

CONSENT AGENDA

August 17, 2015

RESOLUTION NOS. 08-17-15-01a through k

RESOLUTION NO. 08-17-15-01

**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

08-17-15-01a, b, c, d, e, f, g, h, i, j and k

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

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

RESOLUTION NO. 08-17-15-01a

**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 September 18, 2015 through June 30, 2016 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 Borough Clerk is hereby authorized and directed to issue licenses in accordance with the filed applications to the following applicants for the period September 18, 2015 through June 30, 2016:

1814-32-011-011	J & N Wine and Spirits LLC, t/a Buy Rite 967 US Highway 22 West
1814-33-001-003	L Penaloza LLC, t/a The Bridge 50-54 Watchung Avenue
1814-33-003-004	El Salvador Inc, t/a Tesoro Salvadoreño Restaurant 64 Somerset Street
1814-33-004-003	164 Somerset St LLC, t/a Top Shelf 164 Somerset Street
1814-33-008-006	Mi Mundo Latino LLC, t/a Mi Mundo Latino 375 Somerset Street
1814-33-007-008	Dombar LLC – International Club and Sports Bar 403 Somerset Street
1814-33-010-012	Texas Roadhouse Holdings LLC 1258 Route 22 Eastbound
1814-44-005-008	Clinton Liquors of North Plainfield, Inc., t/a Clinton Liquors 64 Watchung Avenue
1814-44-006-007	R&R Spirits Inc., t/a Star Discount Liquors 25 Greenbrook Road
1814-44-012-005	Shivaam, LLC, t/a Herb's Liquor 194 Somerset Street
1814-44-013-013	NB Liquors Inc. 1290 US Highway 22

Council President

Council Member

Introduced: August 17, 2015
Adopted: August 17, 2015

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 its Regular Meeting of 17 August 2015.

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

Date signed: ___ August 2015

sRESOLUTION NO. 08-17-15-01b

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

**RESOLUTION TO
APPROVE PLACE-TO-PLACE TRANSFER OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1814-33-010-012
HELD BY TEXAS ROADHOUSE HOLDINGS, LLC
FROM POCKET TO ACTIVE STATUS**

WHEREAS, Texas Roadhouse Holdings, L.L.C. (hereinafter "Owner") is the present holder of Plenary Retail Consumption License 1814-33-010-012 (hereinafter the "License") to be used at premises located at 1258 Route 22 Eastbound, in the Borough of North Plainfield, County of Somerset and State of New Jersey (hereinafter the "Licensed Premises"); and,

WHEREAS, the Owner has requested to transfer the License place to place under Title 33 of the Alcoholic Beverage Control Law; and,

WHEREAS, the Owner has submitted its License application for transfer as a place to place transfer, in due and complete form and has caused the due and required notices to be published with all applicable fees paid in full; and,

WHEREAS, the location for the activation of the License has been established as 1258 Route 22 Eastbound, in the Borough of North Plainfield, County of Somerset and State of New Jersey; and,

WHEREAS, the Borough Council of North Plainfield conducted a hearing for the place to place transfer of the License as an active license on July 13, 2015 at a regular meeting of the Borough Council. No objections were heard from the public, from the Borough or the police; and,

WHEREAS, the Council having considered the application submitted by the Owner and the Borough Police Department reports of investigation in this matter; and,

WHEREAS, upon all due consideration and evaluation of the application, the Borough Council of the Borough of North Plainfield has determined that the Purchaser qualifies for place to place transfer of the License to active status.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of North Plainfield that Plenary Retail Consumption License No. 1814-33-010-012 be and is hereby **APPROVED FOR TRANSFER as a place to place transfer from pocket to active license**, upon condition of approval of the transfer by the State of New Jersey *nunc pro tunc*, Department of the Treasury, Division of Alcoholic Beverage Control after duly required publication, and presentation of the same to the Borough Clerk.

