



City of Plainfield
CITY COUNCIL AGENDA FIXING SESSION
May 4, 2009
 City Hall Library-Mayor's Complex – 515 Watchung Avenue
 (908) 753-3222

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 for 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

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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, MARCH 28, 2009* AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

I. COMMUNICATIONS FROM THE MAYOR:

- ◆ HER HONOR THE MAYOR SHARON ROBINSON-BRIGGS HAS SUBMITTED A REQUEST FOR A SIDEWALK AND STREET ENCROACHMENT TO CONDUCT A FREE COMMUNITY EVENT TO BE HELD AT LIBRARY PARK ON JUNE 20, 2009 COMMENCING 10:00 AM AND ENDING 4:00 PM. IN CELEBRATION OF SOCCER AWARENESS

II. OTHER COMMUNICATIONS AND PETITIONS:

STREET AND SIDEWALK ENCROACHMENT:

reference: Section 13:6-1 Encroachment Forbidden without consent of Council

- ◆ MS. BARBARA E. GREY REPRESENTING THE PLAINFIELD HEAD START PROGRAM HAS REQUESTED PERMISSION TO HANG BANNER(S) ACROSS THE CITY STREETS AND ROADWAYS TO RECRUIT CHILDREN AGES 3-4 YEARS OF AGE FOR THEIR HEAD START PRE-SCHOOL PROGRAM. BANNER(S) WILL BE HUNG ON PARK AVENUE AND SIXTH STREET FOR THE PERIOD COMMENCING JUNE 19, 2009 THRU JULY 3, 2009.

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- ♦ MR. DAVID BIAGINI, CORPORATE SECRETARY, PLAINFIELD SPECIAL IMPROVEMENT DISTRICT (SID) HAS REQUESTED PERMISSION BE GRANTED TO CONDUCT A BLOCK PARTY FOR THE PURPOSE OF BRINGING ATTENTION TO THE CENTRAL BUSINESS DISTRICT. THE EVENT IS SCHEDULED FOR EITHER SATURDAY JUNE 20, 2009 OR IF MORE LEAD TIME IS NECESSARY ON SATURDAY SEPTEMBER 12, 2009. THIS EVENT WILL TAKE PLACE ON EAST FRONT STREET BETWEEN PARK AND WATCHUNG AVENUE.
- ♦ CORRESPONDENCE DATED APRIL 23, 2009 FROM MS VALERIE SMITH, REPRESENTING GENESIS SEVENTH-DAY ADVENTIST CHURCH ADDRESSED TO COUNCIL PRESIDENT RASHID BURNEY REQUESTING PERMISSION FOR A SIDEWALK AND STREET ENCROACHMENT TO CONDUCT A HEALTH FAIR. THE EVENT IS SCHEDULED TO BE HELD ON JUNE 14, 2009 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.

III. REPORT OF SPECIAL COMMITTEE:

COUNCIL PRESIDENT RASHID BURNEY HAS REQUESTED TIME BE SET ASIDE THIS EVENING FOR PRESENTATIONS FROM THE FOLLOWING:

- NEW JERSEY COMMISSIONER OF EDUCATION RE: FAILED SCHOOL BUDGET
- SCHOOL CONSTRUCTION CORPORATION OF NEW JERSEY RE: UPDATE
- DARLENE MCWILLIAMS AND CYNTHIA LEWIS RE: RELAY FOR LIFE

IV. UNFINISHED BUSINESS:

- ♦ UPDATE ON THE FOURTH OF JULY CELEBRATION AND COST
- ♦ CONTINUED DELIBERATION ON OPEN ITEMS

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

MC 2009 -07 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 - CORPORATION COUNSEL.

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VI. DISCUSSION/ACTION ITEMS:

- ◆ DISCUSSION REGARDING THE BROADCASTING OF BOARD OF ED MEETINGS ON PCTV 74
- ◆ DISCUSSION ON CRITERIA FOR CITIZENS BUDGET, ECONOMIC GROWTH AND IT COMMITTEES

VII. LEGISLATIVE DISCUSSION ITEMS:

NONE

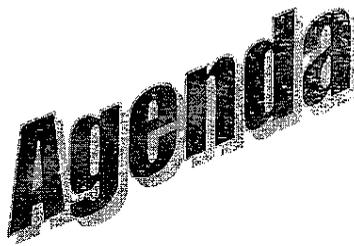
VIII. RESOLUTIONS: NEW BUSINESS:

LEGISLATIVE BODY

- A. COUNCILMANIC RESOLUTION AUTHORIZING APPROVAL OF APPLICATION(S) BASED ON THE FINDINGS AND DETERMINATION FOR ISSUANCE OF CERTAIN BINGO/RAFFLE LICENSES RECOMMENDED BY THE POLICE DIRECTOR (FRIENDS OF THE AMERICAN CANCER SOCIETY) - CITY CLERK.
- B. COUNCILMANIC RESOLUTION AUTHORIZING APPROVAL OF A SERVICE CONTRACT TO RETAIN MS. DONNA TIERNEY FOR CONTINUED SERVICES IN THE OPERATION OF THE REMINGTON RAND CENTRALIZED CARD INDEXING SYSTEM FILE IN THE OFFICE OF THE CITY CLERK - \$10,000.00 - CITY CLERK.

