

BOROUGH OF NORTH PLAINFIELD

AGENDA

REGULAR COUNCIL MEETING

MONDAY, JUNE 24, 2019

Borough Council Chambers
263 Somerset Street, North Plainfield, NJ

7:30 p.m.

ROLL CALL:

Council Members: Aimee Corzo
 Lawrence La Ronde
 Everett Merrill
 Keiona R. Miller
 Wendy Schaefer
 Douglas M. Singleterry
 Frank "Skip" Stabile, Council President

Statement of Compliance as to Notice of Meeting

APPROVAL OF COUNCIL MEETING MINUTES:

Agenda Conference and Regular Meeting of June 10, 2019

Roll Call

CONSENT AGENDA

Statement by Council President

Mr. La Ronde:
06-24-19-01 Approving Consent Agenda

Roll Call

CONSENT AGENDA RESOLUTIONS:

- a. Renewal of Plenary Retail Distribution and Consumption Licenses
- b. Renewal of Motor Vehicles Sales Licenses
- c. Authorizing Mayor/ Borough Clerk/Administrator to Act, Execute Agreements and Pay Bills During Council Recess Periods
- d. Authorizing Issuance of Outdoor Sidewalk Café License

- e. Authorizing Issuance of Limousine License
- f. Authorizing Issuance of Taxicab Driver License
- g. Authorizing Tax Collector to create Duplicate Tax Sale Certificates
- h. Authorizing Tax Collector to Cancel Taxes – Block 154.03 Lot 12
- i. Authorizing Tax Collector to Cancel Taxes – Block 110 Lots 2.02 – 2.14
- j. Authorizing Tax Collector to Prepare and Mail Estimated Tax Bills
- k. Authorizing Parkview Avenue Sanitary Sewer Emergency Repairs
- l. Authorizing Change Order
- m. Accepting and Acknowledging Vehicle Donation
- n. Approving Consolidated Bill List of June 24, 2019
- o. Ratifying Agreement with Garden State Fireworks
- p. Granting Permissions, Clearances and Conventions for Independence Day Celebrations

COMMUNICATIONS:

Somerset County Office of Public Information Somerville, NJ	Various Communications, Advisories and News Releases
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Richard K. Phoenix, RMC – Borough Clerk Chief Operator, WPQJ970–1630-AM Radio NJ State League of Municipalities Trenton, NJ	Calendar Updates and Advisories; Time-Sensitive Radio Scripts Newsletters & Advisories
Plainfield Area Humane Society Plainfield, NJ	Invoice and Report
Somerset County Business Partnership Somerville, NJ	Newsletters
NJ Dept. of Environmental Protection Trenton, NJ	Open Space Month
Bill Baker, Information Station Specialists Zeeland, Michigan	Radio Re-Installation
PSE&G, Newark, NJ NJ Dept. of Transportation Trenton, NJ	Energy Insights Commitment to Communities
Somerset County Tourism, Somerville, NJ NJ State Treasurer, Trenton, NJ Downtown New Jersey, Jersey City, NJ	Destination Guide Hotel/Motel Occupancy Tax Distribution Newsletter

PUBLIC COMMENT

General public comments shall be limited to five minutes for each individual.
(Rule 29 of the Borough Council’s Rules of Order)

REQUESTS FOR AGENDA ITEMS

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL

ADJOURNMENT

CONSENT AGENDA

June 24, 2019

RESOLUTION NOS. 06-24-19-01 a through n

RESOLUTION NO. 06-24-19-01

**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

06-24-19-01 a, b, c, d, e, f, g, h, i, j, k, *l*, m, n

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

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01a

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

WHEREAS, the following applicants have applied for renewal of Plenary Retail Consumption or Plenary Retail Distribution Licenses for the period July 1, 2019 through June 30, 2020 and the submitted application forms are complete in all respects; and

WHEREAS, the applicants are qualified to be licensed according to all statutory, regulatory and local government ABC laws and regulations; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that the Borough Clerk is hereby authorized and directed to issue licenses in accordance with the filed applications to the following applicants for the period July 1, 2019 through June 30, 2020:

