

BOROUGH OF NORTH PLAINFIELD



REGULAR COUNCIL MEETING AGENDA MONDAY, DECEMBER 12, 2022

(Following 7:30 p.m. Agenda Conference meeting)

NORTH PLAINFIELD BOROUGH COUNCIL CHAMBERS
263 SOMERSET STREET, NORTH PLAINFIELD, NJ

ROLL CALL:

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

NOTICE: An Executive Session on the topic of Collective Bargaining Unit discussion for the Firefighters Union is scheduled to be convened at the close of regular business of this meeting.

APPROVAL OF COUNCIL MEETING MINUTES:

Agenda Conference and Regular Meeting of
November 14, 2022

Roll Call

HEARING & FINAL PASSAGE ORDINANCE NO. 22-11 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 14 OF THE BOROUGH CODE, ENTITLED "STREETS, SIDEWALKS AND SANITATION" AND, MORE SPECIFICALLY, SECTION 14-6, ENTITLED "ELECTRICAL LINES," BY AMENDING § 14-6.1 TO CREATE § 14-6.1(A) AND ADD NEW § 14-6.1(B), AND BY ADDING A NEW SECTION 14-6.2, ENTITLED "ABANDONED TELECOMMUNICATIONS SERVICE LINE LINES."

Reading of title by the Clerk

MOTION: Close public hearing

Roll Call

RESOLUTIONS:

Mr. McIntyre:

12-12-22-01 Adoption and advertising of Ordinance No. 22-11

Roll Call

HEARING & FINAL PASSAGE ORDINANCE NO. 22-12 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 2 OF THE BOROUGH CODE, ENTITLED "ADMINISTRATION", MOST NOTABLY ARTICLE I, ENTITLED "ADMINISTRATIVE CODE," SPECIFICALLY § 2-2, ENTITLED "OFFICE OF THE MAYOR," BY ADDING A NEW § 2.2.3 ENTITLED "SALARY," MORE SPECIFICALLY, § 2-3, ENTITLED "COUNCIL," BY ADDING A NEW § 2.3.12, ENTITLED "SALARY OF THE BOROUGH COUNCIL PRESIDENT AND COUNCIL MEMBERS."

Reading of title by the Clerk

MOTION: Close public hearing

Roll Call

RESOLUTIONS:

Mr. Merrill:

12-12-22-02 Adoption and advertising of Ordinance No. 22-12

Roll Call

CONSENT AGENDA

Statement by Council President

Ms. Schaefer:

12-12-22-03 Approving Consent Agenda

Roll Call

- a. Resolution Adopting a Schedule of Agenda Conferences and Regular Council Meetings for the Year 2023
- b. Resolution Authorizing Contracts Approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A. 40A:11-12a
- c. Resolution Authorizing Application for LEAP Implementation Grant
- d. Resolution Supporting the Drive Sober or Get Pulled Over 2022 Year End Holiday Crackdown
- e. Resolution to Rejoin Garden State Municipal Joint Insurance Fund
- f. Resolution Authorizing Window Contracts
- g. Resolution authorizing Treasurer to refund Road Opening Bond
- h. Extension of Opening Hours (Certain Plenary Retail Consumption Licensee)
- i. Consolidated Bill List of December 12, 2022

- j. Resolution Authorizing Professional Services for 2023 Stormwater Reporting, Outfall Inspection & Ordinance Updates - Grotto Engineering Associates, LLC.
- k. Resolution Authorizing Professional Services for 2023 with Grotto Engineering Services
- l. Resolution Authorizing Service Agreement with Grotto Engineering Associates, LLC. for 2023 DPW Management and to Act as Zoning Officer
- m. Resolution Accepting Proposal from Grotto Engineering Associates, LLC. for work proposed for Delacey Avenue from Mountain Avenue to Jackson Avenue
- n. Resolution Engaging Mott MacDonald to Provide General Engineering Services for the year 2023
- o. Resolution Awarding Bid for On-Call Emergency Services to Messercola Excavating, Inc.
- p. Resolution Authorizing Transfer of Surplus Funds

RESOLUTION:

Ms. Miller:

12-12-22-04 Convening Executive Session: (Attorney/Client Privilege)

Roll Call

EXECUTIVE SESSION:

- 1. **(Attorney/Client Privilege) Labor Negotiations – (E.M.B.)**

RECONVENE

RESOLUTIONS:

Ms. Corzo:

12-12-22-05 Resolution to Approve Collective Bargaining Agreement – IAFF Local #2958

Roll Call

REPORTS

COMMUNICATIONS:

NJ State League of Municipalities Trenton, NJ County of Somerset, Somerville, NJ Plainfield Area Humane Society Plainfield, NJ Plainfield Area Regional Sewerage Authority Middlesex, NJ NJ Dept. of Environmental Protection Trenton Richard K. Phoenix, RMC - Borough Clerk Chief Operator, WPQJ970 - 1630-AM Radio Public Service Electric & Gas, Newark Anna Perna, Office of the Attorney General Trenton Downtown NJ, Jersey City Office of the Borough Clerk Watchung Office of Poison Control, New Brunswick Somerset County Business Partnership Somerville Keiona Miller, NJ Dept. of Environmental Protection, Trenton NJ Tax Court, Trenton Arcadia US, Newtown, PA Department of Human Services, Somerville NJ State Treasurer, Trenton Luis Penaloza The Bridge Tavern, North Plainfield	Newsletters & Advisories; League Convention Details Newsletters & Communications Report and Invoicing Minutes and Agenda Newsletters Rabies Clinic, Recycling Pickup Status Radio Scripts Rate Hearings Pocket License, Arooga's PRC No. 1814-33-004-005 Downtown Conference Ordinance establishing charging station regulations Avoiding Thanksgiving Failures Upcoming Events Weekly Newsletter Current Judgments Bank of America Site Remediation Municipal Alliance Comm. Agreement Municipal Hotel/Motel Occupancy Report Extended New Year's Eve Opening Hours
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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

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

ORDINANCE NO. 22-11

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 14 OF THE BOROUGH CODE, ENTITLED “STREETS, SIDEWALKS AND SANITATION” AND, MORE SPECIFICALLY, SECTION 14-6, ENTITLED “ELECTRICAL LINES,” BY AMENDING § 14-6.1 TO CREATE § 14-6.1(A) AND ADD NEW § 14-6.1(B), AND BY ADDING A NEW SECTION 14-6.2, ENTITLED “ABANDONED TELECOMMUNICATIONS SERVICE LINE LINES.”

