



**BOROUGH OF NORTH PLAINFIELD**  
**REGULAR COUNCIL MEETING AGENDA**

**MONDAY, JUNE 26, 2023**  
**7:30 p.m.**

*Virtual meeting via Zoom*

<https://us02web.zoom.us/j/89231207352?pwd=aEoyMHNBVjVGVTh1ckpmbnFOZUdXUT09>

**Meeting ID: 892 3120 7352**

**Passcode: 385983**

**ROLL CALL:**

Council Members:           Aimee Corzo, Council Vice President  
                                      Suzette Given  
                                      Steven McIntyre  
                                      Everett Merrill  
                                      Keiona R. Miller  
                                      Wendy Schaefer  
                                      Frank "Skip" Stabile, Council President

Compliance Statement

Pledge of Allegiance to the Flag

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

**PROCLAMATION FOR PRIDE MONTH** by Council

**APPROVAL OF COUNCIL MEETING MINUTES:**

Regular Meeting for June 12, 2023

Roll Call

**RESOLUTIONS:**

**Ms. Schaefer:**

**06-26-23-01**

**INTRODUCTION OF NEW ORDINANCE NO. 23-08 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 10 OF THE BOROUGH CODE, ENTITLED "BUILDING AND HOUSING", MORE SPECIFICALLY § 10-4, ENTITLED "CERTIFICATE OF MUNICIPAL CODE COMPLIANCE" AND MORE PARTICULARLY BY AMENDING, REVISING AND SUPPLEMENTING § 10-4.5, ENTITLED "FEES".**

Reading of title by the Borough Acting Clerk

Roll Call

**RESOLUTIONS:**

**Ms. Given:**

**06-26-23-02**

**INTRODUCTION OF NEW ORDINANCE NO. 23-09 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 11 OF THE BOROUGH CODE, ENTITLED "PROPERTY MAINTENANCE", MORE SPECIFICALLY ARTICLE I, ENTITLED "PROPERTY MAINTENANCE CODE," AND MORE PARTICULARLY BY AMENDING, REVISING AND SUPPLEMENTING § 11-6.22, ENTITLED "RENTAL CERTIFICATE OF OCCUPANCY".**

Reading of title by the Borough Acting Clerk

Roll Call

**CONSENT AGENDA**

Statement by Council President

**Ms. Miller:**

**06-26-23-03**

**Approving Consent Agenda**

Roll Call

- a. Resolution for Resolution for 2022 Capital Road Improvements Closeout

- b. Resolution for 2023 Capital Road Improvements Bid Award
- c. Resolution for Renewal of Plenary Retail Consumption Licenses
- d. Resolution for Accepting a Donation from V.I.P. Cycle & Sports Center for the Usage of a Vehicle for Undercover Operations
- e. Resolution for Motor Vehicles Licenses to Utilize Certain Lots within the Borough of North Plainfield for Display or Storage for Sale of Motor Vehicles
- f. Resolution for Granting Permission for the Public Display of Fireworks on July 1, 2023
- g. Resolution for Consolidated Bill List

**REPORTS:**

**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**

# Proclamation

**WHEREAS**, the Borough of North Plainfield cherishes the value and dignity of each person and appreciates the importance of equality and freedom; and

**WHEREAS**, all are welcome in North Plainfield to live, work, and play, and every family, in any definition, deserves a place to call home where they are safe, happy, and supported by friends and neighbors; and

**WHEREAS**, Pride Month began in June of 1970 on the one year anniversary of the Stonewall Uprising in New York City after LGBTQ+ and allied friends rose up and fought against the constant police harassment and discriminatory laws; and

**WHEREAS**, the Borough of North Plainfield denounces prejudice and unfair discrimination based on age, gender identity, gender expression, race, color, religion, marital status, national origin, sexual orientation, or physical attributes; and

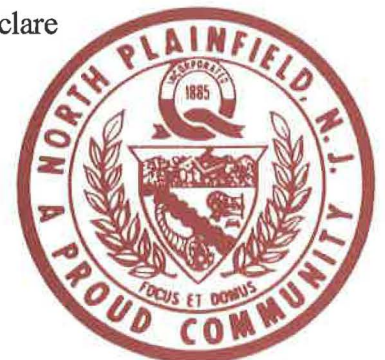
**WHEREAS**, North Plainfield appreciates the cultural, civic, and economic contributions of the lesbian, gay, bisexual, transgender, queer, plus (LGBTQ+) community which strengthens our social welfare; and

