

DRAFT MINUTES

These are the Draft Minutes of the Regular Meeting of the North Plainfield Borough Council held on Monday, 25 February 2019.

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 25, 2019** at 8:03 p.m. at the North Plainfield Borough Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

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

Also Present: David E. Hollod, Business Administrator
 Eric M. Bernstein, Esq., Borough Attorney
 Richard K. Phoenix, RMC, Borough Clerk
 Stephanie Sherwood, RMC, CMR, Deputy Clerk

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 19, 2018. 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 20, 2018 by publication of the announcement in the *Courier News* of November 24, 2018 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 February 11, 2019.

The Council President called for a Roll Call on the minutes: All in favor.

HEARING:

ORDINANCE NO. 19-02 AN ORDINANCE OF THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF SOMERSET, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT WITH THE SOMERSET COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF COUNTY GUARANTEED LEASE REVENUE BONDS (BOROUGH OF NORTH PLAINFIELD PROJECT) AND ANY NOTES ISSUED IN ANTICIPATION THEREOF BY THE SOMERSET COUNTY IMPROVEMENT AUTHORITY

The Clerk read the Ordinance by its title.

PUBLIC COMMENT:

Frank D'Amore, 40 Willow Avenue, North Plainfield, voiced his support of the ordinance, noting that it would be beneficial for many.

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

Mr. Bernstein requested that Resolution No. 02-25-19-01 be held until after the Executive Session. Council President Stabile concurred.

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

RESOLUTION NO. 02-25-19-02 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 19-03 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing March 11, 2019 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 Mr. La Ronde and on Roll Call carried all six voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 19-03 CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

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

RESOLUTION NO. 02-25-19-03 MUNICIPAL BUDGET OF THE BOROUGH OF NORTH PLAINFIELD COUNTY OF SOMERSET FOR THE FISCAL YEAR 2019

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2019;

BE IT FURTHER RESOLVED, that said Budget be published in The Courier News in the issue of March 11, 2019;

The Governing Body of the Borough of North Plainfield does hereby approve the following as the Budget for the year 2019:

Notice is hereby being given that the Budget and Tax Resolution were approved by the Council of the Borough of North Plainfield, County of Somerset, on February 25, 2019.

A Hearing on the Budget and Tax Resolution will be held at the North Plainfield Council Chambers, Borough Hall, 263 Somerset Street, North Plainfield, on March 25, 2019 at 7:30 O'clock (p.m.) at which time and place objections to said budget and Tax Resolution for the year 2019 may be presented by taxpayers or other interested persons.

Seconded by Mr. La Ronde and on Roll Call carried all six voting aye.

CONSENT AGENDA

Council 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.

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

RESOLUTION NO. 02-25-19-04 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

02-25-19-04 a, b, c, d

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

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

APPROVED RESOLUTIONS:

RESOLUTION NO. 02-25-19-04a AUTHORIZATION TO SUBMIT AN APPLICATION FOR AN HISTORIC PRESERVATION GRANT UNDER THE CERTIFIED LOCAL GOVERNMENT PROGRAM

WHEREAS the governing body of the Borough of North Plainfield desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of \$24,999 to fund the following project: Washington Park Historic District Design Guidelines.

NOW, THEREFORE, BE IT RESOLVED by the governing body of North Plainfield Borough that David E. Hollod, Borough Administrator, or the successor to the title of Borough

Administrator, is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State in an amount not more than \$24,999, and (c) to execute any amendments thereto which do no increase the Grantee’s obligations.

BE IT FURTHER RESOLVED that the Borough of North Plainfield agrees to comply with all applicable federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

RESOLUTION NO. 02-25-19-04b 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 46 Lot 1.03 14 Chatham Place # 04-21 issued 10/27/04

RESOLUTION NO. 02-25-19-04c WHEREAS, the Church of the Holy Cross, 40 Mercer Avenue, North Plainfield, New Jersey, has applied for a license to conduct an off-premises 50-50 cash raffles on June 23, 2019; and

WHEREAS, the Church of the Holy Cross has been issued Identification No. 352-1-38411 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 Church of the Holy Cross for an off-premises 50-50 cash raffles to be held on June 23, 2019 at 40 Mercer Avenue, North Plainfield, New Jersey.

