

CONSENT AGENDA

March 11, 2019

RESOLUTION NOS. 03-11-19-02 a through i

RESOLUTION NO. 03-11-19-02

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

03-11-19-02 a, b, c, d, e, f, g, h, i

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

Council President

Council Member

Introduced: March 11, 2019

Adopted: March 11, 2019

RESOLUTION NO. 03-11-19-02a

**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 JO-MED
CONSTRUCTION CORP. FOR THE HARMONY STREET SANITARY AND
STORM SEWER IMPROVEMENTS CONTRACT NO. 2018-01 FOR THE
BOROUGH OF NORTH PLAINFIELD**

WHEREAS, the Borough of North Plainfield is in need of a service provider of certain sanitary and storm sewer improvements on Harmony Street in the Borough of North Plainfield (hereinafter referred to as the “Project”); and,

WHEREAS, the Borough of North Plainfield solicited bids for the Project and the following five (5) bids were received:

<u>Bidding Entity</u>	<u>Total Amount</u>
Jo-Med Construction Corp.	\$148,937.74
Messercola Excavating Co., Inc	\$156,446.00
Colonnelli Bros., Inc.	\$172,803.00
MSP Construction, Corp.	\$225,511.40
North American Pipeline Services, Inc.	\$419,793.00

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, LLC, have reviewed the bid submissions and recommend the award of the bid and contract for the Project to the lowest responsible and responsive bidder, Jo-Med Construction Corp. whose main offices are located at 300 South Second Street, Elizabeth, New Jersey 07206 (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 responsible and responsive 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: Harmony Street Sanitary and Storm Sewer Improvements
Contract No. 2018-01
Successful Bidder: Jo-Med Construction Corp., 300 South Second Street,
Elizabeth, New Jersey 07206
Total Bid: In the Amount of One Hundred Forty-Eight Thousand Nine
Hundred Thirty-Seven Dollars and Seventy-Four Cents
(\$148,937.74)

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute the contract and all necessary documents to engage the services of Jo-Med Construction Corp. 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 Jo-Med Construction Corp. for the Project known as the Harmony Street Sanitary and Storm Sewer Improvements Contract No. 2018-01.

Council President

Council Member

Introduced: March 11, 2019
Adopted: March 11, 2019

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 March 11, 2019.

Date: March 11, 2019

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

RESOLUTION NO. 03-11-19-02b

**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 CERTAIN AGREEMENT WITH THE
NORTH PLAINFIELD BOARD OF EDUCATION FOR THE USE OF CERTAIN
ATHLETIC FIELDS, TENNIS COURTS AND GYMNASIUMS FOR THE
BOROUGH OF NORTH PLAINFIELD**

WHEREAS, the Borough of North Plainfield (hereinafter referred to as the “Borough”) and the North Plainfield Board of Education (hereinafter referred to as the “Board”) wish to enter into an Agreement for the Borough to use certain athletic fields, tennis courts and gymnasiums under the Board’s control for parks and recreation purposes and the Board wishes to enter into such an Agreement as well. A copy of said agreement is on file in the office of the Borough Clerk and shall be made a part hereof (hereinafter referred to as the “Agreement”); and,

WHEREAS, the Agreement submitted by the Board contemplates the use and access to said athletic fields, tennis courts and gymnasiums; and,

WHEREAS, the Borough is desirous of the use and access to said athletic fields, tennis courts and gymnasiums.

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 all of the necessary Agreements with North Plainfield Board of Education, as contemplated in the afore-referenced Agreement, for the use and access to the Board’s certain athletic fields, tennis courts and gymnasiums 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.

Council President (Acting)

Council Member

Introduced: March 11, 2019
Adopted: March 11, 2019

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 March 11, 2019.

