

DRAFT MINUTES

*These are the Draft Minutes of the Regular Meeting
of the North Plainfield Borough Council held on Monday, 22 January 2018.*

*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, **January 22, 2018** at 7:39 p.m. at the North Plainfield Council Chambers, 263 Somerset Street, North Plainfield, New Jersey.

PRESENT:

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

Also Present: Michael Giordano Jr., Mayor
David E. Hollod, Business Administrator
Dominic DiYanni, Esq., Associate Borough Attorney
Richard K. Phoenix, RMC, Borough 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 27, 2017. 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 28, 2017 by publication of the announcement in the *Courier News* of December 1, 2017 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 Regular Meeting of January 8, 2018.

Council President La Ronde called for a Roll Call on the minutes:

Regular Meeting of January 8, 2018: All five in favor.

APPOINTMENTS BY MAYOR REQUIRING COUNCIL CONFIRMATION:

LICENSED SEWER OPERATOR:

David Hopkins

One-year term

HEARING:

ORDINANCE NO. 18-01 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER II ENTITLED “ADMINISTRATION,” ARTICLE III ENTITLED “DEPARTMENTS, COMMISSIONS, COMMITTEES, AUTHORITIES AND AGENCIES,” SECTION 2-28 ENTITLED “SHADE TREE ADVISORY BOARD”

The Clerk read the Ordinance by its title.

PUBLIC COMMENT: None.

Motion to close public comment by Ms. Schaefer, seconded by Ms. Miller and on Roll Call carried all five voting aye.

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

RESOLUTION NO. 01-22-18-01 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 18-01 be adopted and advertised as required by statute.

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

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

RESOLUTION NO. 01-22-18-02 BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 18-02 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing February 13, 2018 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 and on Roll Call carried all five voting aye.

The Clerk read the ordinance by its title as follows:

ORDINANCE NO. 18-02 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, CHAPTER II ENTITLED, “ADMINISTRATION,” ARTICLE I ENTITLED, “ADMINISTRATIVE CODE,” SECTION 2-6 ENTITLED, “DEPARTMENT OF ADMINISTRATION,” MOST NOTABLY, SECTION 2-6.5, ENTITLED “ESTABLISHMENT OF PARKS AND RECREATION COMMITTEE.”

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.

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

RESOLUTION NO. 01-22-18-03 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

01-22-18-03 a, b, c, d, e, f

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

Seconded by Mr. Stabile and on Roll Call carried all five voting aye.

APPROVED RESOLUTIONS:

RESOLUTION NO. 01-22-18-03a RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD APPOINTING A LICENSED SEWER OPERATOR

WHEREAS, the Borough of North Plainfield is in need of a professional to act as the Borough’s C-4 Sanitary Sewer Operator for the 2018 calendar year; and

WHEREAS, the Borough wishes to retain the services of David Hopkins of Mott MacDonald to act as the Borough’s C-4 Sanitary Sewer Operator and believes that David Hopkins is eminently qualified to perform such engineering services.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that David Hopkins of Mott MacDonald is hereby appointed as the Borough’s C-4 Sanitary Sewer Operator for the 2018 calendar year.

RESOLUTION NO. 01-22-18-03b WHEREAS, an error in the initial sewer billing was discovered after the bills were sent to homeowners. A corrected bill was sent, however the following homeowners had already paid based on the first bill. Their new bill reflected a credit balance, they are now requesting a refund of that over payment;

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Treasurer is authorized to make the following refunds:

Refund Homeowner Sewer Overpayments:

Loretta Keizer \$ 55.96
1283 Broadway

Hillside, NJ 07205

Property address 268 North Drive

RESOLUTION NO. 01-22-18-03c WHEREAS, Corelogic, paid \$4,282.31 on Block 40 Lot 17, for 2017 in error due to a total tax exemption the homeowner has on the property. They have requested refund of their 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 Tax Payment:

Corelogic \$ 4,282.31
Refund Department
3001 Hackberry Road
Irving, Tx. 75063

RESOLUTION NO. 01-22-18-03d Appointment of municipal prosecutor and alternate municipal prosecutor for calendar year 2018