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, *N.J.A.C. 14:18-2.1(a and c)* provide that:

every cable television company shall construct and install its facilities in accordance with the applicable provisions of the National Electrical Safety Code, and subsequent amendments thereto, the National Electrical Code, and subsequent amendments thereto, as well as all Federal, State, and local laws, and any pole, conduit, or trench licensing agreements with utilities or other managers of rights-of-way; and,

Each cable television company shall make reasonable efforts to protect the public and its property from injury or damage and shall execute due care to reduce hazards to which employees, customers or the general public may be subjected by reasons of its equipment or facilities; and,

WHEREAS, the Borough Council is concerned that abandoned, disconnected, loose and/or hanging telecommunications service line wires present a danger to the public from entanglement, overuse of utility poles and/or tripping hazards; and,

WHEREAS, pending action by the New Jersey State Legislature, the Borough Council wishes to protect the public from such hazards regarding removal of abandoned telecommunication service line wires; and,

WHEREAS, the Borough Council finds it necessary and appropriate to amend, revise and supplement § 14-6 of the Borough Code regarding electrical lines.

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

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

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 14 of the Borough Code, entitled “Streets, Sidewalks and Sanitation”, more specifically § 14-6, entitled “Electrical Lines,” by amending § 14-6.1 to create § 14-6.1(a) and add new § 14-6.1(b), and by adding a new § 14-6.2, entitled “Abandoned Telecommunication Service Lines” as follows:

§ 14-6.1, Electrical Lines, is hereby amended as follows:

§ 14-6.1 Application to Council Required; Consent by Property Owners.

A. Telegraph, telephone and other electric wire lines may be run and maintained and poles therefor erected within the limits of the Borough, through such streets, roads, avenues and public places and upon such terms as may be prescribed by resolution of the Council of the Borough duly passed by the Council after a petition has been filed with them, the petition to state the streets, and places through which it is proposed to run such wires and accompanied by the consent in writing of the owners of such piece or parcel of land in front of which it is proposed to erect a pole, and such petition shall state as near as may be the number of poles, wires, etc., and other details. In all cases where the Council may grant permission to construct or erect or maintain poles and wires under this Section it shall be subject to any rights that may be vested in the property owners in front of whose property it is proposed to erect such pole and wire, and the petitioner in all cases will be required before doing any work looking to the constructing of any electrical line of wires under a resolution as herein provided to first obtain the consent in writing of the property owners in front of whose property it is proposed to erect a pole, and the Council may in the resolution granting any privileges under this Section state such further conditions as in their judgment each case may require. This Section shall apply to poles and wires now run and maintained, and the same shall be under the like control of the Council.

B. In all cases, any entity which erects, repairs or replaces any telecommunication service line as defined in § 14-6.2 shall insure that such telecommunication service line shall connect from any pole to a residential or commercial property from the area of the same point of origin at the pole to the area of the same point of exterior building connection as other electrical service lines and telecommunication service lines servicing said residential or commercial property.

§ 14-6.2 Abandoned Telecommunications Service Lines

Definitions

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

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Abandoned shall mean any line that is permanently out of service or which has not been in operation for a period of at least twelve (12) consecutive months. Abandoned shall also mean a line which has fallen from its attachment at a pole or building or other structure or is sagging or falling from its attachment at a pole or building or other structure and presents a danger or inconvenience to pedestrians or traffic.

Entity means a person, municipality, utility, partnership, association and/or corporation having ownership of a line in this State, including ownership acquired by sale or corporate merger.

Line means an above-ground cable or wire attached to a pole, building or other structure and which is used for the provision of any telecommunication and/or cable service of any type service and shall include any equipment or facility associated with that line attached to that pole or a building or other structure.

Telecommunication service means the electronic transmission, conveyance, or routing of voice, data, audio, video or any other information or signals to a point or between or amongst points.

- A. Notwithstanding any law, rule, regulation, or order to the contrary, an entity owning a telecommunication service line that is abandoned or permanently out of service shall remove that telecommunication service line from all points of attachment when it determines that such telecommunication service line is abandoned.
- B. Notwithstanding any law, rule, regulation or order to the contrary, the Borough Code Enforcement Officer or Borough Engineer or other designated Borough official, as designated by the Mayor, shall notify an entity of an abandoned telecommunication service line by sending a written request to the entity owning that telecommunication service line requesting removal if the telecommunication service line is reasonably believed to be abandoned or permanently out of service.
- C. The entity shall determine if the telecommunication service line is abandoned and shall notify the Borough Code Enforcement Officer or Borough Engineer or other designated Borough official, as designated by the Mayor, of its determination within fifteen (15) calendar days of receiving notice of the abandoned or permanently out of service telecommunication service line.
- D. The entity shall remove the abandoned or permanently out of service telecommunication service line within fifteen (15) calendar days of notification to the Borough Code Enforcement Officer or Borough Engineer or other Borough official as designated by the Mayor of its determination that the telecommunication service line is abandoned or permanently out of service.
- E. The entity shall restore any telecommunication service line which is not determined to be abandoned and/or permanently out of service, but has fallen from its attachment at a pole or building or other structure, or is sagging or falling from its attachment at a pole or building or

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other structure and presents a danger or inconvenience to pedestrians or traffic and has remained in such condition for a period of thirty (30) calendar days, within fifteen (15) calendar days of notification by the Borough Code Enforcement Officer or Borough Engineer or other designated Borough official as designated by the Mayor of its determination that the telecommunication service line is abandoned or permanently out of service.

F. Notwithstanding any law, rule, regulation or order to the contrary, but subject to any telecommunication service franchise agreement with the Borough of North Plainfield, the Borough Code Enforcement Officer or Borough Engineer is authorized to issue a summons for failing to remove a telecommunications service line that is abandoned or permanently out of service within sixty (60) calendar days of notification by the Borough Code Enforcement Officer or Borough Engineer or other designated Borough official, as designated by the Mayor, to the entity that the telecommunication service line is reasonably believed to be abandoned.

G. Any person who shall violate any of the provisions of this Section shall, upon conviction of same, be subject to a penalty as established in Chapter 1, Section 1-5.

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:

APPROVED BY THE MAYOR: Yes _____ No _____

The above is a true copy of the Ordinance adopted by the Borough of North Plainfield on _____, 2022

ATTEST:

BOROUGH OF NORTH PLAINFIELD

Richard K. Phoenix, RMC
Borough Clerk

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

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

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

Borough of North Plainfield

Date signed: _____, 2022

Date signed: _____, 2022

Lawrence LaRonde, Mayor

Date signed: _____, 2022

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

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

ORDINANCE NO. 22-12

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 2 OF THE BOROUGH CODE, ENTITLED "ADMINISTRATION," MOST NOTABLY ARTICLE I, ENTITLED "ADMINISTRATIVE CODE," SPECIFICALLY § 2-2, ENTITLED "OFFICE OF THE MAYOR," BY ADDING A NEW § 2.2.3 ENTITLED "SALARY," MORE SPECIFICALLY, § 2-3, ENTITLED "COUNCIL," BY ADDING A NEW § 2.3.12, ENTITLED "SALARY OF THE BOROUGH COUNCIL PRESIDENT AND COUNCIL MEMBERS."

