

**MUNICIPAL COUNCIL OF THE CITY OF PLAINFIELD
PLAINFIELD, NEW JERSEY
REGULAR MEETING AGENDA**

DATE: MONDAY, DECEMBER 14, 2009
TIME: 8:00 P.M.
PLACE: MUNICIPAL COURT-COUNCIL CHAMBERS
325 WATCHUNG AVENUE

AT THE REGULAR MEETING, A SEGMENT WILL BE PROVIDED FOR PUBLIC COMMENTS, LIMITED TO RESOLUTIONS, MOTIONS AND ORDINANCES TO BE INTRODUCED ON FIRST READING, WHICH APPEARS ON THIS EVENING'S AGENDA PRIOR TO CITY COUNCIL ACTION ON ANY ITEM THAT MAY BE APPROPRIATE FOR PRESENTATION TO THE GOVERNING BODY.

MUNICIPAL COUNCIL MEMBERS

PRESIDENT
AND

COUNCILMAN-AT-LARGE, SECOND AND THIRD WARDS

Honorable Rashid Burney

CHAIR, COMMITTEE OF THE WHOLE
AND

COUNCILWOMAN-AT-LARGE, FIRST AND FOURTH WARDS

Honorable Linda Carter

COUNCILMAN, THIRD WARD

Honorable Adrian O. Mapp

COUNCILWOMAN-AT-LARGE

Honorable Annie C. McWilliams

COUNCILMAN FIRST WARD

Honorable William Reid

COUNCILMAN, FOURTH WARD

Honorable Elliott Simmons

COUNCILMAN, SECOND WARD

Honorable Cory Storch

MUNICIPAL CLERK

Honorable Laddie Wyatt, RMC/CMC/MMCA
Clerk of the Council

MAYOR

Honorable Sharon M. Robinson-Briggs

CITY ADMINISTRATOR

Marc D. Dashield



CORPORATION COUNSEL

Daniel A. Williamson, Esq.

FOR SPECIAL ASSISTANCE, PLEASE CALL (908) 753-3223.

ORDER OF BUSINESS FOR THE PLAINFIELD CITY COUNCIL

THE HONORABLE RASHID BURNEY, PRESIDING

1. ROLL CALL:

PRESIDENT TO ANNOUNCE:

THE NOTICE REQUIREMENT PROVIDED FOR THE "OPEN PUBLIC MEETING LAW" HAS BEEN SATISFIED. NOTICE WAS PROPERLY GIVEN, SAID NOTICE HAVING BEEN PUBLISHED IN THE COURIER-NEWS AND THE STAR-LEDGER ON *SATURDAY, MARCH 28, 2009* AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

2. PLEDGE OF ALLEGIANCE:

3. INVOCATION:

4. APPROVAL OF MINUTES:

Executive Session of December 7, 2009

4A. CEREMONIAL MATTERS:

NONE SCHEDULED

5. COMMUNICATIONS FROM THE MAYOR:

❖ FOR THE PURPOSE OF MEMORIALIZATION, HER HONOR, THE MAYOR, SHARON ROBINSON-BRIGGS HAS SUBMITTED THE FOLLOWING PROCLAMATION:

- IN MEMORY OF FORMER COUNCILMAN BOB FERRARO
- ACCESSIBILITY TOUR IN THE CITY OF PLAINFIELD

❖ CERTIFICATES OF APPRECIATION AWARDED TO THE FOLLOWING MEMBERS OF THE PLAINFIELD POP WARNER CARDINALS MIDGET CHEERLEADING TEAM IN RECOGNITION OF BECOMING NORTH JERSEY'S 1ST PLACE CHAMPS:

TYLER ADAMS
JUSANA BLOEDORN
GLENISHA BROWN
LENIA GARVIN
YABRIA HENRY
LANAYA JOHNSON
TONZZA LAMBERT
TAYLOR O'NEAL
ASHANTI PURNELL

KAYLA ANDERSON
AITIANA BREWER
AJANAE FORT
DASIA GREEN
BROOKE LYNN HOFFMAN
IYANLA JOYNER
ANIYAH MUSE
RYAN POOLE
JADIRAH ROKINS

