6	453 Catalpa Ave.	Cert.# 10-00158	issued 08-25-10
		Cert # 06-00110	issued 06-29-06
Block 101 Lot 51	220 Grove St.	Cert. #11-00114	issued 09-20-11
Block 140 Lot 17	28 Washington Ave.	Cert. #10-00126	issued 08-25-10
Block 96 Lot 9	118 Grove St.	Cert. #12-00127	issued 10-23-12
Block 142.01 Lot 1	23A Washington Ave.	Cert.#07-00089	issued 12-18-07
		Cert.#11-00141	issued 09-20-11
		Cert.#12-00169	issued 10-23-12
Block 45 Lot 7	72 Manning Avenue	Cert # 13-00082	issued 12/04/13

RESOLUTION NO. 09-25-17-02d WHEREAS, St. Luke's Church, 300 Clinton Avenue, North Plainfield, New Jersey, has applied for licenses to conduct an on-premises 50-50 cash draw raffle and an on-premises merchandise raffle on November 17, 2017; and

WHEREAS, St. Luke's Church has been issued Identification No. 352-1-14479 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 raffles licenses;

NOW, THEREFORE, BE IT RESOLVED that the Clerk be and is hereby authorized to issue licenses to St. Luke's Church for an on-premises 50-50 cash draw raffle and an on-premises merchandise raffle to be held on November 17, 2017 at 300 Clinton Avenue, North Plainfield, New Jersey.

RESOLUTION NO. 09-25-17-02e WHEREAS, St. Luke's Church, 300 Clinton Avenue, North Plainfield, New Jersey, has applied for a license to conduct an off-premises 50-50 cash draw raffle on December 17, 2017; and

WHEREAS, St. Luke's Church has been issued Identification No. 352-1-14479 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

NOW, THEREFORE, BE IT RESOLVED that the Clerk be and is hereby authorized to issue a license to St. Luke’s Church for an off-premises 50-50 cash draw raffle to be held on December 17, 2017 at 300 Clinton Avenue, North Plainfield, New Jersey.

RESOLUTION NO. 09-25-17-02f 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 25th day of September, 2017 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 NJ State League of Municipalities Trenton, NJ NJ Dept. of Environmental Protection Trenton, NJ Highlands Coalition Boonton, NJ Capehart Scatchard, P.C. Mount Laurel, NJ Tri-County Chamber of Commerce, South Plainfield Frank D’Amore Sr., North Plainfield, NJ NJ Local Technical Assistance Program New Brunswick, NJ Public Service Electric & Gas, Newark, NJ Lisa Roach, NJ Transit, Newark, NJ Downtown NJ, Trenton, NJ NJ State Treasurer, Trenton, NJ	Various Communications, Advisories and News Releases Calendar Updates and Advisories; Time-Sensitive Radio Scripts Newsletters and Advisories Newsletters and Advisories Various Newsletters and Advisories NJ Public Entity Law Monthly Newsletters Property Maintenance Advisory Newsletter & Survey Rate Hearings Penn Station Repair Status Report Downtown NJ Conference Municipal Hotel & Motel Tax Distribution
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REQUESTS FOR AGENDA ITEMS:

Mr. Merrill suggested that Schools Superintendent McLaughlin be invited to speak on what is being done with charter schools in town. The Council President agreed to check the calendar, and said that the invitation would be extended to Dr. McLaughlin on his own. The Councilman added that the Superintendent had conducted five forums in town. One is planned for Super Heroes, representing a neutral

location. News had come from the Assistant Superintendent that the district had received \$16,000.00 in support of all-day pre-school.

PUBLIC COMMENT:

Frank D'Amore, Sr., 40 Willow Avenue, voiced his concerns about public safety and enforcement at intersections where Stop signs were installed; further, he noted several locations where overgrown vegetation was hampering drivers' abilities to see traffic signs and drive safely.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Mayor Giordano announced that the annual senior picnic would be held Saturday, October 7.

Ms. Miller expressed her thanks to all in attendance this evening, wishing a happy, healthy fall to one and all.

President La Ronde, commenting on the recent town-wide garage sale, pronounced it a success, with 135 residents participating and visitors from outside of town coming to shop and buy.

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

Meeting adjourned at 7:50 p.m.

Borough Clerk

Council President