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 other ordinances, regulations, rules and by-laws not contrary to the laws of this state 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 law; and,

WHEREAS, pursuant to *N.J.S.A. 40:69A-29*, each municipality governed by an optional form of government pursuant to the statute shall have full power to organize and regulate its internal affairs and to establish, alter, and abolish offices, positions and employments and to define the functions, powers and duties thereof and fix their terms, tenure and compensation; and,

WHEREAS, pursuant to *N.J.S.A.40:69A-180(c)* the Council shall fix the compensation of the Mayor, Council Members and department heads immediately after its organization at its organizational meeting; and,

WHEREAS, it is necessary, pursuant to said statutes, to enact such Ordinances and Resolutions which may be necessary and appropriate to set such salaries for the Mayor and Council at each reorganization; and,

WHEREAS, the Borough Council finds it necessary and appropriate to amend, revise and supplement Chapter 2 of the Borough Code, entitled "Administration", most notably Article I, entitled "Administrative Code", specifically § 2-2, entitled "Office of the Mayor," by adding a new § 2-2.3, entitled "Salary," and to amend, revise and supplement Chapter 2 of the Borough Code, entitled "Administration", most notably Article I of the Borough Code, entitled "Administrative Code", entitled "Council," by adding a new § 2-3.12, entitled "Salary of the Borough Council President and Council Members."

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

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

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 is hereby amended, revised and supplemented as to Chapter 2 of the Borough Code, entitled "Administration", most notably Article I, entitled "Administrative Code", specifically § 2-2, entitled "Office of the Mayor," by adding a new § 2-2.3, entitled "Salary," and to amend, revise and supplement Chapter 2 of the Borough Code, entitled "Administration", most notably Article I of the Borough Code, entitled "Administrative Code", entitled "Council," by adding a new § 2-3.12, entitled "Salary of the Borough Council President and Council Members" as follows:

§ 2-2.3 Salary Of The Mayor.

There is established a salary for the office of Mayor of the Borough of North Plainfield. The salary of the Mayor of the Borough of North Plainfield shall be set forth in the Ordinance adopted at the organizational meeting of the Council immediately after its organization in accordance with N.J.S.A.40:69A-180(c). The filing of the Ordinance with the Borough Clerk shall be in lieu of codification of same.

§ 2-3.12 Salary Of The Borough Council President and Council Members.

There is established a salary for the office of Council President of the Borough of North Plainfield, and for the Members of the Borough Council. The salary of the Council President and Council Members of the Borough of North Plainfield shall be set forth in the Ordinance adopted at the organizational meeting of the Council immediately after its organization in accordance with N.J.S.A.40:69A-180(c).. The filing of the Ordinance with the Borough Clerk shall be in lieu of codification of same.

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:

APPROVED BY THE MAYOR: Yes _____ No _____

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

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

The above is a true copy of the Ordinance adopted by the Borough of North Plainfield on _____, 2022

ATTEST:

BOROUGH OF NORTH PLAINFIELD

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

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

Date signed: _____, 2022

Date signed: _____, 2022

Lawrence LaRonde, Mayor

Date signed: _____, 2022

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

RESOLUTION NO. 12-12-22-01

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 22-11 be adopted and advertised as required by statute.

Council President

Council Member

Introduced: December 12, 2022

Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-02

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 22-12 be adopted and advertised as required by statute.

Council President

Council Member

Introduced: December 12, 2022

Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-03a

**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 adopt the following as a schedule of agenda conferences and regular council meetings for the year 2023.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to post copies of said Schedule on the bulletin board in Borough Hall reserved for said purpose, to forward copies of same to the *Courier News*, *The Star Ledger*, *WKMB Radio*, *WJLP-TV*, *The Alternative Press* and the North Plainfield Memorial Library and to take such other steps as shall be required by law to comply with the Open Public Meetings Act.

COUNCIL MEETING SCHEDULE

Agenda Conferences and Regular Meetings of the Council of the Borough of North Plainfield for the year 2023 shall be held in the Council Chambers, 263 Somerset Street, North Plainfield, New Jersey or via Zoom. Agenda Conferences shall begin at 7:30 p.m., immediately followed by Regular Meetings. Executive Sessions and meetings of the Borough Council acting as the local Board of Health may be convened as announced. Said meetings shall be held on the following dates:

January	2	9	23	February	14	27
March	13		27	April	10	24
May	8		22	June	12	26
July	10		24	August	14	
September	11		25	October	10	23
November	13		27	December	11	

Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-03b

RESOLUTION AUTHORIZING CONTRACTS APPROVED STATE CONTRACT VENDORS
FOR CONTRACTING UNITS PURSUANT TO N.J.S.A 40A:11-12a

WHEREAS, the Borough of North Plainfield, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any state contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of North Plainfield has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough of North Plainfield intends to enter into contracts with the attached referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of North Plainfield pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the Borough of North Plainfield and the referenced State Contract Vendors shall be for the 2022 Year, and:

<u>A/C #</u>	<u>Name</u>		
88273	AK Equipment	69944	Highpoint Furniture
74018	Absolute Fire	83930	Home Depot
80963	Air & Gas Technologies	82693	Horizon Blue Cross & Blue Shield
65808	Air Purifiers, Inc.	63522	Innovation Doc Imaging, LLC
69942	All Steel Inc.	87466	John Deere Landscapes
68766	Allied Oil, Co.	74012	Kaldoz
61419	American Tire Service	69923	KML Technology, Inc.
71048	Approved Fire Protection	69531	Kova Corp.
V41144	Asia Trading	67875	Lanigan Assoc. Inc.
83331	Atlantic Salt	81322	Laser Technology, Inc.
73991	Atlantic Tactical	67872	Lawman Supply Co.
A79161	Beyer Bros	85850	Lawson Products
01785	Bodyworks by Tiffany	62423	Lifesavers
63767	Boises Bus Interiors	70142	Mayline Furniture
85017	Broadview Network	77814	Messercola Excavating
81413	BSN Sports	81520	Morpho Trak
71054	Cairns	T0213	Morton Salt Inc.
T2085	Cambria Truck Center	53804	Motorola
78848	Celebrity Fleet Operations LLC	83909	Motorola Solutions
68645	Cintas Fire Protection	69830	Office Business Systems
80977	CMF Business	42285	Office Solutions
27171	Computer Systems Method	47705	Pitney Bowes
71056	Continental Fire & Safety	82709	Ricoh Americas Corporation
70137	Dell Marketing, LP (70256)	80866	Rutgers the State University
		81408	Safetv Down Under Inc.

