

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

**DATE: MONDAY, MARCH 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*

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**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:**

REGULAR MEETING OF FEBRUARY 17, 2009

**4A. CEREMONIAL MATTERS:**

None

5. **COMMUNICATIONS FROM THE MAYOR:**

- ❖ FOR THE PURPOSE OF MEMORIALIZATION HER HONOR, THE MAYOR, SHARON ROBINSON-BRIGGS HAS SUBMITTED A COPY OF PROCLAMATION PRESENTED TO THE DIVISION OF PUBLIC WORKS ENTITLED "IN CELEBRATION OF OUTSTANDING ACHIEVEMENT AND SAFETY" ACKNOWLEDGING THE 2009 SAFETY INCENTIVE AWARD FOR MEETING AND EXCEEDING SAFETY STANDARDS IN THE CITY OF PLAINFIELD

6. **OTHER COMMUNICATIONS AND PETITIONS:**

NONE RECEIVED

7. **REPORT OF SPECIAL COMMITTEES:**

NONE

8. **UNFINISHED BUSINESS:**

NONE PENDING

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

**MC 2009 - 03** 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 (DIRECTOR OF DATA PROCESSING) – **PERSONNEL DIVISION.**

**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 102-09** THRU **105-09**; AND **R 109-09** THRU **R 113-09** 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 100-09**  
NON CONSENT COUNCILMANIC RESOLUTION REQUESTING THAT THE NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES AND SOLARIS HEALTH SYSTEMS EXECUTE THE STIPULATION OF SETTLEMENT IN THE MATTER OF **THE CITY OF PLAINFIELD AND MAYOR SHARON ROBINSON-BRIGGS (IN HER OFFICIAL CAPACITY) V. NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES, ET AL., DOCKET NO. A107-08T3. (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- R 101-09**  
NON CONSENT COUNCILMANIC RESOLUTION DEMANDING THAT THE COMMISSIONER OF THE NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES ENFORCE AND MONITOR ALL CONDITIONS OF APPROVAL FOR THE ISSUANCE OF THE CERTIFICATE OF NEED IN FAVOR OF SOLARIS HEALTH SYSTEMS TO CLOSE MUHLENBERG HOSPITAL.
- \*R 102-09** COUNCILMANIC RESOLUTION AUTHORIZING APPROVAL OF APPLICATION(S) BASED ON THE FINDINGS AND DETERMINATION FOR ISSUANCE OF CERTAIN BING/RAFFLE LICENSES RECOMMENDED BY THE POLICE DIRECTOR (ST. MARY'S ROMAN CATHOLIC CHURCH) – CITY CLERK. (CORRESPONDENCE PREVIOUSLY SUBMITTED).

- \*R 103-09** COUNCILMANIC RESOLUTION GRANTING PERMISSION FOR STREET AND SIDEWALK ENCROACHMENT TO THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY FOR THE INSTALLATION OF A BANNER(S) TO BE HUNG OVER THE CITY'S SIDEWALKS AND ROADWAYS ACROSS EAST FRONT STREET AND WATCHUNG AVENUE AND PARK AVENUE AND 7<sup>TH</sup> STREET FROM AUGUST 17, 2009 THRU SEPTEMBER 12, 2009 TO ADVERTISE ITS 10<sup>TH</sup> ANNUAL ENVIRONMENTAL FAIR – **CITY CLERK (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 104-09** COUNCILMANIC RESOLUTION APPROVAL GRANTING PERMISSION TO THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY FOR STREET AND SIDEWALK ENCROACHMENTS TO HOLD ITS ANNUAL ENVIRONMENTAL FAIR AT LIBRARY PARK ON SATURDAY SEPTEMBER 12, 2009 FROM 11:00 A.M. – 3:00 P.M. – **CITY CLERK. (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 105-09** COUNCILMANIC RESOLUTION GRANTING PERMISSION FOR STREET AND SIDEWALK ENCROACHMENT TO THE PLAINFIELD AREA YMCA FOR THE INSTALLATION OF A BANNER TO BE HUNG OVER THE CITY'S SIDEWALKS AND ROADWAYS ACROSS FRONT STREET AND PARK AVENUE FROM AUGUST 18, 2009 THRU SEPTEMBER 17, 2009 ANNOUNCING THE NATIONAL YMCA HEALTH DAY – **CITY CLERK (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

