

Agenda

City of Plainfield
CITY COUNCIL AGENDA FIXING SESSION
APRIL 7, 2008
City Hall Library – Mayor’s Complex – 515 Watchung Avenue
(908) 753-3222

MUNICIPAL COUNCIL MEMBERS

**PRESIDENT
AND
COUNCILMAN-AT-LARGE**
Honorable Harold Gibson

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 Donald Davis

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 **MONDAY, MARCH 31, 2008** AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK’S OFFICE.

I. COMMUNICATIONS FROM THE MAYOR:

NONE

II. OTHER COMMUNICATIONS AND PETITIONS:

- ❖ FROM MR. JOSEPH H. DA ROLD, DIRECTOR, PLAINFIELD PUBLIC LIBRARY, CORRESPONDENCE RECEIVED APRIL 2, 2008 VIA FACSIMILE TRANSMITTAL TO COUNCIL PRESIDENT GIBSON REQUESTING PERMISSION BE GRANTED FOR STREET CLOSURE ON COLLEGE PLACE BETWEEN 8TH AND 9TH STREETS SCHEDULED FOR SATURDAY, MAY 3, 2008 FOR THE PURPOSE OF CONDUCTING A COMMUNITY HEALTH FITNESS FAIR BETWEEN THE HOURS OF 10:00 A.M. AND 2:00 P.M.

MR. DA ROLD IS ALSO REQUESTING ASSISTANCE FROM THE POLICE DIVISION IN THE POSTING OF “NO PARKING” SIGNS; AND ASSISTANCE FROM THE DIVISION OF PUBLIC WORKS.

MR. ROBERT B. GOLON, ASSISTANT LIBRARY DIRECTOR HAS SUBMITTED THE APPROPRIATE PUBLIC ENTERTAINMENT PERMIT AND HAS BEEN ADVISED OF THE MILLION DOLLAR INSURANCE REQUIREMENT.

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- ❖ FROM MS. YULANDA P. SISTRUNK, CHAIRPERSON FOR THE FAMILY LIFE CENTER, INC., IS REQUESTING PERMISSION BE GRANTED TO HANG A BANNER ACROSS THE CITY ROADWAYS FOR THE PURPOSE OF PROMOTING ITS THIRD ANNUAL SUMMER CARNIVAL TO BE HELD ON THE PLAINFIELD HIGH SCHOOL GROUNDS, 950 PARK AVENUE COMMENCING THURSDAY, JULY 17 THROUGH SUNDAY JULY 20, 2008 (HANGING OF THE BANNER LOCATION TO BE DETERMINED).

III. REPORT OF SPECIAL COMMITTEE:

NONE.

IV. UNFINISHED BUSINESS:

NONE.

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

NONE

VI. DISCUSSION/ACTION ITEMS:

- ◆ CITY ADMINISTRATOR MARC DASHIELD HAS REQUESTED TIME BE SET ASIDE FOR A PRESENTATION CONCERNING INFORMATION TECHNOLOGY AND THE SPECIAL IMPROVEMENT DISTRICT BUDGET.

VII. LEGISLATIVE DISCUSSION ITEMS:

- ◆ COUNCIL PRESIDENT HAROLD GIBSON HAS REQUESTED DISCUSSION WITH THE COMMITTEE OF THE WHOLE ON PROCEDURES FOR PAYMENT OF PERSONAL EXPENSES; REIMBURSEMENT OF CLAIMED EXPENDITURES; ATTENDANCE AT STATE/COUNTY AND NATIONAL CONFERENCES RELATING TO GOVERNMENT; TRAINING; AND THE LIKE.

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VIII. RESOLUTIONS:
NEW BUSINESS:

LEGISLATIVE BODY

- A.** AUTHORIZE APPROVAL FOR THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO ACCESS SYSTEMS, 4260 HENNEBERRY ROAD, MANILUS, NEW YORK TO PROVIDE AN ENHANCED MUNICIPAL RECORDS MANAGEMENT PROGRAM - **\$50,000.00 – CORPORATION COUNSEL.**
- B.** COUNCILMANIC RESOLUTION APPROVING A PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE NO. 2012-44-010-003 FROM MITEN LIQUORS, INC., T/A FENROSE WINE & LIQUORS TO SHREE JAY, LLC, 431 WEST FRONT STREET, CITY OF PLAINFIELD – **CITY CLERK** (THIS ITEM WAS WITHDRAWN AT THE 3/19/08 REGULAR MEETING AT THE REQUEST OF THE LICENSEE’S ATTORNEY AND IS RE-SUBMITTED FOR CITY COUNCIL CONSIDERATION).
- C.** COUNCILMANIC RESOLUTION AUTHORIZING APPROVAL (OR) NON-APPROVAL OF A PERSON-TO-PERSON TRANSFER CURRENTLY ISSUED TO WILLIAM J. SCHNEIDER D/B/A THE OPEN FIFTH, 315 EAST FIFTH STREET TO CRISTOBAL SANCHEZ – **CITY CLERK.**

