

DRAFT MINUTES

*These are the Draft Minutes of the Regular Meeting
of the North Plainfield Borough Council held on Tuesday, 11 October 2016.*

*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 Tuesday, **October 11, 2016** at 8:25 p.m. at the North Plainfield Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

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

Also Present: David Hollod, Business Administrator
John Kaplan, Esq., Associate Borough Attorney
Richard K. Phoenix, RMC, Borough Clerk

Council President La Ronde 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 December 14, 2015. 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 December 15, 2015 by publication of the announcement in the *Courier News* of December 17, 2015 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 Board of Health, Agenda Conference and the Regular Meeting of September 26, 2016.

Council President La Ronde called for a Roll Call on the minutes of the Board of Health, Agenda Conference and the Regular Meeting of September 26, 2016: All in favor.

CONSENT AGENDA

Council President La Ronde 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. 10-11-16-01 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

10-11-16-01a, b, c, d, e and f

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

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

APPROVED RESOLUTIONS:

RESOLUTION NO. 10-11-16-01a BE IT RESOLVED by the Council of the Borough of North Plainfield County of Somerset, State of New Jersey that the Treasurer is hereby authorized to refund the following:

Refund of Building Department Fees

Sunrun Installation Services	\$273.00
26 Worlds Fair Drive Unit K	
Somerset, NJ 08873	

Job: 98 Rockview Avenue

RESOLUTION NO. 10-11-16-01b RESOLUTION OF THE BOROUGH COUNCIL ADOPTING THE EMPLOYEE HANDBOOK – OCTOBER 2016 EDITION FOR THE EMPLOYEES OF THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of adopting a revised edition of the Borough’s employee handbook to provide guidelines for Borough employees; and,

WHEREAS, the Borough of North Plainfield was provided a model employee handbook by the Garden State Municipal Joint Insurance Fund; and,

WHEREAS, the Borough of North Plainfield’s Administration, with the aid of the Borough’s Attorney, has created the Employee Handbook – October 2016 Edition; and,

WHEREAS, the Borough Council and the Borough of North Plainfield are desirous to adopt the Employee Handbook – October 2016 Edition as the official employee handbook to provide guidelines for the employees of the Borough of North Plainfield, subject to applicable collective bargaining agreements.

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 adopt the Borough of North Plainfield Employee Handbook – October 2016 Edition as the official handbook of the Borough of North Plainfield to provide guidelines for Borough employees with the understanding that the handbook is not a contract of employment and subject to applicable collective bargaining agreements.

RESOLUTION NO. 10-11-16-01c RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT WITH CTS GROUP ARCHITECTURE/PLANNING PA FOR RENOVATION AND IMPROVEMENTS AT THE NORTH PLAINFIELD MEMORIAL LIBRARY BRANCH FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of certain renovations and improvements at the North Plainfield Memorial Library Branch (hereinafter referred to as the “Project”); and,

WHEREAS, CTS Group Architecture/Planning PA, with a principal place of business located at 17 Commerce Street, Chatham, New Jersey 07928, is in the business of providing architectural and interior design services and previously submitted a proposal for the Project to the Borough of North Plainfield, Somerset County, New Jersey, dated September 19, 2016 in an amount not to exceed Thirty-Six Thousand Seven Hundred Fifty Dollars (\$36,750.00); and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of CTS Group Architecture/Planning PA to perform all of those services contemplated in the afore-referenced proposal; and,

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 CTS Group Architecture/Planning PA, 17 Commerce Street, Chatham, New Jersey 07928, and authorizes the Mayor and the Borough Clerk to sign and/or execute a Professional Services Agreement with CTS Group Architecture/Planning PA without the need for any further action of this Borough Council in an amount not to exceed Thirty-Six Thousand Seven Hundred Fifty Dollars (\$36,750.00).

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. 10-11-16-01d RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE THE FIRST AMENDMENT TO MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT FOR VICINAGE 13 – SOMERSET,

HUNTERDON AND WARREN COUNTIES AND TO CONTRIBUTE ANOTHER FIVE THOUSAND DOLLARS TO RETAIN AS EXPERT WITNESSES ECONSULT SOLUTIONS, INC. AND NASSAU CAPITAL FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of certain litigation defense services to determine the best and proper formula to calculate North Plainfield's obligation to provide affordable housing pursuant to the most recent round of Mount Laurel / Affordable Housing litigation (hereinafter referred to as the "Obligation"); and,

WHEREAS, in order to limit the financial cost of litigation to determine North Plainfield's Obligation, North Plainfield, along with several other individual municipalities (hereinafter referred to as the "Members") from Somerset, Hunterdon and Warren Counties (hereinafter referred to as "Vicinage 13"), previously joined together to create the Vicinage Municipal Group and executed a certain Shared Services Defense Agreement (hereinafter referred to as the "Agreement") in order to limit the cost of a legal defense and the services associated with protracted litigation; and,