6. OTHER COMMUNICATIONS AND PETITIONS:

NONE

7. **REPORT OF SPECIAL COMMITTEES:**

NONE

8. **UNFINISHED BUSINESS:**

NONE

9. **CONSIDERATION OF PUBLIC HEARING, SECOND READING & FINAL PASSAGE:**

MC 2009 – 25 AN ORDINANCE AMENDING THE SCHEDULE OF SALARIES AND WAGES ADOPTED PURSUANT TO ARTICLE 14, CHAPTER 11 OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD, NEW JERSEY, 1971 (FIREMEN MUTUAL BENEVOLENT ASSOCIATION/FIRE OFFICERS ASSOCIATION (FOA) #207) – **PERSONNEL DIVISION.**

MC 2009 – 26 AN ORDINANCE AUTHORIZING THE CITY OF PLAINFIELD TO ENTER INTO A CONTRACT FOR PURCHASE OF A TEMPORARY CONSTRUCTION EASEMENT AND PERMANENT EASEMENT OVER, UNDER AND THROUGH PORTIONS OF LAND KNOWN AS LOT 1 IN BLOCK 321 ON THE OFFICIAL TAX MAP OF THE CITY OF PLAINFIELD COMMONLY KNOWN AS 83 SANFORD AVENUE TO FACILITATE IMPROVEMENTS TO THE SANFORD AVENUE BRIDGE – **DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT.**

MC 2009 – 27 AN ORDINANCE AUTHORIZING THE CITY OF PLAINFIELD TO ENTER INTO A CONTRACT FOR PURCHASE OF A TEMPORARY CONSTRUCTION EASEMENT AND PERMANENT EASEMENT OVER, UNDER AND THROUGH PORTIONS OF LAND KNOWN AS LOT 57 IN BLOCK 322 ON THE OFFICIAL TAX MAP OF THE CITY OF PLAINFIELD COMMONLY KNOWN AS 70-80 SANFORD AVENUE TO FACILITATE IMPROVEMENTS TO AND MAINTENANCE OF THE SANFORD AVENUE BRIDGE – **DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT.**

MC 2009 – 28 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 17, THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD BY AMENDING ARTICLE XIII, SECTION 17:13-20.F, DEPOSITS AND ESCROW: PAYMENTS TO PROFESSIONALS FOR REVIEW OF SUBDIVISION SITE PLAN AND VARIANCE APPLICATIONS BEFORE THE PLANNING BOARD AND ZONING BOARD OF ADJUSTMENT – **PLANNING DIVISION.**

MC 2009 – 29 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 17, THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD BY AMENDING SECTION 17:10-10, DESIGN GUIDELINES FOR HISTORIC DISTRICTS AND SITES TO ADOPT REVISED DESIGN GUIDELINES AND CRITERIA FOR HISTORIC DISTRICTS AND SITES – **PLANNING DIVISION.**

MC 2009 – 30 AN ORDINANCE PROVIDING FOR THE ACQUISITION OF POLICE VEHICLES IN THE CITY OF PLAINFIELD AND APPROPRIATING \$205,000.00 FOR SAID PURPOSE SET TO BE UNDERTAKEN IN AND BY THE CITY OF PLAINFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY – **DEPARTMENT OF PUBLIC AFFAIRS & SAFETY.**

9(A). **PUBLIC COMMENTS, LIMITED TO RESOLUTIONS, MOTIONS, AND ORDINANCES TO BE INTRODUCED ON FIRST READING:**

NEW BUSINESS

10. CONSENT AGENDA:

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ALL MATTERS LISTED WITH AN (*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION ON THESE ITEMS UNLESS A COUNCILMEMBER OR CITIZEN SO REQUEST, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY UNDER NEW BUSINESS IN ITS NORMAL SEQUENCE LATER ON THE AGENDA.

