

DRAFT MINUTES

*These are the Draft Minutes of the Regular Meeting
of the North Plainfield Borough Council held on Monday, 23 October 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, **October 23, 2017** at 8:29 p.m. at the North Plainfield Borough Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

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

Also Present: Michael Giordano, Jr., Mayor
David E. Hollod, Business Administrator
Steve Siegler, Esq., Associate Borough Attorney
Richard K. Phoenix, RMC, Borough Clerk
Stephanie Sherwood, RMC, CMR, Deputy Clerk

The Council Vice 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, Regular Meeting and Executive Session of October 10, 2017.

Council Vice President Stabile called for a Roll Call on the minutes of the Agenda Conference, Regular Meeting and Executive Session of October 10, 2017:

Aye: Merrill, Schaefer, Singleterry
Abstain: Stabile

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

RESOLUTION NO. 10-23-17-01 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 17-20 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing November 13, 2017 at 7:30 p.m. or as soon thereafter as the matter can be heard, as the time and the North Plainfield Council Chambers, 263 Somerset Street, North Plainfield, New Jersey as the place for hearing and final adoption.

Seconded by Ms. Schaefer and on Roll Call carried all four voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 17-20 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT ORDINANCE NO. 05-26, GOVERNING THE SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF NORTH PLAINFIELD

CONSENT AGENDA

Council Vice President Stabile 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. 10-23-17-02 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

10-23-17-02a, b, c, d, e

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 four voting aye.

APPROVED RESOLUTIONS:

RESOLUTION NO. 10-23-17-02a 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 53 Lot 14 62 Mountain Ave Cert.# 13-00102 issued 12-04-13

RESOLUTION NO. 10-23-17-02b RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH GROTTO ENGINEERING ASSOCIATES, LLC FOR THE SANDFORD AVENUE ROAD IMPROVEMENTS – NJDOT 2017 FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield received a grant for certain improvements to Sandford Avenue in the amount of One Hundred Ninety Thousand Dollars (\$190,000.00) from the New Jersey Department of Transportation Local Aid; and,

WHEREAS, the Borough of North Plainfield is in need of a Professional Engineer to assist the Borough with the design documents for pavement, sidewalk, curb and drainage improvements to Sandford Avenue from Mountain Avenue to Jackson Avenue (approximately 2,000 feet) (hereinafter referred to as the “Project”); and,

WHEREAS, Grotto Engineering Associates, LLC, with its principal place of business located at 340 North Avenue, Cranford, New Jersey 07016, is in the business of providing engineering services and previously submitted a proposal for the Project for the Borough of North Plainfield, Somerset County, New Jersey, dated September 25, 2017, for a fixed fee of Thirty-Five Thousand Five Hundred Dollars (\$35,500.00) for Item 1, the Bid Design Documents, and an hourly rate, which, as a total, is not to exceed Thirty-Nine Thousand Dollars (\$39,000.00) for Item 2, Bid Support, Construction Observation, Contract Administration and Testing, for a total project fee not to exceed Seventy-Four Thousand Five Hundred Dollars (\$74,500.00); and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of Grotto Engineering Services, LLC to perform all of those services contemplated in the afore-referenced proposal, a copy of said proposal being maintained in the Office of the Borough Clerk, the contents of which are incorporated herein.

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 approve said professional service agreement to Grotto Engineering Associates, LLC, 340 North Avenue, Cranford, New Jersey 07016 for a fixed fee of Thirty-Five Thousand Five Hundred Dollars (\$35,500.00) for Item 1, the Bid Design Documents and an hourly rate, which, as a total, is not to exceed Thirty-Nine Thousand Dollars (\$39,000.00) for a total fee not to exceed Seventy-Four Thousand Five Hundred Dollars (\$74,500.00) and authorizes the Mayor and the Borough Clerk to sign and/or execute a Professional Services Agreement with Grotto Engineering Associates, LLC without the need for any further action of this Borough Council.

BE IT FURTHER RESOLVED that the approval of this Agreement 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 approval of this Agreement is made pursuant to and consistent with the Local Public Contracts Laws of the State of New Jersey.

RESOLUTION NO. 10-23-17-02c RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH GROTTO ENGINEERING ASSOCIATES, LLC FOR THE 2017 STORMWATER REPORTING, OUTFALL INSPECTIONS AND ORDINANCE UPDATE FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of a Professional Engineer to assist the Borough with its compliance with the New Jersey Pollution Discharge Elimination System (“NJPDES”) Municipal Stormwater Regulation Program Tier A Stormwater General Permit requirements for 2018 (hereinafter referred to as the “Project”); and,

WHEREAS, Grotto Engineering Associates, LLC, with its principal place of business located at 340 North Avenue, Cranford, New Jersey 07016, is in the business of providing engineering services and previously submitted a proposal for the Project for the Borough of North Plainfield, Somerset County, New Jersey, dated September 25, 2017, at a per item per project price not to exceed the following:

<u>Item</u>	<u>Amount</u>
Item 1: 2017 Annual NJDEP Stormwater Reporting	Six Thousand Dollars (\$6,000.00)
Item 2: Stormwater Outfall Inspections	Six Thousand Dollars (\$6,000.00)
<u>Item 3: Stormwater Ordinance Update</u>	<u>Three Thousand Dollars (\$3,000.00)</u>
Total Fee Not to Exceed: Fifteen Thousand Dollars (\$15,000.00)	

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of Grotto Engineering Services, LLC to perform all of those services contemplated in the afore-referenced proposal, a copy of said proposal being maintained in the Office of the Borough Clerk, the contents of which are incorporated herein.