ADMINISTRATION/EXECUTIVE BRANCH

- C. AUTHORIZE APPROVAL FOR THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT BETWEEN THE CITY OF PLAINFIELD AND CGI COMMUNICATIONS FOR MULTIMEDIA PROMOTIONAL PROGRAMS - CITY ADMINISTRATOR.
- D. APPROVE AUTHORIZATION FOR THE AWARD OF A PROFESSIONAL SERVICES CONTRACT PURSUANT TO N.J.S.A 40A:11-2(6) AND THE FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 TO BLOK BOX PICTURES LLC - \$50,000.00 - CITY ADMINISTRATOR.



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CORPORATION COUNSEL

NONE RECEIVED

DEPARTMENT OF ADMINISTRATION & FINANCE

- E.** AUTHORIZE APPROVAL FOR TRANSFERS BETWEEN THE FY 2009 APPROPRIATIONS OF THE GENERAL FUND OF THE CITY OF PLAINFIELD - ACTING COMPTROLLER.
- F.** AUTHORIZE APPROVAL AFFIRMING THE CITY OF PLAINFIELD'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES OFFICIALS AND VOLUNTEERS - PERSONNEL.
- G.** AUTHORIZE APPROVAL FOR THE SUBMISSION OF A RENEWAL CONTRACT AND ACCEPTANCE OF FUNDS TO THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES DIVISION OF FAMILY DEVELOPMENT FOR THE PERIOD COVERING JULY 1, 2009 THRU JUNE 30, 2010 - BILINGUAL DAY CARE.
- H.** AUTHORIZE APPROVAL FOR THE SUBMISSION OF A RENEWAL CONTRACT APPLICATION WITH THE NEW JERSEY STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES CITY OF PLAINFIELD HEALTH DIVISION FOR WOMEN INFANTS AND CHILDREN SUPPLEMENTAL NUTRITION PROGRAM (WIC) FOR THE PERIOD COVERING OCTOBER 1, 2009 THRU SEPTEMBER 30, 2010 IN THE AMOUNT OF \$656,300.00 - WIC PROGRAM.
- I.** APPROVE AUTHORIZATION FOR THE ISSUANCE OF TWENTY SEVEN (27) REFUNDS DUE TO OVERPAYMENTS AS CITED HEREIN ON THE ATTACHED SCHEDULE A - \$6,190.71- TAX COLLECTOR.
- J.** AUTHORIZE APPROVAL FOR THE ISSUANCE OF THREE (3) REFUNDS DUE TO DUPLICATE TAXES PAID AS CITED HEREIN ON THE ATTACHED SCHEDULE B - \$5,814.89 - TAX COLLECTOR.
- K.** AUTHORIZE APPROVAL FOR THE ISSUANCE OF ONE (1) REFUND DUE TO DUPLICATE TAXES PAID AS CITED HEREIN ON THE ATTACHED SCHEDULE B - \$845.38 - TAX COLLECTOR.
- L.** AUTHORIZE APPROVAL FOR THE ISSUANCE OF FOUR (4) REFUNDS DUE TO NEW JERSEY TAX COURT JUDGMENTS AS CITED HEREIN ON THE ATTACHED SCHEDULE D - \$9,369.08 - TAX COLLECTOR.
- M.** AUTHORIZE APPROVAL FOR THE ISSUANCE OF THREE (3) REFUNDS DUE TO DUPLICATE TAXES PAID AS CITED HEREIN ON THE ATTACHED SCHEDULE A - \$4,965.54 - TAX COLLECTOR.
- N.** APPROVE AUTHORIZATION FOR THE ISSUANCE OF ONE (1) REFUNDS DUE TO OVERPAYMENTS AS CITED HEREIN ON THE ATTACHED SCHEDULE B - \$31.28- TAX COLLECTOR.

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DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

- O.** AUTHORIZE APPROVAL FOR THE SUBMISSION OF AN APPLICATION FOR A DRUNK DRIVING ENFORCEMENT FUND GRANT FROM THE STATE OF NEW JERSEY BUREAU OF REVENUE ADMINISTRATION DIVISION OF MOTOR VEHICLES - \$5,587.47 - **DIRECTOR'S OFFICE.**
- P.** APPROVE AUTHORIZATION TO ACCEPT A FY 2008 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF - \$25,982.00 - **DIRECTOR'S OFFICE.**

