

Agenda

City of Plainfield
CITY COUNCIL AGENDA FIXING SESSION
July 12, 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.



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

I. COMMUNICATIONS FROM THE MAYOR:

NONE RECEIVED.

II. OTHER COMMUNICATIONS AND PETITIONS:

STREET AND SIDEWALK ENCROACHMENT:

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

- CORRESPONDENCE DATED JUNE 8, 2010 ADDRESSED TO CITY CLERK, LADDIE WYATT FROM IMAM KHALIL ABDUL-AZIZ, PRESIDENT, MAJLIS AS-SHURA, REQUESTING PERMISSION FROM THE GOVERNING BODY FOR A STREET ENCROACHMENT TO HOLD THE GRAND RE-OPENING AND RIBBON CUTTING CEREMONY OF THEIR MASJID. THE PROPOSED ENCROACHMENT WILL REQUIRE THE CLOSING OF GRANT AVENUE FROM WEST THIRD STREET TO WEST FOURTH STREET ON FRIDAY JULY 30, 2010 COMMENCING AT 11:00 A.M.

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III. REPORT OF SPECIAL COMMITTEE:

NONE

IV. UNFINISHED BUSINESS:

- ❖ COUNCIL PRESIDENT ANNIE C. MCWILLIAMS HAS REQUESTED A STATUS REPORT ON ROAD REPAVEMENT FROM DAVID G. BROWN, DIRECTOR OF PUBLIC WORKS & URBAN DEVELOPMENT.

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

MC 2010 – 20 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. (TECHNICAL ASSISTANT TO THE CONSTRUCTION CODE OFFICIAL) **-PERSONNEL DIVISION.**

MC 2010 – 21 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 6 BUILDING ARTICLE 5 CERTIFICATE OF COMPLIANCE OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD NJ 1971. **INSPECTIONS DIVISION.**

VI. DISCUSSION/ACTION ITEMS:

COUNCIL PRESIDENT MCWILLIAMS WILL OPEN DISCUSSION TO ADDRESS THE FOLLOWING TOPICS:

- HOUSING AUTHORITY COMMISSIONERS.
- PREVIOUSLY ADOPTED RESOLUTION RENAMING ROCK AVE FIELD TO JOE BLACK FIELD.
- REVIEW OF EMPLOYEE PLACEMENT.

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VII. LEGISLATIVE DISCUSSION ITEMS:

- ❖ REVIEW PROPOSED DRAFT ORDINANCE TO AMEND SECTION 2:6-7(e) AND 2:6-7(f) OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD TO ENHANCE THE COUNCIL'S CONTROL FUNCTIONS OVER THE MANAGEMENT OF THE CITY'S FINANCES IN ACCORDANCE WITH SECTION 5.8 OF THE CITY CHARTER.
- ❖ DISCUSS RESOLUTION URGING THE MAYOR TO APPOINT A DIRECTOR OF ADMINISTRATION AND FINANCE IN COMPLIANCE WITH SECTION 4.5 OF THE CITY CHARTER.
- ❖ PENDING RESOLUTION DIRECTING THE PLANNING BOARD TO REVIEW THE LIBRARY CIP REQUEST.
- ❖ RESOLUTION/ORDINANCE STIPULATING DISCRETIONARY SPENDING.