NOTE: THE FIFTH STREET PREMISES HAS BEEN CLOSED DUE TO FIRE SINCE 2005 AND HAS REMAINED CLOSED AND BOARDED UP. MR. SCHNEIDER HAS RECEIVED A SPECIAL RULING FROM THE DIRECTOR, DIVISION OF ALCOHOLIC BEVERAGE CONTROL AND HAS BEEN RENEWED FOR THE CURRENT LICENSE TERM.

THE APPLICANT WISHES TO SITE THE LICENSE AT 315 EAST FIFTH STREET, WHICH, ACCORDING TO THE POLICE INVESTIGATION, IS WITHIN 200 FEET OF BETHEL PRESBYTERIAN CHURCH. PURSUANT TO N.J.S.A. 33:1-76, NO LICENSE CAN BE LOCATED WITHIN 200 FEET OF A CHURCH, PUBLIC SCHOOL OR PRIVATE SCHOOL CONDUCTED NOT FOR PROFIT.

THE APPROPRIATE RESOLUTION WILL BE PREPARED BY THE CORPORATION COUNSEL AND/OR CITY CLERK ONCE THE GOVERNING BODY HAS MADE ITS DETERMINATION.

ADMINISTRATION/EXECUTIVE BRANCH

- D.** AUTHORIZE APPROVAL TO ACCEPT A MINI-GRANT AWARD FROM THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES THROUGH LINC’S THE CITY OF PLAINFIELD HEALTH DEPARTMENT FOR PANDEMIC INFLUENZA PREPAREDNESS AND PUBLIC HEALTH EMERGENCY PREPAREDNESS – **\$9,862.00 – CITY ADMINISTRATOR.**
- E.** AUTHORIZE APPROVAL TO EXECUTE A SHARED SERVICES AGREEMENT BETWEEN THE CITY OF PLAINFIELD AND THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY TO PROVIDE FOR PUBLICATION AND DISSEMINATION OF PUBLIC INFORMATION – **\$50,000.00 – CITY ADMINISTRATOR.**

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- F.** APPROVE RESOLUTION ENDORSING AN APPLICATION TO NEW JERSEY HOUSING AND FINANCE AGENCY’S CHOICE IN HOME OWNERSHIP INCENTIVE (CHOICE) PROGRAM SUBMITTED BY DORNOCH PLAINFIELD, LLC DEVELOPERS OF 63 HOUSING UNITS KNOWN AS “THE MONARCH” AT THE PREMISES LOCATED ON BLOCK 324, LOT 10.01 – **CITY ADMINISTRATOR.**
- G.** AUTHORIZE APPROVAL TO AMEND RESOLUTION R 137-08 TO EXTEND THE DATE OF THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF PLAINFIELD HEALTH DEPARTMENT AND UNIVERSITY OF MEDICINE AND DENTISTRY OF NEW JERSEY, A BODY CORPORATE AND POLITIC OF THE STATE OF NEW JERSEY ON BEHALF OF ITS UNIVERSITY – LATTIMORE PRACTICE AT UMDNJ. EXTENDED DATE OF AGREEMENT RETROACTIVE TO JULY 1, 2007 THRU DECEMBER 31, 2008; INCLUSIVE OF COST OF SERVICES FROM **\$18,500.00** TO **\$22,000.00** – **CITY ADMINISTRATOR.**