APPROVAL OF CONSENT AGENDA:

RESOLUTION NUMBERS **R 503-09; R 504-09; R 509-09; R 511-09; R 513-09; R 514-09; R 516-09 THRU R 520-09; R 522-09 AND R 523-09** ARE LISTED ON THE CONSENT AGENDA SEGMENT WITH AN ASTERISK* TO BE APPROVED AND THAT EACH SPECIFIC ACTION ON THE CONSENT AGENDA BE APPROVED AS INDICATED.

**11. RESOLUTIONS AND MOTIONS:
NEW BUSINESS:**

LEGISLATIVE BODY

- *R 503-09** COUNCILMANIC RESOLUTION AMENDING THE APPOINTMENTS OF MEMBERS OF THE SHADE TREE COMMISSION TO REFLECT ACCURATE TERMS OF THE COMMISSIONERS – CITY CLERK.
- *R 504-09** COUNCILMANIC RESOLUTION IN TRIBUTE TO **ROBERT “BOB” FERRARO**, CITIZEN ADVOCATE; WATCHDOG; MENTOR; AND COUNCILMAN FOR HIS LIFETIME CONTRIBUTION TO THE GREAT CITY OF PLAINFIELD – INTRODUCED BY THE UNANIMOUS COUNCIL – CITY CLERK.

ADMINISTRATION/EXECUTIVE BRANCH

NONE

CORPORATION COUNSEL

- R 505-09**
NON-CONSENT RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN SATISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF MICHAEL GLOWACKI V. CITY OF PLAINFIELD, WORKER’S COMPENSATION CLAIM PETITION NO. 2009-6849, INSERVCO CLAIM NO. 1940002161 – **\$11,880.00 (CORRESPONDENCE PREVIOUSLY SUBMITTED)**.
- R 506-09**
NON-CONSENT RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN SATISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF LAWANA BURKS V. CITY OF PLAINFIELD, WORKER’S COMPENSATION CLAIM PETITION NO. 2008-19770, INSERVCO CLAIM NO. 1940002166 – **\$11,865.22 (CORRESPONDENCE PREVIOUSLY SUBMITTED)**.

R 507-09 RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE LEASE AGREEMENTS WITH SUNRISE HOUSE FOUNDATION, INC.
NON-CONSENT

DEPARTMENT OF ADMINISTRATION & FINANCE

R 508-09 RESOLUTION AUTHORIZING APPROVAL TO ADOPT EMERGENCY TEMPORARY APPROPRIATIONS PRIOR TO THE ADOPTION OF THE FY 2010 BUDGET CONSISTENT WITH N.J.S.A 40A:4-20 FOR THE MONTH OF JANUARY, 2010 – ASSISTANT COMPTROLLER (CORRESPONDENCE PREVIOUSLY SUBMITTED).
NON-CONSENT

***R 509-09** RESOLUTION AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE AN APPLICATION AND CERTAIN DOCUMENTS WITH THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES DIVISION OF FAMILY HEALTH SERVICES AND ACCEPTANCE OF FUNDS THROUGH THE CHILDHOOD LEAD POISONING PREVENTION GRANT IN THE AMOUNT OF \$32,000.00 – HEALTH DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

R 510-09 RESOLUTION AUTHORIZING APPROVAL TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH N.J. INSTITUTE OF TECHNOLOGY, CENTER OF INFORMATION AGE TECHNOLOGY FOR EXTRAORDINARY UNSPECIFIABLE SERVICES FOR IMPLEMENTATION OF A CLOSE-CIRCUIT TELEVISION SURVEILLANCE PROGRAM FOR THE POLICE DIVISION (PHASE II SCOPE OF SERVICES ON THE CCTV PROJECT) – \$48,000.00 –DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).
NON-CONSENT

***R 511-09** RESOLUTION APPROVING AUTHORIZATION FOR THE PURCHASE OF A FIREFIGHTER PERSONAL ESCAPE SYSTEM WITH GRANT FUNDING FROM RESCUE PRODUCTS INTERNATIONAL INC., FOR THE CITY'S FIRE DIVISION IN AN AMOUNT NOT TO EXCEED \$10,500.00 – DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).