- | | | | |
|----------|-------------------------------|--------|--------------------------------|
| 81301 | Draeger Safety Inc. | 68461 | Sagem Morphotrak |
| 67873 | Eagle Point Gun/TJ Morris-Son | 71063 | Scott |
| 81338 | East Coast Emergency Lighting | 64040 | Sharpe Electronic Corp. |
| 72300 | Elite Tree Service | 82236 | Sherwin Williams |
| 84698 | Emerald City Auto Spa | 89851 | SHI International |
| 75248 | Ergo Space Design Inc. | 82226 | Siperstein's |
| 67899 | ESI Equipment | 71057 | Stanfield |
| 81357 | Firefighter One | 76921 | Storr Tractor Company |
| 81397 | Finch Fuel Oil Co. Inc. | A75551 | T Slack Environmental Services |
| T0106 | Flemington Department Store | 85193 | Traffic Safety Services |
| 15/16-08 | Foley Incorporated | 67765 | Trico Equipment |
| 70462 | Ford Motor Credit | 76669 | Turnout Fire & Safety |
| 73032 | Garden State Highway | 82583 | Verizon Wireless |
| 71062 | Gen-el Safety & Ind. | 69933 | WB Mason Co, Inc. |
| 71048 | Globe Manufacturing | 71642 | WE Timmerman Co. |
| 73783 | Hertrich Fleet Services | 73902 | Weldon Asphalt |
| 70262 | Hewlett Packard | | |

BE IT FURTHER RESOLVED, that the referenced State Contract Vendors are projected to exceed the bid threshold for the 2022 Year:

68766 Allied Oil, Co.

70462 Ford Motor Credit

Council President

Council Member

Introduced: December 12, 2022

Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-03c

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

**BOROUGH OF NORTH PLAINFIELD - RESOLUTION
LEAP IMPLEMENTATION GRANT**

WHEREAS, the State of New Jersey has appropriated funding for Shared Services and School District Consolidation Study and Implementation Grants to assist local units with the study, development, and implementation of new shared and regional services; and

WHEREAS, the Department of Community Affairs, Division of Local Government Services (DLGS) is tasked with administering these grant funds through the Local Efficiency Achievement Program (LEAP); and

WHEREAS, LEAP Implementation Grants exist to support costs associated with shared service implementation to ensure that meaningful, efficiency generating initiatives are not hindered by short term transitional expenses; and

WHEREAS, the Borough of North Plainfield and the Borough of Watchung propose to enter into a shared services agreement, but face certain expenses associated with implementation that present a burden to the local units; and

WHEREAS, the purpose of this shared services agreement is to jointly purchase a fire service ladder truck to further expand the existing automatic mutual aid agreements between our respective fire departments, which will benefit the residents of both participating local units; and

WHEREAS, the Borough of North Plainfield has agreed to be the lead agency in this program and will submit the application to DLGS on behalf of all participating units; and

NOW, THEREFORE, BE IT RESOLVED by the Borough of North Plainfield, that the Borough of North Plainfield will apply for a LEAP Implementation Grant in the amount up to \$500,000 to support implementation of this shared service.

By: _____

Frank A. "Skip" Stabile
Council President

Council Member

Introduced: December 12, 2022

Adopted: December 12, 2022

CERTIFICATION

I, Richard K. Phoenix, RMC, (Clerk of the Local Unit) of the Borough of North Plainfield in the County of Somerset, and the State of New Jersey do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Borough of North Plainfield at its meeting of December 12, 2022.

Richard K. Phoenix, RMC
Borough Clerk

RESOLUTION NO. 12-12-22-03d
BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY

*Resolution Supporting the Drive Sober or Get Pulled Over
2022 Year End Holiday Crackdown*

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

Whereas, impaired driving crashes killed 11,654 people in the United States in 2020; and

Whereas, impaired driving crashes cost the United States almost \$44 Billion a year; and

Whereas, during the past five years New Jersey's roadways experienced 35,307 crashes and 618 fatalities involving impaired drivers; and

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

Whereas, the year-end holiday season is traditionally a time for 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 2022 Year End Holiday Crackdown*; and

Whereas, the project will involve increased impaired driving enforcement from December 3, 2022 through January 1, 2023; 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 2022 Year End Holiday Crackdown* from December 3, 2022 through January 1, 2023 and pledges to increase awareness of the dangers of drinking and driving.

Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

BOROUGH OF NORTH PLAINFIELD

**COUNTY OF SOMERSET
STATE OF NEW JERSEY
RESOLUTION NO. 12-12-22-03e**

**GARDEN STATE MUNICIPAL JOINT INSURANCE FUND
JOINT TRUST AGREEMENT AND RESOLUTION TO REJOIN**

WHEREAS, a number of local governmental units in the State of New Jersey have joined together to form a Joint Insurance Fund as permitted by the Chapter 372 Laws of 1983 (40A:10-36); and

WHEREAS, the statutes and regulations governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund; and

WHEREAS, the Governing Body of the Borough of **North Plainfield**, has determined that membership in the Garden State Municipal Joint Insurance Fund (hereinafter referred to as the “Fund”) is in the best interests of itself and its citizens; and

WHEREAS, the Governing Body of the Borough of **North Plainfield** has previously executed a resolution to join the Garden State Municipal Joint Insurance Fund subject to the acceptance of its assessment;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of North Plainfield (hereinafter referred to as the “Municipality”) does hereby resolve and agree to renew its membership in the Fund for a period not to exceed three (3) years beginning January 1, 2023 to December 31, 2025 for the purpose of establishing the following types of coverage:

- Workers’ Compensation and Employer’s Liability;
- General Liability including law enforcement and public officials liability;
- Motor vehicle liability;
- Property damage (buildings, contents, equipment, and motor vehicle);
- Inland Marine Coverage;
- Non-Owned Aircraft Liability;
- Cyber Liability;
- Disaster Management Services;
- Unmanned Aerial Systems (optional)*
- Hull and P&I (optional)*
- Marina Liability (optional)*
- Site Pollution Liability (optional)*
- UST Liability (optional)*

***Optional, subject to underwriting approval and receipt, review, and acceptance of separate completed applications**

BE IT FURTHER RESOLVED, that the Municipality has never defaulted on claims and has not been canceled for nonpayment of insurance premiums for a period of at least two years prior to the adoption of this Resolution; and

BE IT FURTHER RESOLVED, that the Mayor and the Municipal Clerk are authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund and to deliver same to the Executive Director of the Fund with the express reservation that said document shall become effective only upon approval by the New Jersey Department of Insurance and the Department of Community Affairs.

Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

I hereby certify that the above is a true and exact copy of the Resolution adopted by the Municipal Council of the Borough of North Plainfield at their Regular Meeting held on December 12, 2022.

Richard K. Phoenix, RMC
Borough Clerk

RESOLUTION NO, 12-12-22-03f

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

RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING "WINDOW" CONTRACTS PURSUANT TO N.J.S.A. 19:44A-20.4 ET SEQ. (NEW JERSEY LOCAL UNIT PAY-TO-PLAY LAWS), THE BOROUGH OF NORTH PLAINFIELD MUST AWARD BY RESOLUTION ALL GOODS AND SERVICES CONTRACTS WITH A DOLLAR AMOUNT BETWEEN \$17,500 AND \$43,999. THESE CONTRACTS ARE NOT BID, BUT VENDORS ARE STILL RESPONSIBLE TO PROVIDE POLITICAL CONTRIBUTION AND COMPANY DISCLOSURE INFORMATION IN ORDER TO DO BUSINESS WITH THE BOROUGH.

WHEREAS, pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq., when the cost of goods and/or services that fall between \$17,500 and the bid threshold of \$44,000 in the aggregate, an approval by resolution must be in place; and

WHEREAS, the Borough of North Plainfield retained the services of

Ace Tech Pest Control	Somerset Service Center
Edmunds & Associates, Inc	Staples Business Advantage
North Plainfield Graphics	Superior Play Systems, Inc
Revenue Guard Medical Claims	

WHEREAS, a request for quotes for the required work to be performed was requested from several contractors; and

WHEREAS, the above-mentioned vendors completed and submitted a Business Entity Disclosure Certification which certifies the business entity has not made any reportable contributions to a political or candidate committee in the Borough in the previous one year, and that the contract will prohibit the above said vendors from making any reportable contributions through the term of the contract.

NOW THEREFORE, BE IT RESOLVED that the Council of the Borough authorized the Purchasing Agent on behalf of the Borough to issue and execute a Purchase Order for the foregoing to the above vendors with funds certified available by the Chief financial Officer; and

BE IT FURTHER RESOLVED that the CFO has been authorized to arrange to pay for the foregoing in accordance with the terms of the purchase order in the amount not to exceed of \$44,000.

Frank A. "Skip" Stabile

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

CERTIFICATION

I, Richard K. Phoenix, Municipal Clerk of 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 December 12, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk, Borough of North Plainfield

Date signed: _____

RESOLUTION NO. 12-12-22-03g

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

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 Road Opening Bond:

Pipe Fitters Plumbing Heating and Cooling, LLC	\$ 1,500.00
306 S. Michigan Avenue	
Kenilworth, NJ 07033	

Work done : 114 Sweetbriar Lane

Council President

Council Member

Introduced: December 12, 2022

Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-03h

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

**RESOLUTION OF THE BOROUGH COUNCIL OF NORTH
PLAINFIELD SUSPENDING THE BUSINESS HOUR RESTRICTION
ON THE SALE OF ALCOHOLIC BEVERAGES AT CERTAIN
PLENARY RETAIL CONSUMPTION LICENSEE'S ESTABLISHMENT**

WHEREAS, the Borough of North Plainfield has an ordinance prohibiting the sale of alcoholic beverages on January 1, New Year's Day, between the hours of 2:00 a.m. and 7:00 a.m. unless January 1st is a Sunday; and,

WHEREAS, the Borough has received a written request from The Bridge, Plenary Retail Consumption License No. 1814-33-001-003 to allow the extension of their hours of operation on Sunday, January 1, 2023 to better enable them to serve their clientele and to improve their receipts during difficult financial times; and

WHEREAS, The Bridge, Plenary Retail Consumption License No. 1814-33-001-003 has requested permission to close at a later hour on Sunday, January 1, 2023; and

WHEREAS, New Year's Eve generates a large amount of business for alcoholic beverage licensees in the Borough; and,

WHEREAS, the Borough wishes to grant the requests of The Bridge and International Club and Sports Bar to remain open until a later hour on January 1, 2023;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that the business hours restriction on the sale of alcoholic beverages is hereby suspended on January 1, 2023 to allow The Bridge to sell alcoholic beverages until last call at 2:00 a.m. with non-alcoholic sales permitted until 3:00 a.m. closing at that time.

Council President

Council Member

Introduced: December 12, 2022

Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-03i

**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 12th day of December, 2022 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: December 12, 2022
Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-3j

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE
MAYOR AND BOROUGH CLERK TO ACCEPT A PROPOSAL FROM
GROTTO ENGINEERING ASSOCIATES, LLC TO PERFORM THE
PROFESSIONAL SERVICES FOR THE 2023 STORMWATER
REPORTING, OUTFALL INSPECTION & ORDINANCE UPDATES**

WHEREAS, the Borough of North Plainfield is in need of a assistance in reporting their compliance with the New Jersey Pollution Discharge Elimination System (NJPDES) Municipal Stormwater Regulation Program Tier A Stormwater General Permit requirements for 2023; and,

WHEREAS, the Borough of North Plainfield has received a proposal from Grotto Engineering Associates, LLC, dated October 21, 2022, to provide professional services relative to the 2022 Annual NJDEP Stormwater reporting and certification requirements; and,

WHEREAS, the Borough of North Plainfield has an obligation to submit an annual report and certification to the New Jersey State Department of Environmental Protection (NJDEP) pertaining to the Borough's progress on their Stormwater Pollution Prevention Plan (SPPP). This report must be submitted electronically to NJDEP by May 1, 2023 for the 2022 calendar year; and,

WHEREAS, Grotto Engineering Associates, LLC has submitted a proposal, dated October 21, 2022, to assist the Borough with the collection of information and preparation of this report. As part of this task, Grotto Engineering Associates, LLC will review required paperwork and recordkeeping logs. Due to the electronic submission requirement, the Borough will provide Grotto Engineering Associates, LLC with access to the municipal account through a personal identification number. In addition, Grotto Engineering Associates, LLC will work with the Borough to identify any program changes that need to be addressed in the coming year; and,

WHEREAS, the services associated with the 2022 calendar year annual stormwater reporting for 2023 will be charged on an hourly basis, not to exceed Seven Thousand Dollars (\$7,000.00); and,

WHEREAS, in addition, the NJDEP requires that all stormwater outfalls operated by the Borough to be inspected periodically in order to ascertain the condition of each outfall and whether or not scouring is a problem at any of the outfalls. The Borough operates eighty-six (86) stormwater outfalls throughout the Borough. Data will be collected electronically as required by NJDEP. The inspections performed will be documented with a report and photos of each outfall where possible; and,

WHEREAS, the services associated with these stormwater outfall inspections on an hourly rate, not to exceed a total amount of Seven Thousand Three Hundred (\$7,300.00) Dollars. Grotto Engineering Associates, LLC will start on the west end of the Borough and perform an inspection of approximately fifteen (15) to twenty (20) outfalls (or as many as possible within the allowable budget maximum of Seven Thousand Three Hundred (\$7,300.00) Dollars).