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

CERTIFICATION

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

Date signed: ___ August 2015

RESOLUTION NO. 08-17-15-01c

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

**REQUESTING APPROVAL OF INSERTION OF \$5,000.00 FOR
THE 2015 BUDGET REVENUE AVAILABLE FROM THE
MUNICIPAL YOUTH SERVICES GRANT**

WHEREAS, N.J.S. 40:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Borough of North Plainfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of \$5,000.00 which item is now available as a revenue from the Municipal Youth Services Grant; and, be it

BE IT FURTHER RESOLVED that a like sum of \$5,000.00 be and the same is hereby appropriated under the caption of:

Municipal Youth Services Grant

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

CERTIFICATION

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

Date signed: ___ August 2015

RESOLUTION NO. 08-17-15-01d

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

**RESOLUTION SUPPORTING THE
DRIVE SOBER OR GET PULLED OVER 2015
*STATEWIDE CRACKDOWN***

Whereas, approximately one-third of all fatal traffic crashes in the United States involve drunk drivers; and

Whereas, impaired driving crashes cost the United States almost \$50 Billion a year; and

Whereas, 27% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

Whereas, an enforcement crackdown is planned to combat impaired driving; and

Whereas, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown*; and

Whereas, the project will involve increased impaired driving enforcement from August 21 through September 7, 2015; and

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Therefore, be it resolved that the Borough of North Plainfield declares its support for the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown* from August 21 through September 7, 2015 and pledges to increase awareness of the dangers of drinking and driving.

Council President

Council Member

Introduced: August 17, 2015
Adopted: August 17, 2015

CERTIFICATION

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

Date signed: ___ August 2015

RESOLUTION NO. 08-17-15-01e

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

WHEREAS, on a property known as block 144, lot 3, also known as 27 Willow Ave., a duplicate tax payment totaling \$2,890.89 was submitted by Greater NJ Title Agency on 4/27/15; and

WHEREAS, said overpayment should be refunded to Greater NJ Title for proper distribution to the appropriate parties.

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

Refund Real Estate Tax Payments:

Greater NJ Title Agency	\$2,890.89
4 Bridge St.	
Metuchen, NJ 08840	

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

RESOLUTION NO. 08-17-15-01f

BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY

WHEREAS, on a property known as block 6.01, lot 11.05, CONDO, also known as 401 Highway 22 B11U5, duplicate tax payments totaling \$1,072.84 were submitted by the homeowners in 2015; and

WHEREAS, said overpayment should be refunded to the homeowners per her request.

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

Refund Real Estate Tax Payments:

Harris, Melvin & Amedica	\$1,072.84
486 Vanderveer Rd.	
Bridgewater, NJ 08807	

Council Member

Council President

Introduced: August 17, 2015

Adopted: August 17, 2015

RESOLUTION NO. 08-17-15-01g

BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY

WHEREAS, on a property known as block 59, lot 9, also known as 90 Hudson Ave., a duplicate tax payment totaling \$1,803.45 was submitted by Foundation Title Agency on 5/4/15; and

WHEREAS, said overpayment should be refunded to Foundation Title for proper distribution to the appropriate parties.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Chief Financial Officer is authorized to make the following refund:

Refund Real Estate Tax Payments:

Foundation Title, LLC	\$1,803.45
214 Hwy 18, 3 rd Floor	
East Brunswick, NJ 08816	

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

RESOLUTION NO. 08-17-15-01h

BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY

WHEREAS, on 4/27/15 Lereta on behalf of Seneca Mortgage remitted a tax payment totaling \$2,193.65; and

WHEREAS, said payment was mis-applied as payment on property taxes for block 1, lot 32 when it should have been applied to block 160.01, lot 32; and

WHEREAS, it is hereby recommended by the Tax Collector's office that said payment be transferred to the correct property.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Tax Collector is authorized to make the transfer of \$2,193.65 from tax account block 1, lot 32 to tax account block 160.01, lot 32.

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

RESOLUTION NO. 08-17-15-01i

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

WHEREAS, on a property known as block 179, lot 11, also known as 567 Greenbrook Rd., a duplicate tax payment totaling \$353.14 was submitted by Cortez & Hay, Inc. on 10/22/14; and

WHEREAS, said overpayment should be refunded to Cortez & Hay, Inc. for proper distribution to the appropriate parties.

BE IT RESOLVED, by the Council of the Borough of North Plainfield, that the Chief Financial Officer is authorized to make the following refund:

Refund Real Estate Tax Payments:

Cortez & Hay, Inc	\$353.14
110 Main St-PO Bx 454	
Flemington, NJ 08822	

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

RESOLUTION NO. 08-17-15-01j

**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 129 Lot 10
140 Greenbrook Road

Certificate #08-00125
issued 12/11/08

Council President

Council Member

Introduced: August 17, 2015

Adopted: August 17, 2015

RESOLUTION NO. 08-17-15-01k

**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 17th day of August, 2015 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: August 17, 2015

Adopted: August 17, 2015