

Agenda

City of Plainfield
CITY COUNCIL AGENDA FIXING SESSION
May 3, 2010
City Hall Library-Mayor's Complex – 515 Watchung Avenue
(908) 753-3222

MUNICIPAL COUNCIL MEMBERS

PRESIDENT

AND

COUNCILWOMAN-AT-LARGE

Honorable Annie C. McWilliams

COUNCILMAN-AT-LARGE, SECOND AND THIRD WARDS

Honorable Rashid Burney

COUNCILWOMAN-AT-LARGE, FIRST AND FOURTH WARDS

Honorable Linda Carter

CHAIR, COMMITTEE OF THE WHOLE

AND

COUNCILMAN THIRD WARD

Honorable Adrian O. Mapp

COUNCILMAN FIRST WARD

Honorable William Reid

COUNCILWOMAN FOURTH WARD

Honorable Bridget Rivers

COUNCILMAN SECOND WARD

Honorable Cory Storch

MUNICIPAL CLERK,

Honorable Laddie Wyatt, RMC/CMC/MMCA

Clerk for the Council

MAYOR

HONORABLE SHARON M. ROBINSON-BRIGGS

CITY ADMINISTRATOR

Bibi Taylor

CORPORATION COUNSEL

Daniel A. Williamson, Esq.

Agenda

City of Plainfield CITY COUNCIL AGENDA FIXING SESSION May 3, 2010

City Hall Library-Mayor's Complex – 515 Watchung Avenue
Phone (908) 753-3222

PAGE – 2 –



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

NOTE: CELLULAR PHONES ARE TO BE TURNED OFF DURING THE COUNCIL MEETING UNLESS OTHERWISE STATED, ITEMS MAY BE TAKEN OUT OF THE ORDER PRESENTED AT THE DISCRETION OF THE CHAIRPERSON.

CALL TO ORDER: 7:30 P.M., CITY HALL LIBRARY - MAYOR'S COMPLEX – 515 WATCHUNG AVENUE, PLAINFIELD, NEW JERSEY

ROLL CALL:

ANNOUNCEMENT: COMPLIANCE WITH THE OPEN PUBLIC MEETING LAW

NOTICE: THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:

CITY CLERK'S BULLETIN BOARD, CITY HALL, FIRST FLOOR
PLAINFIELD PUBLIC LIBRARY
PLAINFIELD MUNICIPAL COURT
PLAINFIELD SENIOR CITIZENS CENTER
COMCAST CABLE TV

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 STAR-LEDGER ON *SATURDAY, JANUARY 9, 2010* AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

I. COMMUNICATIONS FROM THE MAYOR:

- ❖ FOR THE PURPOSE OF MEMORIALIZATION, HER HONOR, THE MAYOR, SHARON ROBINSON-BRIGGS HAS SUBMITTED THE FOLLOWING:
 - PROCLAMATION IN CELEBRATION OF CAREER DAY AT OUR LADY OF FATIMA SCHOOL.
 - CERTIFICATE OF APPRECIATION AWARDED TO LISA D. PALIN.
 - CERTIFICATE OF ACHIEVEMENT AWARDED TO REVEREND TRACEY L BROWN.