R 512-09 RESOLUTION APPROVING AUTHORIZATION FOR THE PURCHASE OF PROTECTIVE TURN-OUT EQUIPMENT AND GEMTOR FIRE SAFETY HARNESSSES FROM STATE LINE FIRE AND SAFETY INC., 50 PARK AVENUE, PARK RIDGE, NJ AN AUTHORIZE STATE VENDOR FOR THE PLAINFIELD FIRE DIVISION; EXPENDITURES SHALL NOT EXCEED \$170,315.00 – DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).
NON-CONSENT

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

***R 513-09** RESOLUTION AUTHORIZING APPROVAL FOR CHANGE ORDER # 3 (FINAL), THE RELEASE OF THE PERFORMANCE BOND, THE ACCEPTANCE OF THE MAINTENANCE BOND AND THE RELEASE OF THE RETAINAGE FOR THE FY 2006 ROADWAY IMPROVEMENT PROGRAM PHASE II TO LUCAS CONSTRUCTION GROUP, INC. 173 AMBOY ROAD, MORGANVILLE, NJ 07751 FOR A TOTAL INCREASE OF \$15,535.95 – DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 514-09** RESOLUTION AUTHORIZING APPROVAL TO GRANT FREE PARKING WITHIN THE CITY CENTRAL BUSINESS DISTRICT COMMENCING THURSDAY DECEMBER 17, 2009 THRU SATURDAY JANUARY 2, 2010 – DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).

- R 515-09**
NON-CONSENT
RESOLUTION AUTHORIZING APPROVAL TO AWARD A PROFESSIONAL SERVICES CONTRACT PURSUANT TO N.J.S.A. 40A:11-26(6) AND THE FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 TO REMINGTON & VERNICK ENGINEERS, 15-33 HALSTED STREET, SUITE 204, EAST ORANGE, NJ 07018 FOR ENGINEERING SERVICES FOR RECONSTRUCTION OF ALLETTA STREET FOR AN AMOUNT NOT TO EXCEED \$39,750.00 – DIRECTOR’S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- *R 516-09**
RESOLUTION AUTHORIZING APPROVAL TO AWARD A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT TO BROWNFIELDS REDEVELOPMENT SOLUTIONS INC. THE MANAGEMENT AND ADMINISTRATION OF THE U.S. ENVIRONMENTAL PROTECTION AGENCY (USEPA) BROWNFIELDS HAZARDOUS SUBSTANCE GRANT – \$33,720.00 – PLANNING DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- *R 517-09**
RESOLUTION AUTHORIZING APPROVAL TO AWARD A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT TO BROWNFIELDS REDEVELOPMENT SOLUTIONS INC. FOR MANAGEMENT AND ADMINISTRATION OF THE U.S. ENVIRONMENTAL PROTECTION AGENCY (USEPA) BROWNFIELDS PETROLEUM GRANT – \$33,720.00 – PLANNING DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- *R 518-09**
RESOLUTION AUTHORIZING APPROVAL FOR THE SUBMISSION AND ACCEPTANCE OF A GRANT FROM THE 2010 NATIONAL RECREATIONAL TRAILS PROGRAM, NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION TO ADVANCE THE DESIGN AND CONSTRUCTION FOR THE GREEN BROOK MULTI-USE TRAIL – \$25,000.00 – PLANNING DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- *R 519-09**
RESOLUTION AUTHORIZING APPROVAL FOR THE SUBMISSION AND ACCEPTANCE OF A 2010 GREEN COMMUNITIES GRANT FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION DIVISION OF PARKS AND FORESTRY FOR THE REQUIRED PREPARATION OF THE 2ND FIVE YEAR COMMUNITY FORESTRY MANAGEMENT PLAN – \$3,000.00 – PLANNING DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- *R 520-09**
RESOLUTION AUTHORIZING APPROVAL FOR THE SUBMISSION OF PROGRAM YEAR XXXVI (36) COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROPOSAL(S) TO THE COUNTY OF UNION – COMMUNITY DEVELOPMENT (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- R 521-09**
NON-CONSENT
RESOLUTION AUTHORIZING PUBLIC SERVICE, ELECTRIC & GAS COMPANY (PSE&G) TO INSTALL SOLAR PANELS IN THE PUBLIC RIGHT OF WAY IN VARIOUS LOCATIONS THROUGHOUT THE CITY OF PLAINFIELD PURSUANT TO THE “SOLAR 4 ALL” PROGRAM – DIRECTOR’S OFFICE.

