

BOROUGH OF NORTH PLAINFIELD

AGENDA

REGULAR COUNCIL MEETING

Virtual Meeting (via Zoom)

MONDAY, FEBRUARY 28, 2022

(Immediately following 7:30 p.m. Agenda Conference)

ROLL CALL:

Council Members:

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

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

<https://us02web.zoom.us/j/81993236523?pwd=NkVaWEFhZWNEb0ZTM1A2TTF4SGJKdz09>

Meeting ID: 819 9323 6523

Passcode: 569575

One tap mobile

+13017158592,,81993236523#,,,569575# US (Washington DC)

+13126266799,,81993236523#,,,569575# US (Chicago)

Statement of Compliance as to Notice of Meeting

NOTICE: An Executive Session on the topic of **Attorney/Client Privilege (Pending Litigation Involving the North Plainfield Police Department)** is scheduled to be convened approximately fifteen minutes following the convening of this meeting.

APPROVAL OF COUNCIL MEETING MINUTES:

Agenda Conference and Regular Meeting of February 14, 2022

Roll Call

PUBLIC HEARING:

2022 Community Development Block Grant Project

MOTION: Close public hearing

Roll Call

RESOLUTIONS:

Ms. Corzo:

02-28-22-01 ORDINANCE NO. 22-01 CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Roll Call

Reading of title by the Clerk

Mr. McIntyre:

02-28-22-02 Introduction of the 2022 Municipal Budget, authorizing publication and fixing date of public hearing

Roll Call

CONSENT AGENDA

Statement by Council President

Ms. Schaefer:

02-28-22-03 Approving Consent Agenda

Roll Call

CONSENT AGENDA RESOLUTIONS:

- a. Resolution Certifying Self-Examination of Budget
- b. Authorizing Agreement with Somerset County Division of Transportation
- c. Authorizing Agreement with County of Union regarding Fireworks at Greenbrook Park
- d. Authorizing Issuance of Amusement Devices Licenses
- e. Authorizing Issuance of Limousine License
- f. Approving the Consolidated Bill list of February 28, 2022

RESOLUTION:

Ms. Given:

02-28-22-04 Convening Executive Session: Attorney/Client Privilege (Pending Litigation Involving the North Plainfield Police Department)

Roll Call

EXECUTIVE SESSION:

1. Pending and Anticipated Litigation – E.M.B.

RECONVENE

COMMUNICATIONS:

NJ League of Municipalities Trenton, NJ Somerset County Bd. of Commissioners Somerville Plainfield Area Humane Society Plainfield, NJ Brian Liszka, Granicus.com NJ Highlands Coalition, Boonton NJ American Water Co., Voorhees Twp. NJ State Treasurer, Trenton US Army Corps of Engineers Baltimore, MD Scarlet Doyle, PP, Planner Bridgewater Township	Various Newsletters and Communications, Cannabis Power Point Various Newsletters and Communications Invoice and Reports OPRA Software Quote Launch Party Newsdrop Hotel/Motel Occupancy Tax Distribution Survey Work: Green Brook Flood Control Project Master Plan Re-Examination Report
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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

CONSENT AGENDA

February 28, 2022

RESOLUTION NOS. 02-28-22-03 a through f

RESOLUTION NO. 02-28-22-03

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

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

02-28-22-03 a, b, c, d, e, f

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

Council President

Council Member

Introduced: February 28, 2022
Adopted: February 28, 2022

RESOLUTION NO. 02-28-22-03a

**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 2022 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: February 28, 2022
Adopted: February 28, 2022

Approved:

Vote recorded as follows:

Ayes:

Nays:

Abstain:

Absent:

RESOLUTION NO. 02-28-22-03b

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

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND
BOROUGH CLERK TO EXECUTE AN AGREEMENT WITH THE COUNTY OF
SOMERSET, DIVISION OF TRANSPORTATION**

WHEREAS, the Borough of North Plainfield is in need of a mode and manner to provide ambulatory and accessible transportation services to North Plainfield residents; and,

WHEREAS, the County of Somerset, Division of Transportation is authorized to provide ambulatory and accessible transportation services for the purposes of grocery shopping, chore services and recreation; and,

WHEREAS, the Borough of North Plainfield and the County of Somerset, Division of Transportation desire to enter into an Agreement to provide ambulatory and accessible transportation services to North Plainfield residents; and,

WHEREAS, the County of Somerset, Division of Transportation will provide these services via an accessible bus, provided by the Division of Transportation. The Division of Transportation will also provide the driver, necessary driver training, vehicle maintenance, liability insurance, workers compensation, fuel and other necessary items to provide the transportation services; and,