### **ADMINISTRATION/EXECUTIVE BRANCH**

NONE

### **CORPORATION COUNSEL**

- R 106-09**  
NON-CONSENT RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A DEED NOTICE REGARDING THE PRIVATELY OWNED PROPERTY LOCATED AT 400-404 WATCHUNG AVENUE, AT THE CORNER OF WATCHUNG AVENUE AND EAST FOURTH ST. COMMONLY KNOWN AS BLOCK 836, LOTS 1, 2 AND 3. (**CORRESPONDENCE PREVIOUSLY SUBMITTED.**)
- R 107-09**  
NON-CONSENT RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN SATISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF EDWIN MALDONADO V. CITY OF PLAINFIELD WORKERS COMPENSATION NO. C. P. 2007-25695 INSERVCO CLAIM NO. 194001737 IN THE AMOUNT OF **\$15,180,000.** (**CORRESPONDENCE PREVIOUSLY SUBMITTED.**)

### **DEPARTMENT OF ADMINISTRATION & FINANCE**

- R 108-09**  
NON-CONSENT RESOLUTION AUTHORIZING APPROVAL FOR THE ADOPTION OF GENERAL FUND EMERGENCY TEMPORARY APPROPRIATIONS PRIOR TO THE ADOPTION OF THE FY 2009 BUDGET IN ACCORDANCE WITH N.J.S.A 40A:4-20 FOR THE MONTHS OF MARCH AND APRIL – **\$54,997,356.23** – **CHIEF FINANCE OFFICER (THIS RESOLUTION WAS WITHDRAWN FEBRUARY 2, 2009 REGULAR MEETING).**

## DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

- \*R 109-09** RESOLUTION AUTHORIZING APPROVAL FOR PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE DEPARTMENT OF LAW AND PUBLIC SAFETY. – **DIRECTOR'S OFFICE.**

## DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- \*R 110-09** RESOLUTION AUTHORIZING APPROVAL TO INCREASE THE AMOUNT OF A CONTRACT AWARD TO THE EXISTING NON-FAIR AND OPEN AWARDED CONTRACT TO BROWNFIELDS REDEVELOPMENT SOLUTIONS INC. (BRS) FOR THE MANAGEMENT AND ADMINISTRATION OF THE US ENVIRONMENTAL PROTECTION AGENCY (USEPA) BROWNFIELDS **HAZARDOUS ASSESSMENT GRANT – \$20,000.00 – DIRECTOR'S OFFICE. (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 111-09** RESOLUTION AUTHORIZING APPROVAL TO INCREASE THE AMOUNT OF A CONTRACT AWARD TO THE EXISTING NON-FAIR AND OPEN CONTRACT AWARDED TO BROWNFIELDS REDEVELOPMENT SOLUTIONS INC. (BRS) FOR THE MANAGEMENT AND ADMINISTRATION OF THE US ENVIRONMENTAL PROTECTION AGENCY (USEPA) BROWNFIELDS **PETROLEUM ASSESSMENT GRANT – \$20,000.00 – DIRECTOR'S OFFICE. (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 112-09** RESOLUTION AUTHORIZING THE CITY OF PLAINFIELD TO ENTER INTO A VOLUNTARY MEMORANDUM OF UNDERSTANDING BETWEEN THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) AND THE BROWNFIELDS STEERING COMMITTEE. – **ECONOMIC DEVELOPMENT. (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 113-09** RESOLUTION AUTHORIZING APPROVAL FOR THE CITY OF PLAINFIELD TO SUBMIT AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) FOR DESIGNATION AS A BROWNFIELDS DEVELOPMENT AREA (BDA). – **ECONOMIC DEVELOPMENT. (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

### **12. NEW ITEM(S):**

NONE

### **13. INTRODUCTION OF ORDINANCES ON FIRST READING:**

NONE

**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 = 14**

**TOTAL ORDINANCES = 1**

**THE NEXT REGULARLY SCHEDULED MEETING IS AN AGENDA FIXING SESSION TO BE HELD IN THE CITY HALL LIBRARY ON MONDAY, MARCH 9, 2009.**