

Agenda

City of Plainfield
CITY COUNCIL AGENDA FIXING SESSION
November 15, 2010
City Hall Library – 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 TRANSMITTED TO THE COURIER-NEWS AND STAR-LEDGER ON **MONDAY, NOVEMBER 1, 2010** AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

I. COMMUNICATIONS FROM THE MAYOR:

- ❖ CORRESPONDENCE DATED NOVEMBER 8, 2010 FROM THE HONORABLE SHARON ROBINSON-BRIGGS, MAYOR, APPOINTING **MR. ALFRED RESTAINO** AS ACTING DIRECTOR OF ADMINISTRATION, FINANCE, HEALTH & SOCIAL SERVICES RETROACTIVE TO OCTOBER 5, 2010.
- ❖ CORRESPONDENCE DATED NOVEMBER 8, 2010 FROM THE HONORABLE SHARON ROBINSON-BRIGGS, MAYOR, ADDRESSED TO THE GOVERNING BODY REQUESTING THE ADVICE AND CONSENT TO THE APPOINTMENT OF **MR. ALFRED RESTAINO** AS DIRECTOR OF ADMINISTRATION, FINANCE, HEALTH AND SOCIAL SERVICES FOR TERM CONCURRENT WITH THE MAYOR EFFECTIVE IMMEDIATELY UPON ADOPTION AND CONFIRMATION OF OATH OF OFFICE.

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II. OTHER COMMUNICATIONS AND PETITIONS:

STREET AND SIDEWALK ENCROACHMENT:

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

- ❖ LETTER OF SYMPATHY ON BEHALF OF THE UNANIMOUS MUNICIPAL COUNCIL EXPRESSING SINCEREST SYMPATHY TO COUNCILWOMAN BRIDGET RIVERS AND HER FAMILY FROM THE HONORABLE WILLIAM REID.
- ❖ MR. DAVID BIAGINI, CORPORATE SECRETARY, SID MANAGEMENT CORPORATION HAS PETITIONED THE GOVERNING BODY TO GRANT PERMISSION FOR THE SPECIAL IMPROVEMENT DISTRICT/SID TO CELEBRATE AND PROMOTE ITS ANNUAL HOLIDAY HORSE AND WAGON RIDES. THEY PLAN TO SPONSOR WAGON RIDES THROUGH THE DOWNTOWN AREA AND ALONG SOUTH AVENUE DURING THE AFTERNOON ON SATURDAY, DECEMBER 11, 2010.

III. FINANCIAL REPORTS:

- ✓ MONTHLY DISTRIBUTION OF CONSOLIDATED BILL LIST AUTHORIZING PAYMENT
- ☑ BILLS LIST
- ☑ BUDGET STATUS REPORT
- ☑ REVENUE REPORT

IV. REPORT OF SPECIAL COMMITTEES:

CITY COUNCIL'S AD HOC COMMITTEE REPORT(S):

- ☑ ADMINISTRATION AND FINANCE
- ☑ PUBLIC SAFETY
- ☑ ECONOMIC DEVELOPMENT
- ☑ CITY AND NEIGHBORHOOD SERVICES
- ☑ COMMUNITY ADVISORY GROUP

V. DISCUSSION/ACTION ITEMS:

NONE SUBMITTED.

VI. UNFINISHED BUSINESS:

NONE.

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

MC 2010 – 27 AN ORDINANCE TO AMEND AND SUPPLEMENT VARIOUS ARTICLES AND SECTIONS OF CHAPTER 17 THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD. **–PLANNING DIVISION.**

MC 2010(2) – 28 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 2, ADMINISTRATION, ARTICLE 10, BUDGET AND PURCHASING PROCEDURES, SECTION 2:10-5, PURCHASING IN GENERAL **–CORPORATION COUNSEL. (REDUCTION OF BID THRESHOLD)**

BOND 1249 BOND ORDINANCE PROVIDING ACQUISITION OF LIBRARY IMPROVEMENTS FOR THE CITY OF PLAINFIELD, APPROPRIATING THE SUM OF \$120,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$114,000 OF BONDS AND/OR NOTES OF THE CITY FOR FINANCING THE COST THEREOF AND MAKING THE DOWN PAYMENT FOR SAID ACQUISITION AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF PLAINFIELD, IN THE COUNTY OF UNION, NEW JERSEY