WHEREAS, the Borough of North Plainfield agrees to pay a cost for each day of provided service at the rate of One Hundred Seventy-Eight Dollars and Fifty Three Cents (\$178.53) per day; and,

WHEREAS, the County of Somerset, Division of Transportation shall provide a detailed report to the Borough of North Plainfield no later than the fifteenth (15th) day of each month. The report shall include the number of users, the number of service days, the number of trips and a description of the nature of the trips taken by North Plainfield residents. With the report, the County of Somerset, Division of Transportation shall provide a voucher and invoice for the services provided. Monthly payments shall be submitted by the Borough to the County by the tenth (10th) calendar day of the following month; and,

WHEREAS, the terms of the Agreement shall run from March 1, 2022 through December 31, 2022; and,

WHEREAS, the Borough of North Plainfield shall comply with the notice and cancellation requirements to the residents as set forth in the Agreement, which is attached hereto; and,

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 authorizes the Mayor and the Borough Clerk, on behalf of the Borough, to sign and/or execute the attached Agreement with the Somerset County Division of Transportation, for a period beginning March 1, 2022 through December 31, 2022, for ambulatory and accessible transportation services, without the need for any further action of this Borough Council.

By: _____
Frank A. "Skip" Stabile
Council President

Council Member

Introduced: February 28, 2022
Adopted: February 28, 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 North Plainfield Borough Council at a regular meeting of the Borough Council held on February 28, 2022.

BOROUGH OF NORTH PLAINFIELD

By: _____
Richard K. Phoenix, R.M.C.
Borough Clerk

Date signed: February 28, 2022

RESOLUTION NO. 02-28-22-03c

**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 LICENSE AGREEMENT WITH THE COUNTY
OF UNION FOR THE USE OF GREEN BROOK PARK FOR ITS ANNUAL FOURTH
OF JULY FIREWORKS DISPLAY IN THE BOROUGH OF NORTH PLAINFIELD FOR
CALENDAR YEAR 2022.**

WHEREAS, the Borough of North Plainfield desires to have a fireworks display in honor of the 4th of July in Green Brook Park (hereinafter referred to as the “Fireworks”) to be held on Saturday, July 9, 2022, with a proposed rain date of Sunday, July 10, 2022; and,

WHEREAS, the County of Union, a body politic of the State of New Jersey, with offices at the Union County Administration Building, 10 Elizabethtown Plaza, Elizabeth, New Jersey is the current lessee of Green Brook Park; and,

WHEREAS, the County of Union requires that the Borough of North Plainfield have a license agreement to use a portion of Green Brook Park for its Fireworks, a copy of said license agreement 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 using Green Brook Park for its Fireworks and entering into said license agreement with the County of Union for calendar year 2022.

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 license agreement with the County of Union, without the need for any further action of this Borough Council, for the purposes cited above for calendar year 2022.

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

Council President

Council Member

Introduced: February 28, 2022

Adopted: February 28, 2022

RESOLUTION NO. 02-28-22-03d

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

WHEREAS, the following applicant has filed application for a coin-operated amusement devices license for calendar year 2022 and has submitted the required fee; and

WHEREAS, review of the application with accompanying sketch and investigations of the site by appropriate Borough officials disclosed that the granting of this application would be in order;

NOW, THEREFORE, BE IT RESOLVED that a coin-operated amusement devices license be granted to the following applicant for calendar year 2021 in accordance with the filed application, subject to all conditions and requirements set forth in N.P.R.G.O. 4-2:

Mi Mundo Latino, LLC
375 Somerset Street
North Plainfield, NJ 07060

Council President

Council Member

Introduced: February 28, 2022

Adopted: February 28, 2022

RESOLUTION NO. 02-28-22-03e

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that, pursuant to N.P.R.G.O. 4-1 et seq., it does hereby authorize the issuance of licenses for the owner/operation of limousines to the following for one year in accordance with the applications heretofore submitted:

Tanveer Akhtar
106 Jennings Lane
North Plainfield, NJ 07060

Council President

Council Member

Introduced: February 28, 2022
Adopted: February 28, 2022

RESOLUTION NO. 02-28-22-03f

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

BE IT RESOLVED by the Council of the Borough of North Plainfield that the attached bills of the accounts named and for the amounts stated, having been duly audited and found to be correct as of this 28th day of February, 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: February 28, 2022
Adopted: February 28, 2022