

DRAFT MINUTES

*These are the Draft Minutes of the North Plainfield Borough Council
Regular Meeting held on Monday, 24 October 2022.*

*Every attempt has been made to make these as comprehensive
and conclusive as possible. However, as it is a draft document, it is
not to be construed as a formal depiction of the official conduct of business and is subject
to revision up to and following the Council's actual approval of same. If changes are
necessary, revised minutes will be posted to the website.*

MINUTES of the Regular Meeting of the Council of the Borough of North Plainfield (Virtual) held on Monday, **September 26, 2022** at 8:12 p.m. via Zoom.

PRESENT:

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

Also Present: Lawrence La Ronde, Mayor
David E. Hollod, P.E. – Business Administrator
Dominick DiYanni, Esq., Associate Borough Attorney
Richard K. Phoenix, RMC, Borough Clerk
Michele Garry, CMR, Deputy Borough Clerk

Council President Stabile read the following Notice of Compliance:

"This meeting is being held in compliance with N.J.S.A. 10:4-6 et seq. Adequate notice of this meeting was provided by transmitting notice to the official newspapers of the Borough, The Courier News, WKMB Radio, WJLP-TV, the Alternative Press and also to the Star Ledger on October 20, 2022 and by posting a copy of this notice on the bulletin boards in the Municipal Building and the Memorial Library reserved for such purpose."

APPROVAL OF COUNCIL MEETING MINUTES:

The Clerk had submitted copies of the minutes of the Executive Session, Agenda Conference, and Regular Meeting of September 12, 2022.

The Council President called for a roll call on the minutes:

Aye: Given, McIntyre, Miller, Schaefer, Stabile
Nay: None
Abstain: Merrill

Minutes ordered approved 5-0-1

HEARING:

ORDINANCE NO. 22-10 AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 2 OF THE BOROUGH CODE, ENTITLED “ADMINISTRATION,” MOST NOTABLY, ARTICLE IV, ENTITLED “MUNCIPAL PROCEDURES,’ SPECIFICALLY § 2-42, ENTITLED “WEDDING AND CIVIL UNION CEREMONIES” AND MORE SPECIFICALLY, § 2-42.1 ENTITLED “FEES.”

The Clerk read the ordinance by its title.

PUBLIC COMMENT: None.

Motion to close public comment by Mr. McIntyre, seconded by Ms. Schaefer and on Roll Call carried all six voting aye.

RESOLUTIONS:

Mr. McIntyre presented the following resolution and moved its adoption:

RESOLUTION NO. 10-24-22-01 BE IT RESOLVED by the Council of the Borough of North Plainfield that an ordinance numbered 22-10 be adopted and advertised as required by statute.

Seconded by Ms. Schaefer and on Roll Call carried all six in favor.

CONSENT AGENDA

Council President Stabile stated that all matters listed on the Consent Agenda are considered to be routine in nature and will be approved by one motion. There will be no separate discussion of these items. If any discussion is desired by Council, that particular item will be removed from the Consent Agenda and will be considered separately.

Ms. Given presented the following resolution and moved its adoption:

RESOLUTION NO. 10-24-22-02 BE IT RESOLVED by the Council of the Borough of North Plainfield that resolutions numbered

10-24-22-02a, b, c, d, e, f, g, h, i & j

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

Seconded by Ms. Schaefer and on roll call carried unanimously.

APPROVED CONSENT AGENDA RESOLUTIONS:

RESOLUTION NO. 10-24-22-02a RESOLUTION OF THE BOROUGH COUNCIL REJECTING ALL BIDS FOR A NEW PUBLIC COURTYARD AT VERMEULE COMMUNITY CENTER.

WHEREAS, the Borough of North Plainfield (hereinafter referred to as the “Borough”) is in need of certain improvements for the construction of a new public courtyard at the Vermeule Community Center (hereinafter referred to as the “Project”); and,

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

<u>Bidding Entity</u>	<u>Base Bid</u>
A-Tech Concrete Co.	\$788,000.00
TC Landscape Construction Group	\$628,000.00
Salazar Associates, Inc.	\$546,900.00
Whirl Construction, Inc.	\$470,851.00
Seacoast Construction, Inc.	\$859,640.00

WHEREAS, upon review of the apparent lowest bid of Whirl Construction, Inc., by CTS Group Architecture & Planning, P.A., the Borough’s Architect on the Project (the “Architect”), by letter dated September 16, 2022, a copy of which is on file in the office of the Borough Clerk, some clerical mathematical errors were noted and specific line item information regarding pricing was not included; and,