VIII. RESOLUTIONS: **NEW BUSINESS:**

LEGISLATIVE BODY

- A.** COUNCILMANIC RESOLUTION REQUESTING THE DIVISION OF LOCAL GOVERNMENT SERVICES IN THE DEPARTMENT OF COMMUNITY AFFAIRS APPOINT A TEMPORARY CMFO FOR THE CITY OF PLAINFIELD. –**CITY CLERK**
- B.** COUNCILMANIC RESOLUTION AUTHORIZING RENEWAL OF A CERTAIN PLENARY RETAIL CONSUMPTION LICENSE FOR THE 2008 - 2009 LICENSED TERM HERETOFORE ISSUED TO EL PALACIO LATINO CORP., 318 WEST FRONT STREET, CITY OF PLAINFIELD, LICENSE #2012-33-037-006. (**TAX CLEARANCE CERTIFICATE RECEIVED**). –**CITY CLERK**
- C.** COUNCILMANIC RESOLUTION AUTHORIZING RENEWAL OF A CERTAIN PLENARY RETAIL DISTRIBUTION LICENSE FOR THE 2010 - 2011 LICENSED TERM COMMONLY KNOWN AS SHREE JAY, LLC T/A FENROSE WINE & LIQUORS, 431 WEST FRONT STREET, CITY OF PLAINFIELD, LICENSE NO. 2012-44-010-004. (**TAX CLEARANCE CERTIFICATE RECEIVED**). –**CITY CLERK**
- D.** COUNCILMANIC RESOLUTION GRANTING PERMISSION TO EDISON GARCIA., FOR A STREET AND SIDEWALK ENCROACHMENT TO HOLD A DOWNTOWN FIESTA DAY IN CELEBRATION OF THE INDEPENDENCE OF CENTRAL AMERICA TO BE HELD IN THE CITY OWNED PARKING LOT KNOWS AS BLOCK 317 LOT 19 ON SATURDAY, SEPTEMBER 18, 2010 AND SUNDAY, SEPTEMBER 19, 2010. –**CITY CLERK.**

ADMINISTRATION/EXECUTIVE BRANCH

NONE

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CORPORATION COUNSEL

- E.** RESOLUTION AUTHORIZING SETTLEMENT OF ALL CLAIMS IN THE MATTER OF **KANSAS STATE BANK OF MANHATTAN VS. CITY OF PLAINFIELD, ET ALS.**, DOCKET NO. UNN-L-1349-09 IN THE AMOUNT OF **\$37,500.00**. –CORPORATION COUNSEL. (CORRESPONDENCE PREVIOUSLY SUBMITTED.)
- F.** RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN AN AMOUNT NOT TO EXCEED **\$32,400.00** IN SATISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF **THOMAS AUSTIN TUCKER, JR. V. CITY OF PLAINFIELD**, WORKER'S COMPENSATION CLAIM PETITION NO. 2009-9428 INSERVCO CLAIM NO. 1940002114. – CORPORATION COUNSEL. (CORRESPONDENCE PREVIOUSLY SUBMITTED.)
- G.** RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN AN AMOUNT NOT TO EXCEED **\$29,523.00** IN SATISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF **MICHAEL RICHARDS. V. CITY OF PLAINFIELD**, WORKERS COMPENSATION CLAIM PETITION NO. 2009-14312 INSERVCO CLAIM NO. 1940002304. –CORPORATION COUNSEL. (CORRESPONDENCE PREVIOUSLY SUBMITTED.)
- H.** RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN AN AMOUNT NO TO EXCEED **\$12,474.00** IN SATISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF **JAMES BARNETT V. CITY OF PLAINFIELD**, WORKER'S COMPENSATION CLAIM PETITION NO. 2008-29853 INSERVCO CLAIM NO. 1940002250. – CORPORATION COUNSEL. (CORRESPONDENCE PREVIOUSLY SUBMITTED.)

DEPARTMENT OF ADMINISTRATION & FINANCE

- I.** AUTHORIZE APPROVAL TO AWARD A CONTRACT TO BC PRODUCTIONS FOR VIDEOGRAPHY SERVICES FOR FISCAL YEAR 2011 IN AN AMOUNT NOT TO EXCEED **\$30,000.00**. -INFORMATION TECHNOLOGY.
- J.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING CAPITAL ACCOUNT CHECKS** FOR CERTAIN CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$6,882.85**. –COMPTRROLLER.
- K.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING AUTO LIABILITY CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$3,128.16**. –COMPTRROLLER.
- L.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING PROGRAM INCOME CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$270.00** –COMPTRROLLER.
- M.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING PAYROLL TRUST CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$7,991.11**. –COMPTRROLLER.
- N.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING WORKER'S COMPENSATION CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$2,097.48**. – COMPTRROLLER.

