

CONSENT AGENDA

December 12, 2011

RESOLUTION NOS. 12-12-11-06a through p

RESOLUTION NO. 12-12-11-06

**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

12-12-11-06a, b, c, d, e, f, g, h, i, j, k, l, m, n, o and p

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

Council President

Council Member

Introduced: December 12, 2011

Adopted: December 12, 2011

AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT
FOR THE RESALE OF COMMODITIES AND OTHER RELATED
SERVICES WITH THE SOMERSET COUNTY DEPARTMENT
OF PUBLIC WORKS
JANUARY 1, 2012 THROUGH DECEMBER 31, 2021

RESOLUTION NO. 12-12-11-0 6a

WHEREAS, the County of Somerset is a leader in the concept of shared services as evidenced by a history of Inter-local Services Agreements; and

WHEREAS, the County of Somerset is desirous of contracting public works services to the county municipalities and public units in accordance with P.L. 2007, C.63, Uniform Shared Services and Consolidation Act, and the terms of an agreement, copy of which is on file with the Clerk of the Board; and

WHEREAS, the County of Somerset is desirous of implementing Commodity Resale System #201SCCRS, in accordance with N.J.A.C. 5:34-17.1 for the resale of gasoline, diesel fuel, snow removal chemicals and public works materials and supplies; and

WHEREAS, the Borough of North Plainfield wishes to enter into this Master Agreement for services as described above;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of North Plainfield that we do hereby authorize execution of the Agreement by the Mayor and Clerk to accept public works commodities and services with Somerset County for the period of January 1, 2012 to December 31, 2021.

Council President

Council Member

Introduced: December 12 2011
Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-0 6b

BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY

RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD
APPROVING APPLICATION AND EXECUTION OF GRANT CONTRACT
WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION
RE: SAFE ROUTES TO SCHOOL PROJECT

BE IT RESOLVED that the Council of the Borough of North Plainfield formerly approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as SAFE ROUTES TO SCHOOL Project to the New Jersey Department of Transportation on behalf of the Borough of North Plainfield; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of North Plainfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Council President

Council Member

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-06c

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

**SUSPENDING THE BUSINESS HOUR RESTRICTION ON THE SALE OF
ALCOHOLIC BEVERAGES FOR THE BRIDGE ON
JANUARY 1, 2012**

WHEREAS, The Bridge, at 54 Watchung Avenue, North Plainfield, New Jersey has requested permission to close at 3:00 a.m. on Sunday, January 1, 2012; and

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 recognizes that The Bridge hopes that extending its hours of operation on January 1, 2012 would enable them to better serve their clientele and to improve their receipts during difficult financial times; 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 request of The Bridge to remain open until a later hour on January 1, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that the business hour restriction on the sale of alcoholic beverages is hereby suspended on January 1, 2012, to allow The Bridge to sell alcoholic beverages until 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, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-06d

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

**SUSPENDING THE BUSINESS HOUR RESTRICTION ON THE SALE OF
ALCOHOLIC BEVERAGES FOR THE TOP SHELF ON
JANUARY 1, 2012**

WHEREAS, Top Shelf, at 164 Somerset Street, North Plainfield, New Jersey has requested permission to close at 3:00 a.m. on Sunday, January 1, 2012; and

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 recognizes that Top Shelf hopes that by extending its hours of operation until 3:00 a.m. on January 1, 2012 would enable them to better serve their clientele and to improve their receipts during difficult financial times; 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 request of Top Shelf to remain open until 3:00 a.m. on January 1, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield that the business hour restriction on the sale of alcoholic beverages is hereby suspended on January 1, 2012, to allow Top Shelf 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 Member

Council President

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-06e

CANCEL CAPITAL IMPROVEMENT APPROPRIATION BALANCES

WHEREAS, certain general capital improvement appropriation balances remain dedicated to projects now completed, and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective capital improvement fund or credited to surplus, and unused debt authorizations may be cancelled.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of North Plainfield, County of Somerset, State of New Jersey, that the following unexpended and dedicated balances of general capital appropriations be cancelled:

<u>ORD NO.</u>	<u>DATE AUTH.</u>	<u>PROJECT DESCRIPTION</u>	<u>AMOUNT CANCELLED</u>	
			<u>FUNDED</u>	<u>UNFUNDED</u>
89-12	08/21/89	Block Curb Cut-Abbotsford	\$17,317.71	
89-13	09/05/89	Block Curb Cut-Muriel	23,890.44	
93-09	09/27/11	Block Curb Cut-Farragut		\$ 4,732.79
93-10	09/27/93	Block Curb Cut-Brooke	1,513.56	
93-12	09/27/11	Acquisition of 911 System	2,026.52	
95-17	07/18/95	Environmental Remediation	1,074.50	
95-23	09/11/95	Computer Systems	203.51	
99-07	04/26/99	Storage Tanks	4,274.88	
00-08		Various Improvements	5,309.93	
01-07		Various Improvements	<u>11,915.50</u>	
Totals			\$67,526.55	<u>\$ 4,732.79</u>

Council President

Council Member

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-06f

WHEREAS, NJSA 40A:5-17 allows for the cancellation of property tax and sewer overpayments or delinquent amounts +/- \$10.00; and

WHEREAS, the governing body may authorize a municipal employee chosen by said body to process, without further action on their part, any cancellation of property tax and sewer overpayments or delinquencies +/- \$10.00.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of North Plainfield of Somerset County, State of New Jersey, that the Tax Collector is hereby authorized to cancel said tax amounts as deemed necessary.

Council Member

Council President

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO 12-12-11-06g

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

Tax Sale Certificate	Amount	Lienholder
Block 148 Lot 51 Certificate #11-00150 <i>Premium</i>	\$ 288.68 200.00	John Palumbo 54 Stella Drive Bridgewater, N.J. 08807
Block 40 Lot 24 Certificate # 11-00042 <i>Premium</i>	\$15,569.14 22,100.00	US Bank Cust for Tower DBW 50 So. 16 th St. Ste 1950 Philadelphia, PA 19102
Block 4.04 Lot 12 Certificate # 11-00012 <i>Premium</i>	\$12,434.60 6,600.00	US Bank Cust for Tower DBW
Block 30 Lot 15 Certificate #11-00036 <i>Premium</i>	\$ 486.53 400.00	Singh Real Estate 555 W. Lincoln Drive Marlton, N.J. 08053
Block 154.01 Lot 2 Certificate #11-00155 <i>Premium</i>	\$ 225.23 300.00	Singh Real Estate
Block 97 Lot 18 Certificate #11-00104 <i>Premium</i>	\$ 208.35 100.00	Singh Real Estate
Block 101 Lot 12 Certificate #09-00288 <i>Premium</i>	\$25,219.24 2,600.00	US Bank Cust/Sass Muni V dtr 2 Liberty Pl. 50 16 th St Philadelphia, PA 19102

Council Member

Council President

Introduced: December 12, 2011
Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-06h

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' 2011 budget appropriations in accordance with the following schedule:

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately:

<u>A/C #</u>	<u>NAME</u>	<u>FROM</u>	<u>TO</u>
CURRENT FUND			
30-415-100	Retirement Benefits	\$20,000.00	
20-165-200	Engineering-OE		\$ 5,000.00
26-290-200	Streets & Roads-OE		10,000.00
31-460-200	Utilities-Gasoline		<u>5,000.00</u>
	Totals	<u>\$20,000.00</u>	<u>\$20,000.00</u>

Council President

Council Member

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-061

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

**RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD
ACCEPTING THE PROPOSAL OF BIRDSALL SERVICES GROUP FOR
PROFESSIONAL SERVICES FOR THE GROVE STREET
SIDEWALK MITIGATION PROJECT**

