

BOROUGH OF NORTH PLAINFIELD

AGENDA

REGULAR COUNCIL MEETING

Virtual Meeting (via Zoom)

MONDAY, SEPTEMBER 27, 2021

7:30 p.m.

ROLL CALL:

Council Members:

- Aimee Corzo
- Suzette Given
- Steven McIntyre
- Everett Merrill
- Keiona R. Miller
- Wendy Schaefer
- Frank "Skip" Stabile

NOTICE: Pursuant to the Executive Order of New Jersey Governor Murphy requiring social distancing due to Covid-19, this meeting excludes public attendance. The entire meeting proceedings, including opportunity for public comment will be made available live, in real time via the "Zoom" system. Join Zoom Meeting via the following Link:

<https://us02web.zoom.us/j/82595795902?pwd=WnpITkh0ZUNTWWI0TkUxSlplMC9tZz09>

Meeting ID: 825 9579 5902

Passcode: 608119

One tap mobile

+19292056099,,82595795902#,,,,*608119# US (New York)

Statement of Compliance as to Notice of Meeting

Pledge of Allegiance to the Flag

Moment of Silence for the Men and Women Serving in Our Armed Forces

APPROVAL OF COUNCIL MEETING MINUTES:

Agenda Conference and Regular Meeting of September 13, 2021

Roll Call

HEARING: ORDINANCE NO. 21-08 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 10 OF THE BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD, ENTITLED "BUILDING AND HOUSING," TO ADD A NEW SUBSECTION ENTITLED "SHORT-TERM RENTALS"

Be read by its title by the Borough Clerk

MOTION: Close public hearing Roll Call

RESOLUTIONS:

Ms. Schaefer:

09-27-21-01 Adoption and advertising of Ordinance No. 21-08 Roll Call

RESOLUTIONS:

Ms. Miller:

09-27-21-02 BOND ORDINANCE NO. 21-13 BOND ORDINANCE PROVIDING FOR VARIOUS 2021 CAPITAL IMPROVEMENTS, BY AND IN THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY, APPROPRIATING \$3,561,000 THEREFOR (INCLUDING STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANTS IN THE AGGREGATE AMOUNT OF \$660,000) AND AUTHORIZING THE ISSUANCE OF \$2,771,400 IN BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

be read by its title by the Borough Clerk Roll Call

SUPPLEMENTAL DEBT STATEMENT

In connection with tonight's Bond Ordinances, the Clerk reports on receipt of Supplemental Debt Statement.

RESOLUTIONS:

Ms. Corzo:

09-27-21-03 BOND ORDINANCE NO. 21-14 BOND ORDINANCE PROVIDING FOR THE 2021 SANITARY SEWER AND REPAIR PROGRAM OF THE SEWER UTILITY OF THE BOROUGH OF NORTH PLAINFIELD, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (THE "BOROUGH"); APPROPRIATING \$648,000 THEREFOR (INCLUDING A COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AGGREGATE AMOUNT OF \$65,000) AND AUTHORIZING THE ISSUANCE OF \$583,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF

be read by its title by the Borough Clerk Roll Call

CONSENT AGENDA

Statement by Council President

RESOLUTION:

Ms. Given:

09-27-21-04 Approving Consent Agenda Roll Call

CONSENT AGENDA RESOLUTIONS:

- a. Resolution Authorizing the Waiver of Construction Permit Fees Related to Repairs and Renovation Due to Damages Caused by Flooding Within the Borough Sustained from September 1, 2021 Through September 3, 2021
- b. Resolution Authorizing the North Plainfield Police Department to Participate in the Defense Logistics Agency, Law Enforcement Support Office 1033 Program to Enable the North Plainfield Police Department to Request and Acquire Excess Department of Defense Equipment
- c. Authorizing Issuance of Limousine License
- d. Authorizing Tax Collector to Create Duplicate Tax Sale Certificates
- e. Resolution Declaring an Emergent Condition and Authorizing Emergency Contracts without Public Bidding Pursuant to the Provisions of N.J.S.A. 40A:11-6
- f. Consolidated Bill List of September 27, 2021

COMMUNICATIONS:

NJ State League of Municipalities Trenton, NJ	Newsletters & Advisories
County of Somerset, Somerville, NJ	Newsletters & Communications
Plainfield Area Humane Society Plainfield, NJ	Report and Invoicing
Plainfield Area Regional Sewerage Authority Middlesex, NJ	Minutes and Agenda
NJ State Treasurer, Trenton	Hotel/Motel Occupancy Tax Distribution
PSE&G, Newark, NJ	Energy Insights
Walter Lane, Planning Director, Somerset County, Somerville	Planning Partners Forum
NJ DEP, Trenton	Weekly Updates, Water Bank Emergency
Somerset County Business Partnership Somerville	Coffee with Dan

REQUESTS FOR AGENDA ITEMS

PUBLIC COMMENT

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

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS

ADJOURNMENT

CONSENT AGENDA

September 27, 2021

RESOLUTION NOS. 09-27-21-04 a through f

RESOLUTION NO. 09-27-21-04

**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

09-27-21-04 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.

