

**MUNICIPAL COUNCIL OF THE CITY OF PLAINFIELD
PLAINFIELD, NEW JERSEY
REGULAR MEETING AGENDA**

DATE: MONDAY, FEBRUARY 2, 2009
TIME: 8:00 P.M.
PLACE: MUNICIPAL COURT-COUNCIL CHAMBERS
325 WATCHUNG AVENUE

AT THE REGULAR MEETING, A SEGMENT WILL BE PROVIDED FOR PUBLIC COMMENTS, LIMITED TO RESOLUTIONS, MOTIONS AND ORDINANCES TO BE INTRODUCED ON FIRST READING, WHICH APPEARS ON THIS EVENING'S AGENDA PRIOR TO CITY COUNCIL ACTION ON ANY ITEM THAT MAY BE APPROPRIATE FOR PRESENTATION TO THE GOVERNING BODY.

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 of 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.

ORDER OF BUSINESS FOR THE PLAINFIELD CITY COUNCIL

THE HONORABLE RASHID BURNEY, PRESIDING

1. **ROLL CALL:**

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 THE STAR-LEDGER ON *SATURDAY, JANUARY 10, 2009* AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

2. **PLEDGE OF ALLEGIANCE:**

3. **INVOCATION:**

4. **APPROVAL OF MINUTES:**

None

4A. CEREMONIAL MATTERS:

LEGISLATIVE CITATIONS, COMMENDATIONS AND OTHER SPECIAL AWARDS:

- ◆ *COUNCILMANIC RESOLUTION COMMEMORATING THE DEDICATION OF THE ALBERT T. MCWILLIAMS, JR. MEMORIAL PLAZA*

5. **COMMUNICATIONS FROM THE MAYOR:**

NONE

6. **OTHER COMMUNICATIONS AND PETITIONS:**

NONE

7. **REPORT OF SPECIAL COMMITTEES:**

NONE

8. **UNFINISHED BUSINESS:**

- PUBLIC HEARING ON THE SPECIAL IMPROVEMENT DISTRICT (SID) MANAGEMENT CORPORATION FY 2009 BUDGET AND TAX ASSESSMENT ROLL IS SCHEDULED FOR THIS EVENING AS ADVERTISED.

9. CONSIDERATION OF PUBLIC HEARING, SECOND READING & FINAL PASSAGE:

NONE

9(A). PUBLIC COMMENTS, LIMITED TO RESOLUTIONS, MOTIONS, AND ORDINANCES TO BE INTRODUCED ON FIRST READING:

NEW BUSINESS

10. CONSENT AGENDA:

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ALL MATTERS LISTED WITH AN (*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION ON THESE ITEMS UNLESS A COUNCILMEMBER OR CITIZEN SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY UNDER NEW BUSINESS IN ITS NORMAL SEQUENCE LATER ON THE AGENDA.

APPROVAL OF CONSENT AGENDA:

RESOLUTION NUMBERS **R 069-09; R 070-09** AND **R 076-09** THRU **R 079-09** AND **R 081-09** THRU **R 083-09** ARE LISTED ON THE CONSENT AGENDA SEGMENT WITH AN ASTERISK* TO BE APPROVED AND THAT EACH SPECIFIC ACTION ON THE CONSENT AGENDA BE APPROVED AS INDICATED.

**11. RESOLUTIONS AND MOTIONS:
NEW BUSINESS:**

LEGISLATIVE BODY

- *R 069-09** COUNCILMANIC RESOLUTION COMMEMORATING THE DEDICATION OF ALBERT T. MCWILLIAMS, JR. MEMORIAL PLAZA (INTRODUCED BY THE UNANIMOUS MUNICIPAL COUNCIL) – CITY CLERK
- *R 070-09** COUNCILMANIC RESOLUTION REQUESTING THE INSTITUTION OF A FORECLOSURE MORATORIUM BY BANKS AND OTHER LENDING INSTITUTIONS (INTRODUCED BY COUNCILMAN ADRIAN O. MAPP) – CITY CLERK
- R 071-09** COUNCILMANIC RESOLUTION *APPROVING RENEWAL* OF PLENARY RETAIL CONSUMPTION LICENSE NO. 2012-33-026-003 HERETOFORE ISSUED TO JAMES C. CULVER T/A JC'S LOUNGE, 210 RICHMOND STREET, CITY OF PLAINFIELD (RELATED INFORMATION PREVIOUSLY SUBMITTED) – CITY CLERK.
NON-CONSENT
- R 072-09** COUNCILMANIC RESOLUTION *APPROVING A PERSON-TO-PERSON TRANSFER* OF PLENARY RETAIL CONSUMPTION LICENSE NO. 2012-33-026-003 FROM JAMES C. CULVER T/A JC'S LOUNGE, 210 RICHMOND STREET TO JEDACA, INC., T/A JC'S LOUNGE, 210 RICHMOND STREET, CITY OF PLAINFIELD (RELATED INFORMATION PREVIOUSLY SUBMITTED) – CITY CLERK.
NON-CONSENT