**WHEREAS**, celebrating Pride Month raises awareness and provides support and advocacy for the LGBTQ+ community, and is an opportunity to become educated, engage in dialogue, strengthen alliances and build understanding; and

**WHEREAS**, it is imperative that young people in our community, regardless of sexual orientation, gender identity and expression, feel valued, safe, empowered, and supported by their peers and their community; and

**WHEREAS**, despite being marginalized, LGBTQ+ people continue to celebrate authenticity, acceptance, and love.

**NOW, THEREFORE, BE IT PROCLAIMED**,  
that we the Council members of the Borough of North Plainfield do hereby declare **June** as **LGBTQ+ Pride Month** and urge residents to recognize the contributions made by members of the LGBTQ+ community and to actively promote the principles of equality, liberty and justice this month and always.



**RESOLUTION NO. 06-26-23-01**

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

BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 23-08 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing June 26, 2023 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 or Zoom as the place for hearing and final adoption.

---

Council President

---

Council Member

Introduced: June 26, 2023  
Adopted: June 26, 2023

Deletions shown by ~~deletion~~; additions shown by underline.

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

**ORDINANCE NO. 23-08**

**AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 10 OF THE BOROUGH CODE, ENTITLED “BUILDING AND HOUSING”, MORE SPECIFICALLY § 10-4, ENTITLED “CERTIFICATE OF MUNICIPAL CODE COMPLIANCE” AND MORE PARTICULARLY BY AMENDING, REVISING AND SUPPLEMENTING § 10-4.5, ENTITLED “FEES”.**

**WHEREAS**, pursuant to *N.J.S.A. 40:48-1* and *N.J.S.A. 40:48-2*, the governing body of a municipality may make, amend, repeal and enforce such ordinances, regulations, rules and by-laws not contrary to the laws of this State and/or of the United States, as it may deem necessary and proper for the good of government, order, and protection of person and property and for the preservation of the public health, safety and welfare of the municipality and its inhabitants and, as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any other law; and,

**WHEREAS**, this grant of authority includes the power to adopt reasonable ordinances for the regulation and inspection of dwelling units as to habitability and compliance with health and building codes; and,

**WHEREAS**, the Borough Council finds it necessary and appropriate to amend, revise and supplement § 10-4 of the Borough Code regarding issuance of municipal certificates of code compliance, to provide for a reasonable fee for such certificates.

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Borough Code of the Borough of North Plainfield be amended, revised and supplemented as to Chapter 10 of the Borough Code, entitled “Building and Housing”, more specifically § 10-4, entitled “Certificate of Municipal Code Compliance,” and more particularly by amending, revising and supplementing § 10-4.5, entitled “Fees,” as follows:

**§ 10-4.5 Fees.**

There shall be a fee of ~~\$50~~ One Hundred Dollars (\$100.00) for a Certificate of Municipal Code Compliance per each dwelling unit plus a fee of ~~\$30~~ One Hundred Dollars (\$100.00) for each dwelling unit paid prior to each reinspection of the problems under the same application.

**NOW, THEREFORE, BE IT FURTHER ORDAINED** that this Ordinance shall take effect, after final passage, twenty (20) days following action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable and publication in accordance with law, unless a resolution is adopted, pursuant to *N.J.S.A. 40:69A-181(b)*, declaring an emergency and providing that this Ordinance shall take effect at an earlier date.

Deletions shown by ~~deletion~~; additions shown by underline.

Deletions shown by ~~deletion~~; additions shown by underline.

INTRODUCED:

PASSED:

PUBLISHED:

ADOPTED:

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED BY THE MAYOR: Yes \_\_\_\_\_ No \_\_\_\_\_

The above is a true copy of the Ordinance adopted by the Borough of North Plainfield on \_\_\_\_\_, 2023

ATTEST:

BOROUGH OF NORTH PLAINFIELD

\_\_\_\_\_  
Michele Irby Garry  
Acting Borough Clerk  
Borough of North Plainfield

\_\_\_\_\_  
Frank A. "Skip" Stabile, Jr., Council President

Date signed: \_\_\_\_\_, 2023

Date signed: \_\_\_\_\_, 2023

\_\_\_\_\_  
Lawrence LaRonde, Mayor

Date signed: \_\_\_\_\_, 2023

Deletions shown by ~~deletion~~; additions shown by underline.

