

DRAFT MINUTES

These are the Draft Minutes of the Regular Meeting of the North Plainfield Borough Council held on Monday, December 16, 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, **December 16, 2019** at 8:14 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
Wendy Schaefer
Douglas M. Singleterry (absent – excused)
Frank “Skip” Stabile, Council President

Also Present: Michael Giordano, Jr., Mayor
David 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 and Regular Meeting of November 18, 2019.

The Council President called for a Roll Call on the minutes:

Aye: Corzo, La Ronde, Merrill, Miller, Stabile

Abstain: Schaefer

HEARING:

ORDINANCE NO. 19-09 ORDINANCE TO AMEND AND SUPPLEMENT ARTICLE 12-122 “HISTORIC DISTRICT RESIDENCE ZONES” OF THE ZONING ORDINANCE OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF NORTH PLAINFIELD

The Clerk read the Ordinance by its title.

PUBLIC COMMENT:

Frank D’Amore, 40 Willow Avenue, North Plainfield, expressed concerns that a Certificate of Appropriateness would no longer be required for changes not visible from the roadway. He then voiced his displeasure with the lack of preservation and restoration requirements for blue stone sidewalks. The speaker also disagreed with exempting the Borough from obtaining a Certificate of Appropriateness.

Katherine Miller, 108 Myrtle Avenue, North Plainfield, voiced her support of the new ordinance which had been reviewed and approved by the State Historic Preservation Office. Addressing Mr. D’Amore’s concerns, she explained that sidewalk provisions would be detailed in the forthcoming Design Guidelines as recommended by the State. The new ordinance meets State regulations and allows for increased violation penalties. Applications for routine repairs will not require a public hearing which will expedite and simplify the process for residents, she concluded.

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

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

RESOLUTION NO. 12-16-19-01 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 19-09 be adopted and advertised as required by statute.

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

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

RESOLUTION NO. 12-16-19-02 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 19-11 be read by its title by the Borough Clerk and be

passed on its first reading and advertised as required by statute, fixing January 13, 2020 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 with Roll Call as follows:

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

Resolution carried 5-0-1.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 19-11 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER II OF THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, ARTICLE III, ENTITLED “DEPARTMENTS, COMMISSIONS, COMMITTEES, AUTHORITIES AND AGENCIES”, MOST NOTABLY SECTION 2-21.6, ENTITLED “EXTRANEIOUS EMPLOYMENT OF OFF-DUTY BOROUGH OF NORTH PLAINFIELD POLICE PERSONNEL.”

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

RESOLUTION NO. 12-16-19-03 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 19-12 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing January 13, 2020 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. Miller and on Roll Call carried all six voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 19-12 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER III, POLICE REGULATIONS, MOST NOTABLY SECTION 3-5, TITLED “BICYCLE REGULATIONS AND THE BICYCLE SAFETY BOARD”

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.

Ms. Schaefer requested that item “d” be removed for separate vote.

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

RESOLUTION NO. 12-16-19-04 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

12-16-19-04 a, b, c, e, f, g, h, i, j, k, l, m, n, o

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

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

APPROVED RESOLUTIONS:

RESOLUTION NO. 12-16-19-04a RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH GROTTO ENGINEERING ASSOCIATES, LLC FOR THE SUMMIT AVENUE IMPROVEMENTS – NJDOT 2020 FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of professional engineering services to provide the design documents and services relative to bid support and construction observation and administration for the project known as the Summit Avenue Improvements – NJDOT 2020 (hereinafter referred to as the “Project”); and,

WHEREAS, Grotto Engineering Associates, LLC, with a principal place of business located at 340 North Avenue, Cranford, New Jersey 07016, is in the business of providing professional engineering services and previously submitted a proposal for the Project for the Borough of North Plainfield, Somerset County, New Jersey, dated December 2, 2019, as follows:

Item 1: Bid Design Documents at a fixed fee of Thirty-Five Thousand Five Hundred Dollars (\$35,500.00); and,

Item 2: Bid Support, Contract Administration and Contract Administration and Testing at an hourly rate in an amount not to exceed of Thirty-Six Thousand Dollars (\$36,000.00).

All of these fees are contemplated and set forth in the afore-referenced proposal, a copy of said proposal being maintained in the Office of the Borough Clerk and the contents of which are incorporated herein; and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of Grotto Engineering Associates, LLC to perform all of those services contemplated in the afore-referenced proposal.