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

Date signed: _____

RESOLUTION NO. 03-11-19-02c

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

**RESOLUTION AUTHORIZING AGREEMENT WITH CTS GROUP ARCHITECTS
TO PROVIDE DESIGN AND CONSTRUCTION SERVICES FOR PHASE 2
RENOVATIONS AND IMPROVEMENTS TO THE
NORTH PLAINFIELD MEMORIAL LIBRARY**

Text of Resolution pending upon

receipt of same from Attorney's Office

Council President

Council Member

Introduced: March 11, 2019

Adopted: March 11, 2019

RESOLUTION NO. 03-11-19-02d

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

**CLOSEOUT RESOLUTION AUTHORIZING FINAL PAYMENT
FOR CCM CONTRACTING FOR 2017
CAPITAL ROAD IMPROVEMENT PROJECTS**

*Text of Resolution pending upon
receipt of same from Attorney's Office*

Council President

Council Member

Introduced: March 11, 2019

Adopted: March 11, 2019

RESOLUTION NO. 03-11-19-02e

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

WHEREAS, the following organization has been issued identification number 352-5-27290 by the New Jersey Legalized Games of Chance Control Commission and has submitted applications to conduct raffles; and

WHEREAS, investigation has shown that this organization meets the requirements for the issuance of raffles licenses;

NOW, THEREFORE, BE IT RESOLVED that the Clerk be and is hereby authorized to issue raffles licenses to the following:

West End School PTA
447 Greenbrook Road, North Plainfield
On-premises 50-50 cash draw raffle – RL #1181
April 6, 2019, 8:00 – 10:00 p.m.
On-premises merchandise draw raffle – RL #1180
April 6, 2019, 8:00 – 10:00 p.m.

Council President

Council Member

Introduced: March 11, 2019

Adopted: March 11, 2019

RESOLUTION NO. 03-11-19-02f

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

SELF-EXAMINATION OF BUDGET RESOLUTION

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of North Plainfield has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2019 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of North Plainfield that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Council President

Council Member

Introduced: March 11, 2019

Adopted: March 11, 2019

Approved:

Vote recorded as follows:

Ayes:

Nays:

Abstain:

Absent:

RESOLUTION NO. 03-11-19-02g

SAFE AND SECURE COMMUNITIES PROGRAM

RESOLUTION OF PARTICIPATION AND ACCEPTANCE

A RESOLUTION TO ACCEPT FROM THE STATE OF NEW JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.

Whereas, the Borough of North Plainfield does accept funding of \$90,000 with a match of \$416,307 for an approximate project total cost of \$506,307 for a project under the State of New Jersey Safe and Secure Neighborhoods Grant Program, Subaward number: P-19-1814, with a subaward award period of March 1, 2019 to February 28, 2020, and

Whereas, the North Plainfield Borough Council does accept the grant Subaward funding for assisting with paying the base salary of police officers, and

Whereas, the project is a joint effort between the Department of Law and Public Safety and the Borough of North Plainfield for the purpose described in the application;

Therefore, be it resolved by the North Plainfield Borough Council that

1. As a matter of public policy, the Borough of North Plainfield wishes to accept grant funding to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the application for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

Council President

Council Member

Introduced: March 11, 2019
Adopted: March 11, 2019

**STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CRIMINAL JUSTICE**

CERTIFICATION OF RECORDING OFFICER

This is to certify that the foregoing Resolution is a true and correct copy of a resolution which was duly and regularly introduced and finally adopted at the meeting of the North Plainfield Borough Council held on the 11th day of March, 2019 and duly recorded in my office; that all the requirements of law pertaining to the conduct of said meeting and the passage of this resolution were observed; and that I am duly authorized to execute this certificate.

DATED this 11th day of March, 2019

SEAL

Signature of Certifying Officer
Richard K. Phoenix, RMC
Borough Clerk

Michael Giordano Jr.
Mayor

RESOLUTION NO. 03-11-19-02h

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

WHEREAS, Corelogic paid fourth Quarter Taxes on Block 28.03, Lot 28 and the homeowner Juan Posada also paid them. Mr. Posada has requested refund of that over payment, and;

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

Refund Real Estate Tax Overpayment:

Juan P. Posada	\$ 2,483.32
214 Westervelt Avenue	
North Plainfield, NJ 07060	

Council President

Council Member

Introduced: March 11, 2019

Adopted: March 11, 2019

RESOLUTION NO. 03-11-19-02i

**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 11th day of March, 2019 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: March 11, 2019

Adopted: March 11, 2019