**RESOLUTION NO. 06-26-23-02**

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

BE IT RESOLVED by the Borough Council of North Plainfield that an Ordinance numbered 23-09 be read by its title by the Borough Clerk and be passed on its first reading and advertised as required by statute, fixing June 26, 2023 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 or Zoom as the place for hearing and final adoption.

---

Council President

---

Council Member

Introduced: June 26, 2023  
Adopted: June 26, 2023



Deletions shown by ~~deletion~~; additions shown by underline.

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

**ORDINANCE NO. 23-09**

**AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 11 OF THE BOROUGH CODE, ENTITLED “PROPERTY MAINTENANCE”, MORE SPECIFICALLY ARTICLE I, ENTITLED “PROPERTY MAINTENANCE CODE,” AND MORE PARTICULARLY BY AMENDING, REVISING AND SUPPLEMENTING § 11-6.22, ENTITLED “RENTAL CERTIFICATE OF OCCUPANCY”.**

**WHEREAS**, pursuant to *N.J.S.A. 40:48-1* and *N.J.S.A. 40:48-2*, the governing body of a municipality may make, amend, repeal and enforce such ordinances, regulations, rules and by-laws not contrary to the laws of this State and/or of the United States, as it may deem necessary and proper for the good of government, order, and protection of person and property and for the preservation of the public health, safety and welfare of the municipality and its inhabitants and, as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any other law; and,

**WHEREAS**, this grant of authority includes the power to adopt reasonable ordinances for the regulation and inspection for property maintenance of rental units as to habitability and compliance with health and building codes; and,

**WHEREAS**, the Borough Council finds it necessary and appropriate to amend, revise and supplement § 11-6.22 of the Borough Code regarding issuance of municipal rental certificates of occupancy (RCO), and to provide for a reasonable fee for such certificates.

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Borough Code of the Borough of North Plainfield be amended, revised and supplemented as to Chapter 11 of the Borough Code, entitled “Property Maintenance”, more specifically Article I, entitled “Property Maintenance Code,” and even more particularly by amending, revising and supplementing § 11-6.22, entitled “Rental Certificate of Occupancy,” as follows:

**§ 11-6.22 Rental Certificate of Occupancy.**

**a. Definitions.**

**DWELLING**

Shall mean and include any building or structure rented or offered for rent to one or more tenants or family units.

## DWELLING UNIT

Shall mean and include that portion of a building or structure rented or offered for rent to one or more tenants or family units.

## OWNER

Shall mean any person who owns any legally cognizable interest in any building or structure including, but not limited to, outright ownership or ownership through a partnership, corporation or limited liability company.

## OWNER OCCUPIED

Shall mean the primary residential living unit of the owner.

## RENTAL UNIT

Shall mean and include that portion of a dwelling, building or structure rented or offered for rent, for living and dwelling purposes to individuals or family units.

## RESIDE

Shall mean to live or dwell permanently or continuously for 10 or more days; to occupy a place as one's domicile.

## TENANT

Shall mean those persons who have leased the unit from the owner regardless of the type of tenancy under which they occupy the unit.

- b. Certificate Required. No person shall rent any dwelling unit unless a Rental Certificate of Occupancy (RCO) has been obtained from the Zoning Officer or designee. It shall henceforth be unlawful for any owner of real property to which this Section is applicable to rent or lease for occupancy any dwelling unit until a Rental Certificate of Occupancy has been obtained therefor from the Zoning Officer or designee. ~~This Section shall not apply to owner occupied properties.~~
- c. Applications for Certificate.
  1. Commencing January 1, 2009, any owner or any agent acting on behalf of any owner, intending to rent or lease any dwelling unit or actually renting or leasing a dwelling unit, shall apply to the Zoning Officer or his/her designee for an RCO.
  2. All applications for such RCO shall be accompanied by an inspection fee of ~~fifty (\$50.00) dollars~~ One Hundred Dollars (\$100.00), shall be made in writing and shall state:
    - (a) The name, street address and working phone number of the owner of the property, and the name, street address and working phone number of the renting agent, if any. No post office

**Deletions shown by ~~deletion~~; additions shown by underline.**

box addresses will be allowed to show the location of the owner and/or renting agent or to serve as a mailing address for notice;

(b) A description of the premises to be occupied, including the street address thereof, and a designation of the portion or portions of the premises or structures for which the specific application is being made;

(c) The name, age and gender of each and every tenant in each dwelling unit, including children;

(d) The number of persons who shall occupy any and all portions of the premises; and,

(e) The number of bedrooms in the dwelling unit.