WHEREAS, Birdsall Services Group has submitted a proposal to the Borough of North Plainfield for professional services relative to the Grove Street Sidewalk Mitigation Project (the "Project") in the Borough; and,

WHEREAS, Birdsall Services Group proposes to prepare and submit a grant application for Discretionary Aid from the New Jersey Department of Transportation (the "NJDOT") for funding for the Project, which is outlined in the North Plainfield Historic Preservation Commission's letter of October 6, 2009, as set forth in Birdsall's October 25, 2011 proposal letter; and,

WHEREAS, Birdsall Services Group proposes to perform the above-referenced professional services for a fixed fee of Nine Hundred Seventy-Five Dollars (\$975.00).

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the proposal of Birdsall Services Group to perform professional services relative to the Grove Street Sidewalk Mitigation Project by preparing and submitting an application to the NJDOT for Discretionary Aid for funding for the Project, in the fixed amount of Nine Hundred Seventy-Five Dollars (\$975.00) is hereby accepted, and the Mayor and Borough Clerk are hereby authorized to execute any and all necessary documents on behalf of the Borough accepting the proposal.

Council Member

INTRODUCED: December 12, 2011
ADOPTED: December 12, 2011

Council President

RESOLUTION NO. 12-12-11-06j

**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 2011 Year:

<u>A/C #</u>	<u>Name</u>		
65808	Air Purifiers, Inc	69942	All Steel Inc
68766	Allied Oil, Co	61419	American Tire Service
61419	American Tire Services	73991	Atlantic Tactical
71048	Approved Fire Protection	74018	Absolute Fire
01785	Bodyworks by Tiffany		
63767	Boises Bus Interiors	27171	Computer Systems Method
71054	Cairns	68645	Cintas Fire Protection

71056	Continental Fire & Safety	70137	Dell Marketing, LP (70256)
67899	ESI Equipment	67873	Eagle Point Gun/TJ Morris-Son
70462	Ford Motor Credit	71062	Gen-el Safety & Ind.
73032	Garden State Highway	71048	Globe Manufacturing
70262	Hewlett Packard	69944	Highpoint Furniture
73783	Hertrich Fleet Services	63522	Innovation Doc Imaging, LLC
74012	Kaldoz	69923	KML Technology, Inc
69531	Kova Corp	67872	Lawman Supply Co
67875	Lanigan Assoc. Inc	62423	Lifesavers
67872	Lawmen Supply Co.	77814	Messercola Excavating
70142	Mayline Furniture	53804	Motorola
69830	Office Business Systems	47705	Pitney Bowes
42285	Office Solutions	72300	Elite Tree Service
68461	Sagem Morphotrek	71063	Scott
71057	Stanfield	67765	Trico Equipment
76669	Turnout Fire & Safety	69933	WB Mason Co, Inc
71642	WE Timmeran Co	73902	Weldon Asphalt

Council Member

Council President

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-06k

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

**RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD
APPROVING EXTENSION AND RENEWAL OF THE RUBY TUESDAY PLENARY
RETAIL CONSUMPTION LICENSE**

WHEREAS, Ruby Tuesday is the owner of Plenary Retail Consumption License No. 1814-33-010-009, which has been inactive since 2009 but has been renewed as a “pocket license” since it has been inactive; and,

WHEREAS, Ruby Tuesday filed a verified petition with the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control, requesting authorization for the Borough to consider a renewal application for the 2011-2012 and 2012-2013 license terms pursuant to the provisions of N.J.S.A. 33:1-12.39; and,

WHEREAS, the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control, issued a Special Ruling finding good cause to warrant an application for renewal of the license for the 2011-2012 and 2012-2013 license terms; and,

WHEREAS, Ruby Tuesday has submitted a renewal application to the Borough seeking an extension of its pocket license for the 2011-2012 and 2012-2013 license terms, which application is complete in all respects; and,

