

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

**DATE: MONDAY, JULY 16, 2012
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 THIRD WARD

Honorable Adrian O. Mapp

CHAIR, COMMITTEE OF THE WHOLE

AND

COUNCILMAN FIRST WARD

Honorable William Reid

COUNCILWOMAN-AT-LARGE, FIRST AND FOURTH WARDS

Honorable Vera Greaves

COUNCILWOMAN-AT-LARGE

Honorable Annie C. McWilliams

COUNCILWOMAN FOURTH WARD

Honorable Bridget Rivers

COUNCILMAN SECOND WARD

Honorable Cory Storch

COUNCILWOMAN-AT-LARGE, SECOND AND THIRD WARDS

Honorable Rebecca Williams

MUNICIPAL CLERK

Honorable Abubakar Jalloh, RMC

Clerk of the Council

MAYOR

Honorable Sharon M. Robinson-Briggs

CITY ADMINISTRATOR

Eric Berry

CORPORATION COUNSEL

VACANT



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

ORDER OF BUSINESS FOR THE PLAINFIELD CITY COUNCIL
THE HONORABLE ADRIAN O. MAPP, 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 TRANSMITTED TO THE COURIER-NEWS AND THE STAR-LEDGER ON THURSDAY, JANUARY 5, 2012 AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

2. **PLEDGE OF ALLEGIANCE:**

3. **INVOCATION:**

4. **APPROVAL OF MINUTES:**

SPECIAL MEETING – JUNE 28, 2012

4A. CEREMONIAL MATTERS:

NONE.

5. **COMMUNICATIONS FROM THE MAYOR:**

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

- IN CELEBRATION OF THE RETIREMENT OF REV. STEFANIE R. MINATEE
- IN CELEBRATION OF THE RETIREMENT OF MS. RITA BUTLER HOLIDAY

❖ CORRESPONDENCE DATE JUNE 26, 2012 FROM HER HONOR THE MAYOR SHARON ROBINSON-BRIGGS ADDRESSED TO MEMBERS OF THE GOVERNING BODY REQUESTING THE ADVICE AND CONSENT OF THE APPOINTMENT OF **DIANE SHERRY-BUONO** AS TREASURER FOR THE CITY OF PLAINFIELD.

❖ CORRESPONDENCE DATED JUNE 18, 2012 FROM HER HONOR THE MAYOR SHARON ROBINSON-BRIGGS ADDRESSED TO MEMBERS OF THE GOVERNING BODY APPOINTING THE FOLLOWING MEMBERS TO SERVE AS **DEPUTY EMERGENCY MANAGEMENT COORDINATORS** IN ACCORDANCE WITH MC 2012-03: BERNARD BLAKE, CAPTAIN, PLAINFIELD FIRE DIVISION; CHRIS PAYNE, IT MANAGER, DIVISION OF INFORMATION TECHNOLOGY; ABUBAKAR JALLOH, CITY CLERK, OFFICE OF THE CITY CLERK.

6. **OTHER COMMUNICATIONS AND PETITIONS:**

NONE.

7. **REPORT OF SPECIAL COMMITTEES:**

NONE SUBMITTED.

8. **UNFINISHED BUSINESS:**

NONE.

CONSIDERATION OF PUBLIC HEARING, SECOND READING & FINAL PASSAGE: CONSIDERATION OF ORDINANCE FOR ADOPTION ON SECOND READING:

MC 2012-12

AN ORDINANCE CALLING FOR THE PLACEMENT OF A QUESTION ON THE NOVEMBER 6, 2012 GENERAL ELECTION BALLOT ASKING THE VOTERS OF THE CITY OF PLAINFIELD WHETHER OR NOT THEY WISH TO ESTABLISH A CHARTER COMMISSION TO STUDY THE SPECIAL CHARTER OF THE CITY OF PLAINFIELD. –CITY CLERK.