3. Within ten (10) business days after the receipt of the payment of the required inspection fee and the application form, the owner shall afford the Zoning Officer or his/her designee the opportunity to inspect the dwelling unit. Within ten (10) business days of the inspection, the Zoning Officer or his/her designee shall issue or deny the RCO, setting forth the reason(s) for such denial. Each separate dwelling unit shall require a separate RCO (i.e. 20 rental units in a building require 20 Rental Certificates of Occupancy). Business day is defined as Monday through Friday.

4. If the RCO is denied, the owner shall pay a fee for re-inspection in the amount of ~~\$30~~ Fifty Dollars (\$50.00) per reinspection for each RCO sought.

5. All owners or renting agents applying for an RCO, as provided herein, shall advise the Zoning Officer or his/her designee of a reasonable time or times that the inspection may be made and have someone present to assist and provide entry for the inspection purposes.

6. After initial issuance of an RCO, the owner shall not be required to apply for another RCO unless and until there is a change in tenancy. The Zoning Officer or his/her designee shall reinspect the property upon receipt of the application and the ~~fifty (\$50.00) dollar~~ One Hundred Dollar (\$100.00) fee and prior to issuing a new RCO.

7. If there is no change in tenancy, each year, on or before January 1, the owner shall submit a report to the Zoning Officer or his/her designee, which shall be signed by the owner and notarized as to his/her signature certifying that the rental information provided in the RCO application remains accurate and correct. This annual report shall also state that the owner may be subject to punishment for any misrepresentation and/or falsification in the RCO application or the annual report. No fee shall be required for submission of the annual report. An inspection fee of ~~\$50~~ One Hundred Dollars (\$100.00) shall be required if the Zoning Officer or his/her designee deems it necessary to inspect the premises.

d. Standards for Issuance.

1. If, after a general inspection of the dwelling unit, the Zoning Officer or his/her designee determines that the dwelling unit is fit for human habitation and complies with the Property Maintenance Code of the Borough of North Plainfield, and all other applicable ordinances of the

**Deletions shown by ~~deletion~~; additions shown by underline.**

Borough of North Plainfield and/or State law pertaining to building, plumbing, electrical, health, safety, fire and other applicable building standards, and that no violations of State law or Borough Code or of the State Uniform Construction Code exist, the Zoning Officer or his/her designee shall issue the RCO.

2. If the Zoning Officer or his/her designee, as a result of the general inspection of the dwelling unit, finds any violation as set forth in paragraph d1 above, he shall notify the owner of the violation by way of written notice sent certified mail, return receipt requested and regular mail and/or by delivering the notice, with acknowledgement of receipt to the owner or his/her agent. The Zoning Officer shall allow the owner fourteen (14) calendar days to correct the violation. The notice shall identify the premises and specify the violations and any necessary remedial action. The notice shall state that the failure to correct the violations within the time specified shall constitute a violation of this subsection and may be punishable in accord with Chapter 1, Section 1-5 of this Code and/or applicable State law.
  3. Upon notification that the violation has been corrected, the Zoning Officer or his/her designee shall reinspect the premises, subject to a ~~thirty (\$30.00) dollar~~ Fifty Dollar (\$50.00) re-inspection fee. If the violation has been remedied, the Zoning Officer shall issue the RCO.
  4. Any violation of Federal, State and/or local laws, rules, regulations and/or codes shall be grounds for the denial of an RCO.
- e. Smoke Detector and Carbon Monoxide Detector Required in All Residential Buildings. No RCO shall be issued to a dwelling unit or any portion thereof unless approved smoke detectors and carbon monoxide detectors have been installed as required by applicable State statute and Borough ordinances.
- f. Failure to Comply. The Zoning Officer or his/her designee shall have the authority to issue any summons or complaint for any violation of any ordinance, statute, law and/or regulation against the owner and/or occupant of the residential building or portion thereof wherein the violation(s) exists and such violations shall be subject to the penalties provided herein.
- g. Illegal Units. In the event that, upon inspection by the Zoning Officer or his/her designee, it is determined that the property is being utilized as a multifamily dwelling in violation of the Borough Zoning Ordinance, the following shall be required in order to satisfy the Zoning Officer or his/her designee that said conditions have been abated:
1. If separate and distinct utility services are installed at the premises for the illegal units, these utility services must be removed to the satisfaction of the Zoning Officer or his/her designee.
  2. The owner must execute a statement, sworn to under oath and notarized, acknowledging that he/she is aware that the premises are to be used in a manner which is consistent with all Federal, State and local laws, rules and regulations and that he/she shall be subject to fines and other penalties in the event of future violations.
  3. Additional dwelling units, which include kitchens and bathrooms, that were or have been installed by anyone in contravention of Federal, State and/or local laws, rules and regulations must be removed to the satisfaction of the Zoning Officer or his/her designee or brought into