WHEREAS, furthermore, the review of the base bid of Whirl Construction, Inc. in the amount of Four Hundred Seventy Thousand Eight Hundred and Fifty One Dollars and No Cents (\$470,851.00) was found to be approximately twenty one percent (21%) over the Architect’s estimate for the Project; and,

WHEREAS, the Architect noted that while volatile market conditions may have resulted in higher prices which may be reflected in the prices set forth in the bid of Whirl Construction, Inc., the fact is the that the apparent lowest bid is approximately twenty one percent (21%) higher than the Architect’s estimate, some clerical mathematical errors were noted and specific line item information regarding pricing was not included and that, upon review, the base bid price is not fair nor reasonable and should be rejected; and,

WHEREAS, the next lowest and bid received from Salazar Associates, Inc., in the amount of Five Hundred Forty Six Thousand Nine Hundred Dollars (\$546,900.00) was more than One Hundred and Fifty Thousand Dollars (\$150,000.00) over the Architect’s estimate and all other bids were more excessive; and,

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esquire and the offices of Eric M. Bernstein & Associates, L.L.C., as well as CTS Group Architecture & Planning, P.A., the Borough’s Architect on the Project, have reviewed the apparent lowest bid submission and recommend rejection of the apparent lowest bid and proposed contract for the Project by Whirl Construction, Inc., 194 Main Street, Port Monmouth, New Jersey 07758 because the bid proposal is approximately twenty percent (20%) higher than the Architect’s estimate, some clerical mathematical errors were noted and specific line item information regarding pricing was not included; and,

WHEREAS, the Borough of North Plainfield finds that the apparent lowest bid proposal is not responsive to the Architect’s estimate for the Project, contrary to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* as well, all other bids were considered excessive and non-responsive; 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 rejects the lowest apparent bid received for the Project in the amount of Four Hundred Seventy Thousand Eight Hundred and Fifty One Dollars and No Cents (\$470,851.00) by Whirl Construction, Inc., 194 Main Street, Port Monmouth, New Jersey 07758 be rejected as well as all other bids submitted in their entirety; and,

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute all necessary documents to memorialize the rejection of the lowest apparent bid for the Project by Whirl Construction, Inc. and all other bidders for this Project; and,

BE IT FURTHER RESOLVED that the rejection of such bid shall be consistent with all applicable laws, the Borough’s bid documents and the bid proposal of Whirl Construction, Inc., for the Project known as the construction of a new public courtyard at the Vermeule Community Center. The Borough is authorized to explore all other legal avenues provided to it under the Local Public Contracts Law

RESOLUTION NO. 10-24-22-02b RESOLUTION OF THE BOROUGH COUNCIL REJECTING ALL BIDS FOR UPGRADES TO PUBLIC RESTROOMS

WHEREAS, the Borough of North Plainfield (hereinafter referred to as the “Borough”) is in need of certain improvements for upgrades to public restrooms at the Vermeule Mansion, Vermeule Community Center and the North Plainfield Memorial Library (hereinafter referred to as the “Project”); and,

WHEREAS, the Borough solicited bids for the Project and the following two (2) bids were received:

<u>Bidding Entity</u>	<u>Base Bid</u>
TC Landscape Construction Company	\$413,000.00
Salazar Associates, Inc.	\$280,200.00

WHEREAS, upon review of the bid of Salazar Associates, Inc., the apparent low bidder, by CTS Group Architecture & Planning, P.A., the Borough's Architect on the Project (the "Architect"), by letter dated September 16, 2022, a copy of which is on file in the office of the Borough Clerk, some clerical mathematical errors were noted and specific line item information regarding pricing was not included; and,

WHEREAS, furthermore, the review of the base bid of Salazar Associates, Inc., in the amount of Two Hundred Eighty Thousand Two Hundred Dollars and No Cents (\$280,200.00) was found to be approximately nineteen percent (19%) over the Architect's estimate for the Project of Two Hundred and Thirty Five Thousand Eight Hundred Dollars and No Cents (\$235,800.00); and,

WHEREAS, the Architect noted that while volatile market conditions may have resulted in higher prices which may be reflected in the prices set forth in the bid of Salazar Associates, Inc., the fact is that the apparent low bid is not fair nor reasonable, cannot be fairly evaluated and should be rejected; and,