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

10. **CONSENT AGENDA:**

- * 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 REQUESTS, 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 277-12 THRU R 281-12; R 289-12; R 290-12; AND R 294-12 THRU R 302-12 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 277-12 COUNCILMANIC RESOLUTION COMMEMORATING THE 50TH ANNIVERSARY OF INDEPENDENCE OF THE ISLAND NATION OF JAMAICA (INTRODUCED BY COUNCIL PRESIDENT ADRIAN O. MAPP) –CITY CLERK

- *R 278-12** COUNCILMANIC RESOLUTION HONORING **STEPHANIE MINATEE** ON HER JOYOUS RETIREMENT AND RECOGNIZING HER COUNTLESS CONTRIBUTIONS TO PLAINFIELD'S MUSICAL HISTORY (**INTRODUCED BY COUNCILWOMAN REBECCA WILLIAMS**). -CITY CLERK.
- *R 279-12** COUNCILMANIC RESOLUTION HONORING **MR. JAMES WOODLEY** ON THE OCCASION OF HIS RETIREMENT FROM THE CITY OF PLAINFIELD (**INTRODUCED BY COUNCILWOMAN REBECCA WILLIAMS**) -CITY CLERK.
- *R 280-12** COUNCILMANIC RESOLUTION HONORING **SGT. MILTON L. WINROW** OF THE UNITED STATES MARINE CORPS. AND IN RECOGNITION OF ALL INDIVIDUALS IN THIS NATION AND IN THIS CITY WHO SERVE IN TIMES OF PEACE AND WAR TO PROTECT OUR FREEDOM (**INTRODUCED BY CHAIRMAN WILLIAM REID**). -CITY CLERK.
- *R 281-12** COUNCILMANIC RESOLUTION AUTHORIZING PERMISSION BE GRANTED FOR STREET AND SIDEWALK ENCROACHMENTS TO THE **IRIS HOUSE** TO CONDUCT A HEALTH FAIR. -CITY CLERK.
- R 282-12** COUNCILMANIC RESOLUTION GRANTING THE USE OF CITY OWNED PROPERTY TO HOST A MULTI-CULTURAL FESTIVAL ON SATURDAY, SEPTEMBER 15, 2012 & SUNDAY SEPTEMBER 16, 2012. -CITY CLERK.
NON-CONSENT
- R 283-12** COUNCILMANIC RESOLUTION AUTHORIZING RENEWAL OF A CERTAIN PLENARY RETAIL CONSUMPTION LICENSE FOR THE 2012 - 2013 LICENSED TERM, COMMONLY KNOWN AS EL PALACIO LATINO CORP., LOCATED AT 318 WEST FRONT STREET, LICENSE NO. 2012-33-037-006 (**OUTSTANDING INSPECTIONS VIOLATIONS HAVE BEEN RESOLVED**) -CITY CLERK.
NON-CONSENT
- R 284-12** COUNCILMANIC RESOLUTION APPOINTING **JOSEPH RUFFIN** SUCCEEDING **KENNETH SCOTT** TO SERVE AS COMMISSIONER TO THE PLAINFIELD HOUSING AUTHORITY FOR A 5-YEAR TERM ENDING 07/01/2017. -CITY CLERK.
NON-CONSENT

ADMINISTRATION/EXECUTIVE BRANCH

- R 285-12** RESOLUTION AUTHORIZING THE ADVICE AND CONSENT OF THE APPOINTMENT OF **MS. DIANE SHERRY-BUONO** AS TREASURER FOR THE CITY OF PLAINFIELD. -MAYOR.
NON-CONSENT

CORPORATION COUNSEL

- R 286-12** RESOLUTION APPOINTING QUALIFIED VENDORS AND SERVICE PROVIDERS IN ACCORDANCE WITH N.J.S.A 40A:11-2(6) -CORPORATION COUNSEL.
NON-CONSENT
- R 287-12** RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN AN AMOUNT NOT TO EXCEED **\$22,765.86** IN SATISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF **CARMEN J. APARICIO V. CITY OF PLAINFIELD** WORKERS COMPENSATION CLAIM PETITION NO. 2010-8342 INSERVCO CLAIM NO. 1940002520. -CORPORATION COUNSEL.
NON-CONSENT
- R 288-12** RESOLUTION AUTHORIZING SETTLEMENT IN THE MATTER OF **RICHARD RIVERA V. CITY OF PLAINFIELD** GRC COMPLAINT NOS. 2009-317, 2010-111 AND 2010-112; AND CONSOLIDATED UNDER OAL DOCKET NO. GRC 06572-2012N. -CORPORATION COUNSEL.
NON-CONSENT