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- O.** AUTHORIZE APPROVAL TO CANCEL **OUTSTANDING FEDERAL AND STATE CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$6,587.22. –COMPTROLLER.**
- P.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING PAYROLL ACCOUNT CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$4,317.74. –COMPTROLLER. .**
- Q.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING CURRENT ACCOUNT CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$270,803.90. –COMPTROLLER.**
- R.** APPROVE AUTHORIZATION TO CANCEL **OUTSTANDING UNION COUNTY COMMUNITY DEVELOPMENT CHECKS** FOR INACTIVE CHASE BANK ACCOUNTS IN THE AMOUNT OF **\$274.97 . –COMPTROLLER.**
- S.** AUTHORIZE APPROVAL TO AMEND RESOLUTION NO. 142-10 ADOPTED BY THE GOVERNING BODY ON APRIL 12, 2010 AUTHORIZING THE CANCELLATION OF A THIRD PARTY TAX SALE CERTIFICATE AND REFUND TO PAM INVESTORS FOR BLOCK 832, LOT 12 FROM **\$381.67 TO \$396.49. –TAX COLLECTOR**
- T.** AUTHORIZE APPROVAL TO SUBMIT AND EXECUTE A GRANT AGREEMENT BETWEEN THE UNION COUNTY ARTS GRANT PROGRAM AND THE PLAINFIELD SENIOR CITIZENS SERVICES PROGRAM FOR THE PERIOD COMMENCING JANUARY 1, 2011 THRU DECEMBER 31, 2011 FOR THE INITIAL AMOUNT OF **\$5,000.00. SENIOR SERVICES**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

NONE

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- U.** AUTHORIZE APPROVAL TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT FOR GENERAL AND MISCELLANEOUS ENGINEERING SERVICES WITH REMINGTON & VERNICK ENGINEERS 15-33 HALSTED STREET, EAST ORANGE NJ 07018 IN AN AMOUNT NOT TO EXCEED **\$90,000.00. –DIRECTOR'S OFFICE.**
- V.** APPROVE AUTHORIZATION TO AWARD AN INSURANCE CONTRACT TO ACE AMERICAN INSURANCE COMPANY FOR UNDERGROUND STORAGE TANK LIABILITY IN AN AMOUNT NOT TO EXCEED **\$2,022.62. –DIRECTOR'S OFFICE.**
- W.** AUTHORIZE APPROVAL FOR THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE PROGRAM FOR PROJECT FUNDING IN THE AMOUNT OF **\$1,000,000.00 TO CAPITALIZE A REVOLVING LOAN FUND. –DIRECTOR'S OFFICE.**
- X.** AUTHORIZE APPROVAL TO SUBMIT AN APPLICATION TO THE NEW JERSEY ENTERPRISE ZONE FOR PROJECT FUNDING IN THE AMOUNT OF **\$800,000.00 TO IMPLEMENT PHASE III OF THE CITY OF PLAINFIELD CCTV PROJECT. –DIRECTOR'S OFFICE.**