WHEREAS, the Members initially made individual financial contributions to fund the purposes of the Agreement (hereinafter referred to as the "Fund"); and,

WHEREAS, the Fund is no longer financially capable of providing the necessary services to its Members requiring additional financial contributions to continue to collectively retain as expert witnesses Litigation Econsult Solutions, Inc. and Nassau Capital at the rates set forth in Schedule B of the First Amendment to Municipal Shared Services Defense Agreement for Vicinage 13, which is attached hereto and made a part hereof (hereinafter referred to as the "Amendment"), as well as continue the immunity from potential litigation.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, authorizes the Mayor and the Borough Clerk to sign and/or execute the First Amendment to Municipal Shared Services Defense Agreement for Vicinage 13 – Somerset, Hunterdon and Warren counties and further agrees to contribute an additional Five Thousand Dollars (\$5,000.00) to the Fund on behalf of the Borough of North Plainfield to retain as expert witnesses Litigation Econsult Solutions, Inc. and Nassau Capital, as well as continue the immunity from potential litigation.

BE IT FURTHER RESOLVED that the execution 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 execution of the First Amendment to Municipal Shared Services Defense Agreement for Vicinage 13 – Somerset, Hunterdon and Warren Counties and the contribution of Five Thousand Dollars (\$5,000.00) are made pursuant to and consistent with the Local Public Contracts Laws of the State of New Jersey.

RESOLUTION NO. 10-11-16-01e RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD, APPROVING PARTICIPATION IN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION SAFE ROUTES TO SCHOOL PROGRAM AND AUTHORIZING THE SUBMISSION OF PROGRAM APPLICATIONS AND SAFE ROUTES TO SCHOOL GRANT

APPLICATIONS TO THE NJDOT DIVISION OF LOCAL AID/ECONOMIC DEVELOPMENT AND THE OFFICE OF BICYCLE & PEDESTRIAN PROGRAMS.

BE IT RESOLVED that the Council of the Borough of North Plainfield formally approves participation in the New Jersey Department Of Transportation Safe Routes to School, and since the 2010-2011 school year, the Borough has supported the efforts of the North Plainfield Safe Routes to School Committee to improve pedestrian and bicycle safety within the Borough;

BE IT RESOLVED that the Mayor and Clerk or their assignees are hereby authorized to submit all program applications and grant applications to NJDOT related to Safe Routes to School;

BE IT RESOLVED that it is the understanding of the Council that NJDOT will cover all local match requirements for all Safe Routes to School funding that may be required under Federal (USDOT) and/or State (New Jersey) grant requirements;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign all the grant agreements on behalf of the Borough of North Plainfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approval of the execution of the grant agreement.

RESOLUTION NO. 10-11-16-01f 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 11th day of October, 2016 the same be paid; and that the Mayor and Chief Financial Officer are hereby authorized to sign and deliver warrants for the same.

COMMUNICATIONS:

<p>Somerset County Office of Public Information Somerville, NJ Richard K. Phoenix, RMC – Borough Clerk & Chief Operator, WPQJ970 – 1630-AM Radio Tri-County Chamber of Commerce South Plainfield, NJ NJ State League of Municipalities Trenton, NJ NJ Dept. of Environmental Protection Trenton, NJ Plainfield Area Humane Society Plainfield, NJ Sustainable Raritan River Coalition New Brunswick, NJ NJ Highlands Coalition Boonton, NJ Nick Ciampa, Fleetwood Camera Museum NJ State Treasurer Trenton, NJ</p>	<p>Various Communications, Advisories and News Releases Calendar Updates and Advisories; Time-Sensitive Radio Scripts Newsletters and Advisories Newsletters and Advisories Various Newsletters and Advisories Report and Invoicing Newsletters Newsletters Lights of Washington Park book Report of Hotel/Motel Tax Revenue</p>
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REQUESTS FOR AGENDA ITEMS: None.

PUBLIC COMMENT:

Frank D'Amore, Sr., 40 Willow Avenue, North Plainfield, recalled his suggestion that residents and businesses with surveillance video register with the police department, inquired after the implementation of same. The speaker praised the installation of a flashing stop sign at the intersection of Brook Avenue and Norwood Avenue.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Commenting on behalf of the Mayor, Mr. Hollod thanked everyone for their efforts with the Senior picnic. The domestic violence candlelight vigil was well attended, he remarked.

Announcing that October is national domestic and sexual assault month, Ms. Miller spoke of the various programs offered through Somerset County to both men and women affected by domestic violence.

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

Meeting adjourned at 8:34 p.m.

Borough Clerk

Council President