Agenda

City of Plainfield CITY COUNCIL AGENDA FIXING SESSION May 3, 2010

City Hall Library-Mayor's Complex – 515 Watchung Avenue
Phone (908) 753-3222

PAGE – 3 –

II. OTHER COMMUNICATIONS AND PETITIONS:

- ◆ MS. DOLLIE HAMLIN OF THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY (PMUA) IS REQUESTING PERMISSION FOR A SIDEWALK AND STREET ENCROACHMENT TO CONDUCT ITS 11TH ANNUAL ENVIRONMENTAL FAIR AT PARK AVENUE AND 7TH STREET TO BE HELD ON SEPTEMBER 11, 2010.
- ◆ MR. DAVID WYNN, SUPERINTENDENT, DIVISION OF RECREATION, IS REQUESTING PERMISSION BE GRANTED FOR A STREET ENCROACHMENT TO CONDUCT A CAR SHOW/MOVIE NIGHT. THE EVENT IS SCHEDULED TO BE HELD ON AUGUST 20, 2010 AT EAST 2ND STREET BETWEEN PARK AND MADISON AVENUE COMMENCING 5:00 PM THRU 11:00 PM.
- ◆ CORRESPONDENCE DATED APRIL 27, 2010 FROM MS. VALERIE SMITH, REPRESENTING GENESIS SEVENTH-DAY ADVENTIST CHURCH ADDRESSED TO COUNCIL PRESIDENT ANNIE C. MCWILLIAMS REQUESTING PERMISSION FOR A SIDEWALK AND STREET ENCROACHMENT TO CONDUCT A HEALTH FAIR. THE EVENT IS SCHEDULED TO BE HELD ON JUNE 13, 2010 COMMENCING AT 1:00 PM AND AT ENDING AT 5:00 PM IN THE CITY OWNED PARKING LOT LOCATED AT 2ND STREET AND CENTRAL AVENUE.
- ◆ CORRESPONDENCE DATED APRIL 23, 2010 FROM MR. ROCKY EVANS, REPRESENTING THE COALITION FOR PLAINFIELD CARES, HAS REQUESTED PERMISSION FROM THE GOVERNING BODY TO HANG A BANNER TO PROMOTE FOR THE PLAINFIELD COMMUNITY ANNUAL HEALTH FAIR. SAID BANNER IS TO BE HUNG ACROSS PARK AVENUE AND EAST SIXTH STREET COMMENCING MAY 24, 2010 THRU JUNE 6, 2010.

III. REPORT OF SPECIAL COMMITTEE:

- ▶ COUNCIL PRESIDENT ANNIE C. MCWILLIAMS HAS GRANTED PERMISSION TO MS. ELOISE BRYANT TINLEY REPRESENTING THE HISTORICAL SOCIETY OF PLAINFIELD TO GIVE A PRESENTATION REGARDING THE STEWARDSHIP OF THE NATHANIEL DRAKE HOUSE. (MAXIMUM TIME ALLOTTED 15 MINUTES.)

IV. UNFINISHED BUSINESS:

COUNCIL PRESIDENT WILL OFFER DISCUSSION AND REQUEST STATUS REPORT ON:

- ABANDONED PARKING LOTS WITHIN THE CITY LIMITS.
- ROADS UPDATE.

V. CONSIDERATION OF PUBLIC HEARING, SECOND READING AND FINAL PASSAGE: CONSIDERATION OF ORDINANCE FOR ADOPTION ON SECOND READING:

MC 2010 – 07 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 1, ARTICLE 1, GENERAL PROVISION, SECTION 1:1-15, AUTHORIZING CHARGES FOR COPIES OF PUBLIC RECORDS AND FEES AND FOR OTHER SERVICES OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD, NJ 1971 – **HEALTH DIVISION.**

Agenda

City of Plainfield CITY COUNCIL AGENDA FIXING SESSION May 3, 2010

City Hall Library-Mayor's Complex – 515 Watchung Avenue
Phone (908) 753-3222

PAGE – 4 –

MC 2010 – 08 AN ORDINANCE REVISING THE FEE SCHEDULE FOR PAYMENTS TO PROFESSIONALS FOR THE REVIEW OF APPLICATIONS TO THE PLANNING BOARD AND BOARD OF ADJUSTMENT PURSUANT TO N.J.S.A. 40:55D-53.2 **-PLANNING DIVISION.**

MC 2010 – 09 AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD CHAPTER 2, ARTICLE 6 AND CREATING SECTION 18 ENTITLED THE PLAINFIELD MUNICIPAL ALLIANCE. **-PERSONNEL DIVISION.**

MC 2010 – 10 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. **- PERSONNEL DIVISION.**

MC 2010 – 11 AN ORDINANCE AMENDING CHAPTER 11, PERSONNEL AND CREATING ARTICLE 20, ENTITLED DEFENSE OF OFFICERS AND EMPLOYEES, OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD, NEW JERSEY, 1971. **-PERSONNEL DIVISION**

MC 2010 – 12 AN ORDINANCE TO AMEND CHAPTER 9, LICENSES, PERMITS AND REGULATED ACTIVITIES, ARTICLE 15, VEHICLES FOR TRANSPORTATION OF PASSENGER (TAXICABS); PART 8, ENFORCEMENT, SUBSECTION 76, ENFORCEMENT BY POLICE DIVISION AND VIOLATIONS AND PENALTIES. **-PUBLIC SAFETY.**

MC 2010 – 13 AN ORDINANCE TO AMEND CHAPTER 9, LICENSES, PERMITS AND REGULATED ACTIVITIES, ARTICLE 15, VEHICLES FOR TRANSPORTATION OF PASSENGERS (TAXICABS); PART 3 CITY CHAUFFEUR'S LICENSE TO INCLUDE SECTION 9:15-21(d) UNIVERSAL LICENSE. **[RESUBMITTED]**
-PUBLIC SAFETY