**Deletions shown by ~~deletion~~; additions shown by underline.**

compliance with such laws, rules and regulations to the satisfaction of the Zoning Officer or his/her designee, or the applicable municipal body if such approvals are necessary. The Zoning Officer or his/her designee cannot give an approval where the Zoning Officer or his/her designee lacks the jurisdiction to do so.

- h. Contents. RCOs issued pursuant to this subsection shall set forth the maximum number of persons which may occupy the dwelling unit.
- i. Unlawful Occupancy. It shall be unlawful for the owner or any agent acting on behalf of the owner to knowingly rent, lease, or otherwise deliver up for occupancy any dwelling unit for which an RCO has been issued, to persons in excess of the number(s) of persons permitted by law to occupy the dwelling unit, as stated in the RCO. It shall be unlawful for any tenant of a dwelling unit for which an RCO has been issued to suffer or permit said dwelling unit(s) to be occupied by persons in excess of the number permitted by law.
- j. Expiration. If a dwelling unit is not occupied within six months of the issuance of an RCO, the RCO shall expire and a new RCO must be obtained before occupancy.
- k. Exceptions. This Section shall not apply to:
  - 1. Hotels, rooming houses or motels that are generally occupied by tenants or guests for less than fourteen (14) successive calendar days;
  - 2. Dwelling units not intended for human habitation; and/or
  - 3. New construction for which inspection and a Certificate of Occupancy is required by the Uniform Construction Code.

l. Violations and Penalties. Any person convicted of a violation of this subsection shall be subject to the penalties authorized by Chapter 1, Section 1-5 of this Code. Each separate violation shall be considered separate and distinct and subject to underlying penalties. Every day a situation remains in violation of this subsection shall also constitute a separate and distinct violation and subject to individual penalties.

**NOW, THEREFORE, BE IT FURTHER ORDAINED** that this Ordinance shall take effect, after final passage, twenty (20) days following action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable and publication in accordance with law, unless a resolution is adopted, pursuant to *N.J.S.A. 40:69A-181(b)*, declaring an emergency and providing that this Ordinance shall take effect at an earlier date.

INTRODUCED:

PASSED:

PUBLISHED:

ADOPTED:

ROLL CALL:

AYES:

NAYS:

ABSTAIN:

ABSENT:

**Deletions shown by ~~deletion~~; additions shown by underline.**

APPROVED BY THE MAYOR: Yes \_\_\_\_\_ No \_\_\_\_\_

The above is a true copy of the Ordinance adopted by the Borough of North Plainfield on \_\_\_\_\_, 2023

ATTEST:

BOROUGH OF NORTH PLAINFIELD

\_\_\_\_\_  
Michele Irby Garry  
Acting Borough Clerk  
Borough of North Plainfield

\_\_\_\_\_  
Frank A. "Skip" Stabile, Jr., Council President

Date signed: \_\_\_\_\_, 2023

Date signed: \_\_\_\_\_, 2023

\_\_\_\_\_  
Lawrence LaRonde, Mayor

Date signed: \_\_\_\_\_, 2023

**Deletions shown by ~~deletion~~; additions shown by underline.**

**RESOLUTION NO. 06-26-23-03**

**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

06-26-23-01 a thru g

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

---

Council Vice President

---

Council Member

Introduced: June 26, 2023  
Adopted: June 26, 2023

**RESOLUTION NO. 06-26-23-03a**

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

**RESOLUTION OF THE BOROUGH COUNCIL APPROVING  
PAYMENT NO. 4 (FINAL) TO TOP LINE CONSTRUCTION  
CORP., THE CLOSING OUT OF THE CONTRACT AND THE  
RELEASE OF RETAINAGE FOR THE 2022 CAPITAL ROAD  
IMPROVEMENTS- VARIOUS ROADS PROJECT**