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 award said contract to Grotto Engineering Associates, LLC, 340 North Avenue, Cranford, New Jersey 07016 in an amount set forth above 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, as to the proposal of December 2, 2019.

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.

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

RESOLUTION NO. 12-16-19-04b RESOLUTION OF THE BOROUGH COUNCIL ACCEPTING CERTAIN IMPROVEMENTS AND AUTHORIZING THE RELEASE OF A CASH GUARANTEE AND ENGINEERING ESCROW POSTED BY THE DEVELOPER OF BLOCK 158, LOT 1, 955 RT. 22 WEST, C/O GELMORE MANAGEMENT, DOING BUSINESS AS GOODWILL RETAIL STORE

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) permits the Borough of North Plainfield to accept certain improvements and to release performance guarantees, bonds and/or escrow posted by developers when said improvements have been certified as complete by the Borough Engineer; and,

WHEREAS, 955 Rt. 22 West, C/O Gelmore Management, the developer of the Goodwill Retail Store (hereinafter referred to as the "Developer"), with a main business address of 25 Enterprise Avenue, Secaucus, New Jersey 07094, has deposited with the Borough of North Plainfield a cash guarantee and engineering escrow, which were to guarantee the completion of certain improvements on the premises located at 955 U.S. Route 22 West, North Plainfield, New Jersey 07060, also known as Block 158, Lot 1, as show on the Tax Map of the Borough of North Plainfield; and,

WHEREAS, David J. Testa, P.E., C.M.E., C.P.W.M. of Grotto Engineering Associates, LLC, representing the Borough, has advised the Borough's Business Administrator, by letter dated December 4, 2019, a copy of which is on file in the Office of the Borough Clerk and made a part of this Resolution hereof, that the improvements have been completed and that the Borough Engineer recommends the acceptance of same and the release of the aforementioned guarantee and escrow; and,

WHEREAS, any remaining escrow fees shall not be released until such time that all outstanding professional invoices have been satisfied.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the improvements referred to above are hereby accepted as per the aforesaid correspondence of David J. Testa, P.E., C.M.E., C.P.W.M. and the full release of the cash guarantee and engineering escrow for 995 Rt. 22 West, C/O Gelmore Management are hereby released, canceled and/or discharged, subject to the provisions herein and the Testa letter.

RESOLUTION NO. 12-16-19-04c RESOLUTION OF THE BOROUGH COUNCIL ACCEPTING CERTAIN IMPROVEMENTS AND AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE, BONDS AND ESCROW POSTED BY THE DEVELOPER OF BLOCK 157, LOTS 2, 3 AND 4, PLAINFIELD 22 DEVELOPER'S, LLC, DOING BUSINESS AS WAWA FOOD MARKET & FUELING STATION

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) permits the Borough of North Plainfield to accept certain improvements and to release performance guarantees, bonds and/or escrow posted by developers when said improvements have been certified as complete by the Borough Engineer; and,

WHEREAS, Plainfield 22 Developers, LLC, the developer of the Wawa Food Market & Fueling Station (hereinafter referred to as the "Developer"), with a main business address of 855 U.S. Route 22 West, North Plainfield, New Jersey 07060, has deposited with the Borough of North Plainfield a performance guarantee, bonds and escrow, which were to guarantee the completion of certain improvements on the premises located at 855 U.S. Route 22 West, North Plainfield, New Jersey 07060, also known as Block 157, Lots 2, 3 and 4, as shown on the Tax Map of the Borough of North Plainfield; and,

WHEREAS, David J. Testa, P.E., C.M.E., C.P.W.M. of Grotto Engineering Associates, LLC, representing the Borough, has advised the Borough's Business Administrator, by letter dated December 4, 2019, a copy of which is on file in the Office of the Borough Clerk and made a part of this Resolution hereof, that the improvements have been completed and that the Borough Engineer recommends the acceptance of same and the release of the aforementioned performance guarantee, bonds and escrow; and,

WHEREAS, any remaining escrow fees shall not be released until such time that the Developer submits a one (1) year Landscaping Maintenance Guarantee in the amount of Five Thousand Dollars (\$5,000.00) and all outstanding professional invoices have been satisfied.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the improvements referred to above are hereby accepted as per the aforesaid correspondence of David J. Testa, P.E., C.M.E., C.P.W.M. and the full release of the performance guarantee, bonds and escrow for Plainfield 22 Developers, LLC are hereby released, canceled and/or discharged, subject to the conditions set forth herein and the Testa letter.