R 073-09
NON-CONSENT
COUNCILMANIC RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR USE OF CITY OWNED VEHICLE ON A TWENTY-FOUR HOUR BASIS ASSIGNED **FOR CONDUCT OF OFFICIAL BUSINESS ONLY EFFECTIVE MARCH 1, 2009 THROUGH DECEMBER 31, 2009 – CITY CLERK.**

R 074-09
NON-CONSENT
COUNCILMANIC RESOLUTION AUTHORIZING THE DIRECTOR, PUBLIC AFFAIRS & SAFETY USE OF CITY OWNED VEHICLE ON A TWENTY-FOUR HOUR BASIS ASSIGNED **FOR CONDUCT OF OFFICIAL BUSINESS ONLY EFFECTIVE MARCH 1, 2009 THROUGH DECEMBER 31, 2009 – CITY CLERK.**

ADMINISTRATION/EXECUTIVE BRANCH

NONE

CORPORATION COUNSEL

R 075-09
NON-CONSENT
RESOLUTION AUTHORIZING REIMBURSEMENT TO THE MUNICIPAL EXCESS LIABILITY JOINT INSURANCE FUND (MEL) IN THE MATTER OF BELLE, ET ALS. V. CITY OF PLAINFIELD, ET ALS., DOCKET NO. UNN-L-1099-06, MEL FILE NO. T010-2012-T40241 – **\$30,000.00 (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

DEPARTMENT OF ADMINISTRATION & FINANCE

***R 076-09**
RESOLUTION AUTHORIZING APPROVAL TO APPOINT SCIROCCO FINANCIAL GROUP AS RISK MANAGEMENT CONSULTANT TO THE CITY OF PLAINFIELD – **PERSONNEL DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

***R 077-09**
RESOLUTION AUTHORIZING APPROVAL FOR ISSUANCE OF A REFUND TO THE OWNER(S) OF THE PROPERTY LOCATED AT 516-20 WOODLAND AVENUE DUE TO ERRONEOUSLY PAID TAXES – **\$3,724.98 – TAX COLLECTOR (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

***R 078-09**
RESOLUTION AUTHORIZING APPROVAL TO ESTABLISH DELINQUENT TAX AND ASSESSMENT INTEREST RATES AND PENALTY – **TAX COLLECTOR (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

***R 079-09**
RESOLUTION APPROVING AUTHORIZATION TO APPOINT VANESSA HARDING ASSISTANT TAX COLLECTOR AS TAX SEARCH OFFICER FOR THE CITY OF PLAINFIELD PURSUANT TO N.J.S.A. 54:5-11 ARTICLE 3 ET. SEQ. – **TAX COLLECTOR (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

R 080-09
NON-CONSENT
RESOLUTION AUTHORIZING APPROVAL FOR THE ADOPTION OF EMERGENCY TEMPORARY APPROPRIATIONS FOR THE GENERAL FUND FOR THE MONTHS OF MARCH AND APRIL PRIOR TO THE ADOPTION OF THE SFY 2009 MUNICIPAL BUDGET PURSUANT TO N.J.S.A. 40A:4-20 – **\$11,876,671.02 – COMPTROLLER (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

***R 081-09**
RESOLUTION APPROVING AUTHORIZATION FOR THE DIRECTOR, DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR DEVELOPERS ESCROW TRUST PURSUANT TO P.L 1985, C.222 – **COMPTROLLER (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