VI. DISCUSSION/ACTION ITEMS:

- ❖ COUNCIL PRESIDENT ANNIE C. MCWILLIAMS HAS REQUESTED A BRIEF DISCUSSION/ EXPLANATION PERTAINING TO:
 - QUEEN CITY BASEBALL LEAGUE.
 - PARKING LOT 7

VII. LEGISLATIVE DISCUSSION ITEMS:

NONE

Agenda

City of Plainfield CITY COUNCIL AGENDA FIXING SESSION May 3, 2010

City Hall Library-Mayor's Complex – 515 Watchung Avenue
Phone (908) 753-3222

PAGE – 5 –

VIII. RESOLUTIONS: NEW BUSINESS:

LEGISLATIVE BODY

NONE

ADMINISTRATION/EXECUTIVE BRANCH

- A.** AUTHORIZE APPROVAL FOR THE ADVICE AND CONSENT TO THE APPOINTMENT OF **BETTY MCKENZIE, 1151 CLAWSON COURT**, SUCCEEDING GERT HUSH TO FILL THE UNEXPIRED TERM ENDING 01/01/2014 AS A MEMBER OF THE BEAUTIFICATION COMMITTEE. SAID TERM IS EFFECTIVE IMMEDIATELY UPON ADOPTION AND CONFIRMATION OF OATH OF OFFICE – **MAYOR**.
- B.** APPROVE AUTHORIZATION FOR THE ADVICE AND CONSENT TO THE APPOINTMENT OF **ELOISE GRIFFITH, 718 CENTRAL STREET**, SUCCEEDING JUDAWN MUSA TO FILL THE UNEXPIRED TERM ENDING 01/01/2014 AS A MEMBER OF THE HUMAN RELATIONS COMMITTEE. SAID TERM IS EFFECTIVE IMMEDIATELY UPON ADOPTION AND CONFIRMATION OF OATH OF OFFICE – **MAYOR**.
- C.** AUTHORIZE APPROVAL TO APPROVE THE CORRECTIVE ACTION PLAN FOR THE FY 2009 AUDIT RECOMMENDATIONS AND ITS SUBMISSION TO THE DIVISION OF LOCAL GOVERNMENT SERVICES. – **CITY ADMINISTRATOR**.

CORPORATION COUNSEL

NONE

DEPARTMENT OF ADMINISTRATION & FINANCE

- D.** AUTHORIZE APPROVAL FOR A PRELIMINARY MUNICIPAL TAX LEVY FOR THE THIRD AND FOURTH QUARTERS OF THE 2010 CALENDAR YEAR. –**AUDIT & CONTROL**.
- E.** APPROVE AUTHORIZATION FOR THE APPOINTMENT OF **JOHN LOUISE** TO SERVE AS A SAFETY DELEGATE AND **RUSSELL GOTTLICK** AS ALTERNATE SAFETY DELEGATE TO THE NEW JERSEY MUNICIPAL SELF INSURERS' JOINT INSURANCE FUND. –**PERSONNEL**.
- F.** AUTHORIZE APPROVAL TO AWARD A CONTRACT TO AUTOMATIC DATA PROCESS INC., FOR AN INTEGRATED HUMAN RESOURCES INFORMATION SYSTEM TO PROVIDE DATA MANAGEMENT, TIME AND ATTENDANCE AND PAYROLL SERVICES AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE SUCH CONTRACT IN AN AMOUNT NOT TO EXCEED **\$130,000.00** –**PERSONNEL**.
- G.** APPROVE AUTHORIZATION FOR THE ISSUANCE OF FOUR (4) REFUNDS DUE TO PAYMENT OF DUPLICATE TAXES AS CITED HEREIN ON THE ATTACHED SCHEDULE (A) – **\$9,240.40** – **TAX COLLECTOR**.