DEPARTMENT OF ADMINISTRATION & FINANCE

- *R 289-12** RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION TO MODIFY THE INTER-LOCAL SERVICE AGREEMENT. **-DIRECTOR.**
- *R 290-12** RESOLUTION AUTHORIZING APPROVAL TO SUBMIT AND EXECUTE A GRANT AGREEMENT WITH THE UNION COUNTY ARTS GRANT PROGRAM TO THE SENIOR CITIZENS SERVICES CENTER FOR THE PERIOD COMMENCING JANUARY 1, 2012 THRU DECEMBER 31, 2012 FOR THE INITIAL AMOUNT OF **\$5,000.00.** **-SENIOR SERVICES.**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

- R 291-12**
NON-CONSENT RESOLUTION AUTHORIZING APPROVAL TO AMEND R 355-11 AUTHORIZING THE ELEMENT ARCHITECTURAL GROUP TO PROVIDE ADDITIONAL ARCHITECTURAL AND ADMINISTRATION SERVICES IN CONSTRUCTION OF THE UPGRADED 9-1-1 AND CLOSED CIRCUIT TELEVISION (CCTV) COMMAND CENTER AT THE POLICE HEADQUARTERS FOR AN AMOUNT NOT TO EXCEED **\$1,820.00.** **- POLICE DIRECTOR.**

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- R 292-12**
NON-CONSENT RESOLUTION AWARDED A PROFESSIONAL SERVICES CONTRACT TO TOP LINE CONSTRUCTION, 22 FIFTH STREET, SOMERVILLE, NJ 08876 FOR THE FY 2012 ROAD IMPROVEMENT PROGRAM, CONTRACT II FOR AN AMOUNT NOT TO EXCEED **\$1,920,208.43.** **-DIRECTOR.**
- R 293-12**
NON-CONSENT RESOLUTION AUTHORIZING THE RELEASE OF THE PERFORMANCE GUARANTEE AND CASH DEPOSITS ASSOCIATED WITH DEVELOPMENT AT THE PROPERTY KNOWN AS 724-726 WALLACE PLACE, SHOWN ON THE TAX MAP OF THE CITY OF PLAINFIELD AS BLOCK 556 LOT 17. **-PLANNING DIVISION.**
- *R 294-12** RESOLUTION AUTHORIZING LIEN PLACEMENTS FOR CLEAN UP OF THIRTY FOUR (34) PROPERTIES AS CITED ON THE ATTACHED SCHEDULE "A" TOTALING **\$16,968.66** **-INSPECTIONS.**
- *R 295-12** RESOLUTION AUTHORIZING LIEN PLACEMENTS FOR CLEAN UP OF EIGHT (8) PROPERTIES AS CITED ON THE ATTACHED SCHEDULE "B" TOTALING **\$3,910.17** **-INSPECTIONS.**
- *R 296-12** RESOLUTION AUTHORIZING LIEN PLACEMENTS AGAINST TWO (2) PROPERTIES FOR THE BOARDING & SECURING OF OPEN STRUCTURES AS CITED ON THE ATTACHED SCHEDULE "C" TOTALING **\$219.64** **-INSPECTIONS DIVISION.**
- *R 297-12** RESOLUTION AUTHORIZING LIEN PLACEMENTS FOR CLEAN UP OF TWO (2) PROPERTIES AS CITED ON THE ATTACHED SCHEDULE "D" TOTALING **\$1,447.78** **-INSPECTIONS.**
- *R 298-12** RESOLUTION AUTHORIZING A LIEN PLACEMENT FOR THE BOARDING & SECURING OF AN OPEN STRUCTURE AND CUTTING GRASS AND OVERGROWN WEEDS ON BLOCK 318 LOT 3 COMMONLY KNOWN AS 45-51 ROOSEVELT AVENUE. **-INSPECTIONS DIVISION.**