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- Y.** APPROVE AUTHORIZATION 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 THE RECONSTRUCTION OF SOUTH AVENUE (FROM WOODLAND AVE TO TERRILL ROAD) IN AN AMOUNT NOT TO EXCEED **\$140,875.00**. –**DIRECTOR'S OFFICE**.
- Z.** APPROVE AUTHORIZATION FOR CHANGE ORDER # 2 TO ASPHALT PAVING SYSTEMS, P.O. BOX 530, HAMMONTON, N.J. 08037 FOR YEAR III ROAD IMPROVEMENT PROGRAM, CONTRACT 3, FOR AN INCREASE OF \$29,007.00. –**DIRECTOR'S OFFICE**.
- Z1.** AUTHORIZE APPROVAL FOR CHANGE ORDER # 1 TO CROSSROAD CONSTRUCTION, 312 EMMET STREET, NEWARK, N.J. 07114, FOR THE YEAR III ROAD IMPROVEMENT PROGRAM, CONTRACT 2 FOR AN INCREASE OF \$117,356.00. –**DIRECTOR'S OFFICE**
- Z2.** AUTHORIZE APPROVAL TO AWARD A CONTRACT TO SITA CONSTRUCTION COMPANY, 7 YANKEE MAID LANE, GOSHEN, NY 10924 FOR THE MAPLE CREST BASKETBALL COURT REHABILITATION IN AN AMOUNT NOT TO EXCEED \$98,294.00. –**DIRECTOR'S OFFICE**.
- Z3.** APPROVE AUTHORIZATION TO ACCEPT THE 2011-2012 CAPITAL IMPROVEMENT PROGRAM (CIP) AND THE FY 2011 CAPITAL BUDGET AS RECOMMENDED BY THE PLANNING BOARD. –**PLANNING DIVISION**.
- Z4.** AUTHORIZE APPROVAL TO AMEND RESOLUTION NO. R 212-10 ADOPTED BY THE GOVERNING BODY ON JUNE 21, 2010 FOR AUTHORIZATION TO SUBMIT AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE PROGRAM FOR FISCAL YEAR 2011 UEZ ADMINISTRATIVE BUDGET IN THE AMOUNT OF **\$143,593.00** WITH ANTICIPATED UEZ ASSISTANCE OF **\$47,000.00**. –**ECONOMIC DEVELOPMENT**.
- Z5.** APPROVE AUTHORIZATION TO AWARD A CONTRACT TO THE INCUBATOR, 320 PARK AVENUE, PLAINFIELD, NJ FOR THE PROVISION OF SERVICES RELATED TO SELF-SUFFICIENCY FOR THE COMMUNITY SERVICES BLOCK GRANT AMERICAN RECOVERY AND REINVESTMENT ACT FUNDED PROGRAM IN AN AMOUNT NOT TO EXCEED **\$184,659.00**. –**COMMUNITY DEVELOPMENT**.

PUBLIC OFFICER

- Z6.** AUTHORIZE APPROVAL FOR A LIEN PLACEMENT FOR THE CLEAN-UP OF TWELVE (12) PROPERTIES LISTED ON THE ATTACHED SCHEDULE A FOR A TOTAL OF **\$6,125.32** –**INSPECTIONS DIVISION**.
- Z7.** AUTHORIZE APPROVAL FOR A PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR PROPERTY CLEAN UP OF BLOCK 333 LOT 18 COMMONLY KNOWN AS 143-45 JOHNSTON AVENUE. **\$293.09**

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- Z8.** AUTHORIZE APPROVAL FOR A PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR PROPERTY CLEAN UP OF BLOCK 619 LOT 15 COMMONLY KNOWN AS 709-15 BERCKMAN STREET. \$536.18

IX. INTRODUCTION OF ORDINANCES ON FIRST READING:

MC 2010 – 22 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 2, ADMINISTRATION, ARTICLE 6, DEPARTMENT OF ADMINISTRATION AND FINANCE, SECTION 2:6-7, DIVISION OF AUDIT AND CONTROL –**CORPORATION COUNSEL.**

MC 2010 – 23 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 2, ADMINISTRATION, ARTICLE 10, BUDGET AND PURCHASING PROCEDURES, SECTION 2:10-5, PURCHASING IN GENERAL –**CORPORATION COUNSEL.**

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

X. ADJOURNMENT:

TOTAL # OF RESOLUTIONS – 34
TOTAL # OF ORDINANCES – 4

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ATTENDANCE RECORD FOR MEMBERS OF THE GOVERNING BODY AGENDA FIXING SESSION

2010 COUNCIL MEMBERS (7/12/2010)	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			