Council President

Council Member

Introduced: September 27, 2021
Adopted: September 27, 2021

RESOLUTION NO. 09-27-21-04a

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE
WAIVER OF CONSTRUCTION PERMIT FEES RELATED TO REPAIRS
AND RENOVATION DUE TO DAMAGES CAUSED BY FLOODING
WITHIN THE BOROUGH SUSTAINED FROM SEPTEMBER 1, 2021
THROUGH SEPTEMBER 3, 2021**

WHEREAS, the Borough of North Plainfield has encountered flooding from September 1, 2021 to September 3, 2021, where public infrastructure and individual citizens of the Borough incurred damages because of Hurricane Ida; and,

WHEREAS, the Federal Emergency Management Agency (“FEMA”) has received, on September 5, 2021, an approved disaster declaration, numbered DR-4614, for said flooding event; and,

WHEREAS, the Borough is desirous of relieving building permit fee burdens for repair work and/or improvements being accomplished solely due to recovery from said flooding event.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that building permit fees charged, pursuant to Borough ordinances, shall be waived until October 31, 2021 for any repair work and/or improvements accomplished solely due to recovery from said flooding event, which must be proven to the applicable Borough official to receive said waiver. Repair work and/or improvements, or subcomponents thereof, which are not due to said flooding event shall not be eligible for this fee waiver. Upon review of building permit application materials, the Borough Construction Official or other applicable Borough official shall have the authority to:

- a) make the determination of ineligible repair work and/or improvements; and,
- b) implement the fee waiver up to and including any and all related permit applications filed on or before October 31, 2021.

Frank A. “Skip” Stabile
Council President

Council Member

Introduced: September 27, 2021
Adopted: September 27, 2021

CERTIFICATION

I, Richard K. Phoenix, Borough 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 meeting of the Borough Council held on 27 September 2021.

Richard K. Phoenix, RMC
Borough Clerk
Borough of North Plainfield

Date signed:

RESOLUTION NO. 09-27-21-04b

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

**RESOLUTION AUTHORIZING THE NORTH PLAINFIELD POLICE DEPARTMENT
TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY,
LAW ENFORCEMENT SUPPORT OFFICE 1033 PROGRAM TO ENABLE
THE NORTH PLAINFIELD POLICE DEPARTMENT TO REQUEST AND
ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program (the 1033 "Program") to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies ("LEAs"); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county law enforcement agencies to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county law enforcement agencies, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J. S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program.

NOW, THEREFORE, BE IT RESOLVED by the Borough of North Plainfield that the North Plainfield Police Department is hereby authorized to enroll in the 1033 Program for a one-year period from January 1, 2022 through December 31, 2022.

BE IT FURTHER RESOLVED that the North Plainfield Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the North Plainfield Police Department, if it shall become available within the period of time for which this Resolution authorizes, based on the needs of the North Plainfield Police Department, without restriction; and

BE IT FURTHER RESOLVED that the North Plainfield Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available within the period of time for which this Resolution authorizes in the attached list; and

BE IT FURTHER RESOLVED that the property available through the Program, "DEMIL A through Q" is attached hereto; and

BE IT FURTHER RESOLVED that the North Plainfield Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the North Plainfield Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately and shall be valid to authorize requests to acquire (1) "DEMIL A" property that may be made available through the 1033 Program and (2) "DEMIL B through Q" property both of which may be made available through the 1033 Program during the time period for which this Resolution authorizes, with program participation and all property request authorization terminating on (December 31, 2022)

1033 PROGRAM

Council President

Council Member

Introduced: September 27, 2021
Adopted: September 27, 2021

ITEM NAME

AIRCRAFT, ROTARY WING
AIRPLANE.CARGO-TRANSPORT
AIRPLANE,FLIGHT T42A
AIRPLANE,UTILITY
AIRPLANE,UTILITYUSF
ARMORED SECURITY VEHICLE
ARMORED SECURITY VEHICLE
AUTOMOBILE.SEDAN
AUTOMOBILE,WAGON
BATON,KINETIC ENERGY
BODY SHIELD
BREACH SYSTEM
BREACHING RAM
BREACHING SYSTEM
CAPABILITIES SET NON-LETHAL
CAR.ARMORED
CAR.ARMORED.MINE DISPOSAL
CAR,ARMORED,MINE DISPOSAL
CARRIER.AMBULANCE
CARRIER.CARGO
CARRIER,COMMAND POST
CARTRIDGE,12 GAGE SHOTGUN
CARTRIDGE, 12 GAGE SHOTGUN,NON-LETHAL
CARTRIDGE,40 MILLIMETER
CHARGE,DIVERSIONARY
CLUB.SELF-PROTECTION
COMMUN,EQUIP,SOM5-B
CUTTER HEAD.HYDRAULIC BREACHING AND EXTRICATION TOOL
DEMOLITION KIT,BLASTING
DEMOLITION KIT,BLASTING,PRACTICE
DEMOLITION KIT.BREACHING SYSTEM.ANTI-PERSONNEL OBSTACLE
DOOR OPENER.HYDRAULIC BREACHING AND EXTRICATION TOOL
DRONE,TARGET
DRONES
FACESHIELD,MILITARY,RIOT CONTROL
FACESHIELD,RIOT CONTROL
FACESHIELD,RIOT CONTROL
FORCED ENTRY AND RESCUE EQUIPMENT.AIRCRAFT CRASH
GLIDERS
GOGGLES,PROTECTION,RIOT CONTROL
GRENADE.HAND