Agenda

City of Plainfield CITY COUNCIL AGENDA FIXING SESSION May 3, 2010

City Hall Library-Mayor's Complex – 515 Watchung Avenue
Phone (908) 753-3222

PAGE – 6 –

- H.** AUTHORIZE APPROVAL FOR THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH ASSOCIATED HUMANE SOCIETIES TO PROVIDE FULL ANIMAL CONTROL SERVICES FOR LOST, ABANDONED, DOMESTIC AND WILD ANIMALS FOUND WITHIN THE CITY OF PLAINFIELD. –**HEALTH DIVISION.**
- I.** APPROVE AUTHORIZATION FOR THE SUBMISSION OF AN APPLICATION TO THE UNION COUNTY DEPARTMENT OF HUMAN SERVICES DIVISION OF PLANNING FOR THE PLANNING AND IMPLEMENTATION OF THE PLAINFIELD MUNICIPAL ALLIANCE PROGRAMS. –**HEALTH DIVISION.**
- J.** APPROVE AUTHORIZATION FOR THE SUBMISSION OF AN APPLICATION TO THE UNION COUNTY DEPARTMENT OF HUMAN SERVICES DIVISION OF PLANNING FOR THE PLANNING AND IMPLEMENTATION OF THE PLAINFIELD MUNICIPAL ALLIANCE PROGRAMS. –**HEALTH DIVISION.**
- K.** APPROVE AUTHORIZATION FOR THE MAYOR AND CITY CLERK TO EXECUTE A GRANT AGREEMENT WITH THE UNION COUNTY DEPARTMENT OF HUMAN SERVICES DIVISION OF PLANNING TO PROVIDE EDUCATIONAL SERVICES. – **\$39,285.00 – HEALTH DIVISION.**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

- L.** AUTHORIZE APPROVAL FOR THE CITY OF PLAINFIELD TO CONDUCT A PUBLIC AUCTION OF ABANDONED AND UNCLAIMED VEHICLES. – **DIRECTOR'S OFFICE.**

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- M.** AUTHORIZE APPROVAL FOR CHANGE ORDER # 1 TO ASPHALT PAVING SYSTEMS, P.O. BOX 530 HAMMONTON, N.J. 08037, FOR YEAR 3 ROAD IMPROVEMENT PROGRAM CONTRACT 3 FOR AN INCREASE OF **\$133,964.03. DIRECTOR'S OFFICE.**
- N.** APPROVE AUTHORIZATION FOR THE RELEASE OF A PERFORMANCE BOND AND ACCEPTANCE OF THE TWO YEAR MAINTENANCE BOND FOR THE DEMOLITION OF STRUCTURES AT 401-07 & 409-11 CLEVELAND AVENUE AND 658-60 SOUTH SECOND STREET FOR FRANK LURCH DEMOLITION COMPANY, P.O. BOX 42, AVON BY THE SEA, NJ 07717. – **DIRECTOR'S OFFICE.**
- O.** APPROVE AUTHORIZATION FOR THE RELEASE OF THE PERFORMANCE BOND AND ACCEPTANCE OF THE MAINTENANCE BOND FOR THE NEW JERSEY AMERICAN WATER COMPANY 2008 CLEANING AND LINING PROGRAM. –**DIRECTOR'S OFFICE.**
- P.** APPROVE AUTHORIZATION FOR CHANGE ORDER # 3 (FINAL) TO LUCAS CONSTRUCTION GROUP, INC., FOR THE CDBG RECOVERY PROGRAM RESURFACING/RECONSTRUCTION OF VARIOUS STREETS FOR A TOTAL DECREASE OF **\$15,745.55** OF THE ORIGINAL CONTRACT AWARD, RELEASE OF THE PERFORMANCE BOND AND ACCEPTANCE OF THE TWO YEAR MAINTENANCE BOND. –**DIRECTOR'S OFFICE.**