PUBLIC OFFICER

- *R 522-09**
RESOLUTION AUTHORIZING APPROVAL FOR PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR CLEAN UP OF BLOCK 127 LOT 3 COMMONLY KNOWN AS 200-02 MANSION PLACE. \$528.18 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- *R 523-09**
RESOLUTION AUTHORIZING APPROVAL FOR PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR CLEAN UP OF EIGHT (8) PROPERTIES LISTED HEREIN ON THE ATTACHED SCHEDULE A TOTALING \$4,535.68 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

12. NEW ITEM(S):

NONE

13. INTRODUCTION OF ORDINANCES ON FIRST READING:

NONE

14. GENERAL PUBLIC COMMENTS:

ANY RESIDENT OR TAXPAYER OF PLAINFIELD IS WELCOME TO COMMENT ON ANY GOVERNMENTAL ITEM OF CONCERN TO THEM DURING THE GENERAL PUBLIC COMMENTS SEGMENT OF THE COUNCIL'S MEETING. CITIZENS MUST CLEARLY STATE THEIR NAME AND ADDRESS TO THE CLERK ONCE THE SPEAKER IS RECOGNIZED BY THE PRESIDING OFFICER TO SPEAK. A TOTAL OF SIXTY (60) MINUTES HAS BEEN ALLOCATED FOR ALL PUBLIC COMMENTS TO BE PRESENTED. LARGE GROUPS ARE URGED TO SELECT A SPOKESPERSON TO REPRESENT THEM. EACH PERSON IS ALLOCATED THREE (3) MINUTES TO SPEAK. THE PRESIDING OFFICER OR A MAJORITY ON THE COUNCIL MAY EXTEND THE LENGTH OF TIME ALLOCATED CUMULATIVELY OR INDIVIDUALLY.

NO SPEAKER SHALL ENGAGE IN ANY PERSONALLY OFFENSIVE, DEROGATORY OR ABUSIVE REMARKS. THE PRESIDENT SHALL IMMEDIATELY CALL TO ORDER ANY SPEAKER WHO VIOLATES THIS PROVISION. AN OFFICER FROM THE PLAINFIELD POLICE DIVISION MAY REMOVE ANY DISRUPTIVE PERSON AT THE DISCRETION OF THE PRESIDING OFFICER. PUBLIC COMMENT IS AN OPPORTUNITY FOR THE PUBLIC TO PRESENT THEIR VIEWS – BOTH POSITIVE AND NEGATIVE.

IT IS NOT A QUESTION AND ANSWER PERIOD. NEITHER THE PRESIDING OFFICER NOR COUNCIL MEMBERS WILL ENGAGE IN A BACK AND FORTH EXCHANGE SO SPEAKERS ARE ENCOURAGED TO PRESENT ALL THEIR VIEWS. THE PRESIDING OFFICER AS WELL AS ANY COUNCIL MEMBER MAY RESPOND TO ANY COMMENT AFTER SUCH SPEAKER IS FINISHED. THE PRESIDING OFFICER MAY REFER THE SPEAKER TO THE CITY ADMINISTRATOR OR AN APPROPRIATE DEPARTMENT HEAD AND ANY COUNCIL MEMBER MAY CHOOSE TO RESPOND IN WRITING TO INDIVIDUAL CITIZENS.

15. ADJOURNMENT:

TOTAL RESOLUTIONS = 21

TOTAL ORDINANCES = 6

THE NEXT REGULARLY SCHEDULED MEETING IS AN AGENDA FIXING SESSION TO BE HELD IN THE CITY HALL LIBRARY ON MONDAY, DECEMBER 21, 2009.