- 1814-32-011-011 J & N Wine and Spirits LLC, t/a Buy Rite
967 US Highway 22 West
- 1814-33-001-003 L Penaloza LLC, t/a The Bridge
50-54 Watchung Avenue
- 1814-33-003-004 El Salvador Inc, t/a Tesoro Salvadoreño Restaurant
64 Somerset Street
- 1814-33-004-005 Toson Food & Beverages North Plainfield LLC
1250 Route 22 East
- 1814-33-008-006 Mi Mundo Latino LLC, t/a Mi Mundo Latino
375 Somerset Street
- 1814-33-010-012 Texas Roadhouse Holdings LLC
1258 Route 22 Eastbound
- 1814-33-007-008 Dobar LLC – International Club and Sports Bar
403 Somerset Street
- 1814-44-005-009 Clinton Liquors of North Plainfield Inc., t/a Clinton Liquors
64 Watchung Avenue
- 1814-44-006-007 R&R Spirits Inc., t/a Star Discount Liquors
25 Greenbrook Road
- 1814-44-012-006 Shivaam LLC, t/a Herb’s Liquor
194 Somerset Street
- 1814-44-013-013 NB Liquors Inc.
1290 US Highway 22

Council President

Council Member

Introduced: June 24, 2019
Adopted: June 24, 2019

By my hand, certified to be a true and complete copy of the Resolution adopted by the Council of the Borough of North Plainfield at its Regular Meeting of June 24, 2019.

Richard K. Phoenix, RMC
Borough Clerk

RESOLUTION NO. 06-24-19-01b

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

WHEREAS, applications have been filed pursuant to N.P.R.G.O. 4-10 for licenses to utilize certain lots within the Borough of North Plainfield for the display or storage for sale of motor vehicles; and

WHEREAS, the Council of the Borough of North Plainfield has received certifications from the appropriate Borough officials that the applicants have satisfactorily complied with all applicable laws, ordinances and regulations;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that the Borough Clerk is hereby authorized and directed to issue licenses in accordance with the filed applications to the applicants listed below for the utilization of certain lots within the Borough for the display or storage for sale of motor vehicles for the period July 1, 2019 through June 30, 2020.

1. Cartopia, LLC
897 Route 22 West
2. GPB Cars 12 LLC, d/b/a North Plainfield Nissan
545 Route 22 West
3. Global Motors Corp., t/a Global Auto Mall
1099-1155 Route 22 West
4. Mike Joseph Masi, t/a M&R Auto Sales
505 Somerset Street
5. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.
700 Route 22 East
6. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.
726-750 Route 22 East
7. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.
767 Route 22 West
8. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.
16-18 Hudson Avenue

Council President

Council Member

Introduced: June 24, 2019
Adopted: June 24, 2019

By my hand, certified to be a true and complete copy of the Resolution adopted by the Council of the Borough of North Plainfield at its Regular Meeting of June 24, 2019.

Richard K. Phoenix, RMC
Borough Clerk

RESOLUTION NO. 06-24-19-01c

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

**RESOLUTION AUTHORIZING THE MAYOR AND/OR THE MAYOR AND
BOROUGH CLERK AND/OR THE BOROUGH ADMINISTRATOR TO ACT ON
AND/OR EXECUTE AGREEMENTS ON BEHALF OF THE BOROUGH DURING THE
TIME THE BOROUGH COUNCIL IS NOT IN SESSION**

WHEREAS, there are certain periods of time when the North Plainfield Borough Council is not in session and no meetings are scheduled and/or held by the Borough Council; and,

WHEREAS, during such time when the Borough Council is not in session, or where otherwise appropriate and/or necessary, certain actions may need to be taken by the Borough of North Plainfield with respect to paying bills, executing agreements and other such items; and,

WHEREAS, during this period, from this date through September 9, 2019, the Borough Council has tentatively scheduled meetings for July 15, 2019, August 12, 2019 and September 9, 2019 only; and,

WHEREAS, the Borough wishes to authorize the Mayor and/or the Mayor and Borough Clerk and/or the Borough Administrator to take any necessary action on behalf of the Borough during the time the Borough Council is not in session including, but not limited to, paying bills and executing agreements on behalf of the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Mayor and/or the Mayor and Borough Clerk and/or the Borough Administrator are hereby authorized to pay bills, execute any and all agreements and/or take any other action on behalf of the Borough that becomes necessary during the time the Borough Council is not in session and no meetings are scheduled and/or held by the Borough Council.