Agenda

City of Plainfield CITY COUNCIL AGENDA FIXING SESSION May 3, 2010

City Hall Library-Mayor's Complex – 515 Watchung Avenue
Phone (908) 753-3222

PAGE – 7 –

- Q.** AUTHORIZE APPROVAL FOR CHANGE ORDER # 1 (FINAL) FOR RELEASE OF THE PERFORMANCE BOND ACCEPTANCE OF THE MAINTENANCE BOND AND A REDUCTION OF THE ORIGINAL CONTRACT AWARD FOR A TOTAL DECREASE OF **\$54,807.99** FOR THE SOUTH SECOND STREET RESURFACING PROJECT PHASE IV TO ARNOLDS ROADS, INC. 8 DANTE ROAD, MONROE TOWNSHIP, NJ 08831. **–DIRECTOR'S OFFICE.**
- R.** AUTHORIZE APPROVAL TO AWARD A PROFESSIONAL SERVICE CONTRACT PURSUANT TO N.J.S.A 40A:11-5(1)(a)(i) AND THE FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 TO REMINGTON & VERNICK ENGINEERS FOR ENGINEERING SERVICES FOR THE RECONSTRUCTION OF WATCHUNG AVE (FROM EAST SEVENTH STREET TO KENSINGTON AVE) IN AN AMOUNT NOT TO EXCEED **\$88,725.00.** **–DIRECTOR'S OFFICE.**
- S.** APPROVE AUTHORIZATION FOR THE RELEASE OF A PERFORMANCE GUARANTEE AND CASH DEPOSITS ASSOCIATED WITH DEVELOPMENT AT THE PROPERTY LOCATED AT BLOCK 759 LOT 13 COMMONLY KNOWN AS 957-963 CENTRAL AVENUE. **–PLANNING DIVISION.**
- T.** AUTHORIZE APPROVAL FOR THE RELEASE OF A PERFORMANCE GUARANTEE AND CASH DEPOSITS ASSOCIATED WITH DEVELOPMENT AT BLOCK 606 LOT 12.01 COMMONLY KNOWN AS 336-340 EAST FOURTH STREET. **–PLANNING DIVISION.**
- U.** APPROVE AUTHORIZATION FOR THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION DIVISION OF AGING DEPARTMENT OF HUMAN SERVICES FOR FUNDING UNDER THE SAFE HOUSING AND TRANSPORTATION PROGRAM IN THE AMOUNT OF **\$11,666.00.** **–COMMUNITY DEVELOPMENT.**

IX. INTRODUCTION OF ORDINANCES ON FIRST READING:

MC 2010 – 14 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 11, PERSONNEL, ARTICLE 17, COMPENSATION AND PAY PERIOD, SECTION 11:7-7 HEALTH CARE WAIVER OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD, 1971. **–PERSONNEL DIVISION.**

MC 2010 – 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. **–PERSONNEL DIVISION. (EMERGENCY MANAGEMENT)**

MC 2010 – 16 AN ORDINANCE TO ADD A NEW DEFINITION AND TO REPEAL AND REPLACE THE DEFINITION OF "FREESTANDING SIGN," IN ARTICLE I ENTITLED "GENERAL PROVISIONS AND DEFINITIONS," SECTION 17:1-6 ENTITLED "DEFINITIONS" AND TO REPEAL AND REPLACE ARTICLE IX ENTITLED "ZONING CONTROLS" "SUPPLEMENTARY ZONING REGULATIONS," SECTION 17:9-53 ENTITLED "SIGNS" OF CHAPTER 17, THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD. **– PLANNING DIVISION.**

MC 2010 – 17 AN ORDINANCE TO AMEND AND SUPPLEMENT THE NORTH AVENUE REDEVELOPMENT PLAN. **–PLANNING DIVISION.**

Agenda

City of Plainfield CITY COUNCIL AGENDA FIXING SESSION May 3, 2010

City Hall Library-Mayor's Complex – 515 Watchung Avenue
Phone (908) 753-3222

PAGE – 8 –

CITIZENS PARTICIPATION:

CITIZENS ARE WELCOME TO ADDRESS THE COUNCIL ON ANY GOVERNMENTAL ITEM OF CONCERN TO THEM, WHETHER OR NOT IT IS SCHEDULED ON THE AGENDA ABOVE.

DURING THIS PORTION OF THE AGENDA, A TOTAL OF SIXTY (60) MINUTES HAS BEEN ALLOCATED FOR **ALL** PUBLIC COMMENTS TO BE PRESENTED. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME AND ADDRESS TO THE CLERK FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, WILL BE LIMITED TO FIVE (5) MINUTES. LARGE GROUPS ARE URGED TO SELECT SOMEONE TO REPRESENT THEM.

X. ADJOURNMENT:

TOTAL # OF RESOLUTIONS SUBMITTED = 20

TOTAL # OF ORDINANCES SUBMITTED = 12

ATTENDANCE RECORD FOR MEMBERS OF THE GOVERNING BODY AGENDA FIXING SESSION

2010 COUNCIL MEMBERS (5/3/2010)	PRESENT	ABSENT	ARRIVAL TIME
BURNEY, RASHID			
CARTER, LINDA			
MAPP, ADRIAN O. CHAIR, COMMITTEE-OF-THE-WHOLE			
REID, WILLIAM			
RIVERS, BRIDGET			
STORCH, CORY			
MCWILLIAMS, ANNIE C. COUNCIL PRESIDENT			
WYATT, LADDIE CLERK TO THE COUNCIL			