GRENADA,HAND,NON-IETHAL
GROUND SENSOR SURVEILLANCE VEHICLE
GUN.PORTABLE RIOT CONTROL
HATBOX,RIOT CROWD
HELICOPTER. FLIGHT TRAINER
HELICOPTER,FLIGHT TRAINER TH55A
HELICOPTER,MEDEVAC
HELICOPTER.OBSERVATION
HELICOPTER.SEARCH AND RESCUE
HELICOPTER, UTILITY
HELMET,POLICE
HELMET,SAFETY
KIT,MECHANICAL BREA
KIT,RIOT PROTECTION
LIGHT ARMORED VEHICLE
MINE CLEARING VEHICLE
MINE DETECTOR SYSTEM,VEHICLE MOUNTED
MINE RESISTANT VEHICLE
MISCELLANEOUS WEAPONS - LOGSA LSN
MODIFICATION KIT.GUN.WEAPON
MUNITION,CROWD CONTROL MODULAR.NON-LETHAL
No Item Name Available
NON-BALLISTIC BODY SHIELD
NON-LETHAL WEAPONS CAPABILITIES SET
ONLY COMPLETE COMBAT/ASSAULTTACTICAL WHEELED VEHICLES
PROTECTIVE SHIELD,T
RAM.BATTERING
RAM.DOOR.MINI
RIOT CONTROL SHIELD
SECURITY VEHICLE
SHIELD.PERSONAL PROTECTIVE
SHIELD.SELF-PROTECTION
SHOP EQUIPMENT.CONTACT MAINTENANCE
SHOP SET.CONTACT MAINTENANCE, TRUCK MOUNTED (ENGINEER)
SHOP SET,CONTACT MAINTENANCE, TRUCK MOUNTED (ORDNANCE)
SIGHT,THERMAL
SLEDGE HAMMER
TOOL.BREAKER, HINGE
TRAINING KIT,DEMOLITION
TRUCK TRACTOR
TRUCK,AMBULANCE
TRUCK.ARMORED
TRUCK.BOLSTER

TRUCK,BOMB SERVICE
TRUCK.CARGO
TRUCK,CARRYALL
TRUCK.COMMAND RECONNAISSANCE
TRUCK,DUMP
TRUCK.MAINTENANCE
TRUCK.MATERIALS HANDLING-CONTAINER HOISTING
TRUCK.PALLETIZED LOADING
TRUCK.PANEL
TRUCK,STAKE
TRUCK,TANK
TRUCK,UTILITY
TRUCK.VAN
TRUCK.WRECKER
TRUCKS AND TRUCK TRACTORS, DEMIL C
UNMANNED AIRCRAFT
UNMANNED VEHICLE
UP ARMORED NTVS
UTILITY VEHICLE,OFF ROAD

RESOLUTION NO. 09-27-21-04c

**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:

Imtiaz Ahmed
182 Westervelt Avenue
North Plainfield, NJ 07060

Council President

Council Member

Introduced: September 27, 2021
Adopted: September 27, 2021

RESOLUTION NO. 09-27-21-04d

**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 28.01 Lot 17 125-33 Mountain Avenue # 09-00229 issued 10/01/09

Council President

Council Member

Introduced: September 27, 2021
Adopted: September 27, 2021

RESOLUTION NO. 09-27-21-04e

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

**A RESOLUTION DECLARING AN EMERGENT CONDITION AND
AUTHORIZING EMERGENCY CONTRACTS WITHOUT PUBLIC BIDDING
PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:11-6**

WHEREAS, an emergent condition developed September 1, 2021 as a result of Tropical Storm Ida in the State of New Jersey; and

WHEREAS, on September 1, 2021 Governor Phil Murphy issued Executive Order No. 259 imposing numerous restrictions throughout the State pursuant to the prior declaration of a state of emergency; and

WHEREAS, N.J.S.A. 40A:11-6 permits the Borough to award contracts without public bidding or quotes when an emergency affecting the health, welfare and safety of the public requires the immediate performance of services.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of North Plainfield that authorization is hereby given to the Borough Administrator to proceed with emergency contracts without public bidding pursuant to the provisions of N.J.S.A. 40A:11-6 and in compliance with N.J.S.A. 19:44A-20.12, until such time that the state of emergency is resolved.

Council President

Council Member

Introduced: September 27, 2021
Adopted: September 27, 2021

RESOLUTION NO. 09-27-21-04f

**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 27th day of September, 2021 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: September 27, 2021
Adopted: September 27, 2021