WHEREAS, the Borough of North Plainfield wishes to extend the pocket license for the above-referenced renewal terms in order to encourage the re-opening of the Ruby Tuesday restaurant in the Borough of North Plainfield and provide Ruby Tuesday with the additional time necessary to secure a location for the license; and,

WHEREAS, renewal of the license will not activate the license, but instead, simply allow the license to retain its “pocket” status until the license holder determines a suitable location to site the license and/or transfers the license.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that Plenary Retail Consumption License No. 1814-33-010-009, held by Ruby Tuesday, is hereby extended and renewed for the 2011-2012 and 2012-2013 license terms and the license shall remain inactive unless and until Ruby Tuesday shall file an application to activate the license. The Borough Clerk or ABC Board Secretary is hereby authorized to endorse the License Certificate to indicate the renewal terms in accordance with applicable law.

Council Member

INTRODUCED: December 12, 2011
ADOPTED: December 12, 2011

Council President

RESOLUTION NO. 12-12-11-061

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

**RESOLUTION OF THE BOROUGH OF NORTH PLAINFIELD
APPROVING FINAL PAYMENT #2 TO JO-MED CONTRACTING CORP. FOR THE
WELLS ROAD SANITARY SEWER REPLACEMENT PROJECT**

WHEREAS, the Borough of North Plainfield entered into a contract with Jo-Med Contracting Corp. for the sanitary sewer replacement project on Wells Road in the Borough of North Plainfield; and,

WHEREAS, Jo-Med Contracting Corp. has submitted Final Payment Application #2 in the amount of Fourteen Thousand Four Hundred Eighteen Dollars and Fifty-Six Cents (\$14,418.56), which represents payment for the permanent overlay paving of Wells Road and reimbursement for traffic control; and,

WHEREAS, Jo-Med Contracting Corp. has completed the project and the sewer replacement is fully operational.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey does hereby authorize that Final Payment #2 be made to Jo-Med Contracting Corp. in the amount of Fourteen Thousand Four Hundred Eighteen Dollars and Fifty-Six Cents (\$14,418.56) in conjunction with the Wells Road Sanitary Sewer Replacement project.

Council President

Council Member

INTRODUCED: December 12, 2011
ADOPTED: December 12, 2011

RESOLUTION NO. 12-12-11-06m

**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 authorize the issuance of licenses to drive a taxicab for calendar year 2012, pursuant to N.P.R.G.O. 4-1 et seq., to the following in accordance with the applications heretofore submitted:

Fabian Soria
418 West 5th Street
Plainfield, NJ 07060

Miguel A. Carrillo
609 Greenbrook Road
North Plainfield, NJ 07063

Sergio B. Portero
384 Somerset Street, Apt. 6
North Plainfield, NJ 07060

Council Member

Council President

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-06n

**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 a license for the owner/operation of limousines/taxicabs to the following for calendar year 2012 in accordance with the applications heretofore submitted:

Amparo Mendez-Cobo, t/a
Flash Taxi LLC
63 Watchung Avenue
North Plainfield, NJ 07060

Council Member

Council President

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-0 6o

**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 schedule as a schedule of agenda conferences and regular council meetings for the year 2012.

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* 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
2012

Agenda Conferences and Regular Meetings of the Council of the Borough of North Plainfield for the year 2012 shall be held at the North Plainfield Community Center, 614 Greenbrook Road, North Plainfield until such time, to be announced, the meetings can resume in the Council Chambers of the Municipal Building, 263 Somerset Street, North Plainfield, New Jersey. Agenda Conferences shall begin at 7:30 p.m., immediately followed by Regular Meetings. Executive Sessions may be convened as announced. Said meetings shall be held on the following dates:

January	9	23
February	14	27
March	12	26
April	9	23
May	14	29
June	11	25
July	9	23
August	13	
September	10	24
October	9	22
November	13	26
December	10	26

Council Member

Council President

Introduced: December 12, 2011

Adopted: December 12, 2011

RESOLUTION NO. 12-12-11-0 6p

**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, 2011 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, 2011

Adopted: December 12, 2011