Frank "Skip" Stabile
Council President

Council Member

Introduced: June 24, 2019
Adopted: June 24, 2019

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 June 24, 2019.

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

Date signed: _____

RESOLUTION NO. 06-24-19-01d

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

WHEREAS, the following applicant has filed application for an Outdoor Sidewalk Café license for the period ending December 31, 2019:

Arturo Marroquín, t/a Family Barbecue LLC
306 Somerset Street
North Plainfield, NJ 07060

WHEREAS, review of the application and investigations of the site by appropriate Borough Officials discloses that the granting of said application would be in order;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that an Outdoor Sidewalk Café license be issued to the applicant in accordance with the filed application, subject to all requirements set forth in N.P.R.G.O. 14-10 and the following conditions:

1. Restaurant management shall keep the outdoor dining area clear of litter, food scraps and soiled dishes and utensils at all times.
2. Trash receptacles shall be provided in outdoor dining areas used for consuming take-out items unless public trash receptacles are located nearby.
3. At the end of each business day, the establishment is to clean and sweep the entire sidewalk in and around the outdoor dining area.
4. No debris shall be swept, washed, or blown into the sidewalk, gutter or street.
5. Trash receptacles shall be emptied daily.
6. If awnings or umbrellas are used, they shall be washed whenever they become dirty.
7. Applicant must not block adjacent doorway with any tables, chairs or planters, and must maintain six (6) feet of clear space between tables/planters and curb and/or structures to ensure A.D.A. compliance.

Council President

Council Member

Introduced: June 24, 2019
Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01e

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that, pursuant to N.P.R.G.O. 4-1 et seq., it does hereby authorize the issuance of licenses for the owner/operation of limousines to the following for one year in accordance with the applications heretofore submitted:

Abdul R. Rana, t/a
Abdul Rana Limousine
149 Barbara Drive
North Plainfield, NJ 07062

Council President

Council Member

Introduced: June 24, 2019
Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01f

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

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:

Alejandro H. Alvarez-Carballido
10 Starlit Drive
Middlesex, NJ 08846

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01g

**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 103 Lot 11 27 Stone Street # 12-00142 issued 10/23/12

Block 56 Lot 10 35 Regent Street # 13-00110 issued 12/04/13

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01h

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

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

WHEREAS, Joseph Dezuzio owns the property known as Block 154.03 Lot 12, 203 Glenside Place, in North Plainfield; and

WHEREAS, Joseph Dezuzio is a 100% disabled veteran and exempt from paying taxes on the property he owns; and

WHEREAS, taxes have been levied on the aforementioned parcel on the first and second quarter 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:

Block 154.03 Lot 12	1 st . Quarter	\$ 2173.78 cancel
	2 nd . Quarter	\$ 1674.78 cancel

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01i

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

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

WHEREAS, the Villa Maria Properties known as Block 110 Lots 2.02-2.14 in North Plainfield have been purchased by the Somerset County Improvement Authority and;

WHEREAS, the negotiations of said properties included tax balances to be canceled; and

WHEREAS, taxes have been levied on the aforementioned parcels for multiple quarters;

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 on these parcels totaling \$ 87,102.76.

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01j

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

**RESOLUTION AUTHORIZING THE BOROUGH OF NORTH PLAINFIELD
TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX
BILLS IN ACCORDANCE WITH P.L. 1994, c.72**

WHEREAS, due to the late certification of rates from the State of New Jersey, the Somerset County Board of Taxation is unable to certify tax rates for the Borough of North Plainfield and the Tax Collector will be unable to mail the Borough's 2019/2020 tax bills on a timely basis; and

WHEREAS, the Borough of North Plainfield Tax Collector and the Chief Financial Officer have computed an estimated tax levy in accordance with NJSA 54:4-66.3 and have signed a certification showing the tax levies for the prior year, the tax rates and the range of permitted estimated tax levies:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Council of the Borough of North Plainfield, in the County of Somerset and the State of New Jersey on this day of 24th day of June, 2019, as follows:

1. The North Plainfield Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough of North Plainfield for the third installment of the 2019 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by P.L. 1994, c.72(NJSA 54:4-66.2 and 54:4-66.3)
2. The entire estimated levy for 2019 is hereby set at \$ 3.816.
3. In accordance with the law the third installment of 2019 taxes shall not be subject to interest until the later of August 10th or the twenty-fifth calendar day after the date the estimated bill are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

Council President

Council Member

Introduced: June 24, 2019
Adopted: June 24, 2019

Proposed Calculation of 2019 Estimated Tax Rate
Proposed 102.3%

Adopted Borough Budget
 Adopted District School Budget
 Estimated County Budget

2018 TAX LEVY & TAX RATE

2019 ESTIMATED RANGE FOR TAX LEVY
(Percentage of 2018 Levy)

	<u>Levy</u>	<u>Rate</u>		<u>95%</u>	<u>105%</u>
Local	\$19,988,907.20	1.277	Local	\$18,989,461.84	\$20,988,352.56
District School	31,759,161.00	2.030	District School	30,171,202.95	33,347,119.05
County	<u>6,543,590.07</u>	.420	County	<u>6,216,410.57</u>	<u>6,870,769.57</u>
Totals	\$58,291,658.27	3.727		\$55,377,075.36	\$61,206,241.18

2019 Estimated Tax Rate

2019 Ratable Total: \$1,562,722,235

Amount to be Raised by Taxation:

Local	\$20,709,087.48
Local School	32,229,682.00
County	<u>6,700,000.00</u>
Totals	\$59,638,769.48

Tax Rate:

\$1.325 (Actual-within range)	103.6%
2.062 (Actual- within range)	101.5%
<u>.429</u> (Estimated-within range)	102.4%
\$3.816 (Estimated-within range)	102.3%

Prepared and Certified by:

 Kathleen Intravartolo, CTC

RESOLUTION NO. 06-24-19-01k

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

WHEREAS, David E. Hollod, Administrator of the Borough of North Plainfield declared an emergency condition for a sanitary sewer repair on Parkview Avenue, and

WHEREAS, Kathleen Intravartolo, QPA has submitted Certification of Request for Emergency purchase, and

WHEREAS, Kyle Smith, Project Engineer has issued said request (attached hereto) indicating the reasons said emergency exists, and

WHEREAS, Kyle Smith, Project Engineer, had obtained a quote from Messercola Excavating Inc. to repair said emergency dated June 7, 2019, and

WHEREAS, the governing body is in agreement that said emergency contract must be awarded without public bidding pursuant to N.J.S.A. 40A:11-6.

BE IT RESOLVED that the Council of the Borough of North Plainfield does hereby authorize the contract with Messercola Excavating Inc. for the repair of said emergency in the amount of \$88,000.00.

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01I

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

AUTHORIZING CHANGE ORDER

*TEXT OF THIS RESOLUTION PENDING FROM
OFFICE OF THE BOROUGH ATTORNEY*

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01m

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

ACCEPTING AND ACKNOWLEDGING VEHICLE DONATION

*TEXT OF THIS RESOLUTION PENDING FROM
OFFICE OF THE BOROUGH ATTORNEY*

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01n

**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 24th day of June, 2019 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: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01o

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that it does hereby authorize the Mayor and Borough Clerk to execute an Agreement with Garden State Fireworks, Inc., P.O. Box 403, 383 Carlton Road, Millington, NJ 07946-2002 for the public display of fireworks on July 6, 2019 with a rain date of July 7, 2019 for an amount not to exceed \$12,000.00.

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019

RESOLUTION NO. 06-24-19-01p

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that it does hereby grant permission for the public display of fireworks on July 6, 2019 with a rain date of July 7, 2019; and

BE IT FURTHER RESOLVED that all appropriate permissions, clearances and conventions appertaining to the traditional North Plainfield Independence Day Parade be granted and appropriately applied to the scheduled municipal festivities of Thursday, July 4, 2019; and

BE IT FINALLY RESOLVED that any fees regarding these municipally sponsored activities are hereby waived.

Council President

Council Member

Introduced: June 24, 2019

Adopted: June 24, 2019