

CONSENT AGENDA

November 13, 2017

RESOLUTION NOS. 11-13-17-03 a through l

RESOLUTION NO. 11-13-17-03

**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

11-13-17-03 a, b, c, d, e, f, g, h, i, j, k, *l*

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

Council President

Council Member

Introduced: November 13, 2017

Adopted: November 13, 2017

RESOLUTION NO. 11-13-17-03a

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR
AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES
AGREEMENT WITH GROTTO ENGINEERING ASSOCIATES, LLC FOR
GENERAL ENGINEERING SERVICES FOR CALENDAR YEAR 2018 FOR THE
BOROUGH OF NORTH PLAINFIELD**

WHEREAS, the Borough of North Plainfield is in need of a professional engineer to provide certain general engineering services for the period between January 1, 2018 and December 31, 2018; 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 engineering services and has submitted a proposal for the 2018 Municipal Engineering Services for the Borough of North Plainfield, Somerset County, New Jersey, in the amount of One Thousand Seven Hundred Dollars (\$1,700.00) per month (the "Retainer") for certain services and on an hourly basis for certain other services, all of which 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 engineering 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 authorize the Mayor and the Borough Clerk to sign and/or execute a Professional Services Agreement with Grotto Engineering Associates, LLC, 340 North Avenue, Cranford, New Jersey 07016, as contemplated in the afore-referenced proposal without the need for any further action of this Borough Council.

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.

Lawrence La Ronde,
Council President

Council Member

Introduced: November 13, 2017
Adopted: November 13, 2017

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 November 13, 2017.

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

Date signed: _____

RESOLUTION NO. 11-13-17-03b

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR
AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES
AGREEMENT WITH GROTTO ENGINEERING ASSOCIATES, LLC FOR THE
2018 DEPARTMENT OF PUBLIC WORKS MANAGEMENT & ZONING
OFFICER FOR THE BOROUGH OF NORTH PLAINFIELD**

WHEREAS, the Borough of North Plainfield is in need of certain professional services to provide management of the North Plainfield Department of Public Works, as well as act as the Zoning Officer for the Borough of North Plainfield (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 those certain professional services required of the Project and has submitted a proposal for the Project, dated October 23, 2017, proposing that Grotto Engineering Associates, LLC be compensated on an hourly basis as contemplated 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 professional services of Grotto Engineering Associates, LLC for such endeavors.

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 authorize the Mayor and Borough Clerk to enter into a contract with Grotto Engineering Associates, LLC, 340 North Avenue, Cranford, New Jersey 07016, as contemplated in the afore-referenced proposal without the need for any further action of this Borough Council.

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.

Lawrence La Ronde,
Council President

Council Member

Introduced: November 13, 2017
Adopted: November 13, 2017

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 November 13, 2017.

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

Date signed: _____

RESOLUTION NO. 11-13-17-03c

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

AUTHORIZING EXECUTION OF A REVISED SHARED SERVICES AGREEMENT
FOR THE RESALE OF COMMODITIES AND OTHER RELATED
SERVICES WITH THE SOMERSET COUNTY DEPARTMENT
OF PUBLIC WORKS
NOVEMBER 13, 2017 THROUGH DECEMBER 31, 2021

WHEREAS, the County of Somerset is a leader in the concept of shared services as evidenced by a history of Inter-local Services Agreements; and

WHEREAS, the County of Somerset is desirous of contracting public works services to the county municipalities and public units in accordance with P.L. 2007, C.63, Uniform Shared Services and Consolidation Act, and the terms of an agreement, copy of which is on file with the Clerk of the Board; and

WHEREAS, the County of Somerset is desirous of implementing Commodity Resale System #201SCCRS, in accordance with N.J.A.C. 5:34-17.1 for the resale of gasoline, diesel fuel, snow removal chemicals and public works materials and supplies; and

WHEREAS, the Borough of North Plainfield wishes to enter into this revised Master Agreement for services as described above;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of North Plainfield that we do hereby authorize execution of the revised Agreement by the Mayor and Clerk to accept public works commodities and services with Somerset County as per letter dated October 23, 2017 for the period remaining of November 13, 2017 to December 31, 2021.