WHEREAS, the NJDEP MS4 Stormwater Permit requires the Borough to have a system of oversight in place to ensure the adequate long-term operation and maintenance of stormwater facilities approved but not owned or operated by the Borough of North Plainfield. Grotto will review the existing stormwater ordinance and provide the recommended updated language changes required to effectuate the above requirement of the MS4 permit; and,

WHEREAS, the services performed related to stormwater ordinance updates will be billed at an hourly rate, not to exceed a total amount of Two Thousand Four Hundred (\$2,400.00) Dollars for these specific services.

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 accepts the proposal submitted by Grotto Engineering Associates, LLC to perform the professional services associated with the 2022 calendar year Annual NJDEP Stormwater Reporting for an amount not to exceed Seven Thousand Dollars (\$7,000.00); Stormwater Outfall Inspections for an amount not to exceed Seven Thousand Three Hundred Dollars (\$7,300.00); and, Stormwater Ordinance Updates for an amount not to exceed Two Thousand Four Hundred Dollars (\$2,400.00) for an aggregate total amount for all of these projects, not to exceed Sixteen Thousand Seven Hundred Dollars (\$16,700.00); and,

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute the proposals submitted by Grotto Engineering Associates LLC, dated October 21, 2022, pertaining to all of these services; and,

BE IT FURTHER RESOLVED that the award of this proposal 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 proposal and its performance shall be consistent with all applicable laws, the Borough's bid documents and the bid proposals of Grotto Engineering Associates, LLC, dated October 21, 2022, for the Services set forth herein.

Frank A. "Skip" Stabile
Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

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 a meeting of the Borough Council held on December 12, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk
Borough of North Plainfield

Date signed:

RESOLUTION NO. 12-12-22-3k

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND
BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT
WITH GROTTO ENGINEERING ASSOCIATES, LLC FOR MUNICIPAL
ENGINEERING SERVICES FOR CALENDAR YEAR 2023 FOR THE BOROUGH OF
NORTH PLAINFIELD.**

WHEREAS, the Borough of North Plainfield is in need of a professional engineer to provide certain general engineering services for the period between January 1, 2023 and December 31, 2023 inclusive; and,

WHEREAS, Grotto Engineering Associates, LLC, with a principal place of business located at 340 North Avenue, Cranford, New Jersey 07016, is in the business of providing engineering services and has submitted a proposal for the 2023 Municipal Engineering Services for the Borough of North Plainfield, Somerset County, State of New Jersey, dated October 21, 2022, in the amount of One Thousand Eight Hundred Fifty-Five Dollars (\$1,855.00) per month (hereinafter referred to as the “Retainer”) for certain services and on an hourly basis for certain other non-retained services, all of which are contemplated and set forth in the afore-referenced proposal, a copy of said proposal being maintained in the Office of the Borough Clerk and the contents of which are incorporated herein; and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the engineering services of Grotto Engineering Associates, LLC to perform all of those services contemplated in the afore-referenced proposal.

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 authorize the Mayor and the Borough Clerk to sign and/or execute a Professional Services Agreement with Grotto Engineering Associates, LLC, 340 North Avenue, Cranford, New Jersey 07016 for the period January 1, 2023 to December 31, 2023, as contemplated in the afore-referenced proposal, without the need for any further action of this Borough Council.

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.

Frank A. "Skip" Stabile
Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

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 a regular meeting of the Borough Council held on December 12, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk, Borough of North Plainfield

Date signed: _____

RESOLUTION NO. 12-12-22-031

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE
MAYOR AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL
SERVICES AGREEMENT WITH GROTTO ENGINEERING ASSOCIATES,
LLC FOR THE 2023 CALENDAR YEAR DEPARTMENT OF PUBLIC
WORKS MANAGEMENT AND TO ACT AS ZONING OFFICER FOR THE
BOROUGH OF NORTH PLAINFIELD**

WHEREAS, the Borough of North Plainfield is in need of certain professional services to provide management to the North Plainfield Department of Public Works, as well as act as the Zoning Officer for the Borough of North Plainfield for calendar year 2023; and,

WHEREAS, the Borough of North Plainfield has received a proposal from Grotto Engineering Associates, LLC, dated October 21, 2022, to provide professional services relative to the position of Manager of the Borough of North Plainfield Department of Public Works, as well as Zoning Officer for the Borough of North Plainfield for the calendar year 2023; and,

WHEREAS, the proposal submitted by Grotto Engineering Associates, LLC proposes that they perform the services associated with these positions on an hourly fee basis. Grotto will bill the Borough on a monthly basis for the number of hours expended, with a reduction of five percent (5%) of their currently hourly rates as set forth herein; and,

WHEREAS, David J. Testa, P.E., C.M.E., C.P.W.M., of Grotto Engineering Associates, LLC will continue to perform and coordinate the services associated with the position of Manager of the Borough of North Plainfield's Public Works Department and Zoning Officer for the Borough of North Plainfield for calendar year 2023; and,

WHEREAS, the services will include, but not be limited to, routine Public Works Management and Zoning Officer services as follows:

- A licensed Professional Engineer working up to two (2) days per week (up to sixteen (16) hours more or less as needed or requested). Services will be performed at Borough Hall and/or the Public Works Garage conducting Borough business and will also be available for meetings with administrative personnel and residents. The Parties will agree upon which exact days that they will perform these services.
- Direct and oversee street, sidewalk and sewer maintenance and construction programs.
- Handle complaints from the public received by telephone or in person or by electronic means.
- Advise the Mayor, Business Administrator and the Borough Director of Law of all Public Works activities and problems.

- Give general supervision to the repair and maintenance of all motorized equipment, including light and heavy-duty trucks and all special equipment.
- Work with contracted professional engineers in designing and implementing projects, as assigned or requested by the Mayor and/or the Business Administrator.
- Perform all services as required related to zoning applications, review, denials, approvals, recommendations and general oversight pertaining to all zoning matters. Attend meeting where required.
- Telephone and E-mail consultation with municipal employees or representatives regarding various public works matters and issues that arise.