RESOLUTION NO. 12-16-19-04e 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 taxicabs to the following for two years in accordance with the applications heretofore submitted:

Jacqueline D. Paredes, t/a
 Xpress Taxi Cab LLC
 1100 US Highway 22
 North Plainfield, NJ 07060

RESOLUTION NO. 12-16-19-04f 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:

Kathleen Zavocki, t/a
 Making Miles Better LLC
 91 Farragut Place
 North Plainfield, NJ 07060

Amir Riaz, t/a
 Amir Riaz LLC
 530 Warfield Road
 North Plainfield, NJ 07060

RESOLUTION NO. 12-16-19-04g CANCEL UNEXPENDED BUDGET APPROPRIATION BALANCES

WHEREAS, certain unexpended budget appropriation balances have been reviewed and can be cancelled, and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to surplus.

NOW, THEREFORE BE IT RESOLVED by the Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, that the following unexpended balances appropriations be cancelled:

<u>Sewer Utility</u>		
<u>Acc Number</u>	<u>Title/Description</u>	<u>Amount Cancelled</u>
55-501-101	Sewer-Salaries and Wages	\$ 50,000.00
55-501-299	Sewer-OE	150,000.00
55-502-299	PARSA	<u>50,000.00</u>
Totals		\$250,000.00

RESOLUTION NO. 12-16-19-04h PROVIDING FOR THE TRANSFER OF SURPLUS FUNDS

WHEREAS, N.J.S. 40A:4-58 provides for the transfer of surplus funds from one account to the other during the last two months of the calendar year:

NOW, THEREFORE, BE IT RESOLVED By the Council of the Borough of North Plainfield that transfers be made in the Borough’s 2019 budget appropriations in accordance with the following schedule:

BE IT FURTHER RESOLVED that this Resolution shall take effect upon adoption.

<u>A/C #</u>	<u>NAME</u>	<u>FROM</u>	<u>TO</u>
<u>CURRENT FUND</u>			
31-160-200	Gasoline	\$ 40,000.00	
31-430-200	Utilities-Electric		\$25,000.00
31-440-200	Telephone		15,000.00
25-265-100	Fire S&W	2,000.00	
26-315-222	Vehicle Repair-Fire		2,000.00
	Totals	<u>\$42,000.00</u>	<u>\$42,000.00</u>

RESOLUTION NO. 12-16-19-04i 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 87 Lot 2	54 Pearl Street	# 13-00139	issued 12/04/13
		#15-00104	issued 10/29/15
Block 45 Lot 29	47 Brook Ave.	#11-00046	issued 09/20/11
Block 203.02 Lot 15	561 Warfield Rd.	# 11-00205	issued 09/20/11

RESOLUTION NO. 12-16-19-04j GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations,” and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations," as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of North Plainfield, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION NO. 12-16-19-04k WHEREAS, Investment Title LLC inadvertently paid \$ 2,090.33 that was not due on the tax bill for 235 Muriel Avenue (Block 11, Lot 7), and has requested refund of that payment.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Tax Collector is authorized to make the following refund:

Refund Real Estate Duplicate Tax Payment:

Investment Title LLC	\$ 2,090.33
222 Ridgedale Ave, Suite 302	
Cedar Knolls, NJ 07927	

RESOLUTION NO. 12-16-19-04l WHEREAS, Attorney Lyte for James DiPaolo, (Block24/Lot13), 211 Muriel Avenue inadvertently paid \$ 2,332.42 that was not due on the tax bill, and has requested refund of that payment.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Tax Collector is authorized to make the following refund:

Refund Real Estate Duplicate Tax Payment:

James DiPaolo	\$ 2,332.42
14 Forty Oaks Road	
Whitehouse Station, NJ 08889	

RESOLUTION NO. 12-16-19-04m 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 16th day of December, 2019 the same be paid; and that the Mayor and Chief Financial Officer are hereby authorized to sign and deliver warrants for the same.