**WHEREAS**, the Borough of North Plainfield previously awarded a contract for the 2022 Capital Road Improvements – Various Roads Project (hereinafter referred to as the “Project”) to Top Line Construction Corp. (hereinafter referred to as the “Contractor”); and,

**WHEREAS**, David Testa, P.E., C.M.E., C.P.W.M., of Grotto Engineering Associates, L.L.C., the Borough’s Engineer for the Project, on behalf of the Borough, by letter dated June 16, 2023, a copy of which is on file in the office of the Acting Borough Clerk and made a part hereof, has reviewed the Contractor’s submission for Payment No. 4 (Final); and,

**WHEREAS**, the original contract price for the Project was Nine Hundred Fifty Seven Thousand Three Hundred and One Dollars and Twenty Nine Cents (\$957,301.29), which has been adjusted by the Final Contract Completed Cost, decreasing the final contract amount to a final Contract Price of Eight Hundred and Twenty Two Thousand Five Hundred Ninety Nine Dollars and Twenty Nine Cents (\$822,599.29); and,

**WHEREAS**, the Contractor has submitted said Final Payment No. 4, adjusted by the above, to a final Contract Balance due in the total amount of Twenty Thousand Eight Hundred Forty Nine Dollars and Sixty Four Cents (\$20,849.64) plus the release of any and all of the Contractor’s retained funds held by the Borough for the Project; and,

**WHEREAS**, in accordance with the Contract, the Contractor has submitted a one (1) year Maintenance Bond in the amount of Eighty Two Thousand Two Hundred Fifty Dollars and Ninety Three Cents (\$82,259.93), with an effective date of December 14, 2022; and,

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esquire and the offices of Eric M. Bernstein & Associates, L.L.C. have reviewed the Borough’s Engineer on this Project and the Contractor’s submissions and accept same based on the recommendations of the Borough Engineer.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the request for Partial Payment No. 4 (Final) and the Closeout of the 2022 Capital Road Improvements – Various Roads Project is approved with Top Line Construction Corp., whose main offices are located at 22 Fifth Street, Somerville, New Jersey 08876, in the total amount of Twenty Thousand Eight Hundred Forty Nine



Dollars and Sixty Four Cents (\$20,849.64) plus the release of any and all of the Contractor's retained funds held by the Borough for the Project, which Final Payment Request and Closeout request is incorporated herein by reference as if same was fully set forth within and payment for same is authorized to be made to the Contractor, without the need for any further action of this Borough Council; and,

**BE IT FURTHER RESOLVED** that the original contract price was Nine Hundred Fifty Seven Thousand Three Hundred and One Dollars and Twenty Nine Cents (\$957,301.29), which has been adjusted by the Final Contract Completed Cost, decreasing the contract amount to a final Contract Price of Eight Hundred and Twenty Two Thousand Five Hundred Ninety Nine Dollars and Twenty Nine Cents (\$822,599.29), which final contract price is hereby approved; and,

**BE IT FURTHER RESOLVED** that this Resolution 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 Borough Council hereby authorizes the Mayor and the Acting Borough Clerk to sign and/or execute any and all necessary documents to close out the Project and issue Payment No. 4 (Final) and release all retainage.

By: \_\_\_\_\_  
Frank A. "Skip" Stabile  
Council President  
  
\_\_\_\_\_  
Council Member

Introduced: June 26, 2023  
Adopted: June 26, 2023

**CERTIFICATION**

I, Michele Irby Garry, Acting 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 North Plainfield Borough Council at a regular meeting of the Borough Council held on June 26, 2023.