WHEREAS, the next lowest and only other bid received from TC Landscape Construction Group in the amount of Four Hundred and Thirteen Thousand Dollars (\$413,000.00) was more than One Hundred and Fifty Thousand Dollars (\$150,000.00) over the Architect's estimate; and,

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esquire and the offices of Eric M. Bernstein & Associates, L.L.C., as well as CTS Group Architecture & Planning, P.A., the Borough's Architect on the Project, have reviewed the bid submissions and recommended rejection of the bid and proposed contract for the Project by Salazar Associates, Inc., 2226 Morris Avenue, Union, New Jersey 07083 because the bid proposal is approximately nineteen percent (19%) higher than the Architect's estimate and did not include specific line item information to fairly evaluate the bid; and,

WHEREAS, the Borough of North Plainfield finds that the bid proposal by Salazar Associates, Inc., is not responsive to the Architect's estimate or specifications for information for the Project, contrary to the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.*; and,

WHEREAS, the next lowest and only other bid received from TC Landscape Construction Group, 156 Grand Central Parkway, Bayville, New Jersey 08721 was more than One Hundred and Fifty Thousand Dollars (\$150,000.00) over the Architect's estimate and therefore was not under consideration:

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 rejects the apparent low bid received for the Project in the amount of Two Hundred Eighty Thousand Two Hundred Dollars and No Cents (\$280,200.00) submitted by A Salazar Associates, Inc., 2226 Morris Avenue, Union, New Jersey 07083; and,

BE IT FURTHER RESOLVED that the Borough Council hereby rejects the sole remaining bid of TC Landscape Construction Group, 156 Grand Central Parkway, Bayville, New Jersey 08721; and,

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute all necessary documents to memorialize the rejection of all bids for the Project; and,

BE IT FURTHER RESOLVED that the rejection of such bid shall be consistent with all applicable laws, the Borough's bid documents and the bid proposals of Salazar Associates, Inc., and TC Landscape Construction Group for the Project known as capital improvements for upgrades to public restrooms at the Vermeule Mansion, Vermeule Community Center and the North Plainfield Memorial Library. The Borough shall take all further action permitted under the provisions of the aforementioned Local Public Contracts Law.

RESOLUTION NO. 10-24-22-02c RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT NO. 3 (FINAL) TO CMS CONSTRUCTION, INC. AND THE CLOSING OUT OF THE CONTRACT AND RELEASE OF RETAINAGE FOR CONTRACT 2021-01 FOR THE WEST END AVENUE SANITARY SEWER REPLACEMENT PROJECT.

WHEREAS, the Borough of North Plainfield previously awarded Contract No. 2021-01 for the 2021 West End Avenue Sanitary Sewer Replacement Project (hereinafter referred to as the "Project") to CMS Construction, Inc. (hereinafter referred to as the "Contractor"); and,

WHEREAS, Matthew Voelkel, P.E., C.M.E., C.P.W.M., of Mott McDonald, the Borough's Engineer for the Project, on behalf of the Borough, by letter dated October 18, 2022, a copy of which is on file in the Office of the Borough Clerk and made a part hereof, has reviewed the Contractor's submission for Payment No. 3 (Final) and Final Change Order No. 1 (Final); and,

WHEREAS, the original contract price was Three Hundred Fifty Five Thousand Four Hundred Twenty Five Dollars and No Cents (\$355,425.00), which has been adjusted by Final Change Order No. 1 decreasing the final contract amount by Nineteen Thousand Four Hundred and Fifty Three Dollars and Ninety Six Cents (-\$19,453.96) for a final Contract Price of Three Hundred and Thirty Five Thousand Nine Hundred Seventy One Dollars and Four Cents (\$335,971.04); and,

WHEREAS, the Contractor has submitted said Final Payment No. 3, adjusted by Final Change Order No. 1, in the total amount of Eighty Nine Thousand Eight Hundred Seventy Seven Dollars and Fifty Two Cents (\$89,877.52), plus the release of any and all of the Contractor's retained funds held by the Borough for the Project; and,

WHEREAS, in accordance with the Contract, the Contractor has submitted a one (1) year Maintenance Bond in the amount of Three Hundred and Thirty Five Thousand Nine Hundred Seventy One Dollars and Four Cents (\$335,971.04), with an effective date of September 1, 2022; and,