WHEREAS, reimbursable expenses including, but not limited to, mileage, Mylar copies, certified mailings, photographs, blueprints, and special deliveries are considered additional and will be invoiced at cost. Travel inside the Borough will be billed at fifty cents (\$0.50)/mile. Invoices will be submitted periodically but no more than monthly for services rendered; and,

WHEREAS, Grotto Engineering Associates, LLC has submitted a schedule of hourly rates reflecting a five percent (5%) reduction of their fees for such services in 2023, as follows:

Principal: \$175.00/hr. less 5% = \$166.25/hr.

Project Manager: \$165.00/hr. less 5% = \$156.75/hr.

Licensed Professional Engineer/Planner/Surveyor: \$155.00/hr. less 5% = \$147.25/hr.

Licensed Professional Engineer/Planner/Surveyor (retired): \$150.00/hr. less 5% = \$142.50/hr.

Senior Staff Engineer: \$110.00/hr. less 5% = \$104.50/hr.

Staff Engineer: \$105.00/hr. less 5% = \$99.75/hr.

Senior Engineering Technician: \$100.00/hr. less 5% = \$95.00/hr.

Engineering /Survey Technician: \$90.00/hr. less 5% = \$85.50/hr.

Field Inspector: \$85.00/hr. less 5% = \$80.75/hr.

Junior Engineer Technician: \$75.00/hr. less 5% = \$71.25/hr.

Clerical: \$70.00/hr. less 5% = \$66.50/hr.

Reimbursable items: at cost

Inside the Borough travel: \$0.50/mile

Note: Schedule of Hourly Rates is subject to an annual adjustment in January of each year of this Agreement upon mutual written consent of the Parties.

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 accepts the proposal submitted by Grotto Engineering Associates LLC to perform the professional services associated with the positions of Manager of the North Plainfield Borough Department of Public Works and Zoning Officer for the Borough of North Plainfield for the calendar year 2023; and,

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute any and all contracts to memorialize the proposal submitted by Grotto Engineering Associates, LLC, for the position of Manager of the North Plainfield Borough Department of Public Works and Zoning Officer for the Borough of North Plainfield for the calendar year 2023; and,

BE IT FURTHER RESOLVED that the award of this proposal 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, the proposal, and its performance shall be consistent with all applicable laws, and the bid proposal of Grotto Engineering Associates, LLC, dated October 21, 2022, for the duties associated with the Manager of the North Plainfield Borough Department of Public Works and Zoning Officer for the Borough of North Plainfield for the calendar year 2023.

Frank A. "Skip" Stabile
Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

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 a meeting of the Borough Council held on November 14, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk
Borough of North Plainfield

Date signed:

RESOLUTION NO. 12-12-22-03m

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

RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO ACCEPT A PROPOSAL FROM GROTTO ENGINEERING ASSOCIATES, L.L.C., RELATED TO PROFESSIONAL ENGINEERING WORK FOR PROPOSED PAVING, CURBING, SIDEWALK AND DRAINAGE IMPROVMENTS TO DELACEY AVENUE FROM MOUNTAIN AVENUE TO JACKSON AVENUE IN AN AGGREGATE AMOUNT NOT TO EXCEED EIGHTY-TWO THOUSAND DOLLARS AND NO CENTS (\$82,000.00) AND EXECUTE ALL DOCUMENTS TO EFFECTUATE SAME.

WHEREAS, the Borough of North Plainfield is in need of certain improvements to the pavement, curbing, sidewalks and drainage for Delacey Avenue from Mountain Avenue to Jackson Avenue in the Borough (the “Project”), as part of the Borough’s maintenance of its streets and sidewalks; and,

WHEREAS, the Borough of North Plainfield has received a proposal from Grotto Engineering Associates, L.L.C. to provide professional services for the Project, including bid design documents for a fixed fee and bid support, construction observation and contract administration for a fee not to exceed a certain amount; and,

WHEREAS, upon completing the field observations, Grotto Engineering Associates, L.L.C. will develop mapping, detailed design drawings, technical specifications, and bid documents to provide sidewalk repairs and street tree removal at the identified Borough locations through the field observations. The specifications and construction plans will be compiled in the public bid format and follow the *NJDOT Standards for Road and Bridge Construction*, latest edition. Design drawings will be presented to the Borough for review and comments prior to bidding. Bid Packages will be sold by Grotto Engineering Associates, L.L.C. from their Cranford office; they will then review all bids and provide recommendation of award to the Borough; and,

WHEREAS, Grotto Engineering Associates, L.L.C. has submitted a proposal in the amount of Thirty-Nine Thousand Five Hundred Dollars and No Cents (\$39,500.00) as a fixed fee for bid design documents and a fee not to exceed Forty-Two Thousand Five Hundred Dollars and No Cents (\$42,500.00) for the aforementioned bid support, contract administration, construction observation services and testing, for an aggregate price not to exceed Eighty-Two Thousand Dollars and No Cents (\$82,000.00); and,

WHEREAS, upon an award of contract(s) by the Borough, Grotto Engineering Associates, L.L.C. will prepare the contract documents and conduct a pre-construction meeting with the contractor, all appropriate Borough personnel and any affected utility companies. During the course of construction, Grotto Engineering Associates, L.L.C. will provide construction observation and administration services to insure that the contractor is performing all construction in full accordance with the project plans and specifications; and,

WHEREAS, Grotto Engineering Associates, L.L.C. will review and approve all payment vouchers submitted by the contractor before they are presented for the Borough for payment. Prior to completion, Grotto Engineering Associates, L.L.C. will also provide the contractor with a detailed punch list of the items requiring repair and/or corrections:

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 accepts the proposal submitted by Grotto Engineering Associates, L.L.C. on November 28, 2022 as to pavement, curbing, sidewalks and drainage improvements to Delacey Avenue from Mountain Avenue to Jackson Avenue in the amount of Thirty Nine Thousand Five Hundred Dollars and No Cents (\$39,500.00) as a fixed fee for bid design documents and a fee not to exceed Forty Two Thousand Five Hundred Dollars and No Cents (\$42,500.00) for the aforementioned bid support, contract administration, construction observation services and testing, for an aggregate price not to exceed Eighty Two Thousand Dollars and No Cents (\$82,000.00); and,

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute a contract and all other necessary documents to engage the services of Grotto Engineering Associates, L.L.C., this 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 (where applicable) and the bid proposal of Grotto Engineering Associates, L.L.C., dated November 28, 2022.