**BOROUGH OF NORTH PLAINFIELD**

By: \_\_\_\_\_  
Michele Irby Garry  
Acting Borough Clerk  
Date signed: \_\_\_\_\_

**RESOLUTION NO. 06-26-23-03b**

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE  
MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT  
WITH CROSSROADS PAVING CO. FOR THE 2023 CAPITAL ROAD  
IMPROVEMENT PROGRAM FOR VARIOUS ROAD IMPROVEMENTS.**

---

**WHEREAS**, the Borough of North Plainfield (hereinafter referred to as the “Borough”) is in need of certain road improvements for the 2023 Capital Road Improvements For Various Road Improvements (hereinafter referred to as the “Project”); and,

**WHEREAS**, the Borough solicited bids for the Project, seven (7) bid packages were purchased and the following six (6) bids were received:

<b><u>Bidding Entity</u></b>	<b><u>Base Bid</u></b>
Crossroads Paving Co.	\$301,185.50
DLS Contracting	\$310,070.50
Your Way Construction	\$331,512.21
Black Rock Enterprises, L.L.C.	\$338,000.00
Top Line Construction Corp.	\$344,975.99
Reivax	\$365,074.72

**WHEREAS**, the estimate of Grotto Engineering Associates, L.L.C., the Borough’s Engineer on the Project, was Three Hundred Thirty Nine Thousand Seven Hundred Ninety Two Dollars and Twenty Five Cents (\$339,792.25) for the Project; and,

**WHEREAS**, the review of the bid of Crossroads Paving Co. was approximately ten percent (10%) under the Engineer’s estimate, indicating that the low bid is favorable and that, upon review, the low bid price is reasonable; and,

**WHEREAS**, Director of Law/Borough Attorney Eric M. Bernstein, Esquire and the offices of Eric M. Bernstein & Associates, L.L.C., as well as Grotto Engineering Associates, L.L.C., the Borough’s Engineer on the Project, have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsive and responsible bidder, Crossroads Paving Co., whose main offices are located at 386 South Street, Newark, New Jersey 07105 (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:	2023 Capital Road Improvements For Various Roads
Successful Bidder:	Crossroads Paving Co.
Base Bid:	In the Amount Not to Exceed Three Hundred One Thousand One Hundred Eighty Five Dollars and Fifty Cents (\$301,185.50)

**BE IT FURTHER RESOLVED** that the Borough Council hereby authorizes the Mayor and the Acting Borough Clerk to sign and/or execute a contract and all other necessary documents to engage the construction services of Crossroads Paving Co. 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 Crossroads Paving Co. for the Project known as the 2023 Capital Road Improvement Program For Various Roads.

---

Frank A. “Skip” Stabile  
Council President

---

Council Member

Introduced: June 26, 2023  
Adopted: June 26, 2023

**CERTIFICATION**

I, Michele Irby Garry, Acting 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 June 26, 2023.

\_\_\_\_\_  
Michele Irby Garry  
Acting Borough Clerk  
Borough of North Plainfield

Date signed: \_\_\_\_\_

**RESOLUTION NO. 06-26-23-03c**

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

**WHEREAS**, the following applicants have applied for renewal of Plenary Retail Consumption or Plenary Retail Distribution Licenses for the period July 1, 2023 through June 30, 2024 and the submitted application forms are complete in all respects; and

**WHEREAS**, the applicants are qualified to be licensed according to all statutory, regulatory and local government ABC laws and regulations; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of North Plainfield that the Acting Borough Clerk is hereby authorized and directed to issue licenses in accordance with the filed applications to the following applicants for the period July 1, 2023 through June 30, 2024:

1814-33-010-012      Texas Roadhouse Holdings, LLC.  
   1258 Route 22

1814-33-001-003      L. Penaloza, LLC.  
   t/a The Bridge

---

Council Vice President

---

Council Member

Introduced:      June 26, 2023

Adopted:         June 26, 2023

By my hand, certified to be a true and complete copy of the Resolution adopted by the Council of the Borough of North Plainfield at its Regular Meeting of June 26, 2023.

---

Michele Irby-Garry, Acting Borough Clerk

**RESOLUTION NO. 06-26-23-03d**

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

**A RESOLUTION OF THE BOROUGH COUNCIL OF THE  
BOROUGH OF NORTH PLAINFIELD ACCEPTING A  
DONATION FROM V.I.P. CYCLE AND SPORTS CENTER  
FOR THE USAGE OF A VEHICLE FOR UNDERCOVER  
OPERATIONS IN THE NORTH PLAINFIELD POLICE DEPARTMENT**

**WHEREAS**, the North Plainfield Police Department has an ongoing need for an undercover police vehicle; and,

**WHEREAS**, the public will learn the make and model of the undercover police vehicle after a period of time, thereby making it less effective; and,