WHEREAS, Director of Law/Borough Attorney Eric M. Bernstein, Esq. and the offices of Eric M. Bernstein & Associates, L.L.C. have reviewed the Borough Engineer's and the Contractor's submissions and accept same based on the recommendations of the Borough Engineer.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the request for Partial Payment No. 3 (Final) and Change Order No. 1 (Final) and the Closeout of Contract 2021-01 for the West End Avenue Sanitary Sewer Replacement Project is approved with CMS Construction, Inc., whose main offices are located at 521 North Avenue, Plainfield, New Jersey 07060, in the total amount of Eighty Nine Thousand Eight Hundred Seventy Seven Dollars and Fifty Two Cents (\$89,877.52), plus the release of any and all of the Contractor's retained funds held by the Borough for the Project, which Final Payment Request and Closeout request is incorporated herein by reference as if same was fully set forth within and payment for same is authorized to be made to the Contractor, without the need for any further action of this Borough Council; and,

BE IT FURTHER RESOLVED that Final Change Order No. 1 decreased the amount of the overall Contract by Nineteen Thousand Four Hundred and Fifty Three Dollars and Ninety Six Cents (-\$19,453.96) for a final Contract Price of Three Hundred and Thirty Five Thousand Nine Hundred and Seventy One Dollars and Four Cents (\$335,971.04), which final contract price is hereby approved; and,

BE IT FURTHER RESOLVED that this Resolution 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 Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute any and all necessary documents to close out the Project and issue Payment No. 3 (Final).

RESOLUTION NO. 10-24-22-02d RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH MOTT MACDONALD FOR NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM 2022 ANNUAL RECERTIFICATION AND GENERAL PROGRAM ADVANCEMENT FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield is in need of a Professional Engineer to provide certain services related to the National Flood Insurance Program Community Rating System 2022 Annual Recertification and General Program Advancement for 2022 (the "CRS Program"); 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 CRS Coordination and Oversight, Annual Recertification and Program Advancement for the CRS Program and submitted a proposal, dated September 16, 2022, for the 2022 CRS Program Annual Recertification services of 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; and,

WHEREAS, the said proposal of Mott MacDonald includes an estimated budget of Thirteen Thousand Three Hundred and Ninety Dollars and No Cents (\$13,390.00) for the said 2022 CRS Program Annual Recertification services; 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 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 the 2022 CRS Program Annual Recertification and related services in an amount not to exceed Thirteen Thousand Three Hundred and Ninety Dollars and No Cents (\$13,390.00) 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.

RESOLUTION NO. 10-24-22-02e RESOLUTION AUTHORIZING THE BOROUGH OF NORTH PLAINFIELD TO ACCEPT A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2022 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE

WHEREAS, the Borough of North Plainfield, Office of Emergency Management has been awarded State Homeland Security Grant Program Sub-grant AFN #97.042, Subgrant Award #FY22-EMPG-EMAA-1814 from the New Jersey Department of Law and Public Safety, Office of the Attorney General. The subgrant, consisting of \$10,000.00 Federal Award is for the purpose of enhancing the City's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the Borough of North Plainfield will use these funds to enhance your Emergency Management Program and that the funds will be used for Emergency Management purposes; and

WHEREAS, the award period is from July 1, 2022 to June 30, 2023; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in application and notice of award; and

WHEREAS, the Borough of North Plainfield Office Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Office of Emergency Management.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield, in the County of Somerset, State of New Jersey:

1. That the Council accepts the award of the FFY22 Emergency Management Performance Grant Program (EMPG), Emergency Management Agency Assistance Subgrant (EMAA) in the amount of up to \$10,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management.
2. That the Chief Financial Officer and Director of Emergency Management are authorized to sign the appropriate subgrant award documents.
3. That copies of this resolutions shall be forwarded to the New Jersey State Police, Office of Emergency Management, the City Business Administrator, the Chief Financial Officer and the County Division of Emergency Management and Office of Treasury.

RESOLUTION NO. 10-24-22-02f REQUESTING APPROVAL OF INSERTION OF \$43,053.37 FOR THE 2022 BUDGET REVENUE AVAILABLE FROM THE ASSISTANCE TO FIREFIGHTERS GRANT

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

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

NOW, THEREFORE, BE IT RESOLVED that the Borough of North Plainfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$43,053.37 which item is now available as a revenue from the Assistance to Firefighters Grant.