Council President

Council Member

Introduced: November 13, 2017
Adopted: November 13, 2017

RESOLUTION NO. 11-13-17-03d

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

**RESOLUTION AUTHORIZING THE CONTINUATION OF THE GOVERNMENT ENERGY
AGGREGATION PROGRAM FOR ELECTRICITY**

WHEREAS, the State of New Jersey has been engaged in a process to establish a competitive marketplace through deregulation and restructuring of the electricity supply market; and

WHEREAS, the Government Energy Aggregation Act, *N.J.S.A. 48:3-93.1 et seq.* (the "GEA Act") governs the establishment of a government energy aggregation program ("GEA Program"), which is a government-operated purchasing cooperative through which multiple energy consumers purchase energy together under the auspices of a government aggregator; and

WHEREAS, the New Jersey Board of Public Utilities (the "BPU") has promulgated rules and adopted regulations (*N.J.A.C. 14:4-6.1 et seq.*) for the implementation of government energy aggregation programs; and

WHEREAS, pursuant to the GEA Act, the Borough of North Plainfield (the "Borough") seeks to continue with a GEA Program for the provision of electricity within the Borough, for the purpose of obtaining power supply cost savings for residential and business participants in the Borough; and

WHEREAS, the Borough is currently acting as Lead Agency of the GEA Program under Article VI Government Programs Sections 2-47.1 et seq. (Ordinance 14-09) and has reduced the cost of electricity for the residents of North Plainfield; and

WHEREAS, the Borough intends to continue the North Plainfield Community Energy Aggregation ("NPCEA"), the GEA Program, and serve as the Lead Agency conducting a GEA Program in North Plainfield and, in that capacity and consistent with applicable laws, rules, and regulations, may renew the current Master Performance Agreement for the Provision of Electric Generation Service & Government Energy Aggregation Services or may authorize a new solicitation for proposals for electric generation services and energy aggregation services on behalf of the NPCEA pursuant to the *Local Public Contract Laws, N.J.S.A. 40A:11-1 et seq.*, the Government Energy Aggregation Act and the Electric Discount and Energy Competition Act and may enter into a contract for the provision of electric generation services on behalf of residential as well as industrial, commercial and public entity consumers ("Consumers") located within the boundaries of the Borough, provided that such a contract will provide power supply cost savings to residents and businesses; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset and State of New Jersey that the Borough Council authorizes the continuation of the North Plainfield GEA Program; and

BE IT FURTHER RESOLVED that the Borough of North Plainfield will act as Lead Agency of the GEA Program known as the North Plainfield Community Energy Aggregation Program, and BE IT FURTHER RESOLVED that in that capacity, and consistent with applicable laws, regulations, rules, and ordinances, the Borough Council authorizes the award of an extension of the Master Performance Agreement with the current Supplier if the price is reasonably estimated by the Borough Council to provide savings to the Borough's Consumers relative to the price charged for basic generation service by PSE&G and the Mayor is authorized to execute and the Borough Clerk is authorized to attest to the execution of an extension of the Master Performance Agreement, and

BE IT FURTHER RESOLVED that in that capacity, and consistent with applicable laws, regulations, rules, and ordinances, the Borough Council authorizes the solicitation of price proposals for electric generation service and energy aggregation services on behalf of Borough Consumers that may be conducted in one or more Request for Proposals from time to time over the next twelve (12) month period, and

BE IT FURTHER RESOLVED a notice of this action shall be printed once in the Courier News.

Council President

Council Member

Introduced: November 13, 2017

Adopted: November 13, 2017

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 November 13, 2017.

RESOLUTION NO. 11-13-17-03e

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND
BOROUGH CLERK TO EXECUTE AN AGREEMENT WITH CAMBRIA
AUTOMOTIVE COMPANIES INC. FOR THE PURCHASE OF A 2017 OR NEWER
MACK TANDEM ROLL-OFF TRUCK MODEL GU 713 OR EQUIVALENT AND A
TWENTY-TWO (22') FOOT CABLE, PALFINGER AMERICAN ROLL-OFF HOIST
UNIT OR EQUIVALENT FOR THE BOROUGH OF NORTH PLAINFIELD**

WHEREAS, the Borough of North Plainfield is in need of a 2017 or newer Mack tandem roll-off truck Model GU 713 or equivalent and a twenty-two (22') foot cable, Palfinger American roll-off hoist or equivalent (hereinafter referred to collectively as the "Roll-Off Truck"); and,

WHEREAS, the Borough of North Plainfield solicited bids for the Roll-Off Truck and one (1) bid was received. The following bid was the lowest and only bid received:

<u>Bidding Entity</u>	<u>Total</u>
<u>Amount</u> Cambria Automotive Companies Inc.	\$189,000.00

WHEREAS, the Director of Law/Borough Attorney, Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, have reviewed the bid submission and recommend the award of the bid and contract for the Roll-Off Truck to the lowest responsive and responsible bidder, Cambria Automotive Companies Inc. whose main offices are located at 116 Talmadge Road, Edison, New Jersey 08817 (hereinafter referred to as the "Dealer") as there are no material defects with the bid proposal; and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the 2017 or newer Mack tandem roll-off truck Model GU 713 or equivalent and a twenty-two (22') foot cable, Palfinger American roll-off hoist or equivalent from the Dealer as contemplated in the Borough's bid documents and the bid proposal submitted by the Dealer; and,