RESOLUTION NO. 12-16-19-04n *Resolution Calling for Study Commission to Review the Open Public Records Act*

WHEREAS, the Borough of North Plainfield strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

WHEREAS, on January 8, 2002, then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

WHEREAS, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

WHEREAS, over the course of 18 years, OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

WHEREAS, the Borough of North Plainfield has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

WHEREAS, it is not only the volume of OPRA requests that challenge our resources, but it is an unfunded state mandate accompanied by the costs associated with reviewing, retrieving and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

WHEREAS, the Borough of North Plainfield received and responded to 229 (Two Hundred Twenty-Nine) OPRA requests in 2017, 196 (One Hundred Ninety-Six) OPRA requests in 2018, and has received and responded to 287 (Two Hundred Eighty-Seven) OPRA requests received to date as of December 13, 2019; and,

WHEREAS, the Borough of North Plainfield municipal staff has spent approximately 250 (Two Hundred Fifty) hours responding to OPRA requests received in 2019 to date, and a yearly average of approximately 220 (Two Hundred Twenty) hours since 2017; and

WHEREAS, due to the often conflicting case law and Government Records Council decisions, as well as the unique characteristics of OPRA requests, the Borough of North Plainfield must oftentimes rely on the municipal attorney to review certain OPRA requests, resulting in additional fees of approximately \$2,748.00 (Twenty-Seven Hundred Forty-Eight dollars) in response to OPRA requests in 2017, approximately \$2,352.00 (Twenty-Three Hundred Fifty-Two dollars) in response to OPRA requests in 2018, and approximately \$3,480.00 (Thirty-Four Hundred Eighty dollars) in response to OPRA requests in 2019; and

WHEREAS, the North Plainfield Borough Clerk's Office and associated offices have expended excessive hours in the OPRA process when researching requests for materials reaching back over 130 (one hundred and thirty) years with selected reports including audio and video transferred to compact disc, the only allowable fees charged being the 13 cent software fee for the CD; and

WHEREAS, with limited exceptions, OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever increasing cost to taxpayers; and

WHEREAS, as the current law approaches its twentieth (20th) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the Borough of North Plainfield appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

BE IT FINALLY RESOLVED, that copies of this resolution be forwarded to Hon. Linda Carter, Hon. James J. Kennedy, Hon. Nicholas P. Scutari, Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney, Senator Weinberg, Executive Director of the Government Records Council, the Governor of the State of New Jersey, the Municipal Clerks' Association of New Jersey and New Jersey State League of Municipalities.

RESOLUTION NO. 12-16-19-04c RESOLUTION AUTHORIZING MAYOR AND BOROUGH TO EXECUTE A SHARED SERVICES AGREEMENT FOR MUNICIPAL COURT ADMINISTRATIVE SERVICES WITH WATCHUNG BOROUGH

WHEREAS, the Borough of North Plainfield has provided municipal court and administrative services with Watchung Borough, in exchange for compensation for such and use of Watchung's court facilities by the Borough; and,

WHEREAS, both parties wish to continue said arrangement through calendar year 2024.

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 Borough Council are authorized, on behalf of the Borough of North Plainfield to execute a shared services agreement (amended) for a shared municipal court administrator, deputy court administrator and support services with the Borough of Watchung for the period of January 1, 2020 through December 31, 2024 inclusive. A copy of this agreement shall be found in the Borough Clerk's office and shall be a part of this Resolution as if it had been attached.

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

RESOLUTION NO. 12-16-19-04d RESOLUTION AUTHORIZING CONTRACTS APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A 40A:11-12a

WHEREAS, the Borough of North Plainfield, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any state contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of North Plainfield has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough of North Plainfield intends to enter into contracts with the attached referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of North Plainfield pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the Borough of North Plainfield and the referenced State Contract Vendors shall be for the 2019 Year, and:

A/C #	Name		
88273	AK Equipment	69944	Highpoint Furniture
74018	Absolute Fire	83930	Home Depot
80963	Air & Gas Technologies	82693	Horizon Blue Cross & Blue Shield
65808	Air Purifiers, Inc.	63522	Innovation Doc Imaging, LLC
69942	All Steel Inc.	87466	John Deere Landscapes
68766	Allied Oil, Co.	74012	Kaldoz
61419	American Tire Service	69923	KML Technology, Inc.
71048	Approved Fire Protection	69531	Kova Corp.
83331	Atlantic Salt	67875	Lanigan Assoc. Inc.
73991	Atlantic Tactical	67872	Lawman Supply Co.
A79161	Beyer Bros	85850	Lawson Products
01785	Bodyworks by Tiffany	62423	Lifesavers
63767	Boises Bus Interiors	70142	Mayline Furniture
85017	Broadview Network	77814	Messercola Excavating
81413	BSN Sports	81520	Morpho Trak
71054	Cairns	T0213	Morton Salt Inc.
T2085	Cambria Truck Center	53804	Motorola
78848	Celebrity Fleet Operations LLC	83909	Motorola Solutions
68645	Cintas Fire Protection	69830	Office Business Systems
80977	CMF Business	42285	Office Solutions
27171	Computer Systems Method	47705	Pitney Bowes
71056	Continental Fire & Safety	82709	Ricoh Americas Corporation
70137	Dell Marketing, LP (70256)	80866	Rutgers the State University
81301	Draeger Safety Inc.	81408	Safety Down Under Inc.
67873	Eagle Point Gun/TJ Morris-Son	68461	Sagem Morphotrak
81338	East Coast Emergency Lighting	71063	Scott
72300	Elite Tree Service	64040	Sharpe Electronic Corp.
84698	Emerald City Auto Spa	82236	Sherwin Williams
75248	Ergo Space Design Inc.	82226	Siperstein's
67899	ESI Equipment	71057	Stanfield
81357	Firefighter One	76921	Storr Tractor Company
81397	Finch Fuel Oil Co. Inc.	A75551	T Slack Environmental Services
T0106	Flemington Department Store	85193	Traffic Safety Services
15/16-08	Foley Incorporated	67765	Trico Equipment
70462	Ford Motor Credit	76669	Turnout Fire & Safety
73032	Garden State Highway	82583	Verizon Wireless
71062	Gen-el Safety & Ind.	69933	WB Mason Co, Inc.
71048	Globe Manufacturing	71642	WE Timmerman Co.
73783	Hertrich Fleet Services	73902	Weldon Asphalt
70262	Hewlett Packard		

BE IT FURTHER RESOLVED, that the referenced State Contract Vendors are projected to exceed the bid threshold for the 2019 Year:

68766	Allied Oil, Co.	70462	Ford Motor Credit
73032	Garden State Highway	77814	Messercola

Excavating

Seconded by Mr. La Ronde with Roll Call as follows:

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

COMMUNICATIONS:

NJ State League of Municipalities Trenton, NJ	Newsletters & Advisories
County of Somerset, Somerville	Newsletters & General Correspondence
Plainfield Area Humane Society Plainfield, NJ	Invoice and Report
Somerset County Business Partnership Somerville, NJ	Newsletters
Capehart Scatchard, Esqs. Mount Laurel	Fall Newsletter
Nick Ciampa, North Plainfield	Fleetwood Museum Scholarship
Frank N. D'Amore Sr., North Plainfield	Obelisk Street Markers
Sustainable Raritan River, New Brunswick	Newsletter Update
NJ American Water, Voorhees, NJ	News Drop
PSE&G, Newark	Webinar Programs
NJ Dept. of Transportation, Trenton	Grant monies for North Plainfield
Tina Totten, North Plainfield	Green Brook Flood Control meeting
Christina Ariemma	OPRA/OPMA Resolution
Garwood Municipal Clerk	
NJ Highlands Coalition, Boonton	End Plastic Pollution
Bill Baker, Information Station Specialists Zeeland, Michigan	The Source Newsletter

PUBLIC COMMENT:

Frank D'Amore, Sr., 40 Willow Avenue, North Plainfield, called to attention the continued violation at 22 Mountain Avenue as the trash containers remain in plain view. He wished everyone a very blessed Christmas and Hanukah.

REQUESTS FOR AGENDA ITEMS: None.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Mayor Giordano reported on the Salute North Plainfield Hometown Heroes Banner Program which will recognize North Plainfield men and women who have served, are currently serving, or have given their lives for our country in the United States Armed Forces. He wished everyone a very merry Christmas and a happy and healthy New Year.

Messrs. Hollod and La Ronde echoed the Mayor's sentiment.

Ms. Corzo congratulated the Mayor who was named Governing Official of the Year by the Somerset County Governing Officials Association.

Ms. Schaefer, Ms. Miller and Mr. Merrill congratulated the newly promoted members of the Fire Department.

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

Meeting adjourned at 8:40 p.m.

Borough Clerk

Council President