WHEREAS, the Borough of North Plainfield needs a Prosecutor and Alternate Prosecutor for calendar year 2018 to handle prosecutions in the North Plainfield Municipal Court.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that Eric M. Bernstein & Associates, L.L.C. (Eric M. Bernstein, Esq., Philip G. George, Esq., Dominic P. DiYanni, Esq. and other members of the Law Firm as so designated by the Director of the Department of Law) shall serve as Municipal Prosecutor and shall be compensated at the Law Firm’s current hourly rate and paid out of the Law Department budget.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Benjamin Zilbergeld, Esq. of Shain Schaffer shall be designated as Alternate Municipal Prosecutor and shall be compensated at Four Hundred (\$400.00) Dollars per session attended and paid out of the Law Department budget.

RESOLUTION NO. 01-22-18-03e 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 22nd day of January, 2018 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. 01-22-18-03f RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT WITH NORTH AMERICAN PIPELINE SERVICES, LLC FOR THE WEST END AVENUE SANITARY SEWER REHABILITATION CONTRACT 2017-01 IN THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of certain sanitary sewer rehabilitation improvements on West End Avenue within the Borough of North Plainfield (hereinafter referred to as the “Project”); and,

WHEREAS, the Borough of North Plainfield solicited bids for the Project and three (3) bids were received. The following three (3) bids were received:

<u>Bidding Entity</u>	<u>Total Amount</u>
North American Pipeline Services, LLC	\$201,411.50
Standard Pipeline Services LLC	\$261,100.00
Arnold Construction Co., Inc.	\$263,550.00

WHEREAS, the Borough Engineers for the Project, Mott MacDonald, and the Director of Law/Borough Attorney, Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, L.L.C., have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsive and responsible bidder, North American Pipeline Services, LLC, whose main offices are located at 210 Bennett Road, Freehold, New Jersey 07728 (hereinafter referred to as the “Contractor”) as there are no material defects with the bid proposal; and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of the Contractor to perform all those services contemplated in the Borough’s bid documents and the bid proposal submitted by the Contractor; and,

WHEREAS, the Borough of North Plainfield finds that the Contractor is the lowest responsive and responsible bidder for the Project 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:

Project: West End Avenue Sanitary Sewer Rehabilitation Contract 2017-01
 Successful Bidder: North American Pipeline Services, LLC, 210 Bennett Road,
 Freehold, New Jersey 07728
 Total Bid: In the Amount of Two Hundred One Thousand Four Hundred Eleven Dollars
 and Fifty Cents (\$201,411.50)

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 engage the services of North American Pipeline Services, LLC for the Project; 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 North American

Pipeline Services, LLC for the Project known as the West End Avenue Sanitary Sewer Rehabilitation Contract 2017-01.

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
PSE&G Newark, NJ	Newsletters and Hearing Notices
NJ Highlands Coalition Boonton, NJ	Newsletters
Plainfield Area Humane Society Plainfield, NJ	Invoice and Report
NJ State Treasurer Trenton, NJ	Municipal Hotel/Motel Occupancy Tax Distribution
Plainfield Area Regional Sewerage Authority, Middlesex, NJ	Agenda and Minutes
World Harvest Communications (WKMB) North Plainfield, NJ	Invitation to 15 th Anniversary Celebration & Awards Ceremony
Green Brook Flood Control Commission Green Brook, NJ	Invoicing
NJ American Water, Voorhees, NJ	Rate Hearings
Betsy G. Ramos, Esq. Capehart-Scatchard, Esqs. Mount Laurel, NJ	Free In-House Training NJ Liability Law
Barbara Flaherty, North Plainfield Tax Assessor	Notice of Open Tax Duplicate

REQUESTS FOR AGENDA ITEMS:

The Council President requested discussion of the Municipal Alliance Committee and the Youth Services Commission.

PUBLIC COMMENT:

Frank D’Amore, 40 Willow Avenue, North Plainfield, questioned which department would be responsible for tracking the number of students at the Yeshiva school.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS:

Ms. Miller wished all in attendance a pleasant evening.

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

Meeting adjourned at 7:48 p.m.

Borough Clerk

Council President