NONE

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- *R 082-09** RESOLUTION APPROVING AUTHORIZATION FOR CHANGE ORDER # 1 FOR DEFINO CONTRACTING CO. IN AN AMOUNT NOT TO EXCEED \$14,741.82 FOR THE SOUTH SECOND STREET RESURFACING PROJECT PHASE III (FROM MORRIS AVENUE TO GRANT AVENUE) WHICH AMOUNTS FOR A TOTAL DECREASE OF \$124,683.53 FROM THE ORIGINAL CONTRACT AWARD – DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- *R 083-09** RESOLUTION AUTHORIZING APPROVAL TO AWARD A PROFESSIONAL SERVICES CONTRACT AGREEMENT TO REMINGTON & VERNICK ENGINEERS, 15-33 HALSTED STREET, EAST ORANGE, NJ FOR ENGINEERING SERVICES RELATED TO ELECTRICAL UPGRADES TO CITY HALL – \$26,880.00 – DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- R 084-09** RESOLUTION AUTHORIZING APPROVAL TO ACCEPT THE SFY 2009 MUNICIPAL AID PROGRAM AWARD FOR THE SOUTH SECOND STREET PHASE IV PROJECT (FROM GRANT AVENUE TO PLAINFIELD AVENUE) – \$239,161.00 – DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).
NON-CONSENT

12. NEW ITEM(S):

NONE

13. INTRODUCTION OF ORDINANCES ON FIRST READING:

MC 2009 - 01 AN ORDINANCE AMENDING THE SCHEDULE OF SALARIES AND HOURLY RATES ADOPTED PURSUANT TO ARTICLE 14, CHAPTER 11 OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD, NEW JERSEY, 1971 (FIRE SUB-CODE OFFICIAL) – **PERSONNEL DIVISION.**

MC 2009 - 02 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2, ADMINISTRATION, ARTICLE 2, CITY COUNCIL – **CORPORATION COUNSEL.**

14. GENERAL PUBLIC COMMENTS:

ANY RESIDENT OR TAXPAYER OF PLAINFIELD IS WELCOME TO COMMENT ON ANY GOVERNMENTAL ITEM OF CONCERN TO THEM DURING THE GENERAL PUBLIC COMMENTS SEGMENT OF THE COUNCIL'S MEETING. CITIZENS MUST CLEARLY STATE THEIR NAME AND ADDRESS TO THE CLERK ONCE THE SPEAKER IS RECOGNIZED BY THE PRESIDING OFFICER TO SPEAK. A TOTAL OF THIRTY (30) MINUTES HAS BEEN ALLOCATED FOR ALL PUBLIC COMMENTS TO BE PRESENTED. LARGE GROUPS ARE URGED TO SELECT A SPOKESPERSON TO REPRESENT THEM. EACH PERSON IS ALLOCATED THREE (3) MINUTES TO SPEAK. THE PRESIDING OFFICER OR A MAJORITY ON THE COUNCIL MAY EXTEND THE LENGTH OF TIME ALLOCATED CUMULATIVELY OR INDIVIDUALLY.

NO SPEAKER SHALL ENGAGE IN ANY PERSONALLY OFFENSIVE, DEROGATORY OR ABUSIVE REMARKS. THE PRESIDENT SHALL IMMEDIATELY CALL TO ORDER ANY SPEAKER WHO VIOLATES THIS PROVISION. AN OFFICER FROM THE PLAINFIELD POLICE DIVISION MAY REMOVE ANY DISRUPTIVE PERSON AT THE DISCRETION OF THE PRESIDING OFFICER. PUBLIC COMMENT IS AN OPPORTUNITY FOR THE PUBLIC TO PRESENT THEIR VIEWS – BOTH POSITIVE AND NEGATIVE.

IT IS NOT A QUESTION AND ANSWER PERIOD. NEITHER THE PRESIDING OFFICER NOR COUNCIL MEMBERS WILL ENGAGE IN A BACK AND FORTH EXCHANGE SO SPEAKERS ARE ENCOURAGED TO PRESENT ALL THEIR VIEWS. THE PRESIDING OFFICER AS WELL AS ANY COUNCIL MEMBER MAY RESPOND TO ANY COMMENT AFTER SUCH SPEAKER IS FINISHED. THE PRESIDING OFFICER MAY REFER THE SPEAKER TO THE CITY ADMINISTRATOR OR AN APPROPRIATE DEPARTMENT HEAD AND ANY COUNCIL MEMBER MAY CHOOSE TO RESPOND IN WRITING TO INDIVIDUAL CITIZENS.

15. ADJOURNMENT:

TOTAL RESOLUTIONS = 16

TOTAL ORDINANCES = 2

THE NEXT REGULARLY SCHEDULED MEETING IS AN AGENDA FIXING SESSION TO BE HELD ON MONDAY, FEBRUARY 9, 2009.