**WHEREAS**, changing the police undercover vehicle periodically is an ideal solution; and,

**WHEREAS**, V.I.P. Cycle and Sports Center has donated to local police departments the usage of used vehicles of about \$11,500.00 or less for undercover police use; and,

**WHEREAS**, V.I.P. Cycle and Sports Center is offering to donate the usage of a vehicle to the Borough of North Plainfield Police Department for undercover usage and change the vehicle periodically.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of North Plainfield that:

1. The Borough of North Plainfield agrees to accept the donation of the usage of a vehicle from V.I.P. Cycle and Sports Center specifically for police undercover use;
2. The Borough of North Plainfield agrees to register and insure the vehicle during the time of its use.
3. The Borough of North Plainfield agrees that V.I.P. Cycle and Sports Center and/or the Borough of North Plainfield may end this agreement with forty-eight (48) hours' written notice and the Borough agrees to return the vehicle thereafter.

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

---

Frank A. "Skip" Stabile  
Council President

---

Council Member

Introduced: June 26, 2023  
Adopted: June 26, 2023

### **CERTIFICATION**

I, Michele Irby-Garry, Acting 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 regular meeting of the Borough Council held on June 26, 2023.

---

Michele Irby-Garry  
Acting Borough Clerk, Borough of North Plainfield

Date signed: \_\_\_\_\_

**RESOLUTION NO. 06-26-23-03e**

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

WHEREAS, applications have been filed pursuant to N.P.R.G.O. 4-10 for licenses to utilize certain lots within the Borough of North Plainfield for the display or storage for sale of motor vehicles; and

WHEREAS, the Council of the Borough of North Plainfield has received certifications from the appropriate Borough officials that the applicants have satisfactorily complied with all applicable laws, ordinances and regulations;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that the Acting Borough Clerk is hereby authorized and directed to issue licenses in accordance with the filed applications to the applicants listed below for the utilization of certain lots within the Borough for the display or storage for sale of motor vehicles for the period July 1, 2023 through June 30, 2024.

1. Cartopia, LLC  
897 Route 22 West
2. GPB Cars 12 LLC, d/b/a North Plainfield Nissan  
545 Route 22 West
3. Global Motors Corp., t/a Global Auto Mall  
1099-1155 Route 22 West
4. Mike Joseph Masi, t/a M&R Auto Sales  
505 Somerset Street
5. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.  
700 Route 22 East
6. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.  
726-750 Route 22 East
7. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.  
767 Route 22 West
8. VIP Cycle & Sport Center Inc., t/a VIP Honda Inc.  
16-18 Hudson Avenue

---

Council President

---

Council Member

Introduced: June 26, 2023  
Adopted: June 26, 2023



## CERTIFICATION

I, Michele Irby Garry, Acting 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 meeting of the Borough Council held on June 26, 2023.

---

Michele Irby Garry  
Acting Borough Clerk  
Borough of North Plainfield

Date signed: June 26, 2023

**RESOLUTION NO. 06-26-23-03f**

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that it does hereby grant permission for the public display of fireworks on July 1, 2023 with a rain date of July 2, 2023; and

BE IT FURTHER RESOLVED that all appropriate permissions, clearances and conventions appertaining to the traditional North Plainfield Community Day to be granted and appropriately applied to the scheduled municipal festivities of Monday, July 1, 2023; and

BE IT FINALLY RESOLVED that any fees regarding these municipally sponsored activities are hereby waived.

---

Council President

---

Council Member

Introduced: June 26, 2023  
Adopted; June 26, 2023

**CERTIFICATION**

I, Michele Irby Garry, Acting 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 meeting of the Borough Council held on June 26, 2023.

---

Michele Irby Garry  
Acting Borough Clerk  
Borough of North Plainfield

Date signed: June 26, 2023

**RESOLUTION NO. 06-12-23-03g**

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that the attached bills of the accounts named and for the amounts stated, having been duly audited and found to be correct as of this 26<sup>th</sup> day of June, 2023 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: June 26, 2023  
Adopted: June 26, 2023

**CERTIFICATION**

I, Michele Irby Garry, Acting 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 meeting of the Borough Council held on June 26, 2023.

\_\_\_\_\_  
Michele Irby Garry  
Acting Borough Clerk  
Borough of North Plainfield

Date signed: \_\_\_\_\_