CORPORATION COUNSEL

NONE

DEPARTMENT OF ADMINISTRATION & FINANCE

- H.** APPROVE AUTHORIZATION FOR PAYMENT OF A FIXED STIPEND TO DOUGLAS PECK, ACTING DEPARTMENT DIRECTOR OF ADMINISTRATION, FINANCE, HEALTH AND SOCIAL SERVICES TO COVER THE COST ASSOCIATED WITH RELOCATION – **\$12,000.00** – **PERSONNEL.**
- I.** AUTHORIZE APPROVAL TO AMEND THE CITY’S EMPLOYEE HANDBOOK – **PERSONNEL.**
- J.** APPROVE AUTHORIZATION FOR CANCELLATION OF A THIRD PARTY TAX SALE CERTIFICATE #07-033 AND THE ISSUANCE OF A REFUND FOR PREMISES KNOWN AS BLOCK 115, LOT 2 COMMONLY KNOWN AS 833 WEST THIRD STREET – **\$346.74** – **TAX COLLECTOR.**
- K.** AUTHORIZE APPROVAL TO AMEND R 168-07 ADOPTED BY THE GOVERNING BODY ON APRIL 18, 2007 FOR OVERPAYMENT OF A REFUND TO FIRST AMERICAN REAL ESTATE TAX SERVICE FOR BLOCK 123, LOT 23, COMMONLY KNOWN AS 315-17 MONROE AVENUE – **\$878.49** – **TAX COLLECTOR.**
- L.** AUTHORIZE APPROVAL TO ISSUE REFUNDS TO THE OWNERS OF FOUR (4) PROPERTIES DUE TO DUPLICATE PAID TAXES AS LISTED HEREIN ON THE ATTACHED SCHEDULE A – **\$3,731.91** – **TAX COLLECTOR.**
- M.** AUTHORIZE APPROVAL FOR PUBLICATION OF IMAGES OF “THE LANDING OF COLUMBUS IN SAN SALVADOR, 1893” PAINTING BY ALBERT BIERSTADT, IN A CERTAIN EDUCATION PUBLICATION ENTITLED “THE AMERICAN VISION STUDENT EDITION 2008” PUBLISHED BY

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THE MCGRAW HILL PUBLISHING COMPANY – PURCHASING DIVISION.

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

NONE

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- N.** AUTHORIZE APPROVAL TO ACCEPT GRANT AWARD FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FY 2008 MUNICIPAL AID PROGRAM FOR THE RECONSTRUCTION OF WEST FOURTH STREET PHASE II (FROM CLINTON AVENUE TO HALSEY STREET) – **\$250,000.00** – **DIRECTOR’S OFFICE.**
- O.** AUTHORIZE APPROVAL FOR THE MAYOR AND THE CITY CLERK TO EXECUTE A GRANT AGREEMENT BETWEEN THE CITY OF PLAINFIELD AND THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION TO CONDUCT STORMWATER MANAGEMENT ACTIVITIES FOR FY 2005 – **\$20,619.00** – **DIRECTOR’S OFFICE.**
- P.** AUTHORIZE APPROVAL TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH REMINGTON & VERNICK ENGINEERS, 15-33 HALSTEAD STREET, EAST ORANGE FOR THE PREPARATION AND SUBMISSION OF THE ANNUAL 2008 MS4 STORMWATER REPORT AND CERTIFICATION – **\$2,500.00** – **DIRECTOR’S OFFICE.**
- Q.** APPROVE AUTHORIZATION TO AWARD A PROFESSIONAL SERVICES CONTRACT TO REMINGTON & VERNICK ENGINEERS, 15-33 HALSTEAD STREET, EAST ORANGE FOR ENGINEERING SERVICES FOR THE RECONSTRUCTION OF WEST FOURTH STREET PHASE I AND PHASE II (FROM PISCATAWAY BORDER TO HALSEY STREET) – **\$103,800.00** – **DIRECTOR’S OFFICE.**
- R.** AUTHORIZE APPROVAL FOR THE MAYOR TO EXECUTE A CONTRACT AGREEMENT WITH THE COUNTY OF UNION DIVISION OF AGING, DEPARTMENT OF HUMAN SERVICES FOR FUNDING UNDER THE SAFE HOUSING AND TRANSPORTATION PROGRAM – **\$11,666.00** – **COMMUNITY DEVELOPMENT.**

IX. INTRODUCTION OF ORDINANCES ON FIRST READING:

MC 2008 - 08 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 11, PERSONNEL, ARTICLE 5, COMPETITIVE EXAMINATION, PERMANENT STATUS, TO CREATE A NEW SECTION WHICH SHALL BE ENTITLED SECTION 7 – REQUIRED CRIMINAL HISTORY BACKGROUND CHECK OF EMPLOYEES AND VOLUNTEERS, OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD – **PERSONNEL DIVISION.**

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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 THIRTY (30) 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.

X. ADJOURNMENT:

TOTAL # OF RESOLUTIONS – 18

TOTAL # OF ORDINANCES – 1

ATTENDANCE RECORD FOR MEMBERS OF THE GOVERNING BODY AGENDA FIXING SESSION

2008 COUNCIL MEMBERS (04/07/2008)	PRESENT	ABSENT	ARRIVAL TIME
BURNEY, RASHID			
CARTER, LINDA CHAIR, COMMITTEE-OF-THE-WHOLE			
DAVIS, DONALD			
REID, WILLIAM			
SIMMONS, ELLIOTT			
STORCH, CORY			
GIBSON, HAROLD COUNCIL PRESIDENT			
WYATT, LADDIE CLERK TO THE COUNCIL			