- *R 299-12** RESOLUTION AUTHORIZING A LIEN PLACEMENT FOR THE BOARDING & SECURING OF AN OPEN STRUCTURE LOCATED AT BLOCK 771 LOT 10 COMMONLY KNOWN AS 436 WEST FIFTH STREET. -INSPECTIONS DIVISION.
- *R 300-12** RESOLUTION AUTHORIZING AN ESCROW REFUND TO MIJODA PROPERTIES FOR THE PROPERTY KNOWN AS BLOCK 434, LOT 51 COMMONLY KNOWN AS 1251 MILTON PLACE IN THE AMOUNT OF \$5,000.00. -INSPECTIONS DIVISION.
- *R 301-12** RESOLUTION AUTHORIZING AN ESCROW REFUND TO MR. ANDREW MORRIS FOR THE PROPERTY KNOWN AS BLOCK 326, LOT 5 COMMONLY KNOWN AS 600 EAST FRONT STREET IN THE AMOUNT OF \$19,500.00. -INSPECTIONS DIVISION.
- *R 302-12** RESOLUTION AUTHORIZING AN ESCROW REFUND TO MR. ANGEL GUARDADO FOR THE PROPERTY KNOWN AS BLOCK 304, LOT 1 COMMONLY KNOWN AS 508 EAST THIRD STREET IN THE AMOUNT OF \$500.00. -INSPECTIONS DIVISION.

NEW ITEM(S):

- R 303-12**
NON-CONSENT COUNCILMANIC RESOLUTION AUTHORIZING RENEWAL OF A CERTAIN PLENARY RETAIL CONSUMPTION LICENSE FOR THE 2012-2013 LICENSED TERM, COMMONLY KNOWN AS CS57 LLC., T/A TEQUILA CLUB, LOCATED AT 315 EAST FIFTH STREET, LICENSE NO. 2012-33-030-002. -CITY CLERK. (OUTSTANDING INSPECTIONS VIOLATIONS HAVE BEEN RESOLVED)
- R 304-12**
NON-CONSENT COUNCILMANIC RESOLUTION AUTHORIZING RENEWAL OF A CERTAIN PLENARY RETAIL CONSUMPTION LICENSE FOR THE 2012 - 2013 LICENSED TERM, COMMONLY KNOWN AS MAHAMATIE BENI, T/A LATINO HEAT SPORTS BAR & GRILL, LOCATED AT 308 WATCHUNG AVENUE, LICENSE NO. 2012-33-029-008 (OUTSTANDING FIRE VIOLATION HAS BEEN PAID) - CITY CLERK.
- R 305-12**
NON-CONSENT COUNCILMANIC RESOLUTION AUTHORIZING THE NON-RENEWAL OF A CERTAIN PLENARY RETAIL CONSUMPTION LICENSE FOR THE 2012 - 2013 LICENSED TERM COMMONLY KNOWN AS JORGE E. & SOFIA MANCERA T/A LATINO'S CORP., LOCATED AT 665 SOUTH AVENUE, CITY OF PLAINFIELD, LICENSE NO. 2012-33-017-004 - CITY CLERK.
- R 306-12**
NON-CONSENT RESOLUTION AUTHORIZING SETTLEMENT IN THE AMOUNT OF FIFTY-FIVE THOUSAND DOLLARS (\$55,000.00) IN THE MATTER OF MOZELLA SUTTON V. LEE'S SHOES, ET. ALS V. CITY OF PLAINFIELD DOCKET NO. ESC-L-10322-10, INSERVCO CLAIM NO. 1940002971. -CORPORATION COUNSEL.
- R 307-12**
NON-CONSENT COUNCILMANIC RESOLUTION HONORING ALEX TOLIVER FOR HIS CONTRIBUTIONS TO PLAINFIELD'S "RETURNING HEROES" INDEPENDENCE DAY PARADE AND CELEBRATORY EVENTS (INTRODUCED BY COUNCILWOMAN REBECCA WILLIAMS). -CITY CLERK.

13. INTRODUCTION OF ORDINANCES ON FIRST READING:

MC 2012 -13

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 7, PUBLIC AFFAIRS AND SAFETY, SECTION 13B – ASSIGNMENT FOR OFF-DUTY PRIVATE OR QUASI PUBLIC FUNCTIONS OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD 1971. –**PERSONNEL.**

MC 2012 -14

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 1971. (PBA RANK AND FILE) –**PERSONNEL.**

MC 2012 -15

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 (PBA SUPERIOR OFFICERS) –**PERSONNEL.**

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 FIVE (5) 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 FOR THE 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 = 31

TOTAL ORDINANCES = 4

THE NEXT REGULARLY SCHEDULED MEETING WILL BE AN AGENDA FIXING SESSION HELD ON AUGUST 13, 2012 AT 515 WATCHUNG AVENUE, PLAINFIELD, NJ, IN THE CITY HALL LIBRARY, AT 7:30 P.M.