IX. RESOLUTIONS:
NEW BUSINESS:

LEGISLATIVE BODY

NONE

ADMINISTRATION/EXECUTIVE BRANCH

- A.** APPROVE RESOLUTION REQUESTING ADVICE AND CONSENT TO THE APPOINTMENT OF **MR. ALFRED RESTAINO** AS DIRECTOR OF ADMINISTRATION, FINANCE, HEALTH AND SOCIAL SERVICES FOR TERM CONCURRENT WITH THE MAYOR. **– OFFICE OF THE MAYOR.**
- B.** APPROVE AUTHORIZATION FOR THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF PLAINFIELD AND POWELL CAPITAL MARKETS INC. FOR FINANCIAL ADVISORY SERVICES. **–CITY ADMINISTRATOR**

CORPORATION COUNSEL

NONE SUBMITTED.

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DEPARTMENT OF ADMINISTRATION & FINANCE

- C.** AUTHORIZE APPROVAL FOR PLAINFIELD ACTION SERVICES TO RECEIVE ITS FIRST FUNDING ALLOCATION FOR THE 2011 COMMUNITY SERVICE BLOCK GRANT (CSBG) FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS (DCA) DIVISION OF HOUSING AND COMMUNITY RESOURCES IN THE AMOUNT OF **\$45,449. –ACTING DIRECTOR.**
- D.** AUTHORIZE APPROVAL TO AMEND THE FUNDING FOR A PROFESSIONAL SERVICE AGREEMENT BETWEEN THE INCUBATOR 320 PARK AVENUE PLAINFIELD NEW JERSEY AND THE CITY OF PLAINFIELD FOR THE IMPLEMENTATION OF COMPREHENSIVE EMPLOYMENT AND ANCILLARY SERVICES UNDER THE COMMUNITY SERVICES BLOCK GRANT AMERICAN RECOVERY AND REINVESTMENT ACT FUNDED PROGRAM IN AN AMOUNT NOT TO EXCEED **\$184,659.00. –ACTING DIRECTOR.**
- E.** AUTHORIZE APPROVAL FOR THE SUBMISSION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YEAR 37 (2011 – 2012 FUNDING PRIORITIES. –**ACTING DIRECTOR.**
- F.** AUTHORIZE APPROVAL FOR THE ADOPTION OF GENERAL FUND EMERGENCY TEMPORARY APPROPRIATIONS PRIOR TO THE ADOPTION OF THE FY 2011 BUDGET IN ACCORDANCE WITH N.J.S.A. 40A:4-20 FOR THE MONTH OF DECEMBER. –**AUDIT & CONTROL.**
- G.** AUTHORIZE APPROVAL FOR THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF PLAINFIELD AND INSERVCO INSURANCE SERVICES, INC. TO REPRESENT THE CITY OF PLAINFIELD AS CLAIMS SERVICE ADMINISTRATOR IN AN AMOUNT NOT TO EXCEED \$60,000.00. –**PERSONNEL.**
- H.** APPROVE AUTHORIZATION TO ISSUE A REFUND DUE TO ERRONEOUS TAXES PAID AS CITED ON THE ATTACHED SCHEDULE A - **\$1,041.06. –TAX COLLECTOR.**
- I.** AUTHORIZE APPROVAL TO ISSUE A REFUND DUE TO DUPLICATE PAYMENTS AS CITED ON THE ATTACHED SCHEDULE B - **\$4,734.71 –TAX COLLECTOR.**
- J.** APPROVE AUTHORIZATION FOR THE ISSUANCE OF FOUR (4) REFUNDS FOR SENIOR CITIZENS DEDUCTIONS AS CITED ON THE ATTACHED SCHEDULE C - **\$1,000.00. –TAX COLLECTOR.**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

- K.** AUTHORIZE APPROVAL FOR THE PUBLIC AUCTION OF ABANDONED OR UNCLAIMED MOTOR VEHICLES. –**DIRECTOR**

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DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- L.** AUTHORIZE APPROVAL FOR CHANGE ORDER # 1 (FINAL) RELEASE OF THE PERFORMANCE BOND AND ACCEPTANCE OF THE MAINTENANCE BOND TO LANCHA CONSTRUCTION 49 W. GROCHAWIAK STREET SOUTH RIVER NJ 08882 FOR YEAR 3 ROAD IMPROVEMENT PROGRAM CONTRACT 1. –**DIRECTOR**
- M.** APPROVE AUTHORIZATION FOR THE RELEASE OF A PERFORMANCE GUARANTEE AND CASH DEPOSIT ASSOCIATED WITH DEVELOPMENT AT THE PROPERTY KNOWN AS 1472-1478 SOUTH AVENUE/ 500-510 TERRILL ROAD SHOWN ON THE TAX MAP OF THE CITY OF PLAINFIELD AS BLOCK 625 LOT 34. – **PLANNING**