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- Q.** AUTHORIZE APPROVAL FOR THE RELEASE OF THE PERFORMANCE BOND AND ACCEPTANCE OF THE MAINTENANCE BOND FOR THE WEST FOURTH STREET RECONSTRUCTION PROJECT (FINAL) TO LUCAS BROTHERS, INC., 80 AMBOY ROAD, MORGANVILLE, NJ 07751 - **DIRECTOR'S OFFICE.**
- R.** AUTHORIZE APPROVAL FOR HATCH MOTT MACDONALD TO CONDUCT ENVIRONMENTAL SERVICES AS RELATED TO THE USEPA BROWNFIELD PETROLEUM ASSESSMENT GRANT FOR BLOCK 315 LOT 5 COMMONLY KNOWN AS 136-140 EAST SECOND STREET ENVIRONMENTAL - **DIRECTOR'S OFFICE.**
- S.** APPROVE AUTHORIZATION FOR HATCH MOTT MACDONALD TO CONDUCT ENVIRONMENTAL SERVICES AS RELATED TO USEPA BROWNFIELDS HAZARDOUS ASSESSMENT GRANT AT BLOCK 245 LOT 1 COMMONLY KNOWN AS 225-231 WEST SECOND STREET (BILINGUAL DAY CARE)- **DIRECTOR'S OFFICE.**
- T.** APPROVE AUTHORIZATION FOR BRINKERHOFF ENVIRONMENTAL SERVICES TO CONDUCT ENVIRONMENTAL SERVICES AS RELATED TO USEPA BROWNFIELD PETROLEUM ASSESSMENT GRANT AT THE CITY OWNED LOT LOCATED AT BLOCK 313 LOT 14 COMMONLY KNOWN AS 165-169 NORTH AVENUE IN AN AMOUNT NOT TO EXCEED **11,242.00** - **DIRECTOR'S OFFICE**
- U.** APPROVE AUTHORIZATION FOR BRINKERHOFF ENVIRONMENTAL SERVICES INC. TO CONDUCT ENVIRONMENTAL SERVICES AS RELATED TO USEPA BROWNFIELD PETROLEUM ASSESSMENT GRANT AT THE CITY OWNED LOT LOCATED AT BLOCK 316 LOTS 22,23 AND 24 COMMONLY KNOWN AS 141-157 EAST SECOND STREET IN AN AMOUNT NOT TO EXCEED **\$14,940.00** - **DIRECTOR'S OFFICE.**
- V.** AUTHORIZE APPROVAL FOR THE AWARD OF A PROFESSIONAL SERVICES 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 SOUTH SECOND STREET PHASE IV RESURFACING PROJECT IN AN AMOUNT NOT TO EXCEED **\$52,070.00** - **DIRECTOR'S OFFICE.**

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- W.** AUTHORIZE APPROVAL FOR THE RELEASE OF A PERFORMANCE GUARANTEE AND CASH DEPOSITS ASSOCIATED WITH DEVELOPMENT AT THE PROPERTY KNOWN AS 1444-1450 BRADFORD STREET AND 30-34 DEKALB AVENUE SHOWN ON THE TAX MAP OF THE CITY OF PLAINFIELD AS BLOCK 218 LOTS 54.01 AND 54.02 - **PLANNING DIVISION.**
- X.** APPROVE AUTHORIZATION FOR THE EXECUTION OF AN AGREEMENT WITH THE NEW JERSEY HOUSING AND MORTGAGE FINANCE AGENCY FOR THE LIVE WHERE YOU WORK PROGRAM - **\$1,250.00 - COMMUNITY DEVELOPMENT.**
- Y.** APPROVE AUTHORIZATION FOR THE SUBMISSION OF A NEIGHBORHOOD STABILIZATION PROGRAM PROPOSAL TO THE COUNTY OF UNION - **COMMUNITY DEVELOPMENT.**
- Z.** APPROVE AUTHORIZATION FOR THE SUBMISSION OF AN APPLICATION FOR THE SUSTAINABLE JERSEY GRANT FUNDED BY WAL-MART IN AN AMOUNT NOT TO EXCEED **\$25,000.00 - COMMUNITY DEVELOPMENT.**
- Z1.** AUTHORIZE APPROVAL FOR THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING FOR THE CONTINUED SERVICES OF FOUR SENIOR POLICE OFFICERS IN THE PLAINFIELD UEZ. **\$293,615.00 - ECONOMIC DEVELOPMENT.**

IX. INTRODUCTION OF ORDINANCES ON FIRST READING:

NONE SUBMITTED.

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 THREE (3) MINUTES. LARGE GROUPS ARE URGED TO SELECT SOMEONE TO REPRESENT THEM.



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X. ADJOURNMENT:

TOTAL # OF RESOLUTIONS - 27

TOTAL # OF ORDINANCES - 1

**ATTENDANCE RECORD FOR MEMBERS OF THE GOVERNING BODY
 AGENDA FIXING SESSION**

2009 COUNCIL MEMBERS (05/04/2009)	PRESENT	ABSENT	ARRIVAL TIME
CARTER, LINDA CHAIR, COMMITTEE-OF-THE-WHOLE			
MAPP, ADRIAN O.			
MCWILLIAMS, ANNIE C.			
REID, WILLIAM			
SIMMONS, ELLIOTT			
STORCH, CORY			
BURNEY, RASHID COUNCIL PRESIDENT			
WYATT, LADDIE CLERK TO THE COUNCIL			