BE IT FURTHER RESOLVED that a like sum of \$43,053.37 be and the same is hereby appropriated under the caption of:

Assistance to Firefighters Grant

BE IT FURTHER RESOLVED that the matching funds in the amount of \$4,305.34 appears in the 2022 Adopted Municipal Budget under the Assistance to Firefighters Grant-matching funds line item (Sheet 24)

RESOLUTION NO. 10-24-22-02g WHEREAS, the Borough of North Plainfield is the owner of the following surplus vehicles no longer needed for public use:

Year	Make	Color	VIN #	Mileage/hours	Condition	Other	Min. Bid
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2007	Ford	White	IFDXE455X7DA13788	unknown	Runs	Passenger Bus	\$1,000.00
2000	New Holland	Yellow	60466 81110 70600	2,256 hours	Runs	Backhoe	10,000.00
2008	Dodge	Maroon	3D7KS26D78G148054	122	Does not run	Pickup w/plow	500.00

Most vehicles have been sitting for an extended amount of time and may not start upon your removal, it will be up to you as to how it is removed, jump start and driven or towed out of the lot. None of the above were used for police purposes.

WHEREAS, the Borough of North Plainfield desires to authorize the sale of the above surplus vehicles at public sale pursuant to N.J.S.A. 40A:11-36 to the highest bidder;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of North Plainfield, County of Somerset, State of New Jersey as follows:

1. The Borough of North Plainfield hereby declares that the above-described surplus vehicles are no longer needed for public use.
2. The Borough of North Plainfield, its officers and attorney are hereby authorized and directed to take any and all steps necessary to proceed with a public sale of said surplus vehicles.
3. The notice of the above, date, time and place of the public sale, together with a description of the surplus vehicles and the conditions of sale, shall be published in the Courier News, the official newspaper of the Borough of North Plainfield, with the sale being held not less than seven (7) days nor more than fourteen (14) days after publication of said notice. The surplus vehicles will be sold on a cash basis to the highest bidders.
4. No limit shall be placed on the number of surplus vehicles that can be purchased by any one bidder.
5. This resolution shall take effect immediately.

RESOLUTION NO. 10-24-22-02h RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON THE ONLINE PUBLIC AUCTION SITE KNOWN AS MUNICIBID.

WHEREAS, *N.J.S.A. 40A:11-36* of the Local Public Contracts Law provides that any public contracting unit by resolution of the governing body may authorize by sealed bid or public auction the sale of its personal property not needed for public use; and,

WHEREAS, *N.J.S.A. 40A:11-4.11(b)* of the Local Unit Electronic Procurement Act further provides that a local unit is authorized to use electronic procurement practices including an online auction for the sale of surplus personal property that shall otherwise comply with the provisions of *N.J.S.A. 40A:11-36*; and,

WHEREAS, the Borough of North Plainfield has determined that the personal property described in Schedule “A” attached hereto and incorporated as if more fully set forth herein is no longer needed for public use; and,

WHEREAS, the Borough of North Plainfield intends to utilize the online auction platform of Municibid, with its offices and principal place of business at its offices and principal place of business at 1635 Market Street, Suite 1600, Philadelphia, PA 19103, and located online at <https://municibid.com/>; and,

WHEREAS, the sales are being conducted pursuant to *N.J.S.A. 40A:11-36* and the guidelines set forth in the Department of Community Affairs, Division of Local Government Services Local Finance Notice 2019-15:

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 of North Plainfield is hereby authorized to sell the surplus personal property as indicated on the attached schedule “A” on the public surplus online auction website at <https://municibid.com/>; and,

BE IT FURTHER RESOLVED that any reserve price, if applicable, shall be set forth as indicated on Schedule “A”; and,

BE IT FURTHER RESOLVED that pursuant to *N.J.S.A. 40A:11-36(5)*, the Borough of North Plainfield reserves the right to reject all bids, including when the minimum price has not been met for a particular item; and,

BE IT FURTHER RESOLVED that the terms and conditions of the agreement entered into between Municibid and the Borough of North Plainfield are available for inspection during regular business hours in the Office of the Borough Clerk and at <https://municibid.com/>; and,

BE IT FURTHER RESOLVED that the online sale shall be advertised in accordance with *N.J.S.A. 40A:11-36* of the Local Public Contracts Law in conjunction with this Resolution.