PUBLIC OFFICER

- N.** AUTHORIZE APPROVAL FOR PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR PROPERTY CLEAN UP OF ELEVEN (11) PROPERTIES AS CITED ON THE ATTACHED SCHEDULE A. **\$7,324.92.**
- O.** AUTHORIZE APPROVAL FOR PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR PROPERTY CLEAN UP OF FIVE (5) PROPERTIES HEREIN CITED ON THE ATTACHED SCHEDULE A. **\$3,190.16.**
- P.** AUTHORIZE APPROVAL FOR THE PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR PROPERTY CLEAN UP OF BLOCK 507 LOT 16 COMMONLY KNOWN AS 922-26 PLAINFIELD AVENUE. **\$901.91**
- Q.** APPROVE AUTHORIZATION FOR A PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR THE BOARDING UP AND SECURING OF ALL OPENINGS ON VACANT STRUCTURE OF THREE (3) PROPERTIES AS CITED ON THE ATTACHED SCHEDULE A. **\$1,748.71**

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X. INTRODUCTION OF ORDINANCES ON FIRST READING:

MC 2010 – 30 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. (CITY TREASURER) – **PERSONNEL.**

MC 2010 – 31 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 11 PERSONNEL ARTICLE 20 ENTITLED POSITIONS ELIGIBLE FOR THE DEFINED CONTRIBUTION RETIREMENT PROGRAM. –**PERSONNEL.**

MC 2010 – 32 AN ORDINANCE TO AMEND THE OUTDOOR STORAGE SECTION (SECTION 17:9-42) OF CHAPTER 17 THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD AS IT RELATES TO COMMERCIAL VEHICLES. –**PLANNING.**

MC 2010 – 33 AN ORDINANCE TO VACATE PORTIONS OF PROPERTIES ADJACENT TO CITY OWNED LOTS AT: CAMBRIDGE AVENUE (BLOCK 922, LOT 10 AND BLOCK 921, LOT 13) BIRCH AVENUE (BLOCK 439, LOT 1 AND BLOCK 440, LOT 12.02); BERKELEY TERRACE (BLOCK 439, LOT 1 AND BLOCK 435, LOT 15); EVERETT PLACE (BLOCK 213, LOT 1 AND BLOCK 215, LOT 1601); LOUISE STREET (BLOCK 214, LOT 1 AND BLOCK 213, LOT 1); AND BROKAW BOULEVARD (BLOCK 214, LOT 1 AND BLOCK 208, LOT 1.01). –**PLANNING**

MC 2010 – 34 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.**

MC 2010 – 35 AN ORDINANCE TO AMEND ARTICLE XIII 17:13-1 OF THE CITY OF PLAINFIELD LAND USE ORDINANCE CONCERNING BOARD AND COMMISSION RELATED APPLICATION FEES. –**PLANNING.**

MC 2010 – 36 AN ORDINANCE ADOPTING A THIRD AMENDED REDEVELOPMENT PLAN OF 197 PROPERTIES CITY-OWNED, IN FORECLOSURE, AND BANKRUPT PROPERTIES BY REMOVING 120 PROPERTIES AND REVERTING THEM TO THE UNDERLYING ZONING, AND RETAINING 74 PROPERTIES PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12 A-1 ET. SEQ. –**PLANNING.**

MC 2010 – 37 AN ORDINANCE TO AMEND VARIOUS ZONING DESIGNATIONS FOR LAND USE IN THE CITY LAND USE ORDINANCE CHAPTER 17 AND THE CITY ZONING MAP AS RECOMMENDED IN THE 2009 CITY MASTER PLAN OF THE CITY OF PLAINFIELD. –**PLANNING. –PLANNING.**

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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.

XI. ADJOURNMENT:

TOTAL # OF RESOLUTIONS – 17

TOTAL # OF ORDINANCES – 11

ATTENDANCE RECORD FOR MEMBERS OF THE GOVERNING BODY AGENDA FIXING SESSION

2010 COUNCIL MEMBERS (11/22/2010)	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			