RESOLUTION NO. 02-25-19-04d 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 February, 2019 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	Various Communications, Advisories and News Releases
Richard K. Phoenix, RMC – Borough Clerk & Chief Operator, WPQJ970 – 1630-AM Radio	Calendar Updates and Advisories; Time-Sensitive Radio Scripts
NJ State League of Municipalities Trenton, NJ	Newsletters & Advisories
Plainfield Area Humane Society Plainfield, NJ	Invoice and Report
NJ Dept. of Environmental Protection Trenton, NJ	Weekly Updates

Somerset County Business Partnership Somerville, NJ	Newsletters
Plainfield Area Regional Sewerage Authority Middlesex, NJ	Minutes and Agenda
NJLTAP, New Brunswick, NJ	Newsletter
NJ Dept. of Environmental Protection Trenton, NJ	Newsletter(s)
Somerset County Business Partnership Somerville, NJ	Upcoming Events Supporting Tourism
NJ Cannabis Media, Monroe, NJ Tracee Schaefer, Chair	Newsletters
Watchung Borough Planning Board Gwyn Gronlund, Clerk of Session	Housing Plan Element Fair Share Plan
Watchung Ave. Presbyterian Church Plainfield Area Humane Society	Thank You Letter re: Handicapped Parking Ordinance
William Baker, Info Station Specialists Zeeland, Michigan	Invoice and Report
NJ Conservation Foundation, Far Hills, NJ	Story of 1 st Use of Travellers Info. Station
NJ Cyber Communications Integrated Cell Freehold	April Rally
	Seminar: Redistricting Reform Seminar
	Deal on Key Legislation

PUBLIC COMMENT:

Frank D'Amore, 40 Willow Avenue, North Plainfield, commented on the court case in which a North Plainfield police officer was awarded \$97,000 in legal fees. He requested confirmation that an appeal had been filed and the results of that appeal. Mr. Bernstein confirmed that an appeal had been filed which resulted in a significant reduction in the amount awarded for legal fees.

REQUESTS FOR AGENDA ITEMS: None.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS: None.

Mr. La Ronde presented the following Resolution and moved its adoption:

RESOLUTION NO. 02-25-19-05 BE IT RESOLVED by the Council of the Borough of North Plainfield that prior to the adjournment of this meeting it shall convene in executive session from which the public will be excluded for the purpose of discussion on:

AFFORDABLE HOUSING/ATTORNEY-CLIENT PRIVILEGE

Exclusion of the public for this purpose is specifically permitted by N.J.S.A. 10:4-6 et seq. The contents of this discussion will not be disclosed until such time as the disclosure of same will not adversely affect the public interest and upon resolution of the Council. Formal action may be taken following end of executive session.

Seconded by Ms. Schaefer and on Roll Call carried all six voting aye. Executive Session convened at 8:18 p.m.

EXECUTIVE SESSION

Motion to come out of Executive Session by Mr. La Ronde, seconded by Ms. Schaefer and carried unanimously.

Council President Stabile reconvened the meeting at 8:53 p.m. with all six council members present.

Mr. Bernstein advised that formal action would be taken.

ORDINANCE NO. 19-02 AN ORDINANCE OF THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF SOMERSET, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT WITH THE SOMERSET COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF COUNTY GUARANTEED LEASE REVENUE BONDS (BOROUGH OF NORTH PLAINFIELD PROJECT) AND ANY NOTES ISSUED IN ANTICIPATION THEREOF BY THE SOMERSET COUNTY IMPROVEMENT AUTHORITY

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

RESOLUTION NO. 02-25-19-01 BE IT RESOLVED by the Borough Council of the Borough of North Plainfield that an Ordinance numbered 19-02 be adopted and advertised as required by statute.

Seconded by Mr. La Ronde and on Roll Call carried all six voting aye.

Motion to adjourn by Mr. La Ronde, seconded by Ms. Schaefer and on voice vote carried unanimously.

Meeting adjourned at 8:56 p.m.

Borough Clerk

Council President