RESOLUTION NO. 10-24-22-02i RESOLUTION OF THE BOROUGH COUNCIL CONFIRMING THE APPOINTMENT OF KATHLEEN INTRAVARTOLO AS TAX AND SEWER COLLECTOR FOR THE BOROUGH OF NORTH PLAINFIELD

WHEREAS, the Borough of North Plainfield (the “Borough”) is in need of a certified Tax Collector, as well as a collector for sewer services, to collect all real estate taxes and sewer bills owed to the Borough; and,

WHEREAS, the Borough wishes to confirm the appointment of Kathleen Intravartolo as the Tax Collector and Sewer Collector for the Borough of North Plainfield at an annual salary of Seventeen Thousand Eight Hundred Eighty-Eight and No Cents (\$17,888.00) per year, retroactive back to January 1, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that Kathleen Intravartolo is hereby appointed as Tax Collector and Sewer Bill Collector for the Borough of North Plainfield at an annual salary of Seventeen Thousand Eight Hundred Eighty-Eight and No Cents (\$17,888.00) per year, retroactive back to January 1, 2022 for a term that expires on December 31, 2025.

RESOLUTION NO. 10-24-22-02j 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 24th day of October, 2022 the same be paid; and that the Mayor and Chief Financial Officer are hereby authorized to sign and deliver warrants for the same.

REPORTS:

POLICE DEPARTMENT:

Third Quarter 2022 for Liquor Licensed Establishments

PROPERTY MAINTENANCE:

Property Maintenance Third Quarter Report

COMMUNICATIONS:

NJ League of Municipalities Trenton, NJ	Newsletters & Advisories; League Convention Details
Somerset County Bd. of Commissioners Somerville	Newsletters & Communications
Plainfield Area Humane Society Plainfield, NJ	Report and Invoicing
Plainfield Area Regional Sewerage Authority Middlesex, NJ	Minutes and Agenda
Somerset County Business Partnership Somerville	Newsletters
NJ Dept. of Environmental Protection Trenton	Newsletters
NJ American Water Co., Voorhees, NJ Hon. Maureen Coxwell, Deputy County Clerk, Somerville	Flu and Covid-19 Vaccine Clinic Election Details
Edward Zimmerman, Somerset County Governing Officials, Somerville	Dinner Meeting
Bill Baker, The Radio Source, Zeeland, Michigan	The Source Newsletter
PKF O'Connor Davies, Auditors, Cranford North Plainfield	Municipal Audit
Christian Penalosa, t/a Somerset 375 LLC North Plainfield	Person-to-Person Plenary Retail Consumption License transfer

REQUEST FOR AGENDA ITEMS:

None.

PUBLIC COMMENT:

Simone Way, 118 Myrtle Avenue, North Plainfield, indicated her dissatisfaction with property maintenance enforcement at her address. She had been frightened by a stranger taking pictures of her property, saying that the photographer had not identified himself as being associated with or employed by the Borough. She reported him to the police, and said that she had subsequently spoken to him (Mr. Capobianco) the Property Maintenance Officer regarding her sewer tax bill. Mr. Capobianco had investigated a tree on her property, which she assured was costly to remove. The Mayor suggested that Ms. Way reach out to his office to resolve the problem.

Frank N. D'Amore Sr., 40 Willow Avenue, North Plainfield, said that he continued to be concerned about the overcrowding of private properties around the town, advising that 11 Rockview

Avenue was a case in point. He concluded that overcrowding leads to people dying due to the risk of fire and limited egress.

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS

Replying to Ms. Given, Mr. DiYanni assured that a certain typographical error appearing in tonight's paperwork would be resolved in the meeting's permanent minutes due for approval at the Council's next Regular Meeting of November 14th.

The Mayor reminded of Early Voting due to commence at the Community Center on October 29th. He announced that Recreation is assembling a chess club that any North Plainfielder is welcome to attend. Mr. Hollod observed that the recently approved message sign was being installed across from Borough Hall on Somerset Street and would be operational in a few weeks.

Mr. Merrill who had recently been hospitalized related his admiration for the care he had received at Robert Wood Johnson in New Brunswick. Saying how much he had appreciated the positive thoughts and prayers, he emphasized how such an experience teaches what a community means.

ADJOURNMENT:

Motion to adjourn by Mr. Merrill, seconded by Ms. Schaefer and on voice vote carried unanimously.

Meeting adjourned at 8:39 p.m.

Borough Clerk

Council President