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 approve said professional service contract to Grotto Engineering Associates, LLC, 340 North Avenue, Cranford, New Jersey 07016 at a per project price per item not to exceed Six Thousand Dollars (\$6,000.00) for Item 1, not to exceed Six Thousand Dollars (\$6,000.00) for Item 2 and not to exceed Three Thousand Dollars (\$3,000.00) for Item 3, for a total fee not to exceed Fifteen Thousand Dollars (\$15,000.00) and authorizes the Mayor and the Borough Clerk to sign and/or execute a Professional Services Agreement with Grotto Engineering Associates, LLC without the need for any further action of this Borough Council. The items are discussed above.

BE IT FURTHER RESOLVED that the approval of this Agreement 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 approval of this Agreement is made pursuant to and consistent with the Local Public Contracts Laws of the State of New Jersey.

RESOLUTION NO. 10-23-17-02d RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE CONTRACT AMENDMENT NUMBER THREE (3) WITH SUBURBAN CONSULTING ENGINEERS, INC.

WHEREAS, the Borough of North Plainfield previously, and by way of Resolution, entered into an Agreement with Suburban Consulting Engineers, Inc., with a principal place of business located at 96 U.S. Highway 206, Suite 101, Flanders, New Jersey 07836 (hereinafter referred to as "SCE"), to provide professional engineering services with respect to the proposed fueling facility at the Department of Public Works Property; and,

WHEREAS, due to an unanticipated change in the scope of work as requested by the Borough of North Plainfield, the costs associated with the provision of the professional engineering services have increased; and,

WHEREAS, at the request of the Borough of North Plainfield, SCE has prepared Contract Amendment Request No. 3, dated September 15, 2017, setting forth the increased scope of work and the costs associated therewith to amend the professional services contract for the design services of the fueling facility requesting the following additions for a lump sum payment of Six Thousand Six Hundred Dollars and Zero Cents (\$6,600.00):

- The revision of Construction Plans & Specifications for Underground Storage Tanks for the Fueling Station. The contract is to be bid as two (2) contracts to ensure that the bids that are received are within the construction budget;
- Additional bid phase services (rebid).

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 Contract Amendment Request No. 3, dated September 15, 2017, with SCE for an additional lump sum payment of Six Thousand Six Hundred Dollars and Zero Cents (\$6,600.00), which Contract Amendment Request is incorporated herein by reference as if same was fully set forth, without the need for any further action of this Borough Council. Please be further advised that this is subject to the certification of the Chief Financial Officer as to the availability of funds.

RESOLUTION NO. 10-23-17-02e 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 23rd day of October, 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

Various Communications, Advisories and
News Releases
Calendar Updates and Advisories;
Time-Sensitive Radio Scripts
Newsletters and Advisories

Newsletters and Advisories

Trenton, NJ Highlands Coalition Boonton, NJ Capehart Scatchard, P.C. Mount Laurel, NJ Tri-County Chamber of Commerce, South Plainfield NJ Local Technical Assistance Program New Brunswick, NJ NJ State Dept. of Environmental Protection Trenton, NJ Plainfield Area Humane Society Plainfield, NJ NJ State Alcoholic Beverage Control Comm. Trenton, NJ Statewide Insurance Fund Parsippany, NJ	Various Newsletters and Advisories NJ Public Entity Law Monthly Newsletters Newsletter & Survey Groundwater Remedial Action Permit modification Report and Invoice Re: PRC Lic. No. 1814-33-007-008 <i>non-vult</i> plea Disbursement of Additional Surplus from 1994 Fund Year dividend as authorized
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REQUESTS FOR AGENDA ITEMS: None.

PUBLIC COMMENT:

Frank D'Amore, Sr., 40 Willow Avenue, congratulated the evening's award recipients. He then shared his concerns with visibility obstruction due to the natural growth at 33 Willow Avenue, 378 Watchung Avenue and 185-188 Duer Street.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Mayor Giordano thanked Dennis Passe for his efforts with the Senior Picnic. The new Good Will Store will hold a ribbon cutting on Friday, October 27 at 9:30 a.m.

Mr. Hollod announced that the Energy Aggregation renewal would be discussed at the November 13 meeting and a Board of Health meeting would be held November 27 to discuss the public health services agreement renewal.

All four council members congratulated the evening's awards recipients. Mayor Giordano added that volunteerism remains on the decline throughout the state as the training requirements for volunteer fire fighters are very time-intensive.

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

Meeting adjourned at 8:50 p.m.

Borough Clerk

Council President