Frank A. "Skip" Stabile
Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

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 a meeting of the Borough Council held on December 12, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk
Borough of North Plainfield

Date signed: _____

RESOLUTION NO. 12-12-22-03n

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND
BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT
WITH MOTT MACDONALD, LLC FOR ENGINEERING SERVICES RELATED TO
THE SOMERSET COUNTY COMMUNITY DEVELOPMENT BLOCK
GRANT PROGRAM (CDBG), GREENBROOK SANITARY SEWER INTERCEPTOR
IMPROVEMENTS AND GENERAL ENGINEERING SERVICES.**

WHEREAS, the Borough of North Plainfield is in need of professional engineering services to provide the design documents and services relative to bid support and construction observation and administration for projects known as the Somerset County Community Development Block Grant (“CDBG”) Program, the Greenbrook Sanitary Sewer Interceptor Improvements Project and General Additional Engineering Services (hereinafter referred to as the “Projects”); and,

WHEREAS, Mott MacDonald, with a principal place of business located at 3 Paragon Way, Freehold, New Jersey 07728, is in the business of providing Engineering Services for general engineering and sanitary sewer improvements and submitted a proposal, dated December 1, 2022, for engineering services known as the Somerset County Community Development Block Grant (“CDBG”) Program, the Greenbrook Sanitary Sewer Interceptor Improvements Project and General Additional Engineering Services for the Borough of North Plainfield, Somerset County, New Jersey, a copy of said proposal being maintained in the Office of the Borough Clerk and the contents of which are incorporated herein, as follows:

Item 1: Engineering Services for Projects funded through the Somerset County CDBG Program in an amount not to exceed One Hundred Six Thousand Seven Hundred and Thirty Dollars (\$106,730.00) and No Cents; and,

Item 2: Engineering Services for the Greenbrook Sanitary Sewer Interceptor Improvements in an amount not to exceed of Sixty Six Thousand One Hundred Dollars (\$66,100.00) and No Cents; and,

Item 3: Additional General Engineering Services in an amount not to exceed One Hundred Twenty Four Thousand Four Hundred and Seventy Dollars (\$124,470.00) and No Cents; and,

For a Total Amount Not to Exceed Amount of: Two Hundred Ninety Seven Thousand Three Hundred Dollars (\$297,300.00) and No Cents; and,

WHEREAS, the Borough of North Plainfield is desirous of obtaining the services of Mott MacDonald to perform all of those services contemplated in the afore-referenced proposal for the Somerset County Community Development Block Grant (“CDBG”) Program, the Greenbrook Sanitary Sewer Interceptor Improvements Project, General Additional Engineering Services and related services.

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 Mott MacDonald, 3 Paragon Way, Freehold, New Jersey and authorizes the Mayor and the Borough Clerk to sign and/or execute a Professional Services Agreement with Mott MacDonald for engineering services related to the Somerset County Community Development Block Grant (“CDBG”) Program, the Greenbrook Sanitary Sewer Interceptor Improvements Project, General Additional Engineering Services and related services in an amount for all of the aforementioned services not to exceed Two Hundred Ninety Seven Thousand Three Hundred Dollars (\$297,300.00) and No Cents without the need for any further action of this Borough Council.

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.

Frank A. “Skip” Stabile
Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022

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 regular meeting of the Borough Council held on December 12, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk, Borough of North Plainfield

Date signed: _____

RESOLUTION NO. 12-12-22-03o

**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 MESSERCOLA EXCAVATING CO., INC. FOR 2023-2024 ON-
CALL SERVICES-EMERGENCY REPAIRS**

WHEREAS, the Borough of North Plainfield is in need of On-Call Services-Emergency Repairs for calendar years 2023 and 2024 (hereinafter referred to as the “Project”); and,

WHEREAS, the Borough of North Plainfield solicited bids for the Project and received four (4) bids as follows:

<u>Bidding Entity</u>	<u>Total Hourly Rate Bid</u>
Messercola Excavating Co., Inc.	\$231.00/hour
Montana Construction Corp., Inc.	\$1,307.00/hour
Your Way Construction, Inc.	\$1,510.00/hour
Vollers Excavating & Construction, Inc.	\$4,839.00/hour

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, as well as David J. Testa, PE, CME, CPWM of Grotto Engineering Associates, LLC, the Borough’s Engineer, have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsive and responsible bidder, Messercola Excavating Co., Inc., whose main offices are located at 549 East Third Street, Plainfield, New Jersey 07060 (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: 2023-2024 On-Call Services-Emergency Repairs
Successful Bidder: Messercola Excavating Co., Inc.

Total Bid: In the Amount of Two Hundred and Thirty-One Dollars and Zero Cents (\$231.00) Per Hour for each year of the Term.
Term: For both Calendar Years 2023 and 2024

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute a contract and all other necessary documents to engage the services of Messercola Excavating Co., Inc. 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 Messercola Excavating, Inc. for the Project known as the 2023-2024 On-Call Services-Emergency Repairs.

Frank A. “Skip” Stabile
Council President

Council Member

Introduced:
Adopted:

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 a meeting of the Borough Council held on December 12, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk
Borough of North Plainfield

Date signed:

RESOLUTION NO. 12-12-22-03p

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

PROVIDING FOR THE TRANSFER OF SURPLUS FUNDS

WHEREAS, N.J.S. 40A:4-58 provides for the transfer of surplus funds from one account to the other during the last two months of the calendar year:

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that transfers be made in the Boroughs' 2022 budget appropriations in accordance with the following schedule:

BE IT FURTHER RESOLVED that this Resolution shall take effect upon adoption.

<u>A/C #</u>	<u>NAME</u>	<u>FROM</u>	<u>TO</u>
<u>CURRENT FUND</u>			
25-265-101	Fire-S&W	22,000.00	
25-265-105	Fire-S&W	10,000.00	
26-315-222	Vehicle Repair		32,000.00
Totals		<u>\$32,000.00</u>	<u>\$32,000.00</u>

Council President

Council Member

Introduced: December 12, 2022

Adopted: December 12, 2022

RESOLUTION NO. 12-12-22-04

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that prior to the adjournment of this meeting it shall convene in executive session from which the public will be excluded for the purpose of discussion on:

Attorney/Client Privilege – Labor Negotiations/Affordable Housing

Exclusion of the public for this purpose is specifically permitted by N.J.S.A. 10:4-6 et seq. The contents of this discussion will not be disclosed until such time as the disclosure of same will not adversely affect the public interest and upon resolution of the Council. Formal action may be taken following end of executive session.

Council President

Council Member

Introduced: December 12, 2022
Adopted: December 12, 2022