WHEREAS, the Borough of North Plainfield finds that the Dealer is the lowest responsive and responsible bidder for the Roll-Off Truck 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:

Roll-Off Truck: 2017 or newer Mack tandem roll-off truck Model GU 713 or equivalent and a twenty-two (22') foot cable, Palfinger American roll-off hoist or equivalent
Successful Bidder: Cambria Automotive Companies Inc., 116 Talmadge Road, Edison, New Jersey 08817
Total Bid: In the Amount of One Hundred Eighty-Nine Thousand Dollars and Zero Cents (\$189,000.00).

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 obtain the Roll-Off Truck from the Dealer; 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 Dealer for the Roll-Off Truck.

Lawrence La Ronde, Council President

Council Member

Introduced: November 13, 2017
Adopted: November 13, 2017

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 November 13, 2017.

Date: November 13, 2017

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

RESOLUTION NO. 11-13-17-03f

**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:

Adnan Ghazanfar, t/a
Altima Limo Service Inc.
1100 Route 22 East
North Plainfield, NJ 07060

Council President

Council Member

Introduced: November 13, 2017

Adopted: November 13, 2017

RESOLUTION NO. 11-13-17-03g

**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:

Luis G. Flores-Mullo
22 Mariners Place, Floor 1
Plainfield, NJ 07063

Council President

Council Member

Introduced: November 13, 2017

Adopted: November 13, 2017

RESOLUTION NO. 11-13-17-03h

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

**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 2016 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.

Council President

Council Member

Introduced: November 13, 2017
Adopted: November 13, 2017

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED
AT THE MEETING HELD ON 26 September 2016

Richard K. Phoenix, RMC
Borough Clerk

CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT

Group Affidavit Form

No photo copies of signatures

State of New Jersey
County of Somerset

We, members of the governing body of the Borough of North Plainfield in the County of Somerset being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Borough Council of the Borough of North Plainfield in the County of Somerset.
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2016;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.)

(L.S.)

(L.S.)

(L.S.)

(L.S.)

(L.S.)

(L.S.)

Sworn to and subscribed before me this

_____ day of _____

Notary Public of State of New Jersey

Richard K. Phoenix, RMC
Borough Clerk

Reason for absence of signature of any governing body member:

(Certificate must be sent to Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, NJ 08625)

RESOLUTION NO. 11-13-17-03i

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

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 Boroughs' 2017 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>		
23-220-200	Group Insurance	\$68,000.00	
20-100-100	Department of Administration-S&W		20,000.00
20-120-100	Borough Clerk-S&W		5,000.00
20-145-200	Tax Collection-OE		3,000.00
36-472-200	Social Security		40,000.00
	Totals	<u>\$68,000.00</u>	<u>\$68,000.00</u>

Council President

Council Member

Introduced: November 13, 2017

Adopted: November 13, 2017

RESOLUTION NO. 11-13-17-03j

**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 certificates as follows:

Block 154.03 Lot 15	213 Glenside Place	Cert.# 08-00149	issued 12-04-08
Block 183 Lot 7	641 Townsend Place	Cert. #13-00276	issued 12-04-13
		Cert. #15-00206	issued 10-29-15

Council President

Council Member

Introduced: November 13, 2017

Adopted: November 13, 2017

RESOLUTION NO. 11-13-17-03k

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

WHEREAS, the Audit for the year ending December 31, 2016 has been previously received and reviewed by the Mayor and the Members of the Borough Council; and

WHEREAS, any Recommendations of the Audit require that a Corrective Action Plan be undertaken; and

WHEREAS, the Audit of the year ending December 31, 2016 did not contain any Recommendations;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of the Borough Council hereby adopt the Corrective Action Plan, which does not apply to the December 31, 2016 Audit, as submitted by the Business Administrator and Chief Financial Officer.

BE IT FURTHER RESOLVED that a certified copy of this Resolution is on file and available for inspection by the public in the office of the Borough Clerk and that a copy be forwarded to the State of New Jersey.

Council President

Council Member

Introduced: November 13, 2017

Adopted: November 13, 2017

I, Richard K. Phoenix, Borough Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Council Meeting, held November 13, 2017, WITNESS my hand this 13th day of November 2017.

Richard K. Phoenix, RMC
Borough Clerk

RESOLUTION NO. 11-13-17-03I

**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 13th day of November, 2017 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: